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OF THE
LEGISLATIVE COUNCIL
OF
NEW SOUTH WALES,
Session 1868-9.

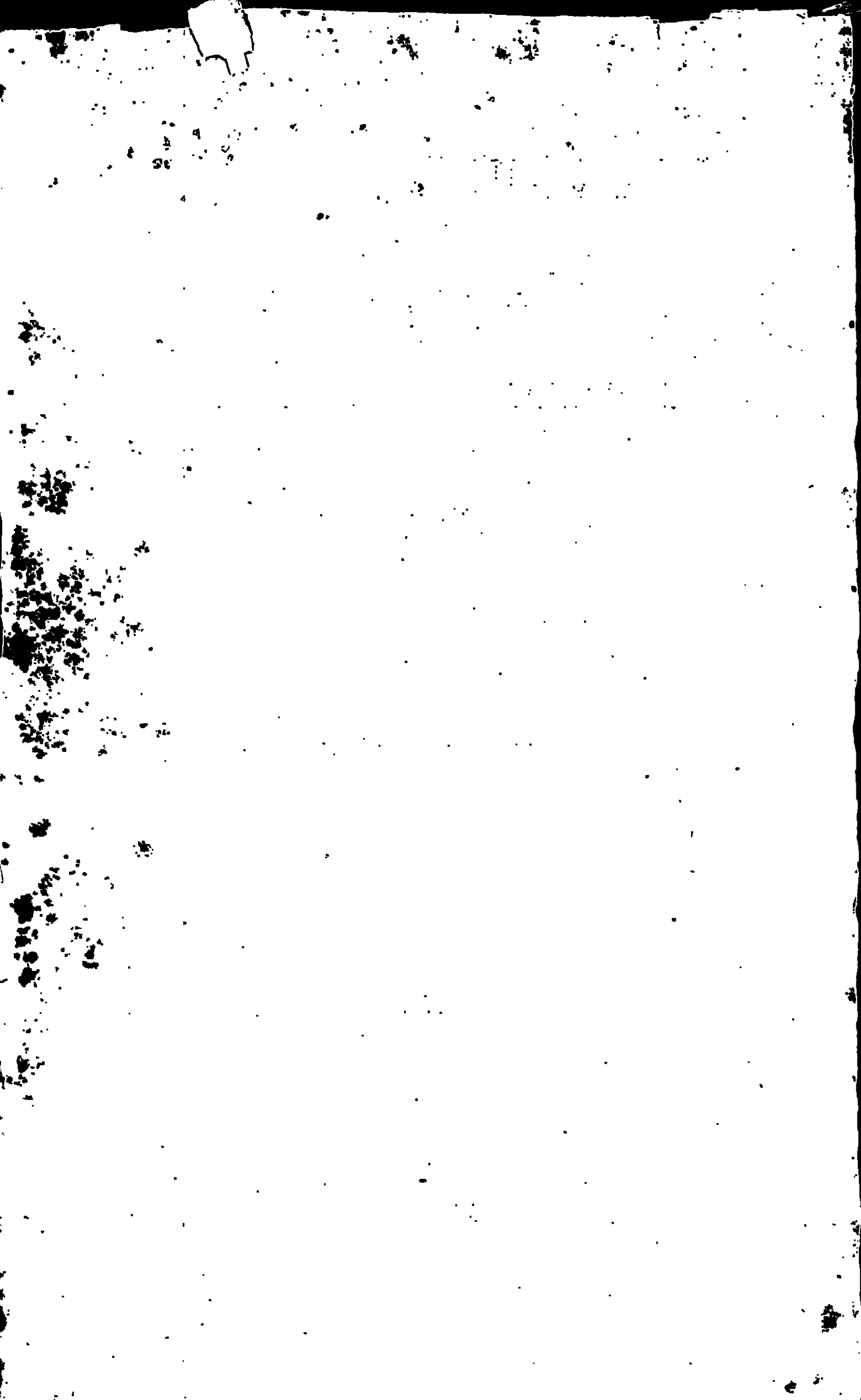
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Legislative Council.

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No. 1.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

TUESDAY, 13 OCTOBER, 1868.

1. The House met at Twelve o'clock, at noon, pursuant to Proclamation of His Excellency the Governor, bearing date the 1st day of September last, which was read by the Clerk of the Parliaments, as follows :—

“ PROCLAMATION.

“ *By His Excellency the Right Honorable SOMERSET RICHARD, EARL OF BELMORE,*
“ *a Member of Her Majesty's Most Honorable Privy Council in Ireland,*
“ *Governor and Commander-in-Chief of the Colony of New South Wales, and*
“ *Vice-Admiral of the same.*

“ Whereas the Parliament of New South Wales now stands prorogued to Tuesday, the fifteenth instant: Now I, SOMERSET RICHARD, EARL OF BELMORE, in pursuance of the power and authority in me vested, as Governor of the said Colony, do hereby further prorogue the said Parliament to Tuesday, the thirteenth day of October next ensuing; and I do hereby further announce and proclaim, that the said Parliament shall assemble for the despatch of business on the aforesaid thirteenth day of October next, at Twelve o'clock at noon, in the buildings known as the Council Chambers, situate in Macquarie-street, in the City of Sydney; and the Members of the 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 Seal, at Government House, Sydney, this
“ first day of September, in the year of our Lord one thousand eight
“ hundred and sixty-eight, and in the thirty-second year of Her
“ Majesty's Reign.

“ (L.S.) BELMORE.

“ *By His Excellency's Command,*
“ HENRY PARKES.

“ GOD SAVE THE QUEEN!”

Members Present :—

The Honorable George Allen, The Honorable John Blaxland, The Honorable William Byrnes, The Honorable John Campbell, The Honorable Frederick Matthew Darley, The Honorable Joseph Docker, The Honorable Samuel Deane Gordon, The Honorable Thomas Holt, The Honorable Thomas Icely, The Honorable Francis Lord, The Honorable John Macfarlane, The Honorable James Mitchell, The Honorable Henry Moore, The Honorable Terence Aubrey Murray, President, The Honorable Alexander Park, The Honorable John Hubert Plunkett, Q.C., The Honorable John Richardson, The Honorable Bourn Russell, The Honorable Edward Deas Thomson, C.B., and The Honorable Elias Carpenter Weekes.

Absent :—

The Honorable William Busby, The Honorable Alexander Campbell, The Honorable James Chisholm, The Honorable George Henry Cox, The Honorable John Hay, The Honorable Patrick Alfred Jennings, The Honorable Sir William Macarthur, Knight, The Honorable Sir William Montagu Manning, Knight, Q.C., The Honorable Edward David Stuart Ogilvie, and The Honorable Robert Towns.

2. **New Members Sworn:**—The President announced that he had received from the Private Secretary to the Governor, a letter bearing date the 30th day of September, 1868, intimating the appointment of Henry Moore, Alexander Park, John Richardson, Frederick Matthew Darley, and Thomas Holt, Esquires, to Seats in this House, and then produced the Writs summoning those gentlemen to the Legislative Council,—

Whereupon the Members undermentioned presented themselves at the Chair, took the Oath, and subscribed the Roll, viz. :—

The Honorable Frederick Matthew Darley,
The Honorable Thomas Holt,
The Honorable Henry Moore,
The Honorable Alexander Park, and
The Honorable John Richardson.

3. **Members Deceased:**—The President then said,—“The melancholy duty now devolves upon me of announcing to the House the Decease of two of its Members—the Honorable Edward Cox and the Honorable Hugh Wallace,—whose names I have directed to be struck from the Alphabetical List of Members.”

4. **Opening the Session:**—His Excellency the Governor having been announced by the Usher of the Black Rod, and conducted to his Seat by the President, accompanied by other Members and Officers of the House, commanded the Usher of the Black Rod, through the Aide-de-Camp, to let the Legislative Assembly know—“It is His Excellency's pleasure they attend him immediately in this House,”—And the Assembly, with their Speaker, being in attendance accordingly, and seated, by desire of the Governor, in the Seats provided for them,—His Excellency read the following speech :—

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,
AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

The long duration of the last Session of Parliament made it impossible for me, having due regard for your convenience, to call you together again at so early a period as would, under other circumstances, have been desirable.

2. During the recess, the Railways and other Public Works have been vigorously proceeded with. On the Southern line twenty-nine miles have been opened up for traffic, and it is expected that the remaining nineteen miles to Goulburn will be completed by the end of March next. The Western line has been extended fifteen miles beyond the Weatherboard, and another extension of thirty-four miles will probably be opened within the next nine months. On the Northern line, the rails have been permanently laid for twenty-two miles beyond Singleton; and by January next, the extension of thirty-one miles as far as Muswellbrook will be completed. All the contracts are now taken to the several terminal points sanctioned by Parliament, with the exception of the last two miles into Bathurst, for which plans and specifications are being prepared, and tenders have been invited for the manufacture, in the Colony, of the whole of the rolling-stock required for the next five years, commencing on the 1st January, 1869.

3. These Southern and Western Extensions have been productive of great benefit to the public, and, among other good results, a large addition has been made by them to the public Revenue; the Railway Income of this year being twenty-eight thousand pounds in excess of the sum received during the corresponding period of last year.

4. The various extensive works for the improvement of Harbours and Navigation along the coast have been pushed on as rapidly as was practicable, and within the last few days, the new basin at Wollongong has been thrown open for public use.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

5. The Estimates of Expenditure for the ensuing year will shortly be laid before you. I have satisfaction in stating, that the Revenue for the current year, received up to this time, exceeds the collections, from the like sources of income, during the corresponding period of 1867. The Loan of one million, for which Parliamentary sanction had been obtained, has not by the latest advices from London, been yet submitted to public tender; but there is every reason to believe, that, when so submitted, it will be disposed of at a higher rate than has been realized in England for the Debentures of this Colony, for several years past. Recent sales of our securities, both here and in London, have shown that the credit of the Colony never stood higher than at the present moment.

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL,
AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

6. A number of Bills have been prepared for your consideration, amongst the most important of which are, Bills to amend the Land Laws, to provide for the disposal of the Church and School Lands, to amend the Impounding Laws, to authorize and regulate the construction of Dams, and to consolidate the Public Debt of the Colony. These Bills will be laid before you without delay; and the importance of the matters to which they relate will, I doubt not, commend them to your most earnest consideration.

7. I have to congratulate you on the favorable prospect of an abundant harvest, promising to afford seasonable relief—after several continuous years of agricultural distress.

8. I devoutly hope that, under Divine Providence, in your deliberations upon the various measures that may occupy your attention, you will so act as will best promote the interests and welfare of the community at large.

His Excellency being then conducted to the Door by the President, accompanied by other Members and Officers of the House,—

And the Assembly, with their Speaker, having withdrawn,—

The House adjourned, on motion of the Colonial Secretary, until Four o'clock p.m., this day.

The House resumed :—

5. Chairman of Committees :—On motion of the Colonial Secretary, *without previous Notice*, it was resolved unanimously,—That the Honorable George Allen be Chairman of Committees of the Whole House, during the present Session,—Whereupon Mr. Allen made his acknowledgments to the House.

6. Ministerial Statement ;—The Colonial Secretary acquainted the House that, during the recess, a change had taken place in the Cabinet, in consequence of which he had relinquished the office of Postmaster General, and assumed that of Colonial Secretary, and that in his new position he still stood charged with the duty of representing the Government in this House.

7. Papers :—The Colonial Secretary laid upon the Table the undermentioned Papers :—

- (1.) Municipal Council's Report on Sewerage and Water Supply for 1867.
- (2.) Despatch respecting the departure of Sir John Young from the Colony.
- (3.) Despatch respecting the Attempted Assassination of H.R.H. the Duke of Edinburgh.
- (4.) Despatch respecting Application for a Lease of Great Banks Island.
- (5.) Report on University of Sydney for 1867.
- (6.) Annual Ordnance Returns.
- (7.) Returns under the Real Property Act for 1867.
- (8.) Reports respecting the Nautical School Ship "Vernon."
- (9.) Regulations for the Industrial School for Girls at Newcastle.
- (10.) Alteration in Volunteer Regulations.
- (11.) By-laws of Boroughs of Armidale, Balmain (2), Cudgegong, West Maitland, Mudgee, Newcastle, Parramatta, St. Leonard's, Singleton, and Waverley—(11).
- (12.) Blue Book for 1867.
- (13.) Statistical Register for 1867.
- (14.) Despatch respecting the Treason Felony Act, with Minute of Executive Council thereon.
- (15.) Further Correspondence respecting Steam Postal Service.
- (16.) Report on the Post Office for 1867.

The Colonial Secretary then moved, That these several Papers be printed,—And the Despatch respecting the Treason Felony Act, with the Minute of the Executive Council thereon, being first read at length by the Clerk, by direction of the President,—

Debate ensued.

Question put and passed.

Ordered to be printed.

8. Ordnance Lands Transfer Bill :—The Colonial Secretary having *presented* a Bill, and moved that this Bill be now read a first time, *pro forma*,—

Question put and passed,—

And Bill, intituled "*A Bill for confirming the Transfer to the Secretary at War in England from the Principal Officers of Ordnance there of certain Lands in New South Wales and for amending the Ordnance Land Act of Council 1840*,"—read a first time, *pro forma*.

9. Address in reply to His Excellency's Opening Speech :—The President reported that he had obtained a Copy of the Speech His Excellency the Governor had been pleased to make this day to both Houses of Parliament, and having read the same,—

Mr. Holt moved,—That a Select Committee be appointed to consider and prepare an Address in answer to His Excellency the Governor's Opening Speech, and that such Committee consist of Mr. John Campbell, Mr. Darley, the Colonial Secretary, Mr. Gordon, Mr. Icely, Mr. Mitchell, Mr. Plunkett, Mr. Deas Thomson, Mr. Weekes, and the Mover.

Question put and passed,—

Whereupon the Committee retired to consider and prepare the Address,—

And Mr. Holt having, after some time, brought up the Address as prepared by the Committee, moved, That the said Address be now read by the Clerk.

Question put and passed,—

And the said Address was read by the Clerk, as follows :—

"To

"To His Excellency the Right Honorable SOMERSET RICHARD, EARL OF BELMORE,
 "a Member of Her Majesty's Most Honorable Privy Council in Ireland,
 "Governor and Commander-in-Chief of the Colony of New South Wales, and
 "Vice-Admiral of the same.

"MAY IT PLEASE YOUR EXCELLENCY,—

"We, Her Majesty's loyal and dutiful subjects, the Members of the
 "Legislative Council of New South Wales, in Parliament assembled, desire to
 "express to Your Excellency our loyalty and attachment to Her Most Gracious
 "Majesty's Person and Government, and to offer our respectful thanks for Your
 "Excellency's Speech.

"2. It is satisfactory to us to be informed that considerable progress has
 "been made in the construction of Railways, and we trust that the tenders which
 "have been invited for the manufacture of the required rolling stock in this
 "Colony may tend to shew that this description of work can be manufactured
 "here as economically and efficiently as in the United Kingdom.

"3. We are glad to learn that the Extensions of Railways already completed
 "have added considerably to the public Revenue; and that the works in connec-
 "tion with Harbours and River Navigation are being pushed on as rapidly as
 "practicable.

"4. The Bills to amend the Land Laws, and to deal with the other
 "important matters to which Your Excellency refers, shall receive the most
 "careful consideration at our hands, and shall be dealt with by us in such mode,
 "as, in our opinion, will be most likely to promote the general welfare."

Mr. Holt then moved, and Mr. Darley seconded the motion,—That the Address,
 as read by the Clerk, be now adopted as the Answer of this House to the speech
 His Excellency the Governor had been pleased to make this day to both Houses
 of Parliament.

Debate ensued.

Question put and passed;—

And the Colonial Secretary having informed the House that he had ascertained it
 to be the pleasure of the Governor to receive their Address in reply to His
 Excellency's Opening Speech, at Government House, to-morrow, at half-past four
 o'clock,—

The House, on motion of the Colonial Secretary, adjourned at Twenty-eight minutes
 after Six o'clock, until To-morrow, at Four o'clock p.m.

R. O'CONNOR,
 Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, OCTOBER 14.

MEMO :—The House meet *this day*, at Four o'clock p.m., to proceed to Government House,
 —and there, at half-past Four o'clock, present to the Governor their Address in
 reply to His Excellency's Opening Speech.

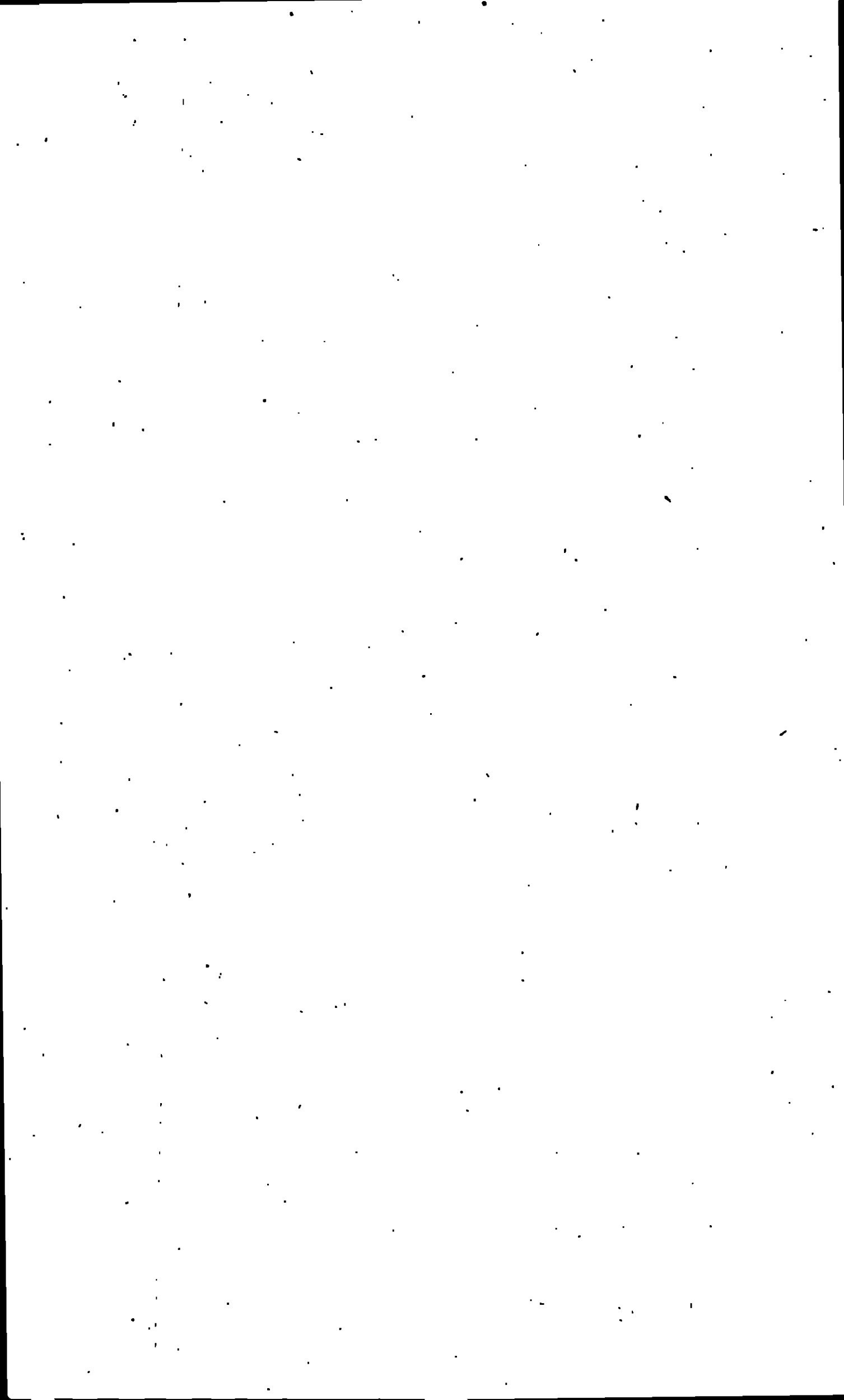
Question :—

1. MR. PLUNKETT to ask THE COLONIAL SECRETARY,—
 (1.) What action do the Government now intend to take with respect to the Treason
 Felony Act?
 (2.) Do they propose to repeal or alter any part of that Act?

NOTICES OF MOTION :—

1. THE COLONIAL SECRETARY to move, That the Standing Orders Committee for the
 present Session consist of the following Members, viz. :—The President, Mr. John
 Campbell, Mr. Weekes, Sir W. M. Manning, Mr. Allen, Mr. Hay, Mr. Deas
 Thomson, Mr. Mitchell, Mr. Plunkett, and the Mover, with leave to sit during any
 adjournment, and authority to confer upon subjects of mutual concernment with
 any Committee appointed for similar purposes by the Legislative Assembly.
2. THE COLONIAL SECRETARY to move, That the Library Committee of this House, for
 the present Session, consist of the following Members, viz. :—The President, Mr.
 Allen, Mr. Weekes, Mr. Plunkett, Dr. Macfarlane, Mr. Mitchell, Mr. Deas
 Thomson, Mr. Holt, Mr. Hay, and the Mover, with leave to sit during any adjourn-
 ment, and authority to act jointly with the Library Committee of the Legislative
 Assembly, in accordance with the Resolution of 7th August, 1862.
3. THE COLONIAL SECRETARY to move, That the Printing Committee for the present
 Session consist of the following Members, viz. :—Mr. Allen, Mr. Plunkett, Mr. John
 Campbell, Mr. Mitchell, Mr. Hay, Mr. Deas Thomson, Mr. Weekes, Mr. Darley,
 and the Mover, with the duties and powers conferred upon a similar Committee
 appointed in the Session of 1862.

4. THE COLONIAL SECRETARY to move, That a Refreshment Room Committee be appointed for the present Session, to consist of the following Members, viz. :—The Chairman of Committees, Mr. Weekes, Mr. Mitchell, Mr. Deas Thomson, Mr. Plunkett, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
5. THE COLONIAL SECRETARY to move, That, unless otherwise ordered, this House will meet for the dispatch of Business at Four o'clock, p.m., on Wednesday and Thursday in each week.
6. THE COLONIAL SECRETARY to move, That on Wednesday, in each week, Government Business take precedence of General Business.
7. THE COLONIAL SECRETARY to move, That it be an Order of this House, for the present Session, that, if at any time after the commencement of the Business of the Day, notice be taken that there is not a Quorum of Members present, the Usher of the Black Rod, by direction of the President, shall ring the Division Bell, and two minutes shall elapse before the President proceed to count the House.
8. THE COLONIAL SECRETARY to move, That the Order respecting the Transmission of Messages, agreed to by the two Houses during the Session, of 1856-7, stand as a Sessional Order of this House for the present Session.
9. THE COLONIAL SECRETARY to move, That, during any Division, Strangers on the right and left of the Chair may remain, as well as those below the Bar, or in the Galleries, unless otherwise ordered.



No. 2.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

WEDNESDAY, 14 OCTOBER, 1868.

1. The House met pursuant to adjournment. The President took the Chair at a quarter after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allen, The Honorable John Blaxland, The Honorable Frederick Matthew Darley, The Honorable Joseph Docker, The Honorable Thomas Holt, The Honorable Thomas Icely, The Honorable Francis Lord, The Honorable James Mitchell,	The Honorable Henry Moore, The Honorable Alexander Park, The Honorable John Hubert Plunkett, Q.C., The Honorable John Richardson, The Honorable Bourn Russell, The Honorable Edward Deas Thomson, C.B., The Honorable Elias Carpenter Weekes.

2. Address in reply to His Excellency's Opening Speech :—On Motion of the Colonial Secretary, the House proceeded to Government House, there to present to the Governor their Address in reply to the Speech His Excellency had been pleased to make to both Houses of Parliament on Opening the Session,—
And having returned,—
The President reported that the House had been to Government House, and there presented to the Governor their Address in reply to His Excellency's Opening Speech, and that His Excellency had been pleased to give thereto the following answer :—

MR. PRESIDENT AND HONORABLE GENTLEMEN
OF THE LEGISLATIVE COUNCIL,—

I have the honor to thank you for your loyal and dutiful Address, and rely with confidence that the important measures which will be submitted to you will be dealt with in such a mode as will be most likely to promote the general welfare.

*Government House,
Sydney, 14th October, 1868.*

BELMORE.

3. Papers :—The Colonial Secretary laid upon the Table the undermentioned Papers :—
- (1.) Correspondence respecting the removal of W. A. Duncan, Esquire, from the Office of Collector of Customs.
 - (2.) Despatch respecting Gift of Books by the Queen.
 - (3.) Despatch in reply to Address from Gunning, on the Attempted Assassination of H.R.H. the Duke of Edinburgh.
 - (4.) Despatch relative to leave of absence to Governors of Australian Colonies.
 - (5.) Schedule shewing the total number of Conditional Purchases of Land in New South Wales, from 1st January, 1862, to 30th June, 1868.
- Ordered to be printed.

4. Adjournment:—The Colonial Secretary,—adverting to a Vote which had rendered it expedient for the Government to move the adjournment of the other House until Tuesday next,—moved, That this House do now adjourn until Tuesday next, at Four o'clock, p.m.
Question put and passed.

The House adjourned, accordingly, at twenty minutes before Five o'clock, until Tuesday next, at Four o'clock, p.m.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 20.

Question:—

1. MR. PLUNKETT *to ask* THE COLONIAL SECRETARY,—
(1.) What action do the Government now intend to take with respect to the Treason Felony Act?
(2.) Do they propose to repeal or alter any part of that Act?

NOTICES OF MOTION:—

1. THE COLONIAL SECRETARY to move, That the Standing Orders Committee for the present Session consist of the following Members, viz.:—The President, Mr. John Campbell, Mr. Weekes, Sir W. M. Manning, Mr. Allen, Mr. Hay, Mr. Deas Thomson, Mr. Mitchell, Mr. Plunkett, and the Mover, with leave to sit during any adjournment, and authority to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
2. THE COLONIAL SECRETARY to move, That the Library Committee of this House, for the present Session, consist of the following Members, viz.:—The President, Mr. Allen, Mr. Weekes, Mr. Plunkett, Dr. Macfarlane, Mr. Mitchell, Mr. Deas Thomson, Mr. Holt, Mr. Hay, and the Mover, with leave to sit during any adjournment, and authority to act jointly with the Library Committee of the Legislative Assembly, in accordance with the Resolution of 7th August, 1862.
3. THE COLONIAL SECRETARY to move, That the Printing Committee for the present Session consist of the following Members, viz.:—Mr. Allen, Mr. Plunkett, Mr. John Campbell, Mr. Mitchell, Mr. Hay, Mr. Deas Thomson, Mr. Weekes, Mr. Darley, and the Mover, with the duties and powers conferred upon a similar Committee appointed in the Session of 1862.
4. THE COLONIAL SECRETARY to move, That a Refreshment Room Committee be appointed for the present Session, to consist of the following Members, viz.:—The Chairman of Committees, Mr. Weekes, Mr. Mitchell, Mr. Deas Thomson, Mr. Plunkett, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
5. THE COLONIAL SECRETARY to move, That, unless otherwise ordered, this House will meet for the dispatch of Business at Four o'clock, p.m., on Wednesday and Thursday in each week.
6. THE COLONIAL SECRETARY to move, That on Wednesday, in each week, Government Business take precedence of General Business.
7. THE COLONIAL SECRETARY to move, That it be an Order of this House, for the present Session, that, if at any time after the commencement of the Business of the Day, notice be taken that there is not a Quorum of Members present, the Usher of the Black Rod, by direction of the President, shall ring the Division Bell, and two minutes shall elapse before the President proceed to count the House.
8. THE COLONIAL SECRETARY to move, That the Order respecting the Transmission of Messages, agreed to by the two Houses during the Session of 1856-7, stand as a Sessional Order of this House for the present Session.
9. THE COLONIAL SECRETARY to move, That, during any Division, strangers on the right and left of the Chair may remain, as well as those below the bar, or in the galleries, unless otherwise ordered.

No. 3.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

TUESDAY, 20 OCTOBER, 1868.

1. The House met pursuant to adjournment. The President took the Chair at a quarter after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allen, The Honorable John Blaxland, The Honorable William Byrnes, The Honorable Joseph Docker, The Honorable Samuel Deane Gordon, The Honorable Thomas Holt, The Honorable Thomas Icely, The Honorable John Macfarlane, The Honorable James Mitchell,	The Honorable Henry Moore, The Honorable Alexander Park, The Honorable John Hubert Plunkett, Q.C., The Honorable John Richardson, The Honorable Bourn Russell, The Honorable Edward Deas Thomson, C.B., The Honorable Elias Carpenter Weekes.

2. Adjournment—Ministerial Statement :—The Colonial Secretary,—referring to the adjournment moved for on Wednesday last—and acquainting the House that the Ministry had since tendered certain advice to the Governor—that His Excellency had not been pleased to act upon that advice—that the Ministry had thereupon placed their Resignation in the hands of the Governor—and that the Government, at the request of His Excellency, had moved the adjournment of the other House until Thursday next,—moved, That this House do now adjourn until Thursday next, at Four o'clock, p.m.
Question put and passed.

The House adjourned accordingly, at twenty minutes before Five o'clock, until Thursday next, at Four o'clock, p.m.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, OCTOBER 22.

Questions :—

1. MR. PLUNKETT to ask THE REPRESENTATIVE OF GOVERNMENT,—
- (1.) Whether the Government is aware of the existence and extension of Orange Societies in this Colony?
 - (2.) Whether the Government is aware that such Societies have been denounced by the British House of Commons, as being of an illegal, dangerous, and mischievous character?
 - (3.) Whether the Government intend to take any steps to discourage such Societies, or to prevent them spreading among the Magistracy, the Volunteers, the Police, or any other Branch of the Public Service?

2.

2. MR. PLUNKETT *to ask* THE COLONIAL SECRETARY,—

- (1.) What action do the Government now intend to take with respect to the Treason Felony Act?
- (2.) Do they propose to repeal or alter any part of that Act?

NOTICES OF MOTION :—

1. THE COLONIAL SECRETARY to move, That the Standing Orders Committee for the present Session consist of the following Members, viz. :—The President, Mr. John Campbell, Mr. Weekes, Sir W. M. Manning, Mr. Allen, Mr. Hay, Mr. Deas Thomson, Mr. Mitchell, Mr. Plunkett, and the Mover, with leave to sit during any adjournment, and authority to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
2. THE COLONIAL SECRETARY to move, That the Library Committee of this House, for the present Session, consist of the following Members, viz. :—The President, Mr. Allen, Mr. Weekes, Mr. Plunkett, Dr. Macfarlane, Mr. Mitchell, Mr. Deas Thomson, Mr. Holt, Mr. Hay, and the Mover, with leave to sit during any adjournment, and authority to act jointly with the Library Committee of the Legislative Assembly, in accordance with the Resolution of 7th August, 1862.
3. THE COLONIAL SECRETARY to move, That the Printing Committee for the present Session consist of the following Members, viz. :—Mr. Allen, Mr. Plunkett, Mr. John Campbell, Mr. Mitchell, Mr. Hay, Mr. Deas Thomson, Mr. Weekes, Mr. Darley, and the Mover, with the duties and powers conferred upon a similar Committee appointed in the Session of 1862.
4. THE COLONIAL SECRETARY to move, That a Refreshment Room Committee be appointed for the present Session, to consist of the following Members, viz. :—The Chairman of Committees, Mr. Weekes, Mr. Mitchell, Mr. Deas Thomson, Mr. Plunkett, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
5. THE COLONIAL SECRETARY to move, That, unless otherwise ordered, this House will meet for the dispatch of Business at Four o'clock, p.m., on Wednesday and Thursday in each week.
6. THE COLONIAL SECRETARY to move, That on Wednesday, in each week, Government Business take precedence of General Business.
7. THE COLONIAL SECRETARY to move, That it be an Order of this House, for the present Session, that, if at any time after the commencement of the Business of the Day, notice be taken that there is not a Quorum of Members present, the Usher of the Black Rod, by direction of the President, shall ring the Division Bell, and two minutes shall elapse before the President proceed to count the House.
8. THE COLONIAL SECRETARY to move, That the Order respecting the Transmission of Messages, agreed to by the two Houses during the Session of 1856-7, stand as a Sessional Order of this House for the present Session.
9. THE COLONIAL SECRETARY to move, That, during any Division, strangers on the right and left of the Chair may remain, as well as those below the bar, or in the galleries, unless otherwise ordered.

No. 4.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

THURSDAY, 22 OCTOBER, 1868.

1. The House met pursuant to adjournment. The President took the Chair at Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allon,	The Honorable Alexander Park,
The Honorable John Blaxland,	The Honorable John Hubert Plunkett,
The Honorable Joseph Docker,	Q.C.,
The Honorable Thomas Icely,	The Honorable John Richardson,
The Honorable John Macfarlane,	The Honorable Elias Carpenter Weekes.
The Honorable Henry Moore,	

2. Adjournment:—The Colonial Secretary,—stating that the Attorney General had, at the written request of His Excellency the Governor, moved the adjournment of the other House until Tuesday next, on the ground that the arrangements for the formation of a New Administration were not yet complete,—moved, That this House do now adjourn until Tuesday next, at Four o'clock, p.m.
Question put and passed.

The House adjourned accordingly, at two minutes after Four o'clock, until Tuesday next, at Four o'clock, p.m.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, OCTOBER 27.

Questions :—

1. MR. PLUNKETT *to ask* THE REPRESENTATIVE OF GOVERNMENT,—
(1.) Whether the Government is aware of the existence and extension of Orange Societies in this Colony?
(2.) Whether the Government is aware that such Societies have been denounced by the British House of Commons, as being of an illegal, dangerous, and mischievous character?
(3.) Whether the Government intend to take any steps to discourage such Societies, or to prevent them spreading among the Magistracy, the Volunteers, the Police, or any other Branch of the Public Service?

2.

2. MR. PLUNKETT *to ask* THE COLONIAL SECRETARY,—

(1.) What action do the Government now intend to take with respect to the Treason Felony Act?

(2.) Do they propose to repeal or alter any part of that Act?

NOTICES OF MOTION:—

1. THE COLONIAL SECRETARY to move, That the Standing Orders Committee for the present Session consist of the following Members, viz.:—The President, Mr. John Campbell, Mr. Weekes, Sir W. M. Manning, Mr. Allen, Mr. Hay, Mr. Deas Thomson, Mr. Mitchell, Mr. Plunkett, and the Mover, with leave to sit during any adjournment, and authority to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
2. THE COLONIAL SECRETARY to move, That the Library Committee of this House, for the present Session, consist of the following Members, viz.:—The President, Mr. Allen, Mr. Weekes, Mr. Plunkett, Dr. Macfarlane, Mr. Mitchell, Mr. Deas Thomson, Mr. Holt, Mr. Hay, and the Mover, with leave to sit during any adjournment, and authority to act jointly with the Library Committee of the Legislative Assembly, in accordance with the Resolution of 7th August, 1862.
3. THE COLONIAL SECRETARY to move, That the Printing Committee for the present Session consist of the following Members, viz.:—Mr. Allen, Mr. Plunkett, Mr. John Campbell, Mr. Mitchell, Mr. Hay, Mr. Deas Thomson, Mr. Weekes, Mr. Darley, and the Mover, with the duties and powers conferred upon a similar Committee appointed in the Session of 1862.
4. THE COLONIAL SECRETARY to move, That a Refreshment Room Committee be appointed for the present Session, to consist of the following Members, viz.:—The Chairman of Committees, Mr. Weekes, Mr. Mitchell, Mr. Deas Thomson, Mr. Plunkett, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
5. THE COLONIAL SECRETARY to move, That, unless otherwise ordered, this House will meet for the dispatch of Business at Four o'clock, p.m., on Wednesday and Thursday in each week.
6. THE COLONIAL SECRETARY to move, That on Wednesday, in each week, Government Business take precedence of General Business.
7. THE COLONIAL SECRETARY to move, That it be an Order of this House, for the present Session, that, if at any time after the commencement of the Business of the Day, notice be taken that there is not a Quorum of Members present, the Usher of the Black Rod, by direction of the President, shall ring the Division Bell, and two minutes shall elapse before the President proceed to count the House.
8. THE COLONIAL SECRETARY to move, That the Order respecting the Transmission of Messages, agreed to by the two Houses during the Session of 1856-7, stand as a Sessional Order of this House for the present Session.
9. THE COLONIAL SECRETARY to move, That, during any Division, strangers on the right and left of the Chair may remain, as well as those below the bar, or in the galleries, unless otherwise ordered.

No. 5.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

TUESDAY, 27 OCTOBER, 1898.

1. The House met pursuant to adjournment. The President took the Chair at four minutes after Four o'clock.

Members present :—

<p>The Honorable Terence Aubrey Murray, President, The Honorable George Allen, The Honorable John Blaxland, The Honorable Joseph Docker, The Honorable Samuel Deane Gordon, The Honorable Thomas Holt, The Honorable John Macfarlane, The Honorable Henry Moore,</p>	<p>The Honorable John Hubert Plunkett, Q.O., The Honorable John Richardson, The Honorable Bourn Russell, The Honorable Edward Deas Thomson, C.B., The Honorable Elias Carpenter Weekes.</p>
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2. New Administration—Adjournment:—Mr. Weekes,—adverting to the statement made by the late Colonial Secretary on the 22nd instant,—announced to the House the formation of a New Administration, consisting of Mr. Robertson as Colonial Secretary, Mr. Forster as Secretary for Lands, Mr. Samuel as Colonial Treasurer, Mr. Sutherland as Secretary for Public Works, Mr. Josephson as Solicitor General, and Mr. Egan as Postmaster General.

Mr. Weekes added that he did not make this announcement as a Member of the Government, but simply at the request of the New Administration; and that before the Council met again he believed the office of Attorney General, at present vacant, would be filled by a Member of this House.

Mr. Weekes—then referring to the corresponding adjournment of the other House—moved, That this House do now adjourn until Tuesday the 8th day of December next, at Four o'clock p.m.

Question put and passed.

The House adjourned accordingly, at ten minutes after Four o'clock, until Tuesday, the 8th day of December next, at Four o'clock p.m.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, DECEMBER 8.

Questions :—

1. MR. PLUNKETT *to ask* THE REPRESENTATIVE OF GOVERNMENT,—
 - (1.) Whether the Government is aware of the existence and extension of Orange Societies in this Colony?
 - (2.) Whether the Government is aware that such Societies have been denounced by the British House of Commons, as being of an illegal, dangerous, and mischievous character?
 - (3.) Whether the Government intend to take any steps to discourage such Societies, or to prevent them spreading among the Magistracy, the Volunteers, the Police, or any other Branch of the Public Service?
2. MR. PLUNKETT *to ask* THE REPRESENTATIVE OF GOVERNMENT,—
 - (1.) What action do the Government now intend to take with respect to the Treason Felony Act?
 - (2.) Do they propose to repeal or alter any part of that Act?

NOTICES OF MOTION :—

1. THE REPRESENTATIVE OF GOVERNMENT to move, That the Standing Orders Committee for the present Session consist of the following Members, viz. :—The President, Mr. John Campbell, Mr. Weekes, Sir W. M. Manning, Mr. Allen, Mr. Hay, Mr. Deas Thomson, Mr. Mitchell, Mr. Plunkett, and the Mover, with leave to sit during any adjournment, and authority to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
2. THE REPRESENTATIVE OF GOVERNMENT to move, That the Library Committee of this House, for the present Session, consist of the following Members, viz. :—The President, Mr. Allen, Mr. Weekes, Mr. Plunkett, Dr. Macfarlane, Mr. Mitchell, Mr. Deas Thomson, Mr. Holt, Mr. Hay, and the Mover, with leave to sit during any adjournment, and authority to act jointly with the Library Committee of the Legislative Assembly, in accordance with the Resolution of 7th August, 1862.
3. THE REPRESENTATIVE OF GOVERNMENT to move, That the Printing Committee for the present Session consist of the following Members, viz. :—Mr. Allen, Mr. Plunkett, Mr. John Campbell, Mr. Mitchell, Mr. Hay, Mr. Deas Thomson, Mr. Weekes, Mr. Darley, and the Mover, with the duties and powers conferred upon a similar Committee appointed in the Session of 1862.
4. THE REPRESENTATIVE OF GOVERNMENT to move, That a Refreshment Room Committee be appointed for the present Session, to consist of the following Members, viz. :—The Chairman of Committees, Mr. Weekes, Mr. Mitchell, Mr. Deas Thomson, Mr. Plunkett, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
5. THE REPRESENTATIVE OF GOVERNMENT to move, That, unless otherwise ordered, this House will meet for the dispatch of Business at Four o'clock, p.m., on Wednesday and Thursday in each week.
6. THE REPRESENTATIVE OF GOVERNMENT to move, That on Wednesday, in each week, Government Business take precedence of General Business.
7. THE REPRESENTATIVE OF GOVERNMENT to move, That it be an Order of this House, for the present Session, that, if at any time after the commencement of the Business of the Day, notice be taken that there is not a Quorum of Members present, the Usher of the Black Rod, by direction of the President, shall ring the Division Bell, and two minutes shall elapse before the President proceed to count the House.
8. THE REPRESENTATIVE OF GOVERNMENT to move, That the Order respecting the Transmission of Messages, agreed to by the two Houses during the Session of 1856-7, stand as a Sessional Order of this House for the present Session.
9. THE REPRESENTATIVE OF GOVERNMENT to move, That, during any Division, strangers on the right and left of the Chair may remain, as well as those below the bar, or in the galleries, unless otherwise ordered.

[Price, 3d.]

No. 6.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

TUESDAY, 8 DECEMBER, 1868.

1. The House met pursuant to adjournment. The President took the Chair at twenty-four minutes after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,

The Honorable George Allen,
The Honorable John Blaxland,
The Honorable Alexander Campbell,
The Honorable Frederick Matthew
Darley,
The Honorable Joseph Docker,
The Honorable Samuel Deane Gordon,
The Honorable John Hay,
The Honorable Thomas Icely,
The Honorable Francis Lord,
The Honorable John Macfarlane,
The Honorable Sir William Montagu
Manning, Knight, Q.C.,

The Honorable Henry Moore,
The Honorable Edward David Stuart
Ogilvie,
The Honorable Robert Owen,
The Honorable John Hubert Plunkett,
Q.C.,
The Honorable John Richardson,
The Honorable Bourn Russell,
The Honorable Edward Deas Thomson,
C.B.,
The Honorable Elias Carpenter Weekes.

2. New Member Sworn:—The President read a letter that he had received from the Private Secretary to the Governor, dated this day, intimating the appointment of Robert Owen, Esquire, to a Seat in this House, and then produced the Writ summoning that gentleman to the Legislative Council;—
Whereupon, the Member undermentioned presented himself at the Chair, took the Oath, and subscribed the Roll, viz. :—

The Honorable Robert Owen.

3. Presentation of Books by Her Majesty:—A Message from the Governor being announced, His Excellency's Private Secretary was introduced, and delivered a Message, which was read by the President, as follows :—

BELMORE,

Governor.

Message No. 1.

The Earl of Belmore has the honor, by command of Her Majesty the Queen, to present the accompanying Copies of "The Early Years of His Royal Highness the Prince Consort," and "Leaves from the Journal of Our Life in the Highlands,"—each bearing Her Majesty's autograph signature,—to the Legislative Council; and to state that it is the desire of the Queen that these Books should be placed in the Parliamentary Library, both as tokens of the interest with which Her Majesty regards the development of institutions which tend to the spread of knowledge and intelligence in Her Colonial Possessions, and because She believes that these records of the earlier days of their Sovereign and the late Prince Consort will not fail to be valued by Her Majesty's subjects in New South Wales.

Government House,

Sydney, 8th December, 1868.

Mr. Owen moved, That the Books referred to in the foregoing Message be placed in the Parliamentary Library.
Debate ensued.

Question put and passed.

4. Representation of the Government:—Mr. Owen acquainted the Council that he had been appointed and sworn a Member of the Executive Council, and that it would be his duty to represent the Government and conduct its business in this House.

5. Orange Societies :—Mr. Plunkett, having, pursuant to notice, asked the Representative of the Government,—

(1.) Whether the Government is aware of the existence and extension of Orange Societies in this Colony?

(2.) Whether the Government is aware that such Societies have been denounced by the British House of Commons, as being of an illegal, dangerous, and mischievous character?

(3.) Whether the Government intend to take any steps to discourage such Societies, or to prevent them spreading among the Magistracy, the Volunteers, the Police, or any other Branch of the Public Service?,—

Mr. Owen replied,—

(1.) The Government has reason to believe that such is the case.

(2.) The Government believes that something of the kind occurred in the House of Commons.

(3.) Until the absolute necessity for interference is made apparent, the Government will rely on the good sense and good feeling of the classes alluded to, and of the people generally, making it unnecessary. I may add that complaints have also been made against processions of an Association called "The Holy Catholic Guild." The same principle of action will guide the Government in both cases.

With regard to the Police, the following are their instructions from the Inspector General :—

"It having been recently brought under my notice that certain members of the Police Force, in disobedience of the Regulations, have identified themselves with a Party Association, whereby, in my opinion, their impartiality as Police Officers might be justly questioned; and as, moreover, the Police Force is comprised of men of various nationalities and creeds, it is not only desirable, but necessary, that party and sectarian animosities should be suppressed, and that all should co-operate in a friendly spirit, for the benefit of the service for which they are maintained."

"It should, therefore, be understood by every member of the Police Force, that any departure from this spirit, by manifestation of any expressions or feelings, calculated to sow discord amongst the members of the Force themselves, or engender a feeling in the minds of the public that any Police Officer has a leaning towards any particular section of the community, will lead to the instant removal of the individual from the service."

"Further, all members of the Force are strictly prohibited from taking part in any meeting or procession in which party or sectarian emblems, badges, or colours, are worn or carried."

6. Treason Felony Act :—Mr. Plunkett having, pursuant to notice, asked the Representative of the Government,—

(1.) What action do the Government now intend to take with respect to the Treason Felony Act?

(2.) Do they propose to repeal or alter any part of that Act?,—

Mr. Owen replied,—

The Government will endeavour to obtain the repeal of certain clauses of the Act alluded to by the honorable gentleman, in order to bring it more in accord with the Legislation of other British Possessions, and with the views of Her Majesty's Government in England.

7. Papers :—Mr. Owen laid upon the Table the undermentioned Papers :—

(1.) Correspondence respecting Free Trade between the Australian Colonies and New Zealand.

(2.) Correspondence respecting a Light-house on the Snares, Foveaux Straits.

(3.) Despatch respecting Federal Council of the Australasian Colonies.

(4.) Correspondence respecting Emigration to San Francisco.

(5.) Despatch respecting Medical Practitioners in the Colonies.

(6.) Despatch and Commission respecting the Leasing of Deposits of Guano.

(7.) Despatch respecting retention of Title of Honorable by Mr. Geoffrey Eagar.

(8.) Despatch respecting the Wearing of the Uniform of Executive Councillors by Mr. Martin, Mr. Eagar, and Mr. Wilson, when out of Office.

(9.) Inspector's Progress Report on Public Charitable Institutions.

(10.) Trustees' Report on Australian Museum for 1867.

(11.) Report on Sydney Grammar School for 1867.

(12.) Dr. Manning's Report on Lunatic Asylums.

(13.) Registrar General's Twelfth Annual Report on Vital Statistics.

Ordered to be printed.

8. Motions Dropped :—The Representative of the Government not moving any of the Motions standing on the Notice Paper for to-day, they severally dropped.

The House, on motion of Mr. Owen, adjourned at Six o'clock, until To-morrow, at Four o'clock, p.m.

R. O'CONNOR,
Clerk of the Parliaments.

WEDNESDAY, DECEMBER 9.

MEMO. :—The House meet This Day at Four o'clock, p.m.

[Price, 3d.]

No. 7.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

WEDNESDAY, 9 DECEMBER, 1868.

1. The House met pursuant to adjournment. The President took the Chair at twenty-eight minutes after Four o'clock.

Members present :—

<p>The Honorable Terence Aubrey Murray, President, The Honorable George Allen, The Honorable John Blaxland, The Honorable John Campbell, The Honorable Alexander Campbell, The Honorable Frederick Matthew Darley, The Honorable Joseph Docker, The Honorable Samuel Deane Gordon, The Honorable John Hay, The Honorable Thomas Holt, The Honorable Thomas Icely, The Honorable Francis Lord, The Honorable John Macfarlane,</p>	<p>The Honorable Sir William Montagu Manning, Knight, Q.C., The Honorable Henry Moore, The Honorable Edward David Stuart Ogilvie, The Honorable Robert Owen, The Honorable John Hubert Plunkett, Q.C., The Honorable John Richardson, The Honorable Bourn Russell, The Honorable Edward Deas Thomson, C.B., The Honorable Elias Carpenter Wcekes.</p>
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2. Papers :—Mr. Owen laid upon the Table the undermentioned Papers :—
 (1.) Rules of Court promulgated by their Honors the Judges, on 4th and 27th December, 1867, and on 5th March, and 18th November, 1868.
 (2.) Road Trust Accounts for the Half-year ended 30th June, 1868.
 Ordered to be printed.
 (3.) Returns under the District Courts Act of 1858.
3. Leave of absence, for six months, granted to the Honorable Robert Towns, on motion of Mr. Allen.
- The House, on motion of Mr. Owen, adjourned at eighteen minutes before Five o'clock, until Wednesday next, at Four o'clock p.m.

R. O'CONNOR,
Clerk of the Parliament.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, DECEMBER 16.

GOVERNMENT BUSINESS—NOTICES OF MOTION:—

1. MR. OWEN to move,—
 (1.) That the Legislative Council of New South Wales gratefully acknowledge Her Majesty the Queen's gracious presentation to the Legislative Council, of a Copy of the Books entitled "The Early Years of His Royal Highness the Prince Consort," and "Leaves from the Journal of our Life in the Highlands;" and they humbly state that, in compliance with Her Majesty's gracious desire, these Books have been ordered by the Council to be placed in the Parliamentary Library. They humbly and dutifully receive these Books as tokens of the interest with which Her Majesty regards the development of the institutions in the colony which tend to the spread of knowledge and intelligence in Her Majesty's Colonial Possessions, and are assured that these Records of the earlier days of their Sovereign, and the late Prince Consort, will not fail to be valued by Her Majesty's subjects in New South Wales.
 (2.) That the foregoing resolution be transmitted, by Address, to His Excellency the Governor, with a respectful request that His Excellency will be pleased to forward the same to the Secretary of State for the Colonies, to be laid before Her Majesty the Queen.
2. MR. OWEN to move, That the Standing Orders Committee for the present Session consist of the following Members, viz.:—The President, Mr. John Campbell, Mr. Weekes, Sir W. M. Manning, Mr. Allen, Mr. Hay, Mr. Deas Thomson, Mr. Mitchell, Mr. Plunkett, Mr. Docker, and the Mover, with leave to sit during any adjournment, and authority to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
3. MR. OWEN to move, That the Library Committee of this House for the present Session consist of the following Members, viz.:—The President, Mr. Allen, Mr. Weekes, Mr. Plunkett, Dr. Macfarlane, Mr. Mitchell, Mr. Deas Thomson, Mr. Holt, Mr. Hay, Mr. Docker, and the Mover, with leave to sit during any adjournment, and authority to act jointly with the Library Committee of the Legislative Assembly, in accordance with the Resolution of 7th August, 1862.
4. MR. OWEN to move, That the Printing Committee for the present Session consist of the following Members, viz.:—Mr. Allen, Mr. Plunkett, Mr. John Campbell, Mr. Mitchell, Mr. Hay, Mr. Deas Thomson, Mr. Weekes, Mr. Darley, Mr. Docker, and the Mover, with the duties and powers conferred upon a similar Committee appointed in the Session of 1862.
5. MR. OWEN to move, That a Refreshment Room Committee be appointed for the present Session, to consist of the following Members, viz.:—The Chairman of Committees, Mr. Weekes, Mr. Mitchell, Mr. Deas Thomson, Mr. Plunkett, Mr. Docker, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
6. MR. OWEN to move, That, unless otherwise ordered, this House will meet for the dispatch of Business at Four o'clock, p.m., on Wednesday and Thursday in each week.
7. MR. OWEN to move, That on Wednesday, in each week, Government Business take precedence of General Business.
8. MR. OWEN to move, That it be an Order of this House, for the present Session, that, if at any time after the commencement of the Business of the Day, notice be taken that there is not a Quorum of Members present, the Usher of the Black Rod, by direction of the President, shall ring the Division Bell, and two minutes shall elapse before the President proceed to count the House.
9. MR. OWEN to move, That the Order respecting the Transmission of Messages, agreed to by the two Houses during the Session of 1856-7, stand as a Sessional Order of this House for the present Session.
10. MR. OWEN to move, That, during any Division, strangers on the right and left of the Chair may remain, as well as those below the bar, or in the galleries, unless otherwise ordered.

No. 8.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

WEDNESDAY, 18 DECEMBER, 1868.

Members present :—

The Honorable Terence Aubrey Murray, President, The Honorable George Allen, The Honorable George Henry Cox, The Honorable Joseph Docker, The Honorable John Macfarlane, The Honorable Henry Moore,	The Honorable Robert Owen, The Honorable John Hubert Plunkett, Q.C., The Honorable Elias Carpenter Weekes.
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There not being a Quorum present, the President adjourned the House, at half-past Four o'clock, until To-morrow, at Four o'clock p.m.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, DECEMBER 17.

GOVERNMENT BUSINESS—NOTICES OF MOTION :—

1. MR. OWEN to move,—
 (1.) That the Legislative Council of New South Wales gratefully acknowledge Her Majesty the Queen's gracious presentation to the Legislative Council, of a Copy of the Books entitled "The Early Years of His Royal Highness the Prince Consort," and "Leaves from the Journal of our Life in the Highlands;" and they humbly state that, in compliance with Her Majesty's gracious desire, these Books have been ordered by the Council to be placed in the Parliamentary Library. They humbly and dutifully receive these Books as tokens of the interest with which Her Majesty regards the development of the institutions in the colony which tend to the spread of knowledge and intelligence in Her Majesty's Colonial Possessions, and are assured that these Records of the earlier days of their Sovereign, and the late Prince Consort, will not fail to be valued by Her Majesty's subjects in New South Wales.
 (2.) That the foregoing resolution be transmitted, by Address, to His Excellency the Governor, with a respectful request that His Excellency will be pleased to forward the same to the Secretary of State for the Colonies, to be laid before Her Majesty the Queen.
2. MR. OWEN to move, That the Standing Orders Committee for the present Session consist of the following Members, viz. :—The President, Mr. John Campbell, Mr. Weekes, Sir W. M. Manning, Mr. Allen, Mr. Hay, Mr. Deas Thomson, Mr. Mitchell, Mr. Plunkett, Mr. Docker, and the Mover, with leave to sit during any adjournment, and authority to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.

3. MR. OWEN to move, That the Library Committee of this House for the present Session consist of the following Members, viz. :—The President, Mr. Allen, Mr. Weekes, Mr. Plunkett, Dr. Macfarlane, Mr. Mitchell, Mr. Deas Thomson, Mr. Holt, Mr. Hay, Mr. Docker, and the Mover, with leave to sit during any adjournment, and authority to act jointly with the Library Committee of the Legislative Assembly, in accordance with the Resolution of 7th August, 1862.
4. MR. OWEN to move, That the Printing Committee for the present Session consist of the following Members, viz. :—Mr. Allen, Mr. Plunkett, Mr. John Campbell, Mr. Mitchell, Mr. Hay, Mr. Deas Thomson, Mr. Weekes, Mr. Darley, Mr. Docker, and the Mover, with the duties and powers conferred upon a similar Committee appointed in the Session of 1862.
5. MR. OWEN to move, That a Refreshment Room Committee be appointed for the present Session, to consist of the following Members, viz. :—The Chairman of Committees, Mr. Weekes, Mr. Mitchell, Mr. Deas Thomson, Mr. Plunkett, Mr. Docker, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
6. MR. OWEN to move, That, unless otherwise ordered, this House will meet for the dispatch of Business at Four o'clock, p.m., on Wednesday and Thursday in each week.
7. MR. OWEN to move, That, on Wednesday, in each week, Government Business take precedence of General Business.
8. MR. OWEN to move, That it be an Order of this House, for the present Session, that, if at any time after the commencement of the Business of the Day, notice be taken that there is not a Quorum of Members present, the Usher of the Black Rod, by direction of the President, shall ring the Division Bell, and two minutes shall elapse before the President proceed to count the House.
9. MR. OWEN to move, That the Order respecting the Transmission of Messages, agreed to by the two Houses during the Session of 1856-7, stand as a Sessional Order of this House for the present Session.
10. MR. OWEN to move, That, during any Division, strangers on the right and left of the Chair may remain, as well as those below the bar, or in the galleries, unless otherwise ordered.

No. 9.

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

THURSDAY, 17 DECEMBER, 1868.

1. The House met pursuant to adjournment. The President took the Chair at twenty-five minutes after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allen,	The Honorable John Macfarlane,
The Honorable John Campbell,	The Honorable Sir William Montagu
The Honorable Alexander Campbell,	Manning, Knight, Q.C.,
The Honorable James Chisholm,	The Honorable Henry Moore,
The Honorable Frederick Matthew Darley,	The Honorable Robert Owen,
The Honorable Joseph Docker,	The Honorable John Hubert Plunkett,
The Honorable Samuel Deane Gordon,	Q.C.,
The Honorable John Hay,	The Honorable John Richardson,
The Honorable Thomas Holt,	The Honorable Bourn Russell.

2. Papers :—Mr. Owen laid upon the Table the undormentioned Papers :—

- (1.) Abstract of Crown Lands reserved from sale until Surveyed, as the sites for future Villages, from 21st April to 10th December, 1868.
 - (2.) Abstract of Crown Lands reserved from sale until Surveyed, for the preservation of Water Supply, or for other public purposes, from 21st April to 10th December, 1868.
 - (3.) Report of Board of Audit on Public Accounts.
 - (4.) Returns (3) of Bank Liabilities and Assets, for the several quarters ended 31st March, 30th June, and 30th September, 1868.
 - (5.) Despatches respecting Sydney Branch of the Royal Mint.
 - (6.) Trust Moncoys Deposit Account from 1st April, 1867, to 31st March, 1868.
 - (7.) Time Table—Steam Postal Communication.
- Ordered to be printed.

- (8.) Sessional Return of the expense of Printing for the Legislative Council.

3. Presentation of Books by Her Majesty :—Mr. Owen moved, pursuant to Notice, (1.) That the Legislative Council of New South Wales gratefully acknowledge Her Majesty the Queen's gracious presentation to the Legislative Council, of a Copy of the Books entitled "The Early Years of His Royal Highness the Prince Consort," and "Leaves from the Journal of our Life in the Highlands;" and they humbly state that, in compliance with Her Majesty's gracious desire, these Books have been ordered by the Council to be placed in the Parliamentary Library. They humbly and dutifully receive these Books as tokens of the interest with which Her Majesty regards the development of the institutions in the colony which tend to the spread of knowledge and intelligence in Her Majesty's Colonial Possessions, and are assured that these Records of the earlier days of their Sovereign, and the late Prince Consort, will not fail to be valued by Her Majesty's subjects in New South Wales.
- (2.) That the foregoing resolution be transmitted by Address to His Excellency the Governor, with a respectful request that His Excellency will be pleased to forward the same to the Secretary of State for the Colonies, to be laid before Her Majesty the Queen.
- Debate ensued.
- Question put and passed.

4. Standing Orders Committee:—Mr. Owen, *by leave*, moved, pursuant to Notice, That the Standing Orders Committee for the present Session consist of the following Members, viz.:—The President, Mr. John Campbell, Mr. Weekes, Sir W. M. Manning, Mr. Allen, Mr. Hay, Mr. Deas Thomson, Mr. Mitchell, Mr. Plunkett, Mr. Docker, and the Mover, with leave to sit during any adjournment, and authority to confer upon subjects of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
Debate ensued;—
And Mr. Richardson having required that the Committee be appointed by Ballot,—
And it being agreed that the Members to serve on such Committee shall not exceed ten in number,—
The House proceeded to the Ballot;—
And the President declared the following Members to be the Committee duly appointed, viz.:—Mr. Allen, Mr. Weekes, Mr. Docker, Sir W. M. Manning, The President, Mr. Plunkett, Mr. Deas Thomson, Mr. Hay, Mr. Owen, and Mr. John Campbell.
5. Library Committee:—Mr. Owen moved, pursuant to Notice, *by leave amended*,—That the Library Committee of this House for the present Session consist of the following Members, viz.:—The President, Mr. Allen, Mr. Weekes, Mr. Plunkett, Dr. Macfarlane, Mr. Deas Thomson, Mr. Holt, Mr. Hay, Mr. Docker, and the Mover, with leave to sit during any adjournment, and authority to act jointly with the Library Committee of the Legislative Assembly, in accordance with the Resolution of 7th August, 1862.
Question put and passed.
6. Printing Committee:—Mr. Owen moved, pursuant to Notice, That the Printing Committee for the present Session consist of the following Members, viz.:—Mr. Allen, Mr. Plunkett, Mr. John Campbell, Mr. Mitchell, Mr. Hay, Mr. Deas Thomson, Mr. Weekes, Mr. Darley, Mr. Docker, and the Mover, with the duties and powers conferred upon a similar Committee appointed in the Session of 1862.
Question put and passed.
7. Refreshment Room Committee:—Mr. Owen moved, pursuant to Notice, *by leave amended*,—That a Refreshment Room Committee be appointed for the present Session, to consist of the following Members, viz.:—The Chairman of Committees, Mr. Weekes, Mr. Mitchell, Mr. Deas Thomson, Mr. Docker, and the Mover, with leave to sit during any adjournment, and authority to act in matters of mutual concernment with any Committee appointed for similar purposes by the Legislative Assembly.
Question put and passed.
8. Days for Dispatch of Business:—Mr. Owen moved, pursuant to Notice, That, unless otherwise ordered, this House will meet for the dispatch of Business at Four o'clock, p.m., on Wednesday and Thursday in each week.
Question put and passed.
9. Precedence of Government Business:—Mr. Owen moved, pursuant to Notice, That on Wednesday, in each week, Government Business take precedence of General Business.
Question put and passed.
10. Counting the House:—Mr. Owen moved, pursuant to Notice, That it be an Order of this House, for the present Session, that, if at any time after the commencement of the Business of the Day, notice be taken that there is not a Quorum of Members present, the Usher of the Black Rod, by direction of the President, shall ring the Division Bell, and two minutes shall elapse before the President proceed to count the House.
Question put and passed.
11. Transmission of Messages between the Two Houses:—Mr. Owen moved, pursuant to Notice, That the Order respecting the Transmission of Messages, agreed to by the two Houses during the Session of 1856–7, stand as a Sessional Order of this House for the present Session.
Question put and passed.
12. Strangers:—Mr. Owen moved, pursuant to Notice, That, during any Division, strangers on the right and left of the Chair may remain, as well as those below the bar, or in the galleries, unless otherwise ordered.
Question put and passed.
The House adjourned at Twenty Minutes before Six o'clock, until Wednesday next, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliament.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, DECEMBER 23.

Questions:—

1. **MR. DOCKER** *to ask* THE REPRESENTATIVE OF THE GOVERNMENT,—
(1.) Whether any Despatch has been received from the Government of New Zealand, having reference to any termination of the present Contract for the conveyance of Mails, *viâ* Panama?
(2.) Also, whether any communication has been made to the Government, by the Agents of the Panama and New Zealand Royal Mail Company, relating to their withdrawal of the vessels of the Company at present employed in carrying out the Contract?
 2. **MR. ALEXANDER CAMPBELL** *to ask* THE REPRESENTATIVE OF THE GOVERNMENT,—
Does the Government intend to avail of the provision,—contained in the existing Contract between the Peninsular and Oriental Company and the Imperial Government,—for the establishment of a fortnightly Mail Communication with England, *viâ* Suez?
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[Price, 3d.]

No. 10.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

WEDNESDAY, 23 DECEMBER, 1868.

1. The House met pursuant to adjournment. The President took the Chair at twenty-eight minutes after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,

The Honorable George Allen,
The Honorable John Blaxland,
The Honorable John Campbell,
The Honorable Alexander Campbell,
The Honorable Frederick Matthew Darley,
The Honorable Joseph Docker,
The Honorable Samuel Deane Gordon,
The Honorable John Hay,
The Honorable Thomas Holt,

The Honorable John Macfarlane,
The Honorable Sir William Montagu
Manning, Knight, Q.C.,
The Honorable Henry Moore,
The Honorable Robert Owen,
The Honorable John Richardson,
The Honorable Edward Deas Thomson,
C.B.,
The Honorable Elias Carpenter Weckes.

2. Termination of Contract for Conveyance of Mails *via* Panama :—Mr. Docker having, pursuant to notice, asked the Representative of the Government,—
(1.) Whether any Despatch has been received from the Government of New Zealand, having reference to any termination of the present Contract for the conveyance of Mails *via* Panama,—?
(2.) Also, whether any communication has been made to the Government, by the Agents of the Panama and New Zealand Royal Mail Company, relating to their withdrawal of the vessels of the Company at present employed in carrying out the Contract,—?
Mr. Owen replied,—
(1.) No.
(2.) A communication has been made to the Government, by the Agents of the Panama, New Zealand, and Australian Royal Mail Company, to the following effect :—"The *Rakaia*, which left here on the 2nd instant, will be the last ship performing that service, which will cease on her return to Sydney." Notice is in the *Government Gazette*.
3. Fortnightly Mail Communication with England *via* Suez :—Mr. Alexander Campbell having, pursuant to notice, asked the Representative of the Government,—Does the Government intend to avail of the provision,—contained in the existing Contract between the Peninsular and Oriental Company and the Imperial Government,—for the establishment of a Fortnightly Mail Communication with England *via* Suez,—?
Mr. Owen replied,—The only answer I can give to my honorable friend is, that as the Government has only just received notice of the sudden and unexpected termination of the Panama Contract, it has not at present had opportunity to turn its attention to the subject embraced in the question.
4. Papers :—Mr. Owen laid upon the Table the undermentioned Papers :—
(1.) Abstract of Crown Lands authorized to be dedicated to Religious and Public Purposes under 25 Vic., No. 1.
(2.) Regulations for carrying into effect the Oyster Beds Act of 1863.
(3.) Despatch in reference to the Border Duties Act of 1867.
Ordered to be printed.
5. Adjournment :—Mr. Alexander Campbell moved, That this House do now adjourn.
Debate ensued.
Motion by leave withdrawn.

6. Stamp Duties Acts Continuation Bill:—

(1.) The President reported the following Message from the Legislative Assembly:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to continue 'The Stamp Duties Act of 1865' and the Act intituled 'An Act to amend the Stamp Duties Act of 1865,'*"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 23rd December, 1868.*

W. M. ARNOLD,
Speaker.

Bill, on motion of Mr. Owen, read a first time, and ordered to be printed.

(2.) Mr. Owen then, *by consent*, moved, without previous notice, That so much of the Standing Orders be suspended as would preclude the passing of this Bill through all its remaining stages in the present sitting of the Council.

Question put and passed.

(3.) Bill then, on motion of Mr. Owen, read a second time;—

(4.) Whereupon, on motion of Mr. Owen, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration thereof.

The Chairman having reported the Bill without Amendment,—

And the House having adopted the Report;—

(5.) Bill, on motion of Mr. Owen, read a third time, and *passed*.

Mr. Owen then moved, That the Title of this Bill be "*An Act to continue 'The Stamp Duties Act of 1865' and the Act intituled 'An Act to amend the 'Stamp Duties Act of 1865.'*"

Question put and passed.

(6.) Whereupon, Mr. Owen moved, That this Bill be returned to the Legislative Assembly, with the following Message:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to continue 'The Stamp Duties Act of 1865' and the Act intituled 'An Act to amend the Stamp Duties Act of 1865,'*" returns the same to the Legislative Assembly, without Amendment.

*Legislative Council Chamber,
Sydney, 23rd December, 1868.*

President.

Question put and passed.

The House adjourned at Eleven minutes after Seven o'clock, until *Wednesday, the 6th day of January next*.

B. O'CONNOR,
Clerk of the Parliaments.

WEDNESDAY, JANUARY 6.

MEMO.:—*The House meet this Day at Four o'clock, p.m.*

No. 11.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

WEDNESDAY, 6 JANUARY, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-eight minutes after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allen,	The Honorable Thomas Iccly,
The Honorable John Blaxland,	The Honorable John Macfarlane,
The Honorable William Byrnes,	The Honorable Henry Moore,
The Honorable John Campbell,	The Honorable Robert Owen,
The Honorable Alexander Campbell,	The Honorable John Richardson,
The Honorable Joseph Docker,	The Honorable Edward Deas Thomson,
The Honorable Samuel Deane Gordon,	C.B.,
The Honorable John Hay,	The Honorable Elias Carpenter Weekes.
The Honorable Thomas Holt,	

2. Assent to Bill:—Mr. Owen handed to the President a Message from His Excellency the Governor, which was read by the President, as follows:—

BELMORE,

Message No.

Governor.

A Bill intituled "An Act to continue 'The Stamp Duties Act of 1865' and 'the Act intituled 'An Act to amend the Stamp Duties Act of 1865,' " as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be numbered and forwarded to the proper officer for enrolment, in the manner required by law.

Government House,

Sydney, 29th December, 1868.

3. Papers:—Mr. Owen laid upon the Table the undermentioned Papers:—

- (1.) Despatch respecting the Treason Felony Act.
- (2.) Despatch respecting Differential Duties.
- (3.) Correspondence respecting a Proposed Conference of Delegates from the several Australasian Colonies.
- (4.) Correspondence respecting the termination of the Contract for the Conveyance of Mails *via* Panama.
- (5.) Further Correspondence on the same subject.
- (6.) Regulations for the Industrial School for Girls at Newcastle.
- (7.) By-laws of the Borough of Randwick.

Ordered to be printed.

4. Road Act Amendment Bill:—The President reported the following Message from the Legislative Assembly:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "An Act to enable the Trustees for the time being of the Parish Road leading from Sydney to the Dam of Cook's River and called the Cook's River Road to expend a portion of the Trust Funds in lighting the said Road," presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 5th January, 1869.*

W. M. ARNOLD,
Speaker.
Bill,

Bill, on motion of Mr. Weekes, read a first time ;—

Ordered, That the second reading stand an Order of the Day for this day week, and that the Bill, in the meantime, be printed.

The House adjourned, at six minutes before Five o'clock, until Wednesday next, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, JANUARY 13.

Questions :—

1. MR. DOCKER *to ask* THE REPRESENTATIVE OF THE GOVERNMENT,—Whether—it having been admitted by the Government that the notice from the agents of the N. Z. and P. Royal Mail Company, of their intention to withdraw their vessels from the performance of that mail service, is accepted as a termination of the contract—it is the intention of the Government to deduct the sum of £6,000 (being the stipulated penalty for breach of contract) from the ensuing monthly payments on account of the subsidy?
2. MR. DEAS THOMSON *to ask* THE REPRESENTATIVE OF THE GOVERNMENT,—Is it the intention of the Government, during the present Session, to propose any measure for establishing, in concert with the other Australian Governments, telegraphic communication with India,—thereby effecting a junction with the Asiatic, European, and American systems?
3. MR. DEAS THOMSON *to ask* THE REPRESENTATIVE OF THE GOVERNMENT,—Is it the intention of the Government, in the present Session, to propose any measure for establishing, in concert with the Government of Victoria, telegraphic communication between the present terminus at Eden, Twofold Bay, and the Light House at Gabo Island?

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. OWEN *to move*,—
(1.) That the Resolutions passed by the Council on the 17th ultimo, having reference to the presentation of certain books by Her Majesty to the Parliamentary Library, be rescinded; and that an humble Address be presented to Her Majesty, embodying the purport of the first of the said Resolutions.
(2.) That a Select Committee be appointed to consider and prepare such Address, consisting of the following members, viz :—Mr. Alexander Campbell, Mr. Docker, Mr. Hay, Sir William Macarthur, Sir W. M. Manning, Mr. Deas Thomson, and the Mover.

GENERAL BUSINESS—NOTICE OF MOTION :—

1. DR. MACFARLANE *to move* for leave to bring in a Bill to regulate the Qualification of Practitioners in Medicine Surgery Obstetrics and Pharmacy in New South Wales.

ORDER OF THE DAY :—

1. Road Act Amendment Bill ; Second Reading.

No. 12.

—

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

—

WEDNESDAY, 18 JANUARY, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-seven minutes after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,

The Honorable George Allen,
The Honorable John Blaxland,
The Honorable William Busby,
The Honorable John Campbell,
The Honorable George Henry Cox,
The Honorable Joseph Docker,
The Honorable Samuel Deane Gordou,
The Honorable John Hay,
The Honorable Thomas Holt,
The Honorable Sir William Macarthur,
Knight,

The Honorable John Macfarlane,
The Honorable Sir William Montagu
Manning, Knight, Q.C.,
The Honorable Henry Moore,
The Honorable Robert Owen,
The Honorable John Richardson,
The Honorable Edward Deas Thomson,
C.B.,
The Honorable Elias Carpenter Weekes.

2. Printing Committee:—Mr. Allen, as Chairman, brought up the First Report from the Printing Committee.
On motion of Mr. Allen, Report adopted,—
And ordered to be printed.
3. Penalty for Breach of Contract on the part of the N. Z. and P. Royal Mail Company:—Mr. Docker having, pursuant to Notice, asked the Representative of the Government,—Whether—it having been admitted by the Government that the notice from the agents of the N. Z. and P. Royal Mail Company, of their intention to withdraw their vessels from the performance of that mail service, is accepted as a termination of the contract—it is the intention of the Government to deduct the sum of £6,000 (being the stipulated penalty for breach of contract) from the ensuing monthly payments on account of the subsidy?—
Mr. Owen replied,—It is thought that this Government has not power to enforce the penalty; but until the New Zealand Government has been consulted, and a determination arrived at, no payments will be made for services performed subsequent to 31st December, even if claimed, which, however, is not probable,—the mail service having virtually ceased with the last arrival of the "Kaikoura."
4. Telegraphic Communication with India:—Mr. Deas Thomson having, pursuant to Notice, asked the Representative of the Government,—Is it the intention of the Government, during the present Session, to propose any measure for establishing, in concert with the other Australian Governments, telegraphic communication with India,—thereby effecting a junction with the Asiatic, European, and American systems?—
Mr. Owen replied,—Steps have been taken to invite the other Colonies to the proposed Conference, to be held this year, to consider the question of Telegraphic communication *via* India.
5. Telegraphic Communication between Twofold Bay and Gabo Island:—Mr. Deas Thomson having, pursuant to Notice, asked the Representative of the Government,—Is it the intention of the Government, in the present Session, to propose any measure for establishing, in concert with the Government of Victoria, telegraphic communication between the present terminus at Eden, Twofold Bay, and the Light House at Gabo Island?—
Mr. Owen replied,—A sum has been placed on the Estimates for 1869 for the above purpose.

6. Presentation of Books by Her Majesty :—Mr. Owen moved, pursuant to Notice,—
 (1.) That the Resolutions passed by the Council on the 17th ultimo, having reference to the presentation of certain books by Her Majesty to the Parliamentary Library, be rescinded; and that an humble Address be presented to Her Majesty, embodying the purport of the first of the said Resolutions.
 Debate ensued.
 Question put and passed.
 Mr. Owen then moved, pursuant to such Notice,—
 (2.) That a Select Committee be appointed to consider and prepare such Address, consisting of the following members, viz :—Mr. Alexander Campbell, Mr. Docker, Mr. Hay, Sir William Macarthur, Sir W. M. Manning, Mr. Deas Thomson, and the Mover.
 Question put and passed ;—
 Whereupon the Committee retired to consider and prepare the Address.
 And Mr. Owen having, after some time, brought up the Address, as prepared by the Committee, moved, That the said Address be now read by the Clerk.
 Question put and passed ;—
 And the said Address read by the Clerk, as follows :—

" To the Queen's Most Excellent Majesty.

" MOST GRACIOUS SOVEREIGN,—

" We, Your Majesty's dutiful and loyal subjects, the Members of the Legislative Council of New South Wales, in Parliament assembled, humbly approach Your Majesty with a renewed expression of our loyalty and attachment to Your Majesty's person and Government;

" We gratefully acknowledge Your Majesty's gracious presentation of a copy of the Book entitled "The Early Years of His Royal Highness the Prince Consort," and also a copy of the Book entitled "Leaves from the Journal of Our Life in the Highlands;" and, in conformity with Your Majesty's command, we have had the great pleasure of placing these volumes in the Parliamentary Library of this Colony.

" We cherish these gifts, not only as marks of Your Majesty's gracious favour and condescension, but as memorials of Your Majesty's private life and opinions, which cannot fail further to strengthen the affection and loyalty entertained for Your Majesty by all classes of Your Majesty's subjects, and to cement and endear the connection between the Colonies and the Mother Country."

Mr. Owen then moved, That the Address, as read by the Clerk, be now adopted by this House.

Question put and passed.

7. Motion Withdrawn :—Dr. Macfarlane withdrew the Motion standing in his name on the Notice Paper for to-day.

8. Road Act Amendment Bill :—Mr. Weekes moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

Ordered, That the Committal of this Bill stand an Order of the Day for to-morrow.

The House adjourned at Seventeen minutes after Five o'clock, until To-morrow, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, JANUARY 14.

GENERAL BUSINESS—ORDER OF THE DAY :—

1. Road Act Amendment Bill ; To be considered in Committee.

No. 13.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

THURSDAY, 14 JANUARY, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-seven minutes after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allen, The Honorable John Blasland, The Honorable William Busby, The Honorable William Byrnes, The Honorable John Campbell, The Honorable Alexander Campbell, The Honorable Joseph Docker,	The Honorable Samuel Deane Gordon, The Honorable John Hay, The Honorable Francis Lord, The Honorable Henry Moore, The Honorable Robert Owen, The Honorable John Richardson, The Honorable Elias Carpenter Weekes.

2. Leave of Absence, for three weeks, granted to the Honorable Frederick Matthew Darley, on motion of Mr. Henry Moore.
3. Road Act Amendment Bill:—On motion of Mr. Weekes, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again on Wednesday next.
- The House adjourned at Twenty minutes before Six o'clock, until Wednesday next, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, JANUARY 20.

GENERAL BUSINESS—ORDER OF THE DAY:—

1. Road Act Amendment Bill; To be further considered in Committee.

No. 14.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

WEDNESDAY, 20 JANUARY, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-four minutes after Four o'clock.

Members present :—

<p>The Honorable Terence Aubrey Murray, President, The Honorable George Allen, The Honorable John Blaxland, The Honorable William Busby, The Honorable William Byrnes, The Honorable Alexander Campbell, The Honorable Joseph Docker, The Honorable Samuel Deane Gordon, The Honorable Thomas Holt, The Honorable Thomas Iccly, The Honorable John Macfarlane,</p>	<p>The Honorable Sir William Montagu Manning, Knight, Q.C., The Honorable Henry Moore, The Honorable Robert Owen, The Honorable John Richardson, The Honorable Bourn Russell, The Honorable Edward Deas Thomson, C.B., The Honorable Elias Carpenter Weekes.</p>
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2. Papers :—Mr. Owen laid upon the Table the undermentioned Papers :—
 (1.) Letter from the United States Consul, at Sydney, explaining Emigration to San Francisco.
 (2.) Abstract of Crown Lands reserved from Sale until surveyed for the Preservation of Water Supply, or other Public purposes, in accordance with the 4th section of the Act 25 Victoria, No. 1, during the period between the 16th December, 1868, and 15th January, 1869.
 Ordered to be printed.
3. Road Act Amendment Bill :—Upon the Order of the Day being read, the President left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill.
 The Chairman having reported the Bill with an Amendment,—
 Mr. Weekes moved, "That" this House do now adopt this Report.
 Mr. Alexander Campbell moved, That the Question be amended by the omission of all the words thereof following the word "That" at the commencement,—in order to the insertion in their place of the words and figure "this Bill be now recommitted, with a view to the further consideration of Clause 1."
 Question,—That the words proposed to be omitted stand part of the Question,—put and negatived.
 Question,—That the words and figure proposed to be inserted in place of the words omitted be so inserted,—put and passed.
 Question then,—That this Bill be now recommitted, with a view to the further consideration of Clause 1,—put and passed ;—
 Whereupon the President left the Chair, and the House resolved itself into a Committee of the Whole accordingly.
 The Chairman reported the Bill with a further Amendment ;—
Ordered, That the Adoption of the Report 2^d, stand an Order of the Day for To-morrow.
 The House adjourned at Eighteen minutes after Five o'clock, until To-morrow, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, JANUARY 21.

GENERAL BUSINESS—NOTICE OF MOTION:—

1. MR. ALEXANDER CAMPBELL to move, That so much of the Standing Orders be suspended as would preclude the presentation of a Petition for leave to bring in a Bill to alter the Title of the United Fire and Life Insurance Company of Sydney.

ORDER OF THE DAY:—

1. Road Act Amendment Bill Reported 2°; Adoption of the Report.
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[Price, 3d.]

No. 15.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

THURSDAY, 21 JANUARY, 1869.

1. The House met, pursuant to adjournment. The President took the Chair at twenty-seven minutes after Four o'clock.

Members present:—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allon, The Honorable John Blaxland, The Honorable William Busby, The Honorable Alexander Campbell, The Honorable Joseph Docker, The Honorable Samuel Deane Gordon, The Honorable John Hay, The Honorable Thomas Holt,	The Honorable Henry Moore, The Honorable Robert Owen, The Honorable John Richardson, The Honorable Bourn Russell, The Honorable Edward Deas Thomson, C.B., The Honorable Elias Carpenter Weekes.

2. Paper:—Mr. Owen laid upon the Table Certain Regulations for the 'Nautical School Ship "Vernon."
Ordered to be printed.

3. United Fire and Life Insurance Company's Incorporation Act Amendment Bill:—
(1.) Mr. Alexander Campbell moved, pursuant to Notice, *by leave amended*, That so much of the Standing Orders be suspended as would preclude the presentation of a Petition for leave to bring in a Bill to alter the Title of the United Fire and Life Insurance Company of Sydney to that of "The United Insurance Company" and in other respects to amend the provisions of the Act to incorporate the said Company.

Question put and passed.

- (2.) Mr. Campbell then presented a Petition from William Rac, of Sydney, being the Secretary and a Member of the said Company, praying leave to bring in the said Bill,—
And having produced the *Government Gazette*, and the *Sydney Morning Herald* Newspaper, containing notice, for four consecutive weeks, in the months of August and September last, of the intention to apply for such Bill,—
Petition received.

4. Member's Attendance upon a Select Committee of the Legislative Assembly:—The President reported the following Message from the Legislative Assembly:—

MR. PRESIDENT,

The Legislative Assembly having appointed a Select Committee "to inquire into and report on the Petition of Mrs. Mary Singleton," and that Committee being desirous to examine the Honorable Bourn Russell, Member of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Member to attend and be examined by the said Committee, on such day and days as shall be arranged between him and the said Committee.

*Legislative Assembly Chamber,
Sydney, 20th January, 1869.*

W. M. ARNOLD,
Speaker.

Mr. Owen moved, That the Honorable Bourn Russell have leave to attend and give evidence accordingly, if he think fit.
Question put and passed:—

Whereupon

Whereupon Mr. Owen moved, That the following Message be carried to the Legislative Assembly :—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 20th day of January, 1860, requesting leave for the Honorable Bourne Russell, a Member of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly appointed to inquire into and report upon the Petition of Mrs. Mary Singleton, the Council acquaints the Assembly that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.

Legislative Council Chamber,
Sydney, January, 1860.

President.

Question put and passed.

5. Road Act Amendment Bill Reported 2° :—Mr. Weekes moved, That the Report 2° of this Bill from the Committee of the whole Council be now adopted,—

Whereupon the President said :—“ Some question has been raised as to the regularity with which this Bill is now before the Council. It may facilitate our proceedings if I avail myself of the present opportunity by stating that, in my opinion, it ought to be dealt with as a Private Bill. The Bill apparently purports to amend an existing Act of a general character, which applies to the Colony at large, as would appear from the short title which is proposed for this Bill, in the second clause. The second clause is :—‘ This Act shall and may be cited as the ‘ Road Act Amendment Act of 1860.’ But in looking through the Bill itself, I cannot see that it amends any existing law. It alters the bearing of no line, and no part of the Act which is cited in the Preamble; but it makes new provision altogether,—not for the Colony at large, or for parishes throughout the country,—but for one particular locality to which it exclusively applies. According to Parliamentary usage, in my opinion all laws or bills which have that local bearing only, and have not universal application, must be considered as Private Bills. As some difference of opinion was expressed on the subject, in the course of the discussion which took place in reference to this Bill, I have referred to some authorities which I will quote. They are, of course, of high consideration, and possess more weight than any views I can express myself. I would also call attention to the fact, that, although this Bill comes before us as a Public Bill from the Legislative Assembly, that, nevertheless, does not relieve us from the obligation we are all under of observing our own particular rules in dealing with every question before us. It is not for us to form any opinion as to how this Bill was dealt with elsewhere, or why it was dealt with as a Public Bill; but it is our duty to observe our own rules, and if it should be considered a Private Bill, to deal with it as a Private Bill. It is scarcely necessary that I should assure honorable members that I would be ready to forego the objection I raise to the form in which the Bill now appears, if I thought it consistent with my duty; and, if the House should overrule the decision I am about to give, I shall have the satisfaction of having on record what I have stated in reference to it. In the last edition of May (p. 655) it is stated :—‘ Every Bill for the particular interest or benefit of any person or persons, is treated in Parliament as a Private Bill. Whether it be for the interest of an individual, a public company or corporation, a parish, a city, a county or other locality, it is equally distinguished from a measure of public policy, in which the whole community are interested; and this distinction is marked by the solicitation of Private Bills by the parties themselves whose interests are concerned.’ That is what May says with respect to Private Bills. There is also another authority entitled to very great consideration, viz., Cushing. He says (p. 297) as follows :—‘ In strictness, a Private Bill is one which, as regards the interests of the parties, is exceptional to the general law, so far as the particular subject of it is concerned; or which makes, or allows the parties to make, other and different arrangements, in reference to some particular matter, than would be authorized or allowed by the general law.’ And I see further that in the schedule given in May, of Bills of the first-class, which are treated as Private Bills in the Imperial Parliament, there are included Bills relating to burial grounds, to the paving, lighting, &c., of cities or towns, and even the police;—indeed, all Bills having a local tendency. I would read a particular case which is mentioned, showing how very particular the Imperial Parliament are in dealing with all matters of this kind. At page 690 of the last edition, it is stated :—‘ In 1852, the Huddersfield Burial Ground Bill (to confirm a scheme of the General Board of Health, under the Nuisances Removal Act), though brought in as a Public Bill, was otherwise treated as a Private Bill. The scheme was printed as the schedule to the Bill: but while the Bill was pending, it became necessary to amend the scheme; and as it would obviously have been objectionable to retain a scheme in the schedule, apparently as law, and yet inconsistent with the clauses of the Bill, the whole scheme as amended, was required to be printed in the ordinary form of clauses in a Private Bill, and the Bill was re-committed. It differed in no respect from a burial-ground Bill, and was held to be subject to the payment of fees. In 1855, a Bill to amend that Act, though brought in by the President of the Board of Health, was also treated as a Private Bill.’ There is another case on record to which I would also call the attention of the House. It is given in Hansard, Vol. LXII, 3rd series, page 490. It is, I may

“ remark,

" remark; almost impossible to find precedents, in these Parliamentary cases, that
 " are exactly in point; but this one has some very near connection with the case now
 " under the consideration of the Council:—*'METROPOLITAN ROADS. Mr. Borthwick,*
 " after presenting a Petition from Notting Hill and Kensington, complaining of the
 " want of lights in the metropolitan roads, rose to bring forward the motion of
 " which he had given notice, for leave to introduce a Bill to enforce the better
 " lighting of the metropolitan roads by the respective parishes through which they
 " pass. He said, that he thought the present Bill called for in consequence of
 " railroads having diminished the tolls on the ordinary roads, to such an extent,
 " that the Commissioners had no longer the funds sufficient for repairing and
 " lighting the roads. Accordingly, the Commissioners, on the 24th May last, had
 " given notice to the respective parishes, that they would not continue to light
 " the roads beyond the 29th September following. Several parishes had taken
 " the charge on themselves, but there was still a number of parishes in which two-
 " thirds of the rate-payers had not come to the same agreement; and the conse-
 " quence was, that these parishes were left during the night in a state of darkness
 " and danger. In his opinion the parishes through which the roads passed, and
 " not the passengers, ought to pay the expense, because the roads added con-
 " siderably to the value of property in their neighbourhood. Not anticipating
 " any opposition to his motion, he would merely state that he proposed to carry
 " his purpose into effect by applying the provisions of the Act 3rd and 4th
 " William 4th, Ch. 90, making it compulsory on those parishes to light the roads
 " according to the provisions of that Act, and that the inspectors should be
 " empowered to call on the overseers of the poor to make a rate for that purpose."

" 'The *Speaker* asked the Honorable Member if he proposed to levy a rate
 " on the several parishes?"

" 'Mr. Borthwick: Undoubtedly, under the provisions of the 3rd and 4th
 " William 4th."

" 'The *Speaker* said, that the Bill, in that case, would be partly of a public
 " and partly of a private nature, and the Honorable Member would therefore
 " have to give the notice required to be given in cases of Private Bills."

" I shall not detain the House by many further observations. These
 " extracts embody the views I take of this Bill. It has a local bearing, and solely
 " a local bearing; only one particular locality is to be benefited by it; and,
 " according to Parliamentary usage, it must be regarded as a Private Bill. The
 " course, in that case, for the House to pursue, would be to refer it to a Select
 " Committee, with power to send for persons and papers. This need not delay
 " the Bill long; and we should simply satisfy our own Standing Orders by
 " adopting this course. We have nothing to do now with notices of the intention
 " to apply for the Bill, or any of those matters which are introductory to
 " the initiation of Private Bills, as this Bill was not initiated in this House; but
 " we shall guard against the possibility of establishing a precedent hereafter, by
 " simply referring the Bill to a Select Committee, with instructions to take
 " evidence and send for persons and papers. My impression is that that would
 " be a wise course to take. I may remark, with regard to the short title of this
 " Bill, that I cannot see how it agrees with the Bill itself. The Bill virtually
 " does not amend anything; but that is a matter of very little moment, for the
 " title of a Bill is really no part of it. An authority on the subject—one of the
 " great authorities on these matters—says as follows:—'The title of a statute,
 " it has been repeatedly held, is no part of the statute; for it is usually framed
 " only by the Clerk of that House in which the Bill first passes, and is seldom
 " read more than once.' 'The title of the Act is but a new usage,' said Chief
 " Justice Treby, in *Chance v. Adams*, 'and began about H. 7.' And in
 " *Wills v. Wilkins*, Holt, Chief Justice, said—'It is true that the title of an
 " Act of Parliament is no part of the law, or enacting part,—no more than the
 " title of a book is part of the book; for the title is not the law, but the name
 " or description given to it by the makers.'"—(*Duarris*, p. 653.)

Mr. Weekes, upon this, moved, That in the opinion of this House, the Bill now
 before the House is a Public Bill.

Debate ensued.

Question put—That in the opinion of this House, the Bill now before the House
 is a Public Bill.

The House divided.

And the Tellers reporting the Numbers as follows:—

Ayes, 3.	Noes, 7.
Mr. Holt,	Mr. Blaxland,
Tellers.	Mr. Busby,
Mr. Owen,	Mr. Richardson,
Mr. Weekes.	Mr. Moore,
	Mr. Hay,
	Tellers.
	Mr. Russell,
	Mr. Docker.

And it appearing by such report that there was not a Quorum present, the
 President adjourned the House, at twenty-six minutes after Seven o'clock, until
 Wednesday next, at Four o'clock.

R. O'CONNOR,
 Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, JANUARY 27.

GENERAL BUSINESS—NOTICE OF MOTION:—

1. Mr. ALEXANDER CAMPBELL to move for leave to bring in a Bill to alter the Title of the United Fire and Life Insurance Company of Sydney to that of "The United Insurance Company" and in other respects to amend the provisions of the Act to incorporate the said Company.
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[Price, 6d.]

No. 16.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

WEDNESDAY, 27 JANUARY, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-eight minutes after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allen,	The Honorable Thomas Icely.
The Honorable John Blaxland,	The Honorable John Macfarlane,
The Honorable William Byrnes,	The Honorable Henry Moore,
The Honorable Alexander Campbell,	The Honorable Robert Owen,
The Honorable Joseph Docker,	The Honorable John Richardson,
The Honorable Samuel Deane Gordon,	The Honorable Elias Carpenter Weekes.

2. Papers :—Mr. Owen laid upon the Table the undermentioned Papers :—
 (1.) Despatch with Imperial Vaccination Act.
 (2.) Letter from Mr. E. L. Montefiore, with Extracts from Jury Reports, Paris Exhibition, on Tanning Materials, Wool, &c.
 Ordered to be printed.
3. Police Regulation Extension Bill :—The President reported the following Message from the Legislative Assembly :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to remove doubts as to the operation of and jurisdiction conferred by the Act 19 Vict. No. 24 at places other than Towns,*" presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
 Sydney, 27th January, 1869.*

W. M. ARNOLD,
 Speaker.

Bill, on motion of Mr. Docker, read a first time ;—

Ordered, That the second reading stand an Order of the Day for this day week, and that the Bill, in the meantime, be printed.

4. United Fire and Life Insurance Company's Incorporation Act Amendment Bill :—
 Mr. Alexander Campbell moved, pursuant to Notice, for leave to bring in a Bill to alter the Title of the United Fire and Life Insurance Company of Sydney to that of "The United Insurance Company" and in other respects to amend the provisions of the Act to incorporate the said Company.
 Question put and passed.

The House adjourned at twenty-five minutes before Five o'clock, until To-morrow, at Four o'clock.

R. O'CONNOR,
 Clerk of the Parliaments.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, JANUARY 28.

Question :—

1. MR. DOCKER *to ask* THE REPRESENTATIVE OF THE GOVERNMENT,—Whether the Government contemplate the adoption of any precautionary measures to prevent the introduction into this Colony of the disease now existing at Melbourne pronounced to be Small-pox?

GENERAL BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES *to move*, That the Proceedings in reference to the Road Act Amendment Bill Reported 2^o be now resumed at the point where they were interrupted for want of a Quorum on the 21st instant.
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WEDNESDAY, FEBRUARY 3.

GENERAL BUSINESS—ORDER OF THE DAY:—

1. Police Regulation Extension Bill; Second Reading.
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No. 17.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

THURSDAY, 28 JANUARY, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-eight minutes after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allen, The Honorable John Campbell, The Honorable Alexander Campbell, The Honorable George Henry Cox, The Honorable Joseph Docker, The Honorable Samuel Deane Gordon, The Honorable John Hay, The Honorable Thomas Iccly, The Honorable Sir William Macarthur, Knight,	The Honorable John Macfarlane, The Honorable Sir William Montagu Manning, Knight, Q.C., The Honorable Robert Owen, The Honorable John Richardson, The Honorable Edward Deas Thomson, C.B., The Honorable Elias Carpenter Weekes.

2. Adjournment:—Mr. Owen, *by consent*, moved, *without previous notice*, That this House, at its rising to-day, do adjourn until to-morrow, at Four o'clock p.m.
 Question put and passed.
3. Consolidated Revenue Fund Bill :—The President reported the following Message from the Legislative Assembly:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the Year 1869*," presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
 Sydney, 28 January, 1869.*

W. M. ARNOLD,
 Speaker.

Bill, on motion of Mr. Owen, read a first time;—

Ordered, That the second reading stand an Order of the Day for to-morrow, and that the Bill, in the meantime, be printed.

4. Small-Pox :—Mr. Docker having, pursuant to Notice, asked the Representative of the Government,—Whether the Government contemplate the adoption of any precautionary measures to prevent the introduction into this Colony of the disease now existing at Melbourne pronounced to be Small-pox?—
 Mr. Owen replied,—The Government are taking, and will continue to take, every precaution, short of placing vessels in quarantine, to prevent the introduction by sea into this Colony of the disease now existing in Victoria, alleged to be Small-Pox. But, as it will be impossible to prevent the spread of the disease overland, the Government have had under consideration the advisability of introducing a Bill to render vaccination compulsory.
5. United Fire and Life Insurance Company's Incorporation Act Amendment Bill :—
 Mr. Alexander Campbell having *presented* this Bill, and produced a certificate that the sum of twenty-five pounds had been paid to the credit of the Consolidated Revenue, Bill, intituled "*A Bill to alter the Title of the United Fire and Life Insurance Company of Sydney to that of 'the United Insurance Company' and in other respects to amend the provisions of the Act to incorporate the said Company*,"—read a first time.

- G. Road Act Amendment Bill Reported 2^o :—Mr. Weekes moved, pursuant to Notice, That the Proceedings in reference to the Road Act Amendment Bill Reported 2^o be now resumed at the point where they were interrupted for want of a Quorum on the 21st instant.

Debate ensued.

Question put.

The House divided.

And the Tellers reporting the Numbers as follows :—

Ayes, 0.

Mr. Owen,
Sir W. M. Manning,
Mr. Allon,
Mr. Deas Thomson,

Tellers.

Mr. Gordon,
Mr. Weekes.

Nocs, 4.

Mr. Hay,
Mr. Docker,

Tellers.

Mr. John Campbell,
Mr. Richardson.

And it appearing by such report that there was not a Quorum present, the President adjourned the House, at eighteen minutes before Seven o'clock, until *To-morrow*, at Four o'clock p.m.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, JANUARY 29.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. OWEN to move, That so much of the Standing Orders be suspended as would preclude the passing of a Bill to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the service of the year 1869 through all its remaining stages in the present sitting of the Council.

ORDER OF THE DAY :—

1. Consolidated Revenue Fund Bill ; Second Reading.

GENERAL BUSINESS—NOTICE OF MOTION :—

1. MR. ALEXANDER CAMPBELL to move,—
(1.) That the United Fire and Life Insurance Company's Incorporation Act Amendment Bill be referred for the consideration and report of a Select Committee.
(2.) That such Committee consist of the following Members, viz :—Mr. Docker, Mr. Hay, Mr. Moore, Mr. Owen, Mr. Richardson, Mr. Deas Thomson, and the Mover.

WEDNESDAY, FEBRUARY 3.

GENERAL BUSINESS—ORDER OF THE DAY :—

1. Police Regulation Extension Bill ; Second Reading.

No. 18.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

FRIDAY, 29 JANUARY, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-two minutes after Four o'clock.

Members present :—

<p>The Honorable Terence Aubrey Murray, President, The Honorable George Allen, The Honorable John Blaxland, The Honorable William Byrnes, The Honorable John Campbell, The Honorable Alexander Campbell, The Honorable George Henry Cox, The Honorable Joseph Docker, The Honorable Samuel Deane Gordon, The Honorable John Hay, The Honorable Thomas Icely,</p>	<p>The Honorable Francis Lord, The Honorable Sir William Montagu Manning, Knight, Q.C., The Honorable Henry Moore, The Honorable Robert Owen, The Honorable John Richardson, The Honorable Edward Deas Thomson, C.B., The Honorable Elias Carpenter Weekes.</p>
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2. Paper :—Mr. Owen laid upon the Table By-laws of the Borough of Cudgegong. Ordered to be printed.
3. Consolidated Revenue Fund Bill :—
- (1.) Mr. Owen moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of this Bill through all its remaining stages in the present sitting of the Council.
Question put and passed.
- (2.) Mr. Owen moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time :—
- (3.) Whereupon, on motion of Mr. Owen, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration thereof.
The Chairman reported the Bill without Amendment,—
And the House having adopted the Report :—
- (4.) Bill, on motion of Mr. Owen, read a third time, and passed.
Mr. Owen then moved, That the Title of this Bill be "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the Year 1869.*"
Question put and passed :—
Whereupon Mr. Owen moved, That this Bill be returned to the Legislative Assembly, with the following Message :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the Year 1869,*" returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, January, 1869.

President.

Question put and passed.

4. United Fire and Life Insurance Company's Incorporation Act Amendment Bill:—

Mr. Alexander Campbell moved, pursuant to Notice,—

(1.) That the United Fire and Life Insurance Company's Incorporation Act Amendment Bill be referred for the consideration and report of a Select Committee.

(2.) That such Committee consist of the following Members, viz:—Mr. Docker, Mr. Hay, Mr. Moore, Mr. Owen, Mr. Richardson, Mr. Deas Thomson, and the Mover.

Question put and passed.

The House adjourned at two minutes after Five o'clock, until Wednesday next, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, FEBRUARY 3.

GENERAL BUSINESS—NOTICE OF MOTION:—

1. MR. WEEKES to move, That the Proceedings in reference to the Road Act Amendment Bill Reported 2^o be now resumed at the point where they were interrupted for want of a Quorum on the 21st ultimo.

ORDER OF THE DAY:—

1. Police Regulation Extension Bill; Second Reading.

No. 19.

MINUTES OF THE PROCEEDINGS OF THE LEGISLATIVE COUNCIL.

WEDNESDAY, 3 FEBRUARY, 1869.

1. The House met pursuant to adjournment. The President took the Chair at nineteen minutes after Four o'clock. O

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allen,	The Honorable Samuel Deane Gordon,
The Honorable William Busby,	The Honorable John Macfarlane,
The Honorable John Campbell,	The Honorable Henry Moore,
The Honorable Alexander Campbell,	The Honorable Robert Owen,
The Honorable George Henry Cox,	The Honorable John Richardson,
The Honorable Frederick Matthew Darley,	The Honorable Edward Deas Thomson,
The Honorable Joseph Docker,	C.B.,
	The Honorable Elias Carpenter Weekes.

2. Assent to Bill :—A Message from the Governor being announced, His Excellency's Private Secretary was introduced, and delivered a Message, which was read by the President, as follows :—

BELMORE,

Message No.

Governor.

A Bill, intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the Year 1869,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be numbered and forwarded to the proper officer for enrolment, in the manner required by law.

Government House,

Sydney, 3rd February, 1869.

3. United Fire and Life Insurance Company's Incorporation Act Amendment Bill :—
- (1.) Mr. Alexander Campbell, as Chairman, brought up the Report from, and laid upon the Table, the Minutes of the Proceedings of, and Evidence taken before the Select Committee, for whose consideration and Report this Bill was referred on the 29th ultimo, together with Appendices and a copy of the Bill, as amended in the Committee.
- Ordered to be printed.
- (2.) Mr. Campbell then moved, That the second reading of this Bill, as so amended, stand an Order of the Day for the next day of sitting.
- Question put and passed.
4. Cliffs Coal Properties Leasing Bill :—The President reported the following Message from the Legislative Assembly :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable William Clift and Samuel Clift Devises under the Will of Samuel Clift late of West Maitland in the Colony of New South Wales landholder deceased to grant leases of certain lands for Mining purposes,*" presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before the Select Committee thereon.

Legislative Assembly Chamber,

Sydney, 2nd February, 1869.

W. M. ARNOLD,

Speaker.

Bill,

Bill, on motion of Mr. Docker, read a first time;—

Ordered, That the second reading stand an Order of the Day for Wednesday next, and that the Bill in the meantime be printed.

5. Member Deceased :—

(1.) The President said—"The melancholy duty devolves upon me of announcing to the House, the decease of one of its Members—The Honorable James Mitchell—whose name I have directed to be struck from the Alphabetical List of Members ;"—

(2.) Whereupon Mr. Owen moved, That out of respect to the memory of the Honorable James Mitchell, whose decease has just been announced by the President, this house do now adjourn until to-morrow.

Question put and passed.

The House adjourned accordingly at Twenty-five minutes before Five o'clock, until To-morrow, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, FEBRUARY 4.

GENERAL BUSINESS—NOTICE OF MOTION :—

1. MR. WEEKES to move, That the Proceedings in reference to the Road Act Amendment Bill Reported 2^o be now resumed at the point where they were interrupted for want of a Quorum on the 21st ultimo.

ORDERS OF THE DAY :—

1. Police Regulation Extension Bill ; Second Reading.
2. United Fire and Life Insurance Company's Incorporation Act Amendment Bill (*as amended in Select Committee*) ; Second Reading.

WEDNESDAY, FEBRUARY 10.

GENERAL BUSINESS—ORDER OF THE DAY :—

1. Clifts Coal Properties Leasing Bill ; Second Reading.

No. 20.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

THURSDAY, 4 FEBRUARY, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-six minutes after Four o'clock.

Members present :—

<p style="text-align: center;">The Honorable Terence Aubrey Murray, President,</p> <p>The Honorable George Allen, The Honorable John Blaxland, The Honorable William Busby, The Honorable William Byrnes, The Honorable John Campbell, The Honorable Alexander Campbell, The Honorable Frederick Matthew Darley, The Honorable Joseph Docker, The Honorable Samuel Deane Gordon, The Honorable John Hay,</p>	<p>The Honorable Thomas Holt, The Honorable Thomas Icely, The Honorable John Macfarlane, The Honorable Sir William Montagu Manning, Knight, Q.C., The Honorable Henry Moore, The Honorable Robert Owen, The Honorable John Richardson, The Honorable Edward Deas Thomson, C.B., The Honorable Elias Carpenter Weekes.</p>
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2. Papers :—Mr. Owen laid upon the Table the undermentioned Papers :—

- (1.) Despatch from the Secretary of State respecting the intended visit of Captain His Royal Highness the Duke of Edinburgh in H. M. S. "Galatea," with scheme of route.
- (2.) Despatch transmitting copy or extracts of all Correspondence relating to the Importation of South Sea Islanders into Queensland.
Ordered to be printed.

3. Road Act Amendment Bill Reported 2^o :—Mr. Weekes moved, That the Proceedings in reference to the Road Act Amendment Bill Reported 2^o be now resumed at the point where they were interrupted for want of a Quorum on the 21st ultimo.
Debate ensued.
Question put.
The House divided.

Ayes, 9.

Mr. Deas Thomson,
Mr. Owen,
Sir W. M. Manning,
Dr. Macfarlane,
Mr. Weekes,
Mr. Darley,
Mr. Byrnes,

Tellers.

Mr. Holt,
Mr. Gordon.

Noes, 8.

Mr. Docker,
Mr. Hay,
Mr. Alexander Campbell,
Mr. Moore,
Mr. John Campbell,
Mr. Busby,

Tellers.

Mr. Blaxland,
Mr. Richardson.

Question then again put,—That in the opinion of this House, the Bill now before the House is a Public Bill.

The

The House again divided.

Ayes, 9.

Mr. Deas Thomson,
Mr. Owen,
Mr. Holt,
Mr. Gordon,
Sir W. M. Manning,
Dr. Macfarlane,
Mr. Byrnes,

Tellers.

Mr. Weckes,
Mr. Darley.

Noes, 8.

Mr. Docker,
Mr. Hay,
Mr. Richardson,
Mr. Alexander Campbell,
Mr. Blaxland,
Mr. Busby,

Tellers.

Mr. John Campbell,
Mr. Moore.

Whereupon Question,—That the Report 2^o of this Bill from the Committee of the whole Council be now adopted,—put and passed.

Ordered, That the third reading of this Bill stand an Order of the Day for the next day of sitting.

4. Postponements:—

(1.) The Order of the Day for the second reading of the Police Regulation Extension Bill being read,—

Mr. Owen moved, That the Order of the Day for the second reading of this Bill be postponed until this day week.

Debate ensued.

Motion, by leave, withdrawn;—

Whereupon, on motion of Mr. Docker, the Order of the Day for the second reading of this Bill postponed until Wednesday next.

(2.) The Order of the Day for the second reading of the United Fire and Life Insurance Company's Incorporation Act Amendment Bill (*as amended in Select Committee*) postponed, on motion of Mr. Docker, on behalf of Mr. Alexander Campbell, until Wednesday next.

The House adjourned at twenty-five minutes after Seven o'clock, until Wednesday next, at Four o'clock.

For R. O'CONNOR,
Clerk of the Parliaments,

JOHN J. CALVERT,
Clerk Assistant.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, FEBRUARY 10.

GENERAL BUSINESS—ORDERS OF THE DAY:—

1. Clifts Coal Properties Leasing Bill; Second Reading.
2. Road Act Amendment Bill; Third Reading.
3. Police Regulation Extension Bill; Second Reading.
4. United Fire and Life Insurance Company's Incorporation Act Amendment Bill (*as amended in Select Committee*); Second Reading.

No. 21.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

WEDNESDAY, 10 FEBRUARY, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-eight minutes after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allen, The Honorable John Blaxland, The Honorable William Byrnes, The Honorable Alexander Campbell, The Honorable Frederick Matthew Darley, The Honorable Joseph Docker, The Honorable Samuel Deane Gordon, The Honorable John Hay, The Honorable Thomas Holt, The Honorable Thomas Icely,	The Honorable Francis Lord, The Honorable John Macfarlane, The Honorable Sir William Montagu Manning, Knight, Q.C., The Honorable Henry Moore, The Honorable Robert Owen, The Honorable John Richardson, The Honorable Edward Deas Thomson, C.B., The Honorable Elias Carpenter Weekes.

2. Papers :—Mr. Owen laid upon the Table the undermentioned Papers :—
 (1.) Despatch from the Secretary of State for the Colonies in reference to a supply of Snider Rifles for the Volunteers.
 (2.) Despatches respecting social and political condition of the Fiji Islands.
 Ordered to be printed.
3. Clifts Coal Properties Leasing Bill, on motion of Mr. Docker, read a second time ;—
Ordered. That the Committal of this Bill stand an Order of the Day for the next day of sitting.
4. Messages from the Legislative Assembly :—The President reported the following Messages from the Legislative Assembly :—
 (1.) Clerk of the Parliaments' Attendance on a Select Committee of the Assembly :—

MR. PRESIDENT,

The Legislative Assembly having appointed a Select Committee on "Duties of Master in Equity," and that Committee being desirous of having before them certain Evidence taken before a Select Committee of the Legislative Council in 1865, on "Office of Master in Equity Abolition Bill"—requests that the Legislative Council will give leave to the Clerk of the Parliaments, or any Officer he may appoint, to attend and produce the above-mentioned Evidence, on such day as may be arranged between him and the said Committee.

*Legislative Assembly Chamber,
 Sydney, 5th February, 1869.*

W. M. ARNOLD,
 Speaker.

Mr. Owen moved, That the Clerk have leave to attend and produce such Evidence, personally or by one of the Officers of his Department, as may be most convenient to the business of this House.

Question put and passed ;—

Whereupon

Whereupon Mr. Owen moved, That the following Message be carried to the Legislative Assembly :—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 5th February, 1869, requesting leave for the Clerk of the Parliaments or any Officer he may appoint to attend before a Select Committee of the Legislative Assembly on "Duties of Master in Equity," and to produce certain Evidence taken before a Select Committee of the Legislative Council in 1865, on "Office of Master in Equity Abolition Bill," the Council acquaints the Assembly that leave has been granted to the Clerk of the Parliaments to attend personally, or by one of the Officers of his Department, and produce such Evidence accordingly.

*Legislative Council Chamber,
Sydney, February, 1869.*

President.

Question put and passed.

(2.) Member's Attendance on a Select Committee of the Assembly :—

MR. PRESIDENT,

The Legislative Assembly having appointed a Select Committee to inquire into and report on "Duties of Master in Equity," and that Committee being desirous to examine the Honorable Alexander Campbell, Member of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Member to attend and be examined by the said Committee on such day and days as shall be arranged between him and the said Committee.

*Legislative Assembly Chamber,
Sydney, 5th February, 1869.*

W. M. ARNOLD,
Speaker.

Mr. Owen moved, That the Honorable Alexander Campbell have leave to attend and give Evidence accordingly, if he think fit.

Question put and passed ;—

Whereupon Mr. Owen moved, That the following Message be carried to the Legislative Assembly :—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 5th February, 1869, requesting leave for the Honorable Alexander Campbell, a Member of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly on "Duties of Master in Equity," the Council acquaints the Assembly that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.

*Legislative Council Chamber,
Sydney, February, 1869.*

President.

Question put and passed.

3.) St. Andrew's Cathedral Close Bill :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "An Act to authorize the appropriation of the Old Burial Ground or Cathedral Close in Sydney to certain Municipal and other public purposes,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 5th February, 1869.*

W. M. ARNOLD,
Speaker.

Bill, on motion of Mr. Gordon, read a first time ;—

Ordered, That the second reading stand an Order of the Day for Wednesday next, and that the Bill, in the meantime, be printed.

(4.) Summary Convictions and Orders Amendment Bill :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "An Act to amend the Act 11 and 12 Victoria Cap. 43,"—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 9th February, 1869.*

W. M. ARNOLD,
Speaker.

Bill, on motion of Mr. Docker, read a first time ;—

Ordered, That the second reading stand an Order of the Day for Wednesday next, and that the Bill, in the meantime, be printed.

5. Road Act Amendment Bill, on motion of Mr. Weekes, read a third time, and passed.

Mr. Weekes then moved, That the Title of this Bill be "An Act to enable the Trustees for the time being of the Parish Road leading from Sydney to the Dam of Cook's River and called the Cook's River Road to expend a portion of the Trust Funds in lighting the said Road."

Question put and passed ;—

Whereupon

Whereupon Mr. Weekes moved, That this Bill be returned to the Legislative Assembly, with the following Message:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable the Trustees for the time being of the Parish Road leading from Sydney to the Dam of Cook's River and called the Cook's River Road to expend a portion of the Trust Funds in lighting the said Road,*" returns the same to the Legislative Assembly, without amendment.

Legislative Council Chamber,
Sydney, February, 1869.

President.

Question put and passed.

6. Police Regulation Extension Bill:—Mr. Docker moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

Ordered, That the Committal of this Bill stand an Order of the Day for the next day of sitting.

7. United Fire and Life Insurance Company's Incorporation Act Amendment Bill (*as amended in Select Committee*), on motion of Mr. Alexander Campbell, read a second time;—

Ordered, That the Committal of this Bill stand an Order of the Day for To-morrow.

The House adjourned at twenty-eight minutes after Six o'clock, until To-morrow, at Four o'clock.

For R. O'CONNOR,
Clerk of the Parliaments,

JOHN J. CALVERT,
Clerk Assistant.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, FEBRUARY 11.

GENERAL BUSINESS—ORDERS OF THE DAY:—

1. Clifts Coal Properties Leasing Bill; To be considered in Committee.
2. Police Regulation Extension Bill; To be considered in Committee.
3. United Fire and Life Insurance Company's Incorporation Act Amendment Bill (*as amended in Select Committee*); To be considered in Committee.

WEDNESDAY, FEBRUARY 17.

Question:—

1. MR. DEAS THOMSON *to ask* THE REPRESENTATIVE OF THE GOVERNMENT,—Will there be any objection to lay before the House a Copy of the Actuary's Report on the state and prospects of the Superannuation Fund, made in or about the year 1867, and of any documents which may have accompanied or have reference to the same?

GENERAL BUSINESS—ORDERS OF THE DAY:—

1. St. Andrew's Cathedral Close Bill; Second Reading.
2. Summary Convictions and Orders Amendment Bill; Second Reading.

No. 22..

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

THURSDAY, 11 FEBRUARY, 1869.

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allen,	The Honorable Thomas Icely,
The Honorable Alexander Campbell,	The Honorable Henry Moore,
The Honorable Frederick Matthew Darley,	The Honorable Robert Owen,
The Honorable Joseph Docker,	The Honorable John Richardson.

There not being a Quorum present, the President adjourned the House at half-past Four o'clock, until Wednesday next, at Four o'clock.

For R. O'CONNOR,
Clerk of the Parliaments,

JOHN J. CALVERT,
Clerk Assistant.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, FEBRUARY 17.

Question :—

1. Mr. DEAS THOMSON *to ask* THE REPRESENTATIVE OF THE GOVERNMENT,—Will there be any objection to lay before the House a Copy of the Actuary's Report on the state and prospects of the Superannuation Fund, made in or about the year 1867, and of any documents which may have accompanied or have reference to the same?

GENERAL BUSINESS—ORDERS OF THE DAY :—

1. St. Andrew's Cathedral Close Bill ; Second Reading.
2. Summary Convictions and Orders Amendment Bill ; Second Reading.
3. Cliffs Coal Properties Leasing Bill ; To be considered in Committee.
4. Police Regulation Extension Bill ; To be considered in Committee.
5. United Fire and Life Insurance Company's Incorporation Act Amendment Bill (*as amended in Select Committee*) ; To be considered in Committee.

No. 23.

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

WEDNESDAY, 17 FEBRUARY, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-six minutes after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allen,	The Honorable Francis Lord,
The Honorable John Blaxland,	The Honorable John Macfarlane,
The Honorable John Campbell,	The Honorable Sir William Montagu
The Honorable Alexander Campbell,	Manning, Knight, Q.C.,
The Honorable Frederick Matthew	The Honorable Henry Moore,
Darley,	The Honorable Robert Owen,
The Honorable Joseph Docker,	The Honorable John Richardson.
The Honorable Samuel Deane Gordon,	The Honorable Edward Deas Thomson,
The Honorable John Hay,	C.B.,
The Honorable Thomas Holt,	The Honorable Elias Carpenter Weckes.
The Honorable Thomas Icely,	

2. Paper :—Mr. Owen laid upon the Table a Statement of Receipts and Disbursements under the Superannuation Act of 1864, in the year 1868.
Ordered to be printed.
3. Actuary's Report on Superannuation Fund :—Mr. Deas Thomson having, pursuant to Notice, asked the Representative of the Government,—Will there be any objection to lay before this House a Copy of the Actuary's Report on the state and prospects of the Superannuation Fund, made in or about the year 1867, and of any documents which may have accompanied or have reference to the same?—Mr. Owen replied,—There will be no objection, and the Report and Documents will be laid upon the Table without delay.
4. St. Andrew's Cathedral Close Bill :—Mr. Gordon moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time ;—
Ordered, That the Committal of this Bill stand an Order of the Day for to-morrow.
5. Summary Convictions and Orders Amendment Bill, on motion of Mr. Docker, read a second time ;—
Ordered, That the Committal of this Bill stand an Order of the Day for this day week.
6. Cliffs Coal Properties Leasing Bill :—On motion of Mr. Docker, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.
The Chairman reported the Bill without Amendment,—
And the House having adopted the Report,—
Ordered, That the third reading stand an Order of the Day for to-morrow.
7. Police Regulation Extension Bill :—On motion of Mr. Docker, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again to-morrow.
8. United Fire and Life Insurance Company's Incorporation Act Amendment Bill (as amended in Select Committee):—On motion of Mr. Hay, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.

The

The Chairman reported the Bill without Amendment,—

And the House having adopted the Report,—

Ordered, That the third reading stand an Order of the Day for to-morrow.

9. Road Act Amendment Bill:—The following Protest was lodged with the Clerk, before 2 o'clock on the next appointed Sitting Day after the passing of this Bill; and, as the House was on that day, before proceeding to business, adjourned for want of a Quorum, it was signed before the rising of the House this day—being the next Sitting Day, in fact, after the passing of this Bill.

PROTEST against the passing of the Bill intituled "*An Act to enable the Trustees for the time being of the Parish Road leading from Sydney to the Dam of Cook's River and called the Cook's River Road to expend a portion of the Trust Funds in lighting the said Road.*"

Dissentient,—

"Firstly—Because, although this Bill purports to be an amendment of a Public Act, namely, the 4th of Victoria No. 12, intituled 'An Act to provide for the making and repairing of Parish Roads in the Colony of New South Wales,' and bears the short title of the 'Road Act Amendment Act of 1869,'—it in no way amends, or alters, the general provisions of that Act; but, on the contrary, enacts new matter not contemplated by it, not for parish roads generally, but for one parish road only.

"Secondly—Because, although the Council has declared that this Bill is a Public Bill, there is, nevertheless, some ground for regarding it—according to the usage and precedents of the Imperial Parliament—as strictly a Private Bill, inasmuch as it makes provision for one particular parish or locality, exceptional to the general legislation of the country, and not necessary in the way of public policy.

"Thirdly—Because the Bill enacts that monies raised under the recited Act—the 4th Victoria No. 12—by the trustees of the parish road referred to, shall be, in part and indefinitely, applied to a purpose not contemplated by the Act under which they were raised, and different from that in consideration of which they were paid.

"Fourthly—Because, if there has been—as there may have been, and as there is still some reason to suppose—a deviation from the established practice of the Imperial Parliament in like cases, in the manner in which this Bill has passed as a Public Bill through the Council, it may prove an inconvenient precedent in this comparatively small community,—where local, sectional, or personal influences may possibly affect the Legislation of the day, in a manner not wholly unknown to, but carefully guarded against by, the experience of the mother-country."

T. A. MURRAY,
JOSEPH DOCKER,
ALEX. CAMPBELL,
JOHN CAMPBELL."

"Legislative Council Chamber,
Sydney, 17th February, 1869."

The House adjourned at Two-minutes after Eight o'clock, until To-morrow, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, FEBRUARY 18.

GENERAL BUSINESS—ORDERS OF THE DAY:—

1. St. Andrew's Cathedral Close Bill; To be considered in Committee.
2. Cliffs Coal Properties Leasing Bill; Third Reading.
3. Police Regulation Extension Bill; To be further considered in Committee.
4. United Fire and Life Insurance Company's Incorporation Act Amendment Bill; Third Reading.

WEDNESDAY, FEBRUARY 24.

GENERAL BUSINESS—ORDER OF THE DAY:—

1. Summary Convictions and Orders Amendment Bill; To be considered in Committee.

No. 24.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

THURSDAY, 18 FEBRUARY, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-eight minutes after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allen,	The Honorable Thomas Holt,
The Honorable William Byrnes,	The Honorable Thomas Icely,
The Honorable John Campbell,	The Honorable Francis Lord,
The Honorable Alexander Campbell,	The Honorable John Macfarlane,
The Honorable Frederick Matthew	The Honorable Henry Moore,
Darley,	The Honorable Robert Owen,
The Honorable Joseph Docker,	The Honorable John Richardson,
The Honorable Samuel Deane Gordon,	The Honorable Elias Carpenter Weekes.
The Honorable John Hay,	

2. Papers:—Mr. Owen laid upon the Table the undermentioned Papers:—
 (1.) Abstract of Crown Lands, reserved from sale until surveyed, for the preservation of Water Supply or other Public Purposes, in accordance with the 4th Section of the Act 25 Vict., No. 1, during the period from 22nd January to 12th February, 1869.
 (2.) Abstract of Crown Lands, reserved from sale until surveyed, as the Sites for future Villages, during the same period.
 Ordered to be printed.
3. St. Andrew's Cathedral Close Bill:—On motion of Mr. Gordon, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.
 The Chairman reported the Bill without Amendment,—
 And the House having adopted the Report,—
 Ordered, That the Third reading stand an Order of the Day for Wednesday next.
4. Cliffs Coal Properties Leasing Bill, on motion of Mr. Docker, read a third time, and passed.
 Mr. Docker then moved, That the Title of this Bill be "*An Act to enable William Clift and Samuel Clift Devises under the Will of Samuel Clift late of West Maitland in the Colony of New South Wales landholder deceased to grant Leases of certain Lands for Mining purposes.*"
 Question put and passed;—
 Whereupon Mr. Docker moved, That this Bill be returned to the Legislative Assembly, with the following Message;—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable William Clift and Samuel Clift Devises under the Will of Samuel Clift late of West Maitland in the Colony of New South Wales landholder deceased to grant Leases of certain Lands for Mining purposes,*" returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,

Sydney, February, 1869.

President.

Question put and passed.

5. Police Regulation Extension Bill :—Upon the Order of the Day being read, the President left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill.
The Chairman having reported the Bill with Amendments,—
Ordered, That the Adoption of the Report stand an Order of the Day for Wednesday next.
6. United Fire and Life Insurance Company's Incorporation Act Amendment Bill, on motion of Mr. Alexander Campbell, read a third time, and *passed*.
Mr. Campbell then moved, That the Title of this Bill be "*An Act to alter the Title of the United Fire and Life Insurance Company of Sydney to that of 'The United Insurance Company' and in other respects to amend the provisions of the Act to incorporate the said Company.*"
Question put and passed ;—
Whereupon Mr. Campbell moved, That this Bill be carried to the Legislative Assembly, with the following Message :—

MR. SPEAKER,

The Legislative Council having this day passed a Bill, intituled "*An Act to alter the Title of the United Fire and Life Insurance Company of Sydney to that of 'The United Insurance Company' and in other respects to amend the provisions of the Act to incorporate the said Company,*" presents the same to the Legislative Assembly, for its concurrence; accompanied by a copy of the Report from, and Minutes of Evidence taken before, the Select Committee thereon, together with a copy of the Deed of Settlement of the said Company.

*Legislative Council Chamber,
Sydney, February, 1860.*

President.

Question put and passed.

The House adjourned at Eight minutes after Five o'clock, until Wednesday next, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, FEBRUARY 24.

GENERAL BUSINESS—ORDERS OF THE DAY:—

1. Summary Convictions and Orders Amendment Bill; To be considered in Committee.
2. St. Andrew's Cathedral Close Bill; Third Reading.
3. Police Regulation Extension Bill Reported; Adoption of the Report.

[Price, 3d.]

No. 25.

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

WEDNESDAY, 24 FEBRUARY, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-eight minutes after Four o'clock.

Members present :—

The Honorable Terence Aubrey Murray, President,	
The Honorable George Allen,	The Honorable John Macfarlane,
The Honorable John Campbell,	The Honorable Henry Moore,
The Honorable Alexander Campbell,	The Honorable Robert Owen,
The Honorable Frederick Matthew Darley,	The Honorable John Hubert Plunkett,
The Honorable Joseph Docker,	Q.C.,
The Honorable Samuel Deane Gordon,	The Honorable John Richardson,
The Honorable John Hay,	The Honorable Edward Deas Thomson,
The Honorable Thomas Holt,	C.B.,
The Honorable Francis Lord,	The Honorable Elias Carpenter Weekes.

2. Summary Convictions and Orders Amendment Bill :—On motion of Mr. Docker, the President left the Chair, and the House resolved itself into a Committee of the Whole for consideration of this Bill.
The Chairman reported the Bill with Amendments :—
Ordered, That the Adoption of the Report stand an Order of the Day for to-morrow.
3. Small Debts Recovery Act Amendment Bill :—The President reported the following Message from the Legislative Assembly :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend and apply the Provisions of the Small Debts Act 10 Vic. No. 10 to all parts of the Colony*," presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 23rd February, 1869.*

W. M. ARNOLD,
Speaker.

Bill, on motion of Mr. Docker, read a first time :—

Ordered, That the second reading stand an Order of the Day for Wednesday next: and that the Bill, in the meantime, be printed.

4. St. Andrew's Cathedral Close Bill, on motion of Mr. Gordon, read a third time, and passed.

Mr. Gordon then moved, That the Title of this Bill be "*An Act to authorize the appropriation of the Old Burial Ground or Cathedral Close in Sydney to certain Municipal and other public purposes*."

Question put and passed :—

Whereupon Mr. Gordon moved, That this Bill be returned to the Legislative Assembly, with the following Message :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to authorize the appropriation of the Old Burial Ground or Cathedral Close in Sydney to certain Municipal and other public purposes*,"—returns the same to the Legislative Assembly, without Amendment.

*Legislative Council Chamber,
Sydney, February, 1869.*

President.

Question put and passed.

MINUTES OF THE PROCEEDINGS OF THE LEGISLATIVE COUNCIL.

5. Police Regulation Extension Bill Reported :—Mr. Docker moved, That the Report of this Bill from the Committee of the Whole Council be "now" adopted.
 Mr. Holt moved, That the Question be amended by the omission of the word "now," in order to add at the end the words "this day six months."
 Debate ensued.
 Proposed Amendment, by leave, withdrawn.
 Original Question put and passed.
 Mr. Docker then moved, That the Third reading stand an Order of the Day for to-morrow.
 Debate ensued.
 Motion, by leave, withdrawn.
Ordered, That the Third reading of this Bill stand an Order of the Day for Wednesday next.
 The House adjourned at twenty-seven minutes after Six o'clock, until *Wednesday next*, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, MARCH 3.

GENERAL BUSINESS—ORDERS OF THE DAY:—

1. Small Debts Recovery Act Amendment Bill ; Second Reading.
2. Police Regulation Extension Bill ; Third Reading.
3. Summary Convictions and Orders Amendment Bill Reported ; Adoption of the Report.

No. 26.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

WEDNESDAY, 3 MARCH, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-six minutes after Four o'clock.

Members present :—

The Honorable Sir Terence Aubrey Murray, Knight, President,	
The Honorable George Allen, The Honorable John Blaxland, The Honorable William Byrnes, The Honorable John Campbell, The Honorable Alexander Campbell, The Honorable James Chisholm, The Honorable Frederick Matthew Darley, The Honorable Joseph Docker, The Honorable Samuel Deane Gordon, The Honorable John Hay, The Honorable Thomas Holt.	The Honorable Francis Lord, The Honorable John Macfarlane, The Honorable Sir William Montagu Manning, Knight, Q.C., The Honorable Henry Moore, The Honorable Robert Owen, The Honorable John Hubert Plunkett, Q.C., The Honorable Edward Deas Thomson, C.B., The Honorable Elias Carpenter Weekes.

2. Assent to Bills:—The President reported and severally read the following Messages from His Excellency the Governor:—

(1.)

BELMORE,
Governor.

Message No.

A Bill, intituled "*An Act to enable the Trustees for the time being of the Parish Road leading from Sydney to the Dam of Cook's River and called the Cook's River Road to expend a portion of the Trust Funds in lighting the said Road,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 25th February, 1869.

(2.)

BELMORE,
Governor.

Message No.

A Bill, intituled "*An Act to enable William Clift and Samuel Clift Devises under the Will of Samuel Clift late of West Maitland in the Colony of New South Wales landholder deceased to grant Leases of certain Lands for Mining purposes,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 25th February, 1869.

3. Papers:—Mr. Owen laid upon the Table the undermentioned Papers:—
 (1.) Despatch respecting Telegraphic Communication between the United Kingdom and the Australian Colonies.
 (2.) List of Directors, &c., of the Destitute Children's Society, for the year 1869.
 (3.) Further Despatch respecting the Importation of South Sea Islanders into Queensland.
 (4.) Borough of Balmain By-law.
 (5.) Borough of Parramatta By-law.
 Ordered to be printed.
4. Messages from the Legislative Assembly:—The President reported the following Messages from the Legislative Assembly:—
 (1.) Consolidated Revenue Fund Bill (No. 2):—
 MR. PRESIDENT,
 The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the Year 1869*," presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber, W. M. ARNOLD,
Sydney, 26th February, 1869. Speaker.
 Bill, on motion of Mr. Owen, read a first time;—
Ordered, That the Second reading stand an Order of the Day for to-morrow, and that the Bill, in the meantime, be printed.
- (2.) Municipalities Act Amendment Bill (No. 2):—
 MR. PRESIDENT,
 The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Municipalities Act of 1867*," presents the same to the Legislative Council for its concurrence.
Legislative Assembly Chamber, W. M. ARNOLD,
Sydney, 3rd March, 1869. Speaker.
 Bill, on motion of Mr. Lord, read a first time;—
Ordered, That the Second reading stand an Order of the Day for Wednesday next, and that the Bill, in the meantime, be printed.
- (3.) United Fire and Life Insurance Company's Incorporation Act Amendment Bill:—
 MR. PRESIDENT,
 The Legislative Assembly having this day agreed to the Bill, intituled "*An Act to alter the title of the United Fire and Life Insurance Company of Sydney to that of 'the United Insurance Company' and in other respects to amend the provisions of the Act to incorporate the said Company*," returns the same to the Legislative Council, without Amendment.
Legislative Assembly Chamber, W. M. ARNOLD,
Sydney, 2nd March, 1869. Speaker.
- (4.) Randwick and Coogee Roads Transfer Bill:—
 MR. PRESIDENT,
 The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the Commissioners of the Old Botany Randwick and Coogee Roads Trusts to transfer certain Roads to the Municipal Council of Randwick*," presents the same to the Legislative Council for its concurrence, accompanied by a copy of the Report from, and Minutes of Evidence taken before the Select Committee thereon.
Legislative Assembly Chamber, W. M. ARNOLD,
Sydney, 2nd March, 1869. Speaker.
 Bill, on motion of Mr. Deas Thomson, read a first time;—
Ordered, That the Second reading stand an Order of the Day for Wednesday next, and that the Bill, in the meantime, be printed.
- (5.) Member's Attendance on a Select Committee of the Assembly:—
 MR. PRESIDENT,
 The Legislative Assembly having appointed a Select Committee "to consider and report upon the Diseases in Grape Vines Prevention Bill," and that Committee being desirous to examine the Honorable Sir William Macarthur, Knight, Member of the Legislative Council, in reference thereto, requests that the Legislative Council will give leave to its said Member to attend and be examined by the said Committee, on such day and days as shall be arranged between him and the said Committee.
Legislative Assembly Chamber, W. M. ARNOLD,
Sydney, 2nd March, 1869. Speaker.
 Mr. Owen moved, That the Honorable Sir William Macarthur have leave to attend and give evidence accordingly, if he think fit.
 Question put and passed;—

Whereupon

Whereupon Mr. Owen moved, That the following Message be carried to the Legislative Assembly :—

MR. SPEAKER,

In answer to the Message from the Legislative Assembly, dated the 2nd March, 1869, requesting leave for the Honorable Sir William Macarthur, Knight, a Member of the Legislative Council, to attend and be examined before a Select Committee of the Legislative Assembly appointed "to consider and report upon "the Diseases in Grape Vines Prevention Bill," the Council acquaints the Assembly that leave has been granted to its said Member to attend and be examined by the said Committee, if he think fit.

*Legislative Council Chamber,
Sydney, March, 1869.*

President.

Question put and passed.

5. Small Debts Recovery Act Amendment Bill :—Mr. Docker moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time ;—

Ordered, That the Committal of this Bill stand an Order of the Day for to-morrow.

6. Police Regulation Extension Bill :—Mr. Docker moved, That this Bill be "now" read a Third time.

Mr. Plunkett moved, That the Question be amended by the omission of the word "now," in order to add at the end the words, "this day six months."

Debate ensued.

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

The House divided ;—

And the Tellers reporting the numbers as follows.—

Ayes, 6.

Mr. Allen,
Mr. Owen,
Mr. Hay,
Sir W. M. Manning.

Tellers.

Mr. Moore.
Mr. Docker.

Noes 3.

Mr. Plunkett,
Tellers.

Mr. Chisholm,
Mr. Darley.

And it appearing, by such report that there was not a Quorum present, the President adjourned the House, at five minutes after Eight o'clock, until To-morrow, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, MARCH 4.

GENERAL BUSINESS—ORDERS OF THE DAY :—

1. Small Debts Recovery Act Amendment Bill ; To be considered in Committee.
2. Summary Convictions and Orders Amendment Bill Reported ; Adoption of the Report.

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. OWEN to move, That so much of the Standing Orders be suspended as would preclude the passing of a Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the Year 1869, through all its remaining stages in the present sitting of the Council.

ORDER OF THE DAY :—

1. Consolidated Revenue Fund Bill (No. 2) ; Second Reading.

WEDNESDAY, MARCH 10.

GENERAL BUSINESS—ORDERS OF THE DAY :—

1. Municipalities Act Amendment Bill (No. 2) ; Second Reading.
2. Randwick and Coogee Roads Transfer Bill ; Second Reading.

No. 27.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

THURSDAY, 4 MARCH, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-eight minutes after Four o'clock.

Members present :—

The Honorable Sir Terence Aubrey Murray, Knight, President,	
The Honorable George Allen,	The Honorable Francis Lord,
The Honorable John Campbell,	The Honorable John Macfarlane,
The Honorable Alexander Campbell,	The Honorable Henry Moore,
The Honorable Frederick Matthew Darloy,	The Honorable Robert Owen,
The Honorable Joseph Docker,	The Honorable John Hubert Plunkett,
The Honorable John Hay,	Q.C.,
The Honorable Thomas Holt,	The Honorable John Richardson.

2. Assent to Bill :—A Message from the Governor being announced, His Excellency's Private Secretary was introduced, and delivered a Message, which was read by the President, as follows :—

BELMORE,

*Message No.**Governor.*

A Bill, intituled "*An Act to authorize the appropriation of the Old Burial Ground or Cathedral Close in Sydney to certain Municipal and other public purposes,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,**Sydney, 4th March, 1869.*

3. Papers :—Mr. Owen laid upon the Table the undermentioned Papers :—
(1.) Despatch respecting the Sydney Branch of the Royal Mint.
(2.) Bank Liabilities and Assets for the Quarter ended 31 December, 1868.
Ordered to be printed.
4. Adjournment :—Mr. Holt moved, That this House do now adjourn.
Debate ensued.
Question put and negatived.
5. Small Debts Recovery Act Amendment Bill :—On motion of Mr. Docker, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again on Wednesday next.
6. Summary Convictions and Orders Amendment Bill Reported :—The House having, on motion of Mr. Docker, adopted the Report of this Bill from the Committee of the Whole Council :—
Ordered, That the Third reading stand an Order of the Day for Wednesday next.

7. Consolidated Revenue Fund Bill (No. 2) :—

(1.) Mr. Owen moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of a Bill to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the Year 1869, through all its remaining stages in the present sitting of the Council.

Debate ensued.

Motion, by leave, withdrawn.

(2.) Mr. Owen then moved, That this Bill be now read a Second time.

Debate ensued.

Question put and passed.

Bill read a Second time ;—

Ordered, That the Committal of this Bill stand an Order of the Day for Wednesday next.

The House adjourned at twenty-eight minutes after Seven o'clock, until Wednesday next, at Four o'clock.

R. O'CONNOR,

Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, MARCH 10.

GOVERNMENT BUSINESS—ORDER OF THE DAY :—

1. Consolidated Revenue Fund Bill (No. 2) ; To be considered in Committee.

GENERAL BUSINESS—NOTICE OF MOTION :—

1. Mr. DOCKER to move, That the proceedings in reference to the Police Regulation Extension Bill be now resumed at the point where they were interrupted for want of a Quorum on the 3rd instant.

ORDERS OF THE DAY :—

1. Municipalities Act Amendment Bill (No. 2) ; Second Reading.
2. Randwick and Coogee Roads Transfer Bill ; Second Reading.
3. Small Debts Recovery Act Amendment Bill ; To be further considered in Committee.
4. Summary Convictions and Orders Amendment Bill ; Third Reading.

No. 28.

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

WEDNESDAY, 10 MARCH, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-eight minutes after Four o'clock.

Members present :—

The Honorable Sir Terence Aubrey Murray, Knight, President,	
The Honorable George Allen,	The Honorable John Macfarlane,
The Honorable John Blasland,	The Honorable Sir William Montagu
The Honorable William Byrnes,	Manning, Knight, Q.C.,
The Honorable John Campbell,	The Honorable Henry Moore,
The Honorable Alexander Campbell,	The Honorable Robert Owen,
The Honorable James Chisholm,	The Honorable Alexander Park,
The Honorable Frederick Matthew	The Honorable John Hubert Plunkett,
Darley,	Q.C.,
The Honorable Joseph Docker,	The Honorable John Richardson,
The Honorable Samuel Deane Gordon,	The Honorable Edward Deas Thomson,
The Honorable John Hay,	C.B.,
The Honorable Thomas Holt,	The Honorable Elias Carpenter Weekes.
The Honorable Francis Lord,	

2. Leave of Absence, on motion of Mr. Plunkett, granted to the Honorable Sir Terence Aubrey Murray, President, for Wednesday next, the 17th instant.
3. Randwick and Coogee Roads Transfer Bill :—Mr. Docker presented a Petition from the President and other Commissioners of the Old Botany, Randwick, and Coogee Roads Trust, praying certain Amendments in this Bill ;—
And the Petition having, on motion of Mr. Docker, been read at length by the Clerk,—
Petition received.
4. Papers :—Mr. Owen laid upon the Table the undermentioned Papers :—
(1.) Report on Vaccination, from the Medical Adviser to the Government, for the Year 1868.
(2.) Actuary's Report respecting the Superannuation Fund.
(3.) Borough of Goulburn By-laws.
Ordered to be printed.
5. Proposed New Parliamentary Refreshment Room :—Mr. Owen, on behalf of the President, as Chairman, brought up from the Standing Orders Committee the Report of a Conference held by that Committee with the Standing Orders Committee of the Legislative Assembly, on the subject, of a Proposed New Parliamentary Refreshment Room.
Ordered to be printed.
6. Consolidated Revenue Fund Bill (No. 2) :—On motion of Mr. Owen, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.
The Chairman reported the Bill without Amendment ;—
And the House having adopted the Report.—
Ordered, That the Third reading stand an Order of the Day for To-morrow.
7. Police Regulation Extension Bill :—Mr. Docker moved, pursuant to Notice, That the proceedings in reference to the Police Regulation Extension Bill be now resumed at the point where they were interrupted for want of a Quorum on the 3rd instant.
Debate ensued.
Question put.

The

The House divided.

Ayes, 13.

Mr. Owen,
Mr. Allen,
Sir W. M. Manning,
Mr. Byrnes,
Mr. Hay,
Mr. Blaxland,
Mr. Docker,
Mr. Richardson,
Mr. Moore,
Mr. Lord,
Dr. Macfarlane.

Tellers.

Mr. Park,
Mr. Alexander Campbell.

Noes, 7.

Mr. Plunkett,
Mr. Holt,
Mr. John Campbell,
Mr. Darley,
Mr. Weekes,

Tellers.

Mr. Gordon,
Mr. Chisholm.

Whereupon Question again put,—That the word proposed to be omitted stand part of the Question. (*Minutes No. 26, Entry 6.*)
The House divided.

Ayes, 13.

Mr. Owen,
Mr. Allen,
Sir W. M. Manning,
Mr. Hay,
Mr. Park,
Mr. Alexander Campbell,
Mr. Docker,
Mr. Richardson,
Mr. Moore,
Mr. Lord,
Dr. Macfarlane,

Tellers.

Mr. Byrnes,
Mr. Blaxland.

Noes, 7.

Mr. Plunkett,
Mr. Chisholm,
Mr. Gordon,
Mr. John Campbell,
Mr. Darley,

Tellers.

Mr. Weekes,
Mr. Holt.

Original Question then put and passed;—

Bill read a third time.

Mr. Docker moved, That this Bill do now *pass*.

Question put and passed.

Mr. Docker then moved, That the Title of this Bill be "*An Act to remove doubts as to the operation of and jurisdiction conferred by the Act 19 Vict. No. 24 at places other than Towns.*"

Question put and passed;—

Whereupon Mr. Docker moved, That this Bill be returned to the Legislative Assembly, with the following Message:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled, "*An Act to remove doubts as to the operation of and jurisdiction conferred by the Act 19 Vict. No. 24 at places other than Towns,*" with the Amendments indicated by the accompanying Schedule,—in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, March, 1869.

President.

POLICE REGULATION EXTENSION BILL.

SCHEDULE of the Amendments made by the Legislative Council in the Bill intituled "An Act to remove doubts as to the operation of and jurisdiction conferred by the Act 19 Vict. No. 24 at places other than Towns," returned to the Legislative Assembly, with Message of 10th March, 1869.

R. O'CONNOR,
Clerk of the Parliaments.

Clause 1, line 10. *Before "The Act" insert "So much of"*

" lines 10 and 11. *Omit "(save and except section twenty-one)" insert "as is now in force within certain Towns and places"*

Examined,—

GEORGE ALLEN,
Chairman of Committees.

Question put and passed.

8. Municipalities Act Amendment Bill (No. 2), on motion of Mr. Lord, read a second time;—

Ordered, That the Committal of this Bill stand an Order of the Day for the next sitting day.

9. Randwick and Coogee Roads Transfer Bill :—Mr. Deas Thomson moved, That this Bill be now read a second time,—
And a Question arising on the Point of Order whether this Bill is a Public or a Private Bill,—
And the President giving it as his opinion that this is a Public Bill,—
Question put and passed ;—
Bill read a second time ;—
Ordered, That the Committal of this Bill stand an Order of the Day for to-morrow.
10. Small Debts Recovery Act Amendment Bill :—Upon the Order of the Day being read, the President left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill.
The Chairman reported progress, and obtained leave to sit again to-morrow.
11. Summary Convictions and Orders Amendment Bill, on motion of Mr. Docker, read a third time, and *passed*.
Mr. Docker then moved, That the Title of this Bill be "*An Act to Amend the Act 11 and 12 Victoria Cap. 43.*"
Question put and passed ;—
Whereupon Mr. Docker moved, That this Bill be returned to the Legislative Assembly, with the following Message :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Act 11 and 12 Victoria Cap. 43,*" with the Amendments indicated by the accompanying Schedule,—in which Amendments the Council requests the concurrence of the Legislative Assembly.

*Legislative Council Chamber,
Sydney, March, 1869.*

President.

SUMMARY CONVICTIONS AND ORDERS AMENDMENT BILL.

SCHEDULE of the Amendments made by the Legislative Council in the Bill intituled "An Act to amend the Act 11 and 12 Victoria Cap. 43," returned to the Legislative Assembly, with Message of 10th March, 1869.

R. O'CONNOR,
Clerk of the Parliaments.

Page 1, Preamble, lines 4 to 14. *Omit* "doubts are entertained whether section "twenty-two of the said adopted Act extends to cases in which it is "returned to a warrant of distress issued under the authority of such Act "for levying any penalty compensation or sum of money adjudged or "ordered to be paid by any summary conviction or order that no sufficient "goods of the party against whom such warrant was issued can be found "where the Statute on which the conviction or order is founded provides "no mode of raising or levying such penalty compensation or sum of money "or enforcing payment of the same And whereas it is expedient to "remove such doubts and to amend such Statute in this respect" *insert* "it has been deemed necessary to amend such adopted Act"

Page 1, clause 1, line 10. *Before* "Section" *insert* "That"

" " line 21. *Omit* "such"

" " *After* "cases" *insert* "in which it is returned to a "warrant of distress issued under the authority of such Act for levying "any penalty compensation or sum of money adjudged or ordered to be "paid by any conviction or order that no sufficient goods of the party "against whom such warrant was issued can be found where the Statute "on which the conviction or order is founded provides no mode of raising "or levying such penalty compensation or sum of money or of enforcing "payment of the same" *omit* "as aforesaid"

Examined,—

GEORGE ALLEN,
Chairman of Committees.

Question put and passed.

The House adjourned at twenty-eight minutes after Six o'clock, until To-morrow, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, MARCH 11.

GENERAL BUSINESS—NOTICE OF MOTION:—

1. MR. DOCKER to move,—

Resolved,—

(1.) That this Council views with regret and alarm, the disposition evinced by the present Administration, to set aside the Constitutional functions of this Chamber of the Legislature, by advising the issue of Warrants for the payment of monies for the Public Service before the Bill, by which such monies could alone be legally appropriated, had been brought up from the Legislative Assembly.

(2.) That the Constitution Act having expressly provided that all payments to be made out of the Consolidated Revenue should be appropriated to such specific purposes by an Act of the Legislature of the Colony—this Council having, on a previous occasion, by Resolutions adopted and forwarded to the Secretary of State, declared—"That for any person or persons, whatsoever, employed in the payment of Public money, to pay or cause to be paid any sum or sums of money for, or towards the support of services, whether voted in any Session of Parliament or not, before the same be included in an Act of the Legislature, duly passed according to law, is derogatory to the privileges of Parliament, and subversive of the Constitution;"—and further, "that even in cases where great public emergency can be pleaded in excuse, the illegality can only be properly condoned by a distinct Act of Indemnity, passed in due form by all branches of the Legislature" the repetition of such a violation of the law and the Constitution, is an invasion of the rights and privileges of this Council, and tends to weaken its just authority as a co-ordinate branch of the Legislature of the Colony.

(3.) That this Council having witnessed the disastrous results which followed the adoption of a similar policy in an adjoining Colony, is the more imperatively called upon to repeat its protest against the continuance of an illegal course of conduct, which, if persisted in, must inevitably terminate in a state of similar disorder.

(4.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.

ORDERS OF THE DAY:—

1. Municipalities Act Amendment Bill (No. 2) ; To be considered in Committee.
2. Randwick and Coogee Roads Transfer Bill ; To be considered in Committee.
3. Small Debts Recovery Act Amendment Bill ; To be further considered in Committee.

GOVERNMENT BUSINESS—ORDER OF THE DAY:—

1. Consolidated Revenue Fund Bill (No. 2) ; Third Reading.

THURSDAY, MARCH 18.

Question:—

1. MR. WEEKES to ask THE REPRESENTATIVE OF THE GOVERNMENT,—Whether it is the intention of the Government to cause a survey to be made of the Valley of the Hawkesbury at Windsor, (similar to that recently carried out on the Hunter at Maitland) for the purpose of ascertaining whether some plan can be devised for facilitating the escape of the flood waters, and so preventing, as far as may be practicable, a recurrence of those disastrous inundations to which Windsor and the surrounding districts have hitherto been subject ?

No. 29.

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

THURSDAY, 11 MARCH, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-six minutes after Four o'clock.

Members present :—

The Honorable Sir Terence Aubrey Murray, Knight, President,	
The Honorable George Allen,	The Honorable Francis Lord,
The Honorable John Blaxland,	The Honorable John Macfarlane,
The Honorable John Campbell,	The Honorable Sir William Montagu
The Honorable Alexander Campbell,	Manning, Knight, Q.C.,
The Honorable James Chisholm,	The Honorable Henry Moore,
The Honorable Frederick Matthew	The Honorable Robert Owen,
Darley,	The Honorable Alexander Park,
The Honorable Joseph Docker,	The Honorable John Richardson,
The Honorable Samuel Deane Gordon,	The Honorable Edward Deas Thomson,
The Honorable John Hay,	C.B.,
The Honorable Thomas Holt,	The Honorable Elias Carpenter Weekes.
The Honorable Thomas Icely,	

2. Adjournment:—Mr. Owen, *by consent*, moved, *without previous Notice*, That this House, at its rising to-day, do adjourn until Tuesday next, at four o'clock, p.m.
Debate ensued.
Question put and passed.

3. Messages from the Legislative Assembly:—The President reported the following Messages from the Legislative Assembly:—

(1.) Workhouse Act Repeal Bill:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to repeal the Workhouse Act of 1866*," presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 4th March, 1869.

W. M. ARNOLD,
Speaker.

Bill, on motion of Mr. Gordon, read a first time;—

Ordered, That the Second reading stand an Order of the Day for the next Sitting Day, and that the Bill, in the meantime, be printed.

(2.) Impounding Act Amendment Bill:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Impounding Act of 1865*," presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 9th March, 1869.

... W. M. ARNOLD,
Speaker.

Bill, on motion of Mr. Docker, read a first time;—

Ordered, That the Second reading stand an Order of the Day for the next Sitting Day, and that the Bill, in the meantime, be printed.

4. Paper:—Mr. Owen laid upon the Table a Report from the Commissioner of Crown Lands in the Darling District, on the state of the Aborigines within that District.
Ordered to be printed.

5. Expenditure of Public Moneys without Statutory Authority:—Mr. Docker, pursuant to Notice, moved the following Resolutions:—

Resolved,—

(1.) That this Council views with regret and alarm, the disposition evinced by the present Administration, to set aside the Constitutional functions of this Chamber of the Legislature, by advising the issue of Warrants for the payment of monies for the Public Service before the Bill, by which such monies could alone be legally appropriated, had been brought up from the Legislative Assembly.

(2.) That the Constitution Act having expressly provided that all payments to be made out of the Consolidated Revenue should be appropriated to such specific purposes by an Act of the Legislature of the Colony—this Council having, on a previous occasion, by Resolutions adopted and forwarded to the Secretary of State, declared—"That for any person or persons, whatsoever, employed in the payment of Public money, to pay or cause to be paid any sum or sums of money for or towards the support of services, whether voted in any Session of Parliament or not, before the same be included in an Act of the Legislature, duly passed according to law, is derogatory to the privileges of Parliament, and subversive of the Constitution;"—and further, "that even in cases where great public emergency can be pleaded in excuse, the illegality can only be properly condoned by a distinct Act of Indemnity, passed in due form, by all branches of the Legislature" the repetition of such a violation of the law and the Constitution, is an invasion of the rights and privileges of this Council, and tends to weaken its just authority as a co-ordinate branch of the Legislature of the Colony.

(3.) That this Council having witnessed the disastrous results which followed the adoption of a similar policy in an adjoining Colony, is the more imperatively called upon to repeat its protest against the continuance of an illegal course of conduct, which, if persisted in, must inevitably terminate in a state of similar disorder.

(4.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.

Motion made by Mr. Owen, and Question,—That the Debate of this Question be adjourned until the next sitting day,—put and passed.

6. Municipalities Act Amendment Bill (No. 2):—On motion of Mr. Lord, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.

The Chairman reported the Bill with an Amendment in the Title;—

Ordered, That the Adoption of the Report stand an Order of the Day for the next sitting day.

7. Randwick and Coogee Roads Transfer Bill:—On motion of Mr. Deas Thomson, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.

The Chairman reported the Bill with Amendments, including Amendments in the Title;—

Ordered, That the Adoption of the Report stand an Order of the Day for the next sitting day.

8. Small Debts Recovery Act Amendment Bill:—Upon the Order of the Day being read, the President left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again on Tuesday next.

9. Consolidated Revenue Fund Bill (No. 2), on motion of Mr. Owen, read a third time, and *passed*.

Mr. Owen then moved, That the Title of this Bill be "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the Year 1869.*"

Question put and passed;—

Whereupon Mr. Owen moved, That this Bill be returned to the Legislative Assembly, with the following Message:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the Year 1869,*" returns the same to the Legislative Assembly, without Amendment.

President.

Legislative Council Chamber,
Sydney, March, 1869.

Question put and passed.

The House adjourned at sixteen Minutes before Seven o'clock, until Tuesday next, at Four o'clock, p.m.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, MARCH 16.

Question :—

1. MR. DEAS THOMSON *to ask* THE REPRESENTATIVE OF THE GOVERNMENT,—Seeing, from the report of the Actuary, and other documents laid upon the Table on the 10th instant, that the Superannuation Fund will shortly be insufficient to meet the demands upon it under the provisions of the Colonial Act of Parliament, 27th Victoria No. 11, is it the intention of the Government to adopt any measure, during the present Session, to meet the exigency of the case?

GENERAL BUSINESS—ORDERS OF THE DAY:—

1. Workhouse Act Repeal Bill; Second Reading.
2. Impounding Act Amendment Bill; Second Reading.
3. Expenditure of Public Monies without Statutory Authority; Resumption of the Adjourned Debate of the Question, on motion of Mr. Docker:—

Resolved,—

"(1.) That this Council views with regret and alarm, the disposition evinced by the present Administration, to set aside the Constitutional functions of this Chamber of the Legislature, by advising the issue of Warrants for the payment of monies for the Public Service, before the Bill, by which such monies could alone be legally appropriated, had been brought up from the Legislative Assembly.

"(2.) That the Constitution Act having expressly provided that all payments to be made out of the Consolidated Revenue should be appropriated to such specific purposes by an Act of the Legislature of the Colony—this Council having, on a previous occasion, by Resolutions adopted and forwarded to the Secretary of State, declared—'That for any person or persons, whatsoever, employed in the payment of Public money, to pay or cause to be paid, any sum or sums of money for or towards the support of services, whether voted in any Session of Parliament or not, before the same be included in an Act of the Legislature, duly passed according to law, is derogatory to the privileges of Parliament, and subversive of the Constitution;'—and further, 'that even in cases where great public emergency can be pleaded in excuse, the illegality can only be properly condoned by a distinct Act of Indemnity, passed in due form by all branches of the Legislature' the repetition of such a violation of the Law and the Constitution, is an invasion of the rights and privileges of this Council, and tends to weaken its just authority as a co-ordinate branch of the Legislature of the Colony.

"(3.) That this Council having witnessed the disastrous results which followed the adoption of a similar policy in an adjoining Colony, is the more imperatively called upon to repeat its protest against the continuance of an illegal course of conduct, which, if persisted in, must inevitably terminate in a state of similar disorder."

"(4.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor."

4. Municipalities Act Amendment Bill (No. 2) Reported; Adoption of the Report.
5. Randwick and Coogee Roads Transfer Bill Reported; Adoption of the Report.
6. Small Debts Recovery Act Amendment Bill; To be further considered in Committee.

THURSDAY, MARCH 18.

Question :—

1. MR. WEEKES *to ask* THE REPRESENTATIVE OF THE GOVERNMENT,—Whether it is the intention of the Government to cause a survey to be made of the Valley of the Hawkesbury at Windsor, (similar to that recently carried out on the Hunter at Maitland) for the purpose of ascertaining whether some plan can be devised for facilitating the escape of the flood waters, and so preventing, as far as may be practicable, a recurrence of those disastrous inundations to which Windsor and the surrounding districts have hitherto been subject?

No. 30.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

TUESDAY, 16 MARCH, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-six minutes after Four o'clock.

Members present :—

The Honorable Sir Terence Aubrey Murray, Knight, President,	
The Honorable George Allen.	The Honorable John Macfarlane.
The Honorable John Blaxland,	The Honorable Sir William Montagu
The Honorable Alexander Campbell,	Manning, Knight, Q.C.,
The Honorable Frederick Matthew	The Honorable Henry Moore,
Darley,	The Honorable Robert Owen,
The Honorable Joseph Docker,	The Honorable Alexander Park.
The Honorable Samuel Deane Gordon,	The Honorable John Richardson.
The Honorable John Hay,	The Honorable Edward Deas Thomson,
The Honorable Thomas Icely,	C.B.
The Honorable Francis Lord,	

2. Assent to Bills :—A Message from the Governor being announced, His Excellency's Private Secretary was introduced, and delivered Messages, which were severally read by the President. as follows :—

(1.)

BELMORE.

Message No.

Governor.

A Bill, intituled "*An Act to apply certain Sums out of the Consolidated Revenue Fund of New South Wales towards the Service of the Year 1869*," as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 16th March, 1869.

(2.)

BELMORE.

Message No.

Governor.

A Bill, intituled "*An Act to alter the title of the United Fire and Life Insurance Company of Sydney to that of the United Insurance Company*" and in "other respects to amend the provisions of the Act to incorporate the said Company," as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 16th March, 1869.

3. Superannuation Fund :—Mr. Deas Thomson having, pursuant to notice, asked the Representative of the Government,—Seeing, from the report of the Actuary, and other documents laid upon the Table on the 10th instant, that the Superannuation Fund will shortly be insufficient to meet the demands upon it under the provisions of the Colonial Act of Parliament, 27th Victoria No. 11,—Is it the intention of the Government to adopt any measure, during the present Session, to meet the exigency of the case?—

Mr.

Mr. Owen replied,—Not during the present session ; but the matter, which is one of great importance, will be taken into consideration during the recess, and a proposition in reference to it will be submitted to Parliament during the next Session.

4. Postponement :—The Order of the Day for the Second reading of the Workhouse Act Repeal Bill postponed, on motion of Mr. Owen, on behalf of Mr. Gordon, until the next Sitting Day.

5. Messages from the Legislative Assembly :—The President reported the following Messages from the Legislative Assembly :—

- (1.) Summary Convictions and Orders Amendment Bill :—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled "*An Act to amend the Act 11 and 12 Victoria, cap. 43.*"

Legislative Assembly Chamber,
Sydney, 12th March, 1869.

W. M. ARNOLD,
Speaker.

- (2.) Police Regulation Extension Bill :—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled "*An Act to remove doubts as to the operation of and jurisdiction conferred by the Act 19 Vict. No. 24 at places other than Towns.*"

Legislative Assembly Chamber,
Sydney, 12th March, 1869.

W. M. ARNOLD,
Speaker.

6. Impounding Act Amendment Bill :—Mr. Docker moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time :—

Ordered, That the Committal of this Bill stand an Order of the Day for the next sitting day.

7. Expenditure of Public Moneys without Statutory Authority :—The Adjourned Debate of the Question, on motion of Mr. Docker,—

Resolved,—

"(1.) That this Council views with regret and alarm, the disposition evinced by the present Administration, to set aside the Constitutional functions of this Chamber of the Legislature, by advising the issue of Warrants for the payment of monies for the Public Service, before the Bill, by which such monies could alone be legally appropriated, had been brought up from the Legislative Assembly.

"(2.) That the Constitution Act having expressly provided that all payments to be made out of the Consolidated Revenue should be appropriated to such specific purposes by an Act of the Legislature of the Colony—this Council having, on a previous occasion, by Resolutions adopted and forwarded to the Secretary of State, declared—'That for any person or persons, whatsoever, employed in the payment of Public money, to pay or cause to be paid any sum or sums of money for or towards the support of services, whether voted in any Session of Parliament or not, before the same be included in an Act of the Legislature, duly passed according to law, is derogatory to the privileges of Parliament, and subversive of the Constitution;'—and further, 'that even in cases where great public emergency can be pleaded in excuse, the illegality can only be properly condoned by a distinct Act of Indemnity, passed in due form by all branches of the Legislature' the repetition of such a violation of the law and the Constitution, is an invasion of the rights and privileges of this Council, and tends to weaken its just authority as a co-ordinate branch of the Legislature of the Colony.

"(3.) That this Council having witnessed the disastrous results which followed the adoption of a similar policy in an adjoining Colony, is the more imperatively called upon to repeat its protest against the continuance of an illegal course of conduct, which, if persisted in, must inevitably terminate in a state of similar disorder.

"(4.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor,"—resumed.

Motion made by Mr. Hay, and Question,—That this Debate be now adjourned until the next sitting day,—put and passed.

8. Municipalities Act Amendment Bill (No. 2) Reported :—Mr. Lord moved, "That" the Report of this Bill from the Committee of the Whole Council be now adopted. Sir W. M. Manning moved, That the Question be amended by the omission of all the words thereof following the word "That" at the commencement, in order to the insertion in their place of the words and figure "this Bill be now recommitted, with a view to expunge Clause 2."

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

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

Question

Question then,—That this Bill be now recommitted, with a view to expunge Clause 2,—put and passed ;—

Whereupon the President left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

The Chairman reported the Bill with a further Amendment ;—

And the House, *by consent*, having adopted the Report 2^o,—

Ordered, That the Third reading stand an Order of the Day for the next sitting day..

9. Randwick and Coogee Roads Transfer Bill Reported :—The Report of this Bill from the Committee of the Whole Council having been adopted, on motion of Mr. Docker, on behalf of Mr. Deas Thomson ;—

Ordered, That the Third reading stand an Order of the Day for the next sitting day.

10. Small Debts Recovery Act Amendment Bill :—Upon the Order of the Day being read, the President left the Chair, and the House resolved itself into a Committee of the Whole, for the further consideration of this Bill.

The Chairman reported the Bill with Amendments, including Amendments in the Title ;—

Ordered, That the Adoption of the Report stand an Order of the Day for the next sitting day.

The House adjourned at eleven minutes after Nine o'clock, until to-morrow, at Four o'clock.

R. O'CONNOR,

Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, MARCH 17.

GENERAL BUSINESS—ORDERS OF THE DAY :—

1. Workhouse Act Repeal Bill ; Second Reading.
2. Impounding Act Amendment Bill ; To be considered in Committee.
3. Expenditure of Public Monies without Statutory Authority ; Resumption of the Adjourned Debate, on motion of Mr. Docker :—

Resolved :—

“(1.) That this Council views with regret and alarm, the disposition evinced by the present Administration, to set aside the Constitutional functions of this Chamber of the Legislature, by advising the issue of Warrants for the payment of monies for the Public Service before the Bill, by which such monies could alone be legally appropriated, had been brought up from the Legislative Assembly.

“(2.) That the Constitution Act having expressly provided that all payments to be made out of the Consolidated Revenue should be appropriated to such specific purposes by an Act of the Legislature of the Colony—this Council having, on a previous occasion, by Resolutions adopted and forwarded to the Secretary of State, declared—‘That for any person or persons, whatsoever, employed in the payment of Public money, to pay or cause to be paid, any sum or sums of money for or towards the support of services, whether voted in any Session of Parliament or not, before the same be included in an Act of the Legislature, duly passed according to law, is derogatory to the privileges of Parliament, and subversive of the Constitution ;’—and further, ‘that even in cases where great public emergency can be pleaded in excuse, the illegality can only be properly condoned by a distinct Act of Indemnity, passed in due form by all branches of the Legislature’ the repetition of such a violation of the Law and the Constitution, is an invasion of the rights and privileges of this Council, and tends to weaken its just authority as a co-ordinate branch of the Legislature of the Colony.

“(3.) That this Council having witnessed the disastrous results which followed the adoption of a similar policy in an adjoining Colony, is the more imperatively called upon to repeat its protest against the continuance of an illegal course of conduct, which, if persisted in, must inevitably terminate in a state of similar disorder.”

“(4.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor.”

4. Municipalities Act Amendment Bill (No. 2) ; Third Reading.
5. Randwick and Coogee Roads Transfer Bill ; Third Reading.
6. Small Debts Recovery Act Amendment Bill Reported ; Adoption of the Report.

THURSDAY, MARCH 18.

Question :—

1. MR. WEEKES *to ask* THE REPRESENTATIVE OF THE GOVERNMENT,—Whether it is the intention of the Government to cause a survey to be made of the Valley of the Hawkesbury at Windsor, (similar to that recently carried out on the Hunter at Maitland) for the purpose of ascertaining whether some plan can be devised for facilitating the escape of the flood waters, and so preventing, as far as may be practicable, a recurrence of those disastrous inundations to which Windsor and the surrounding districts have hitherto been subject ?

No. 31.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

WEDNESDAY, 17 MARCH, 1869.

1. The House met pursuant to adjournment. In the absence, on leave, of the President, the Chairman of Committees, Mr. Allen, took the Chair of the House, under the 8th Section of the Standing Orders, at Twenty-six minutes after Four o'clock.

Members present :—

<p>The Honorable George Allen, Chairman of Committees, Presiding, The Honorable Alexander Campbell, The Honorable Frederick Matthew Darley, The Honorable Joseph Docker, The Honorable Samuel Deane Gordon, The Honorable John Hay, The Honorable Thomas Holt, The Honorable Francis Lord, The Honorable Sir William Macarthur, Knight,</p>	<p>The Honorable John Macfarlane, The Honorable Sir William Montagu Manning, Knight, Q.C., The Honorable Henry Moore, The Honorable Robert Owen, The Honorable Alexander Park, The Honorable John Richardson, The Honorable Edward Deas Thomson, C.B., The Honorable Elias Carpenter Weekes.</p>
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2. Papers :—Mr. Owen laid upon the Table the undermentioned Papers, viz. :—
 (1.) Abstract of Crown Lands reserved from sale until surveyed for the preservation of Water Supply or other public purposes, in accordance with the 4th section of the Act 25 Victoria No. 1, during the period between the 15th February and 15th March, 1869.
 (2.) Abstract of all Sites for Cities, Towns, and Villages, declared under the 4th Section of the Act 25 Victoria No. 1, during the same period.
 Ordered to be printed.
3. Workhouse Act Repeal Bill :—Mr. Gordon moved, That this Bill be "now" read a second time.
 Mr. Docker moved, That the Question be amended by the omission of the word "now," with a view to add at the end the words, "this day six months."
 Debate ensued.
 Question put,—That the word proposed to be omitted stand part of the Question.
 The House divided.

Ayes, 10.

Mr. Owen,
Dr. Macfarlane,
Sir W. M. Manning,
Mr. Deas Thomson,
Mr. Holt,
Sir W. Macarthur,
Mr. Moore,
Mr. Hay,

Tellers.

Mr. Weekes,
Mr. Gordon.

Noes, 5.

Mr. Docker,
Mr. Darley,
Mr. Alexander Campbell,

Tellers.

Mr. Park,
Mr. Richardson.

Whereupon Original Question put and passed.

Bill read a second time :—

Ordered, That the Committal of this Bill stand an Order of the Day for to-morrow.

4. Postponements :—

- (1.) The Order of the Day for the consideration in Committee of the Impounding Act Amendment Bill postponed, on motion of Mr. Docker, until to-morrow.
 (2.) The Resumption of the Adjourned Debate on the Resolutions in reference to the Expenditure of Public Money without Statutory Authority, moved by Mr. Docker, postponed, on motion of Mr. Deas Thomson, until to-morrow.

5. Municipalities Act Amendment Bill (No. 2), on motion of Mr. Lord, read a third time, and *passed*.

Mr. Lord then moved, That the Title of this Bill be "*An Act to amend the Municipalities Act of 1867 in regard to East St. Leonards.*"

Question put and *passed* ;—

Whereupon Mr. Lord moved, That this Bill be returned to the Legislative Assembly, with the following Message :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Municipalities Act of 1867,*" with the Amendments indicated by the accompanying Schedule, including an Amendment in the Title,—in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, March, 1869.

Chairman Presiding.

MUNICIPALITIES ACT AMENDMENT BILL (No. 2).

SCHEDULE of the Amendments made by the Legislative Council in the Bill, intituled "An Act to amend the Municipalities Act of 1867," returned to the Legislative Assembly, with Message of 17th March, 1869.

R. O'CONNOR,

Clerk of the Parliaments.

Title. *After "1867," add "in regard to East St. Leonards."*

Page 1, clause 2. *Omit clause 2.*

Examined,—

GEORGE ALLEN,
Chairman of Committees.

Question put and *passed*.

6. Randwick and Coogee Roads Transfer Bill, on motion of Mr. Deas Thomson; read a third time, and *passed*.

Mr. Deas Thomson then moved, That the Title of this Bill be "*An Act to authorize the Commissioners of the Old Botany Randwick and Coogee Roads Trusts to transfer certain Roads to the Municipal Councils of Sydney and Randwick respectively.*"

Question put and *passed* ;—

Whereupon Mr. Deas Thomson moved, That this Bill be returned to the Legislative Assembly, with the following Message :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to authorize the Commissioners of the Old Botany Randwick and Coogee Roads Trusts to transfer certain Roads to the Municipal Council of Randwick,*" with the Amendments indicated by the accompanying Schedule, including Amendments in the Title,—in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, March, 1869.

Chairman Presiding.

RANDWICK AND COOGEE ROADS TRANSFER BILL.

SCHEDULE of the Amendments made by the Legislative Council in the Bill, intituled "An Act to authorize the Commissioners of the Old Botany Randwick and Coogee Roads Trusts to transfer certain Roads to the Municipal Council of Randwick," returned to the Legislative Assembly, with Message of 17th March, 1869.

R. O'CONNOR,

Clerk of the Parliaments.

Page 1, Title. *Add the letter "s" to "Council"*

" " *Before "Randwick" insert "Sydney and"*

" " *After "Randwick" add "respectively."*

Pages 1 and 2, clause 1. *Omit clause 1 insert the following new clause :—*

"1. From and after the passing of this Act it shall be lawful for the Commissioners of the said Trust to transfer to the Municipal Council of Sydney that portion of the roads mentioned in the first and second paragraphs of the Schedule of the said recited Act extending about one hundred and thirty-seven chains from Botany street through the Sydney Common and Water Reserve to the gate at the entrance to the Randwick Racecourse and to the Municipal Council of Randwick that portion of the said roads extending about one hundred and seventy-seven chains from the said racecourse gate to the waters of Coogee Bay Provided always that the Municipal Council of Sydney and the Municipal Council of Randwick shall respectively engage to pay and discharge all the debts liabilities and responsibilities of the said Trust in the proportion in point of extent in which such roads shall be transferred to them and thereupon the said Municipal Councils shall in respect to the portions of the said roads

Transfer of roads
to Sydney and
Randwick
Councils.

Provision for
discharging the
debts of the
Trust.

"roads so transferred to them hold occupy possess and enjoy for the uses of the said Councils all the powers privileges rights and authorities now vested in the said Commissioners under the Acts of Parliament hereinbefore recited Provided ^{Appropriation &c. of the tolls.} further that the revenue derived from the tolls on the said roads shall be divided between the said Councils in the like proportion as aforesaid and shall be exclusively applied upon the said roads in such manner as the said Councils may deem most expedient for the public safety or convenience and the due collection of the said tolls."

Examined,—

GEORGE ALLEN,
Chairman of Committees.

Question put and passed.

7. Postponement:—The Order of the Day for the Adoption of the Report of the Small Debts Recovery Act Amendment Bill from the Committee of the Whole Council postponed, on motion of Mr. Docker, until to-morrow.

The House adjourned at twenty-five minutes after Seven o'clock, until to-morrow, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, MARCH 18.

Question :—

1. MR. WEEKES *to ask* THE REPRESENTATIVE OF THE GOVERNMENT,—Whether it is the intention of the Government to cause a survey to be made of the Valley of the Hawkesbury at Windsor, (similar to that recently carried out on the Hunter at Maitland) for the purpose of ascertaining whether some plan can be devised for facilitating the escape of the flood waters, and so preventing, as far as may be practicable, a recurrence of those disastrous inundations to which Windsor and the surrounding districts have hitherto been subject?

GENERAL BUSINESS—ORDERS OF THE DAY:—

1. Workhouse Act Repeal Bill; To be considered in Committee.
2. Impounding Act Amendment Bill; To be considered in Committee.
3. Expenditure of Public Moneys without Statutory Authority; Resumption of the Adjourned Debate, on motion of Mr. Docker:—

Resolved,—

"(1.) That this Council views with regret and alarm, the disposition evinced by the present Administration, to set aside the Constitutional functions of this Chamber of the Legislature, by advising the issue of Warrants for the payment of monies for the Public Service before the Bill, by which such monies could alone be legally appropriated, had been brought up from the Legislative Assembly.

"(2.) That the Constitution Act having expressly provided that all payments to be made out of the Consolidated Revenue should be appropriated to such specific purposes by an Act of the Legislature of the Colony—this Council having, on a previous occasion, by Resolutions adopted and forwarded to the Secretary of State, declared—'That for any person or persons, whatsoever, employed in the payment of Public money, to pay or cause to be paid, any sum or sums of money for or towards the support of services, whether voted in any Session of Parliament or not, before the same be included in an Act of the Legislature, duly passed according to law, is derogatory to the privileges of Parliament, and subversive of the Constitution;—and further, 'that even in cases where great public emergency can be pleaded in excuse, the illegality can only be properly condoned by a distinct Act of Indemnity, passed in due form by all branches of the Legislature' the repetition of such a violation of the Law and the Constitution, is an invasion of the rights and privileges of this Council, and tends to weaken its just authority as a co-ordinate branch of the Legislature of the Colony.

"(3.) That this Council having witnessed the disastrous results which followed the adoption of a similar policy in an adjoining Colony, is the more imperatively called upon to repeat its protest against the continuance of an illegal course of conduct, which, if persisted in, must inevitably terminate in a state of similar disorder."

"(4.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor."

4. Small Debts Recovery Act Amendment Bill Reported; Adoption of the Report.

No. 32.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

THURSDAY, 18 MARCH, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-nine minutes after Four o'clock.

Members present :—

The Honorable Sir Terence Aubrey Murray, Knight, President,	
The Honorable George Allen,	The Honorable John Macfarlane,
The Honorable Alexander Campbell,	The Honorable Sir William Montagu
The Honorable Frederick Matthew	Manning, Knight, Q.C.,
Darley,	The Honorable Henry Moore,
The Honorable Joseph Docker,	The Honorable Robert Owen,
The Honorable Samuel Deane Gordon,	The Honorable Alexander Park,
The Honorable John Hay,	The Honorable John Richardson,
The Honorable Thomas Holt,	The Honorable Edward Deas Thomson,
The Honorable Thomas Icely,	C.B.,
The Honorable Sir William Macarthur,	The Honorable Elias Carpenter Weekes.
Knight,	

2. Adjournment:—Mr. Owen, *by consent*, moved, *without previous Notice*, That this House, at its rising to-day, do adjourn until Tuesday next, at Four o'clock, p.m.
Question put and passed.
3. Outlet for Flood Waters in the Valley of the Hawkesbury:—Mr. Weekes having, pursuant to Notice, asked the Representative of the Government,—Whether it is the intention of the Government to cause a survey to be made of the Valley of the Hawkesbury at Windsor, (similar to that recently carried out on the Hunter at Maitland) for the purpose of ascertaining whether some plan can be devised for facilitating the escape of the flood waters, and so preventing, as far as may be practicable, a recurrence of those disastrous inundations to which Windsor and the surrounding districts have hitherto been subject?—
Mr. Owen replied,—The Government are anxious to consider the important subject referred to in the question of the honorable member, being fully aware of the destructive consequences of the floods at the Hawkesbury, and of the magnitude of the interests involved; but the pressing matters of the present Session, and the short time the present Government have been in power, have prevented them from giving it the consideration it appears to deserve. At the earliest period possible, the Government will not fail to give it their most serious attention.
4. Workhouse Act Repeal Bill:—On motion of Mr. Gordon, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.
The Chairman reported the Bill without Amendment;—
And the House having adopted the Report;—
Ordered, That the third reading stand an Order of the Day for the next sitting day.
5. Impounding Act Amendment Bill:—On motion of Mr. Docker, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.
The Chairman reported the Bill with Amendments;—
And the House, *by consent*, having adopted the Report;—
Ordered, That the third reading stand an Order of the Day for the next sitting day.

6. Expenditure of Public Moneys without Statutory Authority:—The Adjourned Debate of the Question, on motion of Mr. Docker,—

Resolved,—

"(1.) That this Council views with regret and alarm, the disposition evinced by the present Administration, to set aside the Constitutional functions of this Chamber of the Legislature, by advising the issue of Warrants for the payment of monies for the Public Service, before the Bill, by which such monies could alone be legally appropriated, had been brought up from the Legislative Assembly.

"(2.) That the Constitution Act having expressly provided that all payments to be made out of the Consolidated Revenue should be appropriated to such specific purposes by an Act of the Legislature of the Colony—this Council having, on a previous occasion, by Resolutions adopted and forwarded to the Secretary of State, declared—That for any person or persons, whatsoever, employed in the payment of Public money, to pay or cause to be paid any sum or sums of money for or towards the support of services, whether voted in any Session of Parliament or not, before the same be included in an Act of the Legislature, duly passed according to law, is derogatory to the privileges of Parliament, and subversive of the Constitution;—and further, that even in cases where great public emergency can be pleaded in excuse, the illegality can only be properly condoned by a distinct Act of Indemnity, passed in due form by all branches of the Legislature, the repetition of such a violation of the law and the Constitution, is an invasion of the rights and privileges of this Council, and tends to weaken its just authority as a co-ordinate branch of the Legislature of the Colony.

"(3.) That this Council having witnessed the disastrous results which followed the adoption of a similar policy in an adjoining Colony, is the more imperatively called upon to repeat its protest against the continuance of an illegal course of conduct, which, if persisted in, must inevitably terminate in a state of similar disorder.

"(4.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor,"—resumed.

Mr. Deas Thomson moved the Previous Question.

Debate continued.

Mr. Darley moved, That this Debate be now adjourned until the next sitting day.

Debate ensued.

Question,—That this Debate be now adjourned until the next sitting day,—put and passed.

7. Small Debts Recovery Act Amendment Bill Reported:—Mr. Docker moved, "That" the Report of this Bill from the Committee of the Whole Council, be now adopted.

Mr. Darley moved, That the Question be Amended by the omission of all the words thereof following the word "That" at the commencement, in order to the insertion, in their place, of the words "this Bill be now recommitted, with a view to the further consideration of Clause 1."

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

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

Question then,—That this Bill be now recommitted, with a view to the further consideration of Clause 1,—put and passed;—

Whereupon the President left the Chair, and the House resolved itself into a Committee of the Whole accordingly.

The Chairman reported the Bill with further Amendments;—

Ordered, That the Adoption of the Report 2^o stand an Order of the Day for the next sitting day.

The House adjourned, at Twenty-eight minutes after Seven o'clock, until Tuesday next, at Four o'clock, p.m.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, MARCH 23.

GENERAL BUSINESS—ORDERS OF THE DAY:—

1. Workhouse Act Repeal Bill; Third Reading.
2. Impounding Act Amendment Bill; Third Reading.
3. Expenditure of Public Moneys without Statutory Authority; Resumption of the Adjourned Debate, on motion of Mr. Docker,—

Resolved,—

"(1.) That this Council views with regret and alarm, the disposition evinced by the present Administration, to set aside the Constitutional functions of this Chamber of the Legislature, by advising the issue of Warrants for the payment of monies for the Public Service before the Bill, by which such monies could alone be legally appropriated, had been brought up from the Legislative Assembly.

"(2.)

"(2.) That the Constitution Act having expressly provided that all payments to be made out of the Consolidated Revenue should be appropriated to such specific purposes by an Act of the Legislature of the Colony—this Council having, on a previous occasion, by Resolutions adopted and forwarded to the Secretary of State, declared—'That, for any person or persons, whatsoever, employed in the payment of Public money, to pay or cause to be paid, any sum or sums of money for or towards the support of services, whether voted in any Session of Parliament or not, before the same be included in an Act of the Legislature, duly passed according to law, is derogatory to the privileges of Parliament, and subversive of the Constitution ;'—and further, 'that even in cases where great public emergency can be pleaded in excuse, the illegality can only be properly condoned by a distinct Act of Indemnity, passed in due form by all branches of the Legislature' the repetition of such a violation of the Law and the Constitution, is an invasion of the rights and privileges of this Council, and tends to weaken its just authority as a co-ordinate branch of the Legislature of the Colony.

"(3.) That this Council having witnessed the disastrous results which followed the adoption of a similar policy in an adjoining Colony, is the more imperatively called upon to repeat its protest against the continuance of an illegal course of conduct, which, if persisted in, must inevitably terminate in a state of similar disorder."

"(4.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor;"—upon which Mr. Deas Thomson had moved the Previous Question.

4. Small Debts Recovery Act Amendment Bill Reported 2^o ; Adoption of the Report.

No. 33.

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

TUESDAY, 23 MARCH, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-six minutes after Four o'clock.

Members present :—

The Honorable Sir Terence Aubrey Murray, Knight, President,	
The Honorable George Allen,	The Honorable Thomas Leely,
The Honorable John Blasland,	The Honorable John Macfarlane,
The Honorable William Byrnes,	The Honorable Sir William Montagu
The Honorable John Campbell,	Manning, Knight, Q.C.,
The Honorable Alexander Campbell,	The Honorable Henry Moore,
The Honorable James Chisholm,	The Honorable Robert Owen,
The Honorable Frederick Matthew	The Honorable Alexander Park,
Darley,	The Honorable Edward Deas Thomson,
The Honorable Joseph Docker,	C.B.,
The Honorable Samuel Deane Gordon,	The Honorable Robert Towns,
The Honorable John Hay,	The Honorable Elias Carpenter Weekes.
The Honorable Thomas Holt,	

2. Papers:—Mr. Owen laid upon the Table the undermentioned Papers:—
- (1.) Borough of Orange By-laws.
 - (2.) Report of the Proceedings of the Municipal Council of Sydney during the year 1868, under the Water and Sewerage Acts.
 - (3.) Amended Regulations of the Council of Education.
 - (4.) Borough of Grafton By-laws.

Ordered to be printed.

3. Messages from the Legislative Assembly:—The President reported the following Messages from the Legislative Assembly:—

- (1.) Municipalities Act Amendment Bill (No. 2):—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled "*An Act to amend the Municipalities Act of 1867.*"

Legislative Assembly Chamber,
Sydney, 19th March, 1869.

W. M. ARNOLD,
Speaker,

- (2.) Randwick and Coogee Roads Transfer Bill:—

MR. PRESIDENT,

The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill, intituled "*An Act to authorize the Commissioners of the Old Botany Randwick and Coogee Roads Trusts to transfer certain Roads to the Municipal Council of Randwick.*"

Legislative Assembly Chamber,
Sydney, 19th March, 1869.

W. M. ARNOLD,
Speaker.

- (3.) Public Works Loan Bill:—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to enable the Government to raise a Loan for certain Public Works,*" presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 23rd March, 1869.

W. M. ARNOLD,
Speaker.
Bill,

Bill, on motion of Mr. Owen, read a first time ;—

Ordered, That the second reading stand an Order of the Day for to-morrow, and that the Bill, in the meantime, be printed.

4. Workhouse Act Repeal Bill, on motion of Mr. Gordon, read a third time, and passed.

Mr. Gordon then moved, That the Title of this Bill be "*An Act to repeal the Workhouse Act of 1866.*"

Question put and passed ;—

Whereupon Mr. Gordon moved, That this Bill be returned to the Legislative Assembly, with the following Message :—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to repeal the Workhouse Act of 1866,*" returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,
Sydney, March, 1869.

President.

Question put and passed.

5. Impounding Act Amendment Bill, on motion of Mr. Docker, read a third time, and passed.

Mr. Docker then moved, That the Title of this Bill be "*An Act to amend the Impounding Act of 1865.*"

Question put and passed ;—

Whereupon Mr. Docker moved, That this Bill be returned to the Legislative Assembly, with the following Message :—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Impounding Act of 1865,*" with the Amendments indicated by the accompanying Schedule,—in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, March, 1869.

President.

IMPOUNDING ACT AMENDMENT BILL.

SCHEDULE of the Amendments made by the Legislative Council in the Bill, intituled "An Act to amend the Impounding Act of 1865," returned to the Legislative Assembly, with Message of 23rd March, 1869.

R. O'CONNOR,
Clerk of the Parliaments.

Preamble, line 2. Omit "any"

Clause 1, line 8. Omit "any"

Examined,—

GEORGE ALLEN,
Chairman of Committees.

Question put and passed.

6. Expenditure of Public Moneys without Statutory Authority :—The Adjourned Debate of the Question, on motion of Mr. Docker,—

"(1.) "That" this Council views with regret and alarm, the disposition evinced by the present Administration, to set aside the Constitutional functions of this Chamber of the Legislature, by advising the issue of Warrants for the payment of monies for the Public Service, before the Bill, by which such monies could alone be legally appropriated, had been brought up from the Legislative Assembly.

"(2.) That the Constitution Act having expressly provided that all payments to be made out of the Consolidated Revenue should be appropriated to such specific purposes by an Act of the Legislature of the Colony—this Council having, on a previous occasion, by Resolutions adopted and forwarded to the Secretary of State, declared—"That for any person or persons, whatsoever, employed in the payment of Public money, to pay or cause to be paid any sum or sums of money for or towards the support of services, whether voted in any Session of Parliament or not, before the same be included in an Act of the Legislature, duly passed according to law, is derogatory to the privileges of Parliament, and subversive of the Constitution;"—and further, "that even in cases where great public emergency can be pleaded in excuse, the illegality can only be properly condoned by a distinct Act of Indemnity, passed in due form by all branches of the Legislature" the repetition of such a violation of the law and the Constitution, is an invasion of the rights and privileges of this Council, and tends to weaken its just authority as a co-ordinate branch of the Legislature of the Colony.

"(3.) That this Council having witnessed the disastrous results which followed the adoption of a similar policy in an adjoining Colony, is the more imperatively called upon to repeat its protest against the continuance of an illegal course of conduct, which, if persisted in, must inevitably terminate in a state of similar disorder.

"(4.)

"(4.) That the foregoing Resolutions be embodied in an Address to His Excellency the Governor,"—upon which Mr. Deas Thomson had moved the Previous Question,—resumed.

Previous Question put,—“ Shall the Question be now entertained ?”
The House divided.

Ayes, 11.

Mr. Moore,
Mr. Docker,
Mr. John Campbell,
Mr. Chisholm,
Mr. Byrnes,
Mr. Holt,
Mr. Alexander Campbell,
Mr. Hay,
Mr. Darley,

Tellers.

Mr. Blaxland,
Mr. Park.

Noes, 8.

Mr. Owen,
Mr. Deas Thomson,
Sir W. M. Manning,
Mr. Allen,
Dr. Macfarlane,
Mr. Towns,

Tellers.

Mr. Gordon,
Mr. Weekes.

Whereupon Mr. Hay moved, That the Question be amended by the omission of all the words thereof following the word “That,” at the commencement of Section (1.), with a view to the insertion in their place of the words—“ as it appears that certain moneys authorized to be issued out of the Consolidated Fund, by the Act which received the Governor's assent on the sixteenth day of this month, had been issued before the Bill was brought up to this House, the Council desires to express its regret that such an irregularity has been permitted, and, in view thereof, to repeat its Resolutions, as passed on the 29th day of June, 1860.”

(2.) That the above Resolution, and a copy of the Resolutions of 29th June, 1860, be communicated by Address to His Excellency the Governor,”—

And a Question arising whether it was competent an honorable member who had already addressed the House on the Question, to move an Amendment thereto,—

And the President giving it as his opinion that, as the honorable member (Mr. Hay) had addressed the House not on the main Question but on the Previous Question only, it was competent for the honorable member to move the proposed Amendment,—

Motion made by Sir W. M. Manning, and Question put,—That this Debate be now adjourned to a later hour of the day.

The House divided.

Ayes, 6.

Mr. Owen,
Sir W. M. Manning,
Mr. Weekes,
Mr. Gordon,

Tellers.

Mr. Towns,
Dr. Macfarlane.

Noes, 11.

Mr. Docker,
Mr. Hay,
Mr. Holt,
Mr. Alexander Campbell,
Mr. Park,
Mr. Byrnes,
Mr. John Campbell,
Mr. Blaxland,
Mr. Moore,

Tellers.

Mr. Chisholm,
Mr. Darley.

Debate continued.

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

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

The House divided:

Ayes, 11.

Mr. Holt,
Mr. Hay,
Mr. Darley,
Mr. John Campbell,
Mr. Blaxland,
Mr. Alexander Campbell,
Mr. Byrnes,
Mr. Docker,
Mr. Moore,

Tellers.

Mr. Chisholm,
Mr. Park.

Noes, 6.

Mr. Owen,
Sir W. M. Manning,
Mr. Towns,
Mr. Gordon,

Tellers.

Mr. Weekes,
Dr. Macfarlane.

Question then,—

(1.) That as it appears that certain Moneys authorized to be issued out of the Consolidated Fund by the Act which received the Governor's assent on the sixteenth day of this month, had been issued before the Bill was brought up to this House, the Council desires to express its regret that such an irregularity has been permitted, and, in view thereof, to repeat its Resolutions as passed on the 29th day of June, 1860.

(2.) That the above Resolution, and a copy of the Resolutions of 29th June, 1860, be communicated by Address to His Excellency the Governor,—put and passed.

7. Messages from the Legislative Assembly :—The President reported the following Messages from the Legislative Assembly :—

(1.) Appropriation Bill :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the Year 1869 and for the Year 1868 and previous Years*," presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 23rd March, 1869.*

W. M. ARNOLD,
Speaker.

Bill, on motion of Mr. Owen, read a first time,—

Ordered, That the second reading stand an Order of the Day for to-morrow, and that the Bill, in the meantime, be printed.

(2.) Treasury Bills Bill :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to authorize the Issue of Treasury Bills*," presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 23rd March, 1869.*

W. M. ARNOLD,
Speaker.

Bill, on motion of Mr. Owen, read a first time ;—

Ordered, That the Second reading stand an Order of the Day for to-morrow, and that the Bill, in the meantime, be printed.

(3.) Sydney Boundaries Amendment Bill :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled "*An Act to amend the Boundaries of the City of Sydney*," presents the same to the Legislative Council for its concurrence, accompanied by a Copy of the Report from, and Minutes of Evidence taken before the Select Committee thereon.

*Legislative Assembly Chamber,
Sydney, 23rd March, 1869.*

W. M. ARNOLD,
Speaker.

Bill, on motion of Mr. Docker, read a first time ;—

Ordered, That the Second reading stand an Order of the Day for to-morrow, and that the Bill, in the meantime, be printed.

8. Small Debts Recovery Act Amendment Bill Reported 2^o :—The Report 2^o of this Bill from the Committee of the Whole Council having been adopted, on motion of Mr. Docker,—

Ordered, That the Third reading stand an Order of the Day for to-morrow.

The House adjourned, at eight minutes after Nine o'clock, until To-morrow, at Four o'clock.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, MARCH 24.

Question :—

1. MR. DEAS THOMSON to ask THE REPRESENTATIVE OF THE GOVERNMENT,—Has the final Report from the Commission on the Supply of Water to Sydney been received; and if so, will it be laid upon the Table this Session?

GOVERNMENT BUSINESS—NOTICE OF MOTION :—

1. MR. OWEN to move, That so much of the Standing Orders be suspended as would preclude the passing of the undermentioned Bills through all their remaining stages in one Sitting of the Council, viz. :—
(1.) A Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the Year 1869 and for the Year 1868 and previous Years.
(2.) A Bill to enable the Government to raise a Loan for certain Public Works.
(3.) A Bill to authorize the Issue of Treasury Bills.

ORDERS OF THE DAY :—

1. Public Works Loan Bill ; Second Reading.
2. Appropriation Bill ; Second Reading.
3. Treasury Bills Bill ; Second Reading.

GENERAL BUSINESS—ORDERS OF THE DAY :—

1. Sydney Boundaries Amendment Bill ; Second Reading.
2. Small Debts Recovery Act Amendment Bill ; Third Reading.

No. 34.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

WEDNESDAY, 24 MARCH, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-six minutes after Four o'clock.

Members present :—

<p>The Honorable Sir Terence Aubrey Murray, Knight, President, The Honorable George Allen, The Honorable John Blaxland, The Honorable William Busby, The Honorable John Campbell, The Honorable Alexander Campbell, The Honorable James Chisholm, The Honorable Frederick Matthew Darley, The Honorable Joseph Docker, The Honorable Samuel Deane Gordon, The Honorable John Hay, The Honorable Thomas Icely, The Honorable Francis Lord,</p>	<p>The Honorable Sir William Macarthur, Knight, The Honorable John Macfarlane, The Honorable Sir William Montagu Manning, Knight, Q.C., The Honorable Henry Moore, The Honorable Robert Owen, The Honorable Alexander Park, The Honorable John Richardson, The Honorable Edward Deas Thomson, C.B., The Honorable Robert Towns.</p>
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2. Assent to Bills :—A Message from the Governor being announced, His Excellency's Private Secretary was introduced, and delivered Messages, which were severally read by the President, as follows :—

(1.)

BELMORE,

Governor.

Message No.

A Bill, intituled "*An Act to amend the Act 11 and 12 Victoria cap. 43,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 24th March, 1869.

(2.)

BELMORE,

Governor.

Message No.

A Bill, intituled "*An Act to remove doubts as to the operation of and jurisdiction conferred by the Act 19 Vict. No. 24 at places other than Towns,*" as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 24th March, 1869.

3. Printing Committee:—Mr. Allen, as Chairman, brought up the Second Report from the Printing Committee.
On motion of Mr. Allen, Report adopted,—
And ordered to be printed.
4. Sydney Boundaries Amendment Bill:—Sir W. M. Manning presented a Petition from the Municipal Council of Paddington, praying the House to make the northern side of "Park Road" the boundary, under this Bill, between the Municipalities of Paddington and Sydney.
Petition received.
5. Paper:—Mr. Owen laid upon the Table the Fourth progress Report from the Sydney Water Commission.
Ordered to be printed.
6. Final Report from the Sydney Water Commission:—Mr. Deas Thomson having, pursuant to Notice, asked the Representative of the Government,—Has the Final Report from the Commission on the Supply of Water to Sydney been received; and if so, will it be laid upon the Table this Session?—
Mr. Owen replied,—The Final Report has not been received; but a Fourth progress Report has been received, of which a copy has been laid on the Table this evening.
7. Suspension of Standing Orders:—Mr. Owen moved, pursuant to Notice, That so much of the Standing Orders be suspended as would preclude the passing of the undermentioned Bills through all their remaining stages in one Sitting of the Council, viz.:—
(1.) A Bill to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain sums to make good the Supplies granted for the Service of the Year 1869 and for the Year 1868 and previous Years.
(2.) A Bill to enable the Government to raise a Loan for certain Public Works.
(3.) A Bill to authorize the Issue of Treasury Bills.
Question put and passed.
8. Impounding Act Amendment Bill:—The President reported the following Message from the Legislative Assembly:—
MR. PRESIDENT,
The Legislative Assembly has this day agreed to the Amendments made by the Legislative Council in the Bill intituled "*An Act to amend the Impounding Act of 1865.*"
Legislative Assembly Chamber, W. M. ARNOLD,
Sydney, 23rd March, 1869. Speaker.
9. Public Works Loan Bill:—
(1.) Mr. Owen moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time.
(2.) On motion of Mr. Owen, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.
The Chairman reported the Bill without Amendment,—
And the House having, on motion of Mr. Owen, adopted the Report,—
(3.) Bill, on motion of Mr. Owen, read a third time, and passed.
Mr. Owen then moved, That the Title of this Bill be "*An Act to enable the Government to raise a Loan for certain Public Works.*"
Question put and passed;—
Whereupon Mr. Owen moved, That this Bill be returned to the Legislative Assembly, with the following Message:—
MR. SPEAKER,
The Legislative Council having this day agreed to the Bill, intituled "*An Act to enable the Government to raise a Loan for certain Public Works*" returns the same to the Legislative Assembly, without Amendment.
Legislative Council Chamber, President.
Sydney, March, 1869.
- Question put and passed.
10. Appropriation Bill:—
(1.) Mr. Owen moved, That this Bill be now read a second time.
Question put and passed.
Bill read a second time.
(2.) On motion of Mr. Owen, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.
The Chairman reported the Bill without Amendment,—
And the House having, on motion of Mr. Owen, adopted the Report,—
(3.) Bill, on motion of Mr. Owen, read a third time, and passed.
Mr. Owen then moved, That the Title of this Bill be "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain Sums to make good the Supplies granted for the Service of the Year 1869 and for the Year 1868 and previous Years.*"
Question put and passed;—
Whereupon Mr. Owen moved, That this Bill be returned to the Legislative Assembly, with the following Message:—
Mr.

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to appropriate and apply out of the Consolidated Revenue Fund of New South Wales certain Sums to make good the Supplies granted for the Service of the Year 1869 and for the Year 1868 and previous Years,*" returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,
Sydney, March, 1869.

President.

Question put and passed.

11. Treasury Bills Bill:—

(1.) Mr. Owen moved, That this Bill be now read a second time.

Question put and passed.

Bill read a second time.

(2.) On motion of Mr. Owen, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.

The Chairman reported the Bill without Amendment,—

And the House having, on motion of Mr. Owen, adopted the Report,—

(3.) Bill, on motion of Mr. Owen, read a third time, and passed.

Mr. Owen then moved, That the Title of this Bill be "*An Act to authorize the Issue of Treasury Bills.*"

Question put and passed;—

Whereupon Mr. Owen moved, That this Bill be returned to the Legislative Assembly, with the following Message:—

MR. SPEAKER,

The Legislative Council having this day agreed to the Bill, intituled "*An Act to authorize the Issue of Treasury Bills,*" returns the same to the Legislative Assembly, without Amendment.

Legislative Council Chamber,
Sydney, March, 1869.

President.

Question put and passed.

12. Sydney Boundaries Amendment Bill:—Mr. Hay, on behalf of Mr. Docker, moved, That this Bill be now read a second time.

Sir W. M. Manning moved, That the Debate of this Question be now adjourned until to-morrow.

Debate ensued.

Question,—That the Debate of this Question be now adjourned until to-morrow,—put and passed.

13. Small Debts Recovery Act Amendment Bill, on motion of Mr. Hay, on behalf of Mr. Docker, read a third time, and passed.

Mr. Hay then moved, That the Title of this Bill be "*An Act to amend and extend the provisions of the Small Debts Act 10 Vic. No. 10.*"

Question put and passed;—

Whereupon Mr. Hay moved, That this Bill be returned to the Legislative Assembly, with the following Message:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend and apply the provisions of the Small Debts Act 10 Vic. No. 10 to all parts of the Colony,*" with the Amendments indicated by the accompanying Schedule, including Amendments in the Title—in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, March, 1869.

President.

SMALL DEBTS RECOVERY ACT AMENDMENT BILL.

SCHEDULE of the Amendments made by the Legislative Council in the Bill, intituled "An Act to amend and apply the provisions of the Small Debts Act 10 Vic. No. 10 to all parts of the Colony," returned to the Legislative Assembly, with Message of 24th March, 1869.

R. O'CONNOR,
Clerk of the Parliaments.

Title. Omit "apply" insert "extend."

" Omit "to all parts of the Colony"

Preamble, lines 4 and 5. Omit "jurisdiction" insert "operation"

Clause 1, lines 16 and 17. Omit "and independently of the payment by him of any such costs or of the giving of any such security" insert "for that purpose, set aside any judgment given in the absence of the defendant and"

Clause 1, line 18. Omit "in any cause"

Clause 2. Omit clause 2.

Clause

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Clause 3, line 24. After "Colony" add "except the Police District of Sydney."

Clause 4. *Omit* clause 4.

Clause 5. *Omit* clause 5.

Examined,—

GEORGE ALLEN,

Chairman of Committees.

Question put and passed.

The House adjourned, at twenty-one minutes after Seven o'clock, until To-morrow, at Four o'clock.

R. O'CONNOR,

Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, MARCH 25.

GENERAL BUSINESS—ORDER OF THE DAY:—

1. Sydney Boundaries Amendment Bill ; Resumption of the Adjourned Debate of the Question, on motion of Mr. Hay, on behalf of Mr. Docker, "That this Bill be now read a second time."

[Price, 3d.]

No. 35.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

THURSDAY, 25 MARCH, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-nine minutes after Four o'clock.

Members present :—

The Honorable Sir Terence Aubrey Murray, Knight, President,	
The Honorable George Allen,	The Honorable Francis Lord,
The Honorable John Blaxland,	The Honorable Sir William Macarthur,
The Honorable William Busby,	Knight,
The Honorable William Byrnes,	The Honorable John Macfarlane,
The Honorable Alexander Campbell,	The Honorable Sir William Montagu
The Honorable James Chisholm,	Manning, Knight, Q.C.,
The Honorable Frederick Matthew	The Honorable Robert Owen,
Darley,	The Honorable Alexander Park,
The Honorable Joseph Docker,	The Honorable John Richardson,
The Honorable Samuel Deane Gordon,	The Honorable Edward Deas Thomson,
The Honorable John Hay,	C.B.,
The Honorable Thomas Icely,	The Honorable Robert Towns.

2. Paper :—Mr. Owen laid upon the Table certain Regulations for the Reformatory School for Girls, Newcastle.
Ordered to be printed.
3. Sydney Boundaries Amendment Bill :—The Adjourned Debate of the Question, on motion of Mr. Hay, on behalf of Mr. Docker,—“That this Bill be now read a second time”—resumed.
Question put and passed.
Bill read a second time ;—
Ordered, That the Committal of this Bill stand an Order of the Day for the next Day of Sitting.
4. Small Pox Prevention Bill :—The President reported the following Message from the Legislative Assembly :—

MR. PRESIDENT,

The Legislative Assembly having this day passed a Bill, intituled “*An Act for the Prevention of Small Pox*,” presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber,
Sydney, 25th March, 1869.

W. M. ARNOLD,
Speaker.

- Bill, on motion of Mr. Owen, read a first time ;—
Ordered, That the second reading stand an Order of the Day for the next day of Sitting, and that the Bill, in the meantime, be printed.
- [5. Adjournment :—Mr. Owen, *by consent*, moved, *without previous Notice*, That this House, at its rising to-day, do adjourn until Saturday next, at Five o'clock, P.M.
Question put and passed.
The House adjourned, at twenty-five minutes before Six o'clock, until *Saturday next*, at *Five o'clock*, P.M.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

SATURDAY, MARCH 27.**GOVERNMENT BUSINESS—ORDER OF THE DAY:—**

1. Small Pox Prevention Bill ; Second Reading.

GENERAL BUSINESS—ORDER OF THE DAY:—

1. Sydney Boundaries Amendment Bill ; To be considered in Committee.
-

[Price, 3d.]

No. 36.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

SATURDAY, 27 MARCH, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-one minutes after Five o'clock.

Members present :—

The Honorable Sir Terence Aubrey Murray, Knight, President,	
The Honorable George Allen,	The Honorable Francis Lord,
The Honorable John Blaxland,	The Honorable John Macfarlane,
The Honorable William Busby,	The Honorable Sir William Montagu
The Honorable William Byrnes,	Manning, Knight, Q.C.,
The Honorable Alexander Campbell,	The Honorable Robert Owen,
The Honorable Frederick Matthew	The Honorable Alexander Park,
Darley,	The Honorable John Richardson,
The Honorable Joseph Docker,	The Honorable Bourn Russell,
The Honorable Samuel Deane Gordon,	The Honorable Edward Deas Thomson,
The Honorable John Hay,	C.B.,
The Honorable Thomas Icely.	The Honorable Robert Towns.

2. Small Pox Prevention Bill:—Mr. Owen moved, That this Bill be now read a second time.
Debate ensued.
Question put and passed.
Bill read a second time;—
Ordered, That the Committal of this Bill stand an Order of the Day for the next day of sitting.
3. Adjournment:—Mr. Owen, *by consent*, moved, *without previous Notice*, That this House, at its rising to-day, do adjourn until Tuesday next, at four o'clock, p.m.
Question put and passed.
4. Sydney Boundaries Amendment Bill:—On motion of Mr. Docker, the President left the Chair, and the House resolved itself into a Committee of the Whole, for consideration of this Bill.
The Chairman reported the Bill with Amendments,—
And the House having, *by consent*, adopted the Report:—
Ordered, That the third reading stand an Order of the Day for the next day of sitting.
- The House adjourned, at four minutes before Eight o'clock, until *Tuesday next*, at *Four o'clock*, P.M.

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, MARCH 30.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. Mr. OWEN to move, That so much of the Standing Orders be suspended as would preclude the passing a Bill to render Vaccination compulsory, through all its stages in one Sitting of the Council.

ORDER OF THE DAY:—

1. Small Pox Prevention Bill ; To be considered in Committee.

GENERAL BUSINESS—ORDER OF THE DAY:—

1. Sydney Boundaries Amendment Bill ; Third Reading.
-

[Price, 3d.]

No. 37.

MINUTES OF THE PROCEEDINGS
OF THE
LEGISLATIVE COUNCIL.

TUESDAY, 30 MARCH, 1869.

1. The House met pursuant to adjournment. The President took the Chair at twenty-five minutes after Four o'clock.

Members present :—

The Honorable Sir Terence Aubrey Murray, Knight, President,	
The Honorable George Allen,	The Honorable Thomas Icely,
The Honorable John Blaxland,	The Honorable John Macfarlane,
The Honorable William Busby,	The Honorable Henry Moore,
The Honorable John Campbell,	The Honorable Robert Owen,
The Honorable Alexander Campbell,	The Honorable Alexander Park,
The Honorable Frederick Matthew Darley,	The Honorable John Richardson,
The Honorable Joseph Docker,	The Honorable Bourn Russell,
The Honorable Samuel Deane Gordon,	The Honorable Edward Deas Thomson,
The Honorable John Hay,	C.B.,
The Honorable Thomas Holt,	The Honorable Robert Towns.

2. Postponement:—Mr. Owen postponed the Motion standing in his name on the Notice Paper for to-day until the next day of Sitting.
3. Printing Committee:—Mr. Allen, as Chairman, brought up the third Report from the Printing Committee.
On motion of Mr. Allen, Report adopted,
And ordered to be printed.
4. Small Pox Prevention Bill:—Mr. Owen moved, That the President do now leave the Chair, and the House resolve itself into a Committee of the Whole, for consideration of this Bill.
Debate ensued.
5. Assent to Bills:—A Message from the Governor being announced, His Excellency's Private Secretary was introduced, and delivered Messages, which were severally read by the President, as follows:—

(1.)

BELMORE,
Governor.

Message No.

A Bill, intituled "*An Act to amend the Impounding Act of 1865*," as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
Sydney, 30th March, 1869.*

(2.)

BELMORE,
Governor.

Message No.

A Bill, intituled "*An Act to repeal the Workhouse Act of 1866*," as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
Sydney, 30th March, 1869.*

(3.)

(3.)

BELMORE,
Governor.

Message No.

A Bill, intituled "*An Act to authorize the Commissioners of the Old Botany Randwick and Coogee Roads Trusts to transfer certain Roads to the Municipal Councils of Sydney and Randwick respectively*," as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 30th March, 1869.

(4.)

BELMORE,
Governor.

Message No.

A Bill, intituled "*An Act to amend the Municipalities Act of 1867 in regard to East St. Leonards*," as finally passed by the Legislative Council and Assembly, having been presented to the Governor for the Royal Assent, His Excellency has, in the name of Her Majesty, assented to the said Bill, and now transmits it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,
Sydney, 30th March, 1869.

- 6: Small Pox Prevention Bill:—The Debate of the Question,—“That the President do now leave the Chair, and the House resolve itself into a Committee of the Whole, for consideration of this Bill,” interrupted by the foregoing Messages,—resumed.

Question put and passed;—

Whereupon the President left the Chair, and the House resolved itself into a Committee of the Whole, accordingly.

The Chairman reported the Bill with Amendments;—

Ordered, That the Adoption of the Report stand an Order of the Day for Thursday next.

7. Sydney Boundaries Amendment Bill, on motion of Mr. Docker, read a third time, and passed.

Mr. Docker then moved, That the Title of this Bill be "*An Act to amend the Boundaries of the City of Sydney*."

Question put and passed;—

Whereupon, Mr. Docker moved, That this Bill be returned to the Legislative Assembly, with the following message:—

MR. SPEAKER,

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to amend the Boundaries of the City of Sydney*," with the Amendments indicated by the accompanying Schedule, in which Amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 30th March, 1869.

President.

SYDNEY BOUNDARIES AMENDMENT BILL.

SCHEDULE of the Amendments made by the Legislative Council in the Bill, intituled "An Act to amend the Boundaries of the City of Sydney," returned to the Legislative Assembly, with Message of March, 1869.

R. O'CONNOR,
Clerk of the Parliaments.

Page 2, Schedule A. Omit Schedule A insert the following Schedule:—

SCHEDULE A.

"Commencing in the centre of Parramatta-street at its junction with Bay-street thence on the west by a straight line along the centre of Bay-street and its prolongation to the eastern shore of Blackwattle Cove thence again on the west and on the north-west north north-east and east by the waters of Port Jackson to the centre of the bridge at the foot of William-street East thence on the east by the stream entering Rushcutter's Bay to a culvert on the South Head Old Road at the north-west corner of Sydney Common thence again on the east by the centre of Dowling-street to a point where it intersects the southern boundary of the Borough of Paddington thence on the north by that boundary to its intersection with the centre of Regent-street thence by the centre of Leinster-street to the centre of Gordon-street thence by the centre of that street to the north side of Park Road thence by the north side of that road to the south-eastern angle of St. Matthias's Church land thence by the south-eastern and eastern boundaries of that land to the southern alignment of the South Head Old Road thence by the southern alignment of that road easterly to its intersection with the line laid down marked out by stone posts and deemed to be the dividing line between the

"Sydney

"Sydney Common and the Water Reserve thence again on the east by the said dividing line to its intersection with the southern boundary of the Sydney Common thence by that boundary to the south-west angle of the said Common thence in a northerly direction by the western boundary of the said Common to its intersection with the centre of Cleveland-street thence by the centre of that street and a prolongation thereof to a land-mark on the road to Cook's River thence on the west by the western side of that road to the north-eastern angle of the University Reserve thence by a straight line from that angle to the point of commencement in the centre of Parramatta-street opposite the centre of Bay-street."

Page 2, Schedule B, lines 48 to 60. *Omit* description of "Cook Ward" *insert* the following:—

"The portion of the City of Sydney bounded by the centre of Liverpool-street from its junction with Elizabeth-street to the South Head Old Road along the centre of that road to the north-west angle of Sydney Common thence along the centre of Dowling-street to a point where it intersects the southern boundary of the Borough of Paddington thence by that boundary to its intersection with the centre of Regent-street thence by the centre of Leinster-street to the centre of Gordon-street thence by the centre of that street to the north side of Park Road thence by the north side of Park Road to the south-eastern angle of Saint Matthias's Church land thence by the south-eastern and eastern boundaries of that land to the southern alignment of the South Head Old Road thence by the southern alignment of that road easterly to its intersection with a line laid down marked out with stone posts and deemed to be the dividing line between Sydney Common and the Water Reserve thence in a south-westerly direction by the said dividing line to its intersection with the southern boundary of Sydney Common thence by that boundary to the south-west angle of Sydney Common thence in a northerly direction by the western boundary of that Common to its intersection with the centre of Cleveland-street thence along the centre of that street to the centre of Elizabeth-street thence along the centre of Elizabeth-street to the centre of Liverpool-street."

Examined,—

GEORGE ALLEN,
Chairman of Committees.

Question put and passed.

The House, *by consent*, adjourned, on motion of Mr. Owen, at eighteen minutes before Twelve o'clock, until *Thursday next, at Three o'clock, p.m.*

R. O'CONNOR,
Clerk of the Parliaments.

NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, APRIL 1.

GOVERNMENT BUSINESS—NOTICE OF MOTION:—

1. MR. OWEN to move, That so much of the Standing Orders be suspended as would preclude the passing a Bill to render Vaccination compulsory, through all its stages in one Sitting of the Council.

ORDER OF THE DAY:—

1. Small Pox Prevention Bill Reported; Adoption of the Report.



PROCLAMATION.

By His Excellency the Right Honorable SOMERSET RICHARD,
EARL OF BELMORE, a Member of Her Majesty's Most
Honorable Privy Council in Ireland, Governor and
Commander-in-Chief of the Colony of New South Wales,
and Vice-Admiral of the same.

WHEREAS by the Bill passed by the Governor and Legislative
Council of New South Wales, in the seventeenth year of the
reign of Her Majesty the Queen, intituled "*An Act to confer a Con-
stitution on New South Wales and to grant a Civil List to Her Majesty,*"
and assented to by Her Majesty, under the authority of the Act of
the Imperial Parliament, passed in the Session of the eighteenth and
nineteenth years of the said reign, intituled "*An Act to enable Her
Majesty to assent to a Bill as amended of the Legislature of New
South Wales to confer a Constitution on New South Wales and to
grant a Civil List to Her Majesty,*" it was amongst other things
enacted, that it should be lawful for the Governor of New South
Wales to prorogue the Legislative Council and Assembly thereof from
time to time: And whereas it is expedient to prorogue the said
Council and Assembly: Now, therefore, I, SOMERSET RICHARD,
EARL OF BELMORE, the Governor aforesaid, in pursuance of the power
and authority so vested in me, do hereby prorogue the said Legislative
Council and Assembly until Tuesday the eleventh day of May next,
and the same stand so prorogued accordingly.

Given under my Hand and Seal, at Government House,
Sydney, this first day of April, in the year of our Lord
one thousand eight hundred and sixty-nine, and in the
thirty-second year of Her Majesty's Reign.

(L.S.)

BELMORE.

By His Excellency's Command,

JOHN ROBERTSON.

GOD SAVE THE QUEEN!