# JOURNALS

OF THE

# HOUSE OF REPRESENTATIVES

OF

# NEW ZEALAND,

*From the Twenty-sixth day of July to the thirtieth day of October*, 1865, *both days inclusive.*

IN THE

TWENTY-NINTH YEAR OF THE REIGN OF HER MAJESTY

# QUEEN VICTORIA.

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BEING THE FIFTH SESSION OF THE THIRD PARLIAMENT OF NEW ZEALAND.

WELLINGTON:
1865.

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## ADDENDA.

THE following Report was accidentally omitted in printing the proceedings of the 19th September, p. 139 :—

4. *Land Claims.*—Mr. Carleton, from the Select Committee to whom was referred the Bill for the Settlement of Land Claims, brought up a Report, and the same was read as followeth:—

The Select Committee appointed to inquire into the proposed Land Claims Bill, having investigated the various clauses, beg to report that the following Resolutions have been passed :—

That your Committee has reason to believe that certain Land Claims are still outstanding, with respect to which justice has not been done. Your Committee, however, do not consider that it would be expedient to pass any general law by which settled claims should be re-opened, or any fresh claims admitted which have not been sent in under previous laws.

Your Committee, therefore, recommend that the Land Claims Commissioners, Mr. Dillon Bell and Mr. Domett, be requested to make a Report or Reports as to any claims in respect to which justice has not been done, stating what they recommend in each special case, so that justice may be done; and that when such Report is presented to the House, a special Bill or Bills be passed, making such provisions in each case as the House shall think fit.

That the said Commissioners be requested, if possible, to make an *ad interim* Report during the present Session upon such claims as, in their opinion, can be conveniently adjusted at once.

## II.—Schedule of Petitions presented to the House of Representatives, Session 1865.

| DATE OF PRESENTATION. | FROM WHOM PRESENTED. | ABSTRACT OF PRAYER. | NO. OF SIGNATURES. | BY WHOM PRESENTED. | REMARKS. |
|---|---|---|---|---|---|
| 1865. | | | | | |
| 26th July | Natives resident at Otaki | That the Manawatu Block may come under the operation of the Native Lands Act | ... | Hon. Mr. Mantell | |
| 27th July | Auckland Chamber of Commerce | For an alteration in the Tariff | 1 | Mr. John Williamson | |
| 27th July | Residents in the Province of Auckland | That the Commissioners' award for losses by the Native Insurrection may be acted upon | 166 | Mr. John Williamson | Referred to Select Committee, 27th September. |
| 27th July | Sergeant John Johnson, Taranaki Militia | For grant of Land as a retired Soldier | 1 | Hon. Mr. Sewell | |
| 27th July | F. A. Carrington, Surveyor, Taranaki | For compensation for losses by the war | 1 | Mr. Gledhill | Referred to Private Grievance Committee, 29th August. Report, 27th September. |
| 28th July | James Callaghan, of Russell, Bay of Islands | For compensation for losses occasioned by the war of 1845 | 1 | Mr. John Williamson | Referred to Private Grievance Committee, 1st August. Report, 10th August. |
| 28th July | Settlers in the Province of Auckland | That the Commissioners' award for losses by the Native Insurrection may be acted upon | 82 | Mr. Buckland | Referred to Select Committee, 27th September. |
| 28th July | Howard Hutton, Executor of the late Colonel Nixon | For the grant of a pension to Colonel Nixon's sisters | 1 | Col. Haultain | Resolution for granting Pension adopted and Bill introduced, 5th October. |
| 28th July | Waikato Military Settlers | That H.M.'s Troops may not be withdrawn from the Waikato | 362 | Col. Haultain | |
| 28th July | R. B. Hamlin, widow | For pension on account of the murder of her husband by the Natives | 1 | Col. Haultain | Referred to Private Grievance Committee, 1st August. Report, 10th August |
| 28th July | W. Powditch, Speaker of the Provincial Council, Auckland | For an amendment in the "Provincial Audit Act" | 1 | Mr. O'Neill | |
| 28th July | L. A. McCaskill, of the Thames, settler | For compensation for losses occasioned by the Insurrection | 1 | Col. Haultain | Referred to Private Grievance Committee, 1st August, Report, 10th August. |
| 28th July | Electors resident in the southern part of Province of Canterbury | For introduction of a Bill for securing the expenditure of a proportion of the Provincial revenue in outlying Districts | 78 | Mr. Cox | |
| 28th July | S. Kempthorne, late Secretary to Public Buildings Commission | For compensation for loss of appointment | 1 | Col. Haultain | Referred to Private Grievance Committee, 1st August, Report, 10th August. |
| 28th July | J. Bolton, Messenger Post Office, Auckland | For grant of a pension | 1 | Mr. John Williamson | Referred to Private Grievance Committee, 1st August. Report, 10th August. |
| 28th July | J. Lawrie, of the Karaka, settler | For compensation for losses occasioned by the Insurrection | 1 | Mr. John Williamson | Referred to Private Grievance Committee, 1st August, Report, 10th August. |
| 1st August | W. L. Howard, of Nelson | That his pension may be regulated by "Civil Service Amendment Act, 1861" | 1 | Mr. Eyes | Referred to Private Grievance Committee, 3rd August. Report, 10th August. Resolution for granting Pension adopted. Bill introduced 25th August. |
| 1st August | C. H. Burton, widow of the late Captain Burton | For grant of a pension for death of her husband while in the Government service | 1 | Mr. Wells | Referred to Private Grievance Committee, 2nd August. Report, 10th August. |
| 1st August | R Ormsby, of the Waikato, settler | For compensation for losses occasioned by the Insurrection | 1 | Mr. O'Rorke | Referred to Private Grievance Committee, 2nd August. Report, 10th August. |
| 2nd August | T. Benton, of Karori | For compensation for losses occasioned by the war of 1845-6 | 1 | Mr. Pharazyn | Referred to Private Grievance Committee, 15th August. Report, 30th August. |
| 2nd August | Natives resident at Porirua | That Crown Grant may not issue for certain land at Porirua which they claim as a reserve | 17 | Mr. Mantell | |
| 2nd August | Merchants and Residents of Invercargill | That a Government Agent may be appointed for Stewart's Island | 34 | Mr. Dillon Bell | |

PETITIONS—*continued.*

| DATE OF PRESENTATION. | FROM WHOM PRESENTED. | ABSTRACT OF PRAYER. | NO. OF SIGNATURES. | BY WHOM PRESENTED. | REMARKS. |
|---|---|---|---|---|---|
| 1865. | | | | | |
| 2nd August | E. E. Garner, of Wanganui, widow | For pension for death of husband by accident while on duty as a Volunteer | 1 | Mr. Harrison | Referred to Private Grievance Committee, 8th August. Report, 30th August. |
| 3rd August | Speaker of Provincial Council of Southland | For increased representation for that Province | 1 | Mr. Dillon Bell | |
| 3rd August | Inhabitants of Province of Southland | That the Land laws of that Province may be amended | 253 | Mr. Dillon Bell | Referred to Waste Lands Bills Committee, 4th August. |
| 3rd August | Runholders of the Province of Southland | For the assimilation of the Land regulations of Southland to those of Canterbury | 22 | Mr. Dillon Bell | Referred to Waste Lands Bills Committee, 18th August. |
| 3rd August | C. B. Borlase, of Wellington | For the introduction of a clause in the Indemnity Bill | 1 | Mr. Pharazyn | |
| 4th August | Natives resident at Wharekahika, East Coast | That their land may be included within the boundaries of the Province of Ahuriri | 7 | Mr. Ormond | |
| 8th August | William Barton, Native Catechist, Waipa | | 1 | Mr. Colenso | |
| 8th August | John Robinson, settler, Auckland | For grant of land under "Pensioners' Claims Act, 1861" | 1 | Mr. Buckland | Referred to Private Grievance Committee, 11th August. Report, 30th August. |
| 8th August | Residents and electors resident in Province of Otago | That the resolutions passed by the Provincial Council of Otago respecting the Land laws may not become law | 262 | Hon Major Richardson | Referred to Waste Lands Bills Committee, 18th August. |
| 8th August | Residents in Port Chalmers | That the town of Port Chalmers may be formed into a separate constituency | 124 | Hon Major Richardson | |
| 8th August | Inhabitants of the Province of Otago | That no alteration may be made in the Land laws of that Province | 573 | Mr. Macandrew | Referred to Waste Lands Bills Committee, 18th August. |
| 8th August | Working Jewellers, in Dunedin | For amendment in the Tariff | 16 | Mr. Paterson | |
| 9th August | J. W. H. Williams, of South Yarra, Melbourne | That an error made in a grant of land to him may be rectified by a further grant | 1 | Mr. Crosbie Ward | Referred to Private Grievance Committee, 10th August. Report, 5th September. |
| 9th August | Henry Deery, of Auckland | For grant of a pension | 1 | Mr. Jno. Williamson | Referred to Private Grievance Committee, 10th August. Report, 30th August. |
| 9th August | Ereua Parirua Kawakawa | For issue of Crown Grant to certain land she claims at Wairoa | 1 | Mr. G. Graham | |
| 9th August | William Thompson | That a Commission may be appointed to enquire into the causes of the war | 1 | Mr. G. Graham | |
| 9th August | Matini te Whewhi and other Natives at Otaki | That some members of the Native race may have seats in the Assembly | 1 | Mr. FitzGerald | |
| 10th August | A. Edmonds, of Auckland, master mariner | For losses on account of the Natives having seized the schooner "Mavis" | 1 | Mr. Creighton | Referred to Private Grievance Committee, 18th August. Report, 15th September. |
| 11th August | Residents at Turanga | That their District may become part of the Province of Hawke's Bay instead of Auckland | 33 | Mr. Ormond | |
| 11th August | William Thompson | That a Commission may be appointed to enquire into the cause of the war | 1 | Mr. FitzGerald | |
| 15th August | H. R. Holder, of Napier, saddler | For payment of his account for repairs to saddlery of the Defence Force | 1 | Mr. Ormond | Referred to Private Grievance Committee, 16th August. Report, 5th September. |
| 15th August | John Bathgate, Manager of the Bank of Otago, Dunedin | Praying that the Bank "Shareholders Liability Bill" may not pass | 1 | Mr. Dillon Bell | |
| 16th August | Roderick Mackay and John Finlayson, of Auckland | For grant of Land under 40 acre Immigration scheme of Province of Auckland | 2 | Mr. Munro | Referred to Private Grievance Committee, 17th August. Report, 30th August. |
| 17th August | Charles Davis, of Auckland, merchant | For compensation for losses by the Native Insurrection | 1 | Mr. Carleton | Referred to Private Grievance Committee, 18th August. Report, 5th September. |

## PETITIONS—*continued.*

| DATE OF PRESENTATION. | FROM WHOM PRESENTED. | ABSTRACT OF PRAYER. | NO OF. SIGNATURES. | BY WHOM PRESENTED. | REMARKS. |
|---|---|---|---|---|---|
| 1865. | | | | | |
| 18th August | Morris Levy and Samuel Levy, of Auckland, traders | For compensation for losses at Opotiki in consequence of their efforts to rescue the Revds. Messrs. Volkner and Grace from the Natives | 1 | Hon. Mr. Sewell | Resolution adopted that a Commissioner be appointed to enquire into the case, 12th September. |
| 23rd August | Hannibal Marks, late commander of Colonial gunboat "Sandfly" | For enquiry into the justice of the charges which were alleged as the reason for his removal from that vessel | 1 | Mr. John Williamson | Referred to Select Committee, 27th September. Report, 6th October. |
| 23rd August | G. W. M. Lovett, late Captain 50th regiment | For grant of land and employment in the military service of the Colony | 1 | Mr. John Williamson | |
| 23rd August | James Moore, of Wanganui | For enquiry into the circumstances under which he was made prisoner at Wanganui | 1 | Mr. Harrison | Referred to Private Grievance Committee, 7th September. Report, 20th October. |
| 25th August | Inhabitants of the town of Oamaru | For removal of the present Provincial Government of Otago and the establishment of one system of Government for the whole of the Middle Island | 582 | Mr. Wayne | |
| 29th August | Inhabitants of town of New Plymouth | For the introduction of some measure for ratifying certain exchanges of town sections in New Plymouth | 29 | Hon. Mr. Sewell | Bill introduced, 4th October. |
| 29th August | A. P. Seymour, Superintendent of Marlborough | For leave to introduce a private Bill—"Picton and Blenheim Railway Bill" | 1 | Mr. Richmond | |
| 30th August | J. Cracroft Wilson, C.B. | For leave to introduce a private Bill—"Duck's Nest Mill Dam Bill" | 1 | Mr. Wilkin | |
| 30th August | J. Cracroft Wilson, C.B. | For leave to introduce a private Bill—"Lincoln Road Mill Dam Bill" | 1 | Mr. Wilkin | |
| 30th August | Natives of Poverty Bay and East Cape | Praying that Poverty Bay and the East Cape may be annexed to Hawke's Bay Province | 636 | Mr. Ormond | Ordered to be translated, 30th August. |
| 30th August | Parakaia Panepa, on behalf of the Natiraukawa | Praying that they may elect their own Representatives under the "Native Commission Bill" | 1 | Hon. Mr. FitzGerald | Ordered to be translated, 30th August. |
| 30th August | Henere te Herepau, Moroati Kiharoa and Parakaia Penepa | Praying that they may elect their own Representatives under the "Native Commission Bill" | 3 | Hon. Mr. FitzGerald | Ordered to be translated, 30th August. |
| 30th August | A. White, widow of the late T. A. White, R.M. | For relief on account of her husband having been lost in the "Kate Williams" while on Government service | 1 | Mr. John Williamson | |
| 31st August | J. W. Peake and others, of Wanganui | For compensation for losses occasioned by the military operations in that Province | 8 | Mr. Harrison | Referred to Private Grievance Committee, 1st September. Report, 27th September. |
| 31st August | J. B. White, of Taranaki, settler | For compensation for losses by the Natives during the Taranaki war | 1 | Mr. Gledhill | Referred to Mr. Commissioner Beckham, by Order, 6th September. |
| 1st September | Military Settlers at East and West Hamilton, Waikato | For grant of Seed and the speedy issue of the Crown Grants for their land | 290 | Mr. R. Graham | Referred to Waikato Military Settlers Committee, 21st September. |
| 6th September | E. Mayne, Sergeant at Arms, House of Representatives | For grant of pension | 1 | Mr. Domett | Resolutions granting Pension, adopted 12th September. Bill introduced 14th September. |
| 6th September | E. A. Hewett, of Wanganui, widow | For Pension on account of her husband having been killed by the Natives. | 1 | Mr. Taylor | Referred to Private Grievance Committee, 12th September. Report 27th September. |
| 9th September | T. I. Edmonds, of Auckland, merchant | For relief on account of his vessel the "Kate" being destroyed by the Natives at Whakatane | 1 | Mr. Carleton | Referred to Private Grievance Committee, 12th September. Report, 20th October. |
| 9th September | A. B. White, of Takapuna, Auckland, trader | For relief on account of his goods having been seized by the Natives at Whakatane | 1 | Mr. Carleton | Referred to Private Grievance Committee, 12th September. Report, 20th October. |

PETITIONS—*continued.*

| DATE OF PRESENTATION. | FROM WHOM PRESENTED. | ABSTRACT OF PRAYER. | NO. OF SIGNATURES. | BY WHOM PRESENTED. | REMARKS. |
|---|---|---|---|---|---|
| 1863. | | | | | |
| 9th September | Waikato Militia and Forest Rangers at Kihikihi, Waikato | For the speedy issue of the Crown Grants of their land | 74 | Mr. Buckland | Referred to Waikato Military Settlers Committee, 21st September. |
| 9th September | Natives residing at Whakupake and Hikurangi, East Cape | That their district may be annexed to the Province of Hawke's Bay | 363 | Mr. Ormond | |
| 9th September | E. Catchpool, of Napier | For compensation for not being allowed to occupy certain Land chosen under Land order | 1 | Mr. Colenso | Referred to Private Grievance Committee, 12th September. Report, 27th September. |
| 9th September | Settlers at the Mauku | For a speedy adjustment of the Commissioner's awards on their claims | 17 | Mr. Creighton | |
| 12th September | Settlers in Province of Hawke's Bay | That clauses 19 and 30 of the "Native Lands Bill, 1862" may be rigidly enforced | 201 | Mr. Colenso | |
| 14th September | Natives of Manawatu | That certain members of the Native race may hold seats in the House of Representatives. | 24 | Hon. Mr. FitzGerald | |
| 26th September | G. St. George, of Taranaki | That he may be permitted to choose land at the Waitara under a Land order issued by the New Plymouth Company | 1 | Mr. Gledhill | |
| 26th September | Electors in the southern part of the Province of Canterbury | That the "New Provinces Act" may be neither altered or repealed | 121 | Mr. Jollie | |
| 3rd October | Wm. Jackson, of Auckland, Major in the Forest Rangers | For grants of land for his Company | 1 | Mr. Carleton | |
| 4th October | Members of the Wanganui Separation Committee | That Wanganui may be separated from Province of Wellington | 6 | Mr. Stafford | |
| 6th October | C. C. Rookes, Lieut.-Colonel in the Colonel Forces | For a Court of Enquiry into the causes of his dismissal from the Service | 1 | Mr. Harrison | |
| 6th October | Natives resident at Otaki | That they may Elect their Representatives under the Native Commission Bill. | ... | Hon. Mr. FitzGerald | |
| 6th October | Natives resident at Waikanae | | ... | Hon. Mr. FitzGerald | |
| 10th October | Auckland Chamber of Commerce | That alterations may be made in the Tariff | 1 | Mr. Russell | |
| 10th October | J. Falsey, of Ponui, Auckland | For compensation for losses by the Native Insurrection | 1 | Mr. O'Rorke | |
| 19th October | A. C. Strode of Dunedin | For the appointment of a Select Committee to enquire into the circumstances connected with the winding up of the Estate of the late R. Craig, of Otago | 1 | Mr. Dillon Bell | Referred to Select Committee, 20th October. Report, 25th October. |
| 19th October | Bankers and Merchants in the Province of Canterbury | That the "Bailors and Mortgagees Bill" may become law | 22 | Mr. Wilkin | |
| 20th October | J. McGregor, of Cherry Bank, Wanganui | For compensation for losses occasioned by the Native Insurrection in 1847 | 1 | Presented by command | |

## III.—Schedule of Select Committees appointed during the Session 1865.

| Subject. | Members. | Date of Appointment. | Remarks. |
|---|---|---|---|
| 1. *House.*<br>With power to confer with any similar Committee of the Legislative Council, with a view to provide for the comfort and convenience of Members of both Houses. | Mr. Dillon Bell, Mr. Thomson, Mr. Walker, Mr. Domett, Mr. Eyes, Mr. Miles, and the Hon. Mr. Weld. | 1865.<br>27th July,<br>on motion of<br>Hon. Mr. Weld. | Report, 1st August. |
| 2. *Private Grievances.*<br>To consider and report upon Petitions upon Private Grievances. | Mr. Brandon, Mr. Cracroft Wilson, C.B., Mr. Ormond, Mr. Jollie, Mr. James Williamson, Mr. Curtis, and the Hon. Mr. Weld. | 27th July,<br>on motion of<br>Hon. Mr. Weld. | Order, that no Member of the Committee be called upon to serve on any other without his own consent, 27th July. Petitions of J. Lawrie, J. Bolton, J. Gallaghan, L. A. McCaskill, R. B. Hamlin, and S. Kempthorne, referred 1st August; Report, 10th August. Petition of C. H. Burton and R. Ormsby, referred 2nd August; Report, 10th August. Petition of W. L. Howard, referred 3rd August; Report, 10th August. Petition of E. E. Garner, referred 8th August; Report, 30th August. Petition of Hohepa Tarahengia, referred 8th August; Report, 5th September. Petition of Hy. Deery, referred 10th August; Report, 30th August. Petition of J. W. H. Williams, referred 10th August; Report, 5th September. Petition of J. Robinson, referred 11th August; Report, 30th August. Petition of T. Benton, referred 15th August; Report, 30th August. Petition of H. R. Holder, referred 16th August; Report, 5th September. Petition of R. McKay and J. Finlayson, referred 17th August; Report, 30th August. Petition of A. Edmonds, referred 18th August; Report, 5th September. Petition of C. Davis, referred 18th August; Report, 5th September. Case of E. Catchpool, referred 29th August; Report, 27th September. Petition of F. A. Carrington, referred 29th August; Report, 27th September. Petition of J. W. Peake and others, referred 1st September; Report, 27th September. Petition of J. Moore, referred 7th September; Report, 23rd October. Petition of Capt. Johnston, referred 7th September; Report, 27th September. Petition of A. B. White, referred 12th September; Report 20th October. Petition of S. J. Edmonds, referred 12th September; Report, 20th October. Petition of E. Catchpool, referred 12th September; Report 27th September. Petition of E. A. Hewett, referred 12th September; Report 27th September. |
| 3. *Selection on Private Bills.* | Mr. Stafford, Mr. FitzGerald, Mr. O'Rorke, Mr. Richmond, and the Hon. Mr. Weld. | 27th July,<br>on motion of<br>Hon. Mr. Weld. | Discharged by order, 2nd August. |

| SUBJECT. | MEMBERS. | DATE OF APPOINTMENT. | REMARKS. |
|---|---|---|---|
| 4. *Government House, Auckland.*<br>To consider the circumstances relating to the transfer of, to the Superintendent of Auckland, and the proper disposal of the proceeds thereof. | Mr. Stafford, Mr. R. Graham, Mr. FitzGerald, Mr. Domett, Mr. Pharazyn, Mr. Richmond, and the Hon. Mr. Sewell. | 1865.<br>28th July, on motion of Hon. Mr. Sewell. | Report, 2nd August. |
| 5. *Ministerial Residences.*<br>To enquire and report upon the advisability of providing or maintaining residences for Ministers, and to make recommendations as to what amount of rent, if any, shall be and is chargeable against Ministers occupying such residences, with power to call for Persons and Papers. | Mr. Stafford, Mr. Curtis, Dr. Featherston, Mr. R. Graham, Mr. FitzGerald, Mr. Cox, and the Hon. Mr. Weld. | 1st August, on motion of Hon. Mr. Weld. | Report, 29th August. |
| 6. *Waste Lands Bills.*<br>To consider all Bills that may be introduced into this House affecting the Waste Lands of the Crown, and to report generally upon the provisions and principles which they may embody. | Mr. Stafford, Mr. Dillon Bell, Mr. Carleton, Mr. R. Graham, Mr. Domett, Dr. Featherston, Mr. Brodie, Hon. Mr. Weld, and *Mr. Crosbie Ward.* | 1st August, on motion of Hon. Mr. Weld. | *Mr Crosbie Ward* added, 4th August. Petitions from settlers in Province of Otago, referred 18th August. Petitions from settlers in Province of Southland, referred 18th August. Canterbury Waste Lands Bill, reported on 29th August. Hawke's Bay Military Settlers and Defence Corps Bill, referred 18th August; report, 19th September. Hawke's Bay Waste Lands Bill, referred 18th August; report, 20th September. Otago Waste Lands Bill, referred 18th August; report 20th September. Nelson Crown Lands Leasing Bill, referred 3rd October; report, 18th October. Wellington Land Regulations Amendment Bill, referred 14th September; report, 24th October. Otago Waste Lands Bill No. 2, referred 25th October; Report, 27th October. |
| 7. *Dunedin Reserves.*<br>To examine into the claim of the Provincial Government of Otago to the Reserve in Princess Street, Dunedin, (Block 8), also to the Reserve in Port Chalmers, adjoining section 401, with power to call for persons, maps, and papers, and to report from time to time. | Mr. R. Graham, Mr. Waring Taylor, Mr. Richmond, Dr. Featherston, Mr. Wilkin Mr. Reynolds, and *Mr. Stafford.* | 1st August, on motion of Mr. Reynolds. | *Mr. Stafford* added 8th August; report, 25th August. |
| 8. *Gold Fields Acts.*<br>To consider and report upon the amendments required in the Gold Fields Acts, 1862-3, with power to confer with any Committee appointed for a similar purpose by the Legislative Council. | Mr. R. Graham, Mr. Crosbie Ward, Mr. Haughton, Mr. Brodie, Mr. Domett, Mr. Richmond and the Hon. Mr. Sewell. | 3rd August, on motion of Hon. Mr. Sewell. | Report, 5th September. |
| 9. *Bay of Islands Settlement.*<br>To enquire into the circumstances relating to, and the present condition of, the Bay of Islands Settlement; the charges incurred in carrying into effect "The Bay of Islands Settlement, 1858;" The mode in which the same may be reimbursed to the Colony, and the most advisable mode of colonising such Settlement. | Dr. Featherston, Mr. Carleton, Mr. R. Graham, Mr. Crosbie Ward, Mr. Paterson, Hon. Mr. Sewell, and *Mr. Domett.* | 3rd August, on motion of Hon. Mr. Sewell. | *Mr. Domett* added, 4th August; report, 18th August. |

| SUBJECT. | MEMBERS. | DATE OF APPOINTMENT. | REMARKS. |
|---|---|---|---|
| 10. *"Debtors and Creditors Act."*<br>To enquire into the best means of amending the Debtors and Creditors Act. | Hon. Mr. Sewell, Mr. Crosbie Ward, Mr. Reynolds, Mr. James Williamson, Mr. Waring Taylor, Mr. Curtis Mr. Thompson, and *Mr. Wilkin.* | 1865.<br>3rd August, on motion of Mr. Thompson. | *Mr. Wilkin* added, 9th August. Report, 4th October. |
| 11. *Audit.* | Mr. O'Rorke, Mr. Thomson, and Mr. Wells. | By Ballot, 3rd August, 1865. | Report, 12th September. |
| 12. *"Masters and Servants Bill."* | Mr. Cracroft Wilson, C.B., Mr. Colenso, Mr. Ormond, Mr. John Williamson, Mr. Crosbie Ward, Mr. Waring Taylor, Mr. Wayne, and the Hon. Mr. Sewell. | 4th August, on motion of Hon. Mr. Sewell. | Report, 23rd August. |
| 13. *Reporting Debates.*<br>To superintend the revision of reports of Debates, with power to confer with any similar Committee that may be appointed by the Legislative Council; with power, also, to report upon the matter generally. | Mr. Crosbie Ward, Mr. Stafford, Mr. Fitzgerald, Mr. Dillon Bell, Mr. Vogel, Mr. Carelton, the Hon. Mr. Weld, and *Mr. Creighton.* | 8th August, 1865, on motion of Hon. Mr. Weld. | *Mr. Creighton* added, 11th August. Report, 24th August. |
| 14. *Joint Committee on Standing Orders.* | Mr. Wells, Mr. Reynolds, and Mr. Dillon Bell. | 8th August. | |
| 15. *Joint Committee on Private Bills.* | Mr. Brodie, Mr. O'Rorke, and Mr. Carleton. | 8th August, on motion of Mr. Carleton. | |
| 16. *Selection Private Bills.* | Hon. Mr. FitzGerald, Mr. O'Rorke, Mr. Ormond, Mr. Miles, the Chairman of Committees, and *Mr. Brandon.* | 10th August, on motion of Mr. Carleton. | Hon. Mr. FitzGerald discharged 29th August; *Mr. Brandon* added 29th August. |
| 17. *"Bank Shareholders Limited Liability Bill."* | Mr. Stafford, Mr. James Williamson, the Hon. the Colonial Treasurer, Mr. Vogel, Mr. Wilkin, Mr. Reynolds, and the Hon. Mr. Sewell. | 18th August, on motion of Hon. Mr. Sewell. | Report, 26th September. |
| 18. *Fisheries.*<br>To consider the expediency of providing for the protection of Fisheries of New Zealand, with power to call for persons and papers. | Mr James Williamson, Mr. Wilkin, Mr. Colenso, Mr. Burns, Mr. Mantell, Mr. Stafford, Mr. Cracroft Wilson, C.B., and the Hon. Mr. Weld. | 18th August, on motion of Hon. Mr. Weld. | Report, 11th October. |
| 19. *Library.* | Mr. Speaker, Hon. Mr. Sewell, Hon. Mr. Fitzherbert, Mr. Mantell, Mr. Carleton, Mr. Stafford, Mr. Dillon Bell, Hon. Mr. FitzGerald, and Mr. Domett. | 22nd August, on motion of Mr. Domett. | No Report. |

## Select Committees—*continued.*

| Subject. | Members. | Date of Appointment. | Remarks. |
|---|---|---|---|
| 20. "*Land Claims Settlement Bill.*" | Mr. R. Graham, Mr. Cox, Mr. Stafford, Mr. Ormond, Mr. O'Rorke, Mr. Mantell, the Hon. Mr. Fitzgerald, and Mr. Carleton. | 5th September, 1865, on motion of Mr. Carleton. | Report, 19th September. |
| 21. "*Sale of Poisons Regulation Bill.*" | Mr. Speaker, the Hon. the Colonial Treasurer, Dr. Featherston, Mr. Pharazyn, Mr. Richmond, Mr. Colenso, Mr. O'Neill, and the Hon. Mr. Sewell. | 12th September, on motion of Hon. Mr. Sewell. | Report, 6th October. |
| 22. *Waikato Military Settlers Petitions.* | The Hon. the Defence Minister, Mr. Russell, Mr. Cox, Mr. Paterson, Mr. Waring Taylor, Mr. Carleton, Mr. Buckland, and Mr R. Graham. | 21st September, on motion of Mr. R. Graham. | No Report. |
| 23. *Printing.* | Mr. Creighton, Mr. Domett, Mr. Richmond, Mr. Paterson, Hon. Mr FitzGerald, and Mr. Carleton. | 21st September, on motion of Mr. Carleton. | No Report. |
| 24. "*Otago Municipal Corporation Bill.*" | Mr. Mason, Mr. Jollie, Mr. Cox, Mr. Wayne, Mr. Taylor, Hon. Major Richardson, Mr. Haughton, *Hon. the Attorney General*, and *Mr. Dillon Bell*. | 27th September, on motion of Mr. Haughton. | *Hon. the Attorney-General and Mr. Dillon Bell* added 6th October; Report, 13th October. |
| 25. "*Bailors and Mortgagees Protection Bill.*" | The Hon. Mr. Sewell, Mr Dillon Bell, Mr. Wayne, Mr. Russell, Mr. Wells, Mr. Curtis, Mr. Brandon, and Mr. Thomson. | 27th September, on motion of Mr. Thomson. | Report, 19th October. |
| 26. *Auckland Settlers' Petitions.* To enquire into and report upon the Petitions of certain Residents in the Province of Auckland who suffered loss and sustained injuries in the Waikato Districts, and also upon the Reports and Awards of Mr. Commissioner Beckham, who was appointed to enquire into the Claims preferred by those persons. | Mr. Domett, Mr. Stafford, Hon. Mr. Fitzherbert, Mr. Waring Taylor, Mr. Dillon Bell, Mr. Colenso, Mr. Burns, and Mr. John Williamson. | 27th September, on motion of Mr. John Williamson. | No Report. |
| 27. *Petition of Mr. Hannibal Marks.* To enquire and report on the matter of the Petition of Mr. Hannibal Marks, late Commander of H.M.S. Colonial Gunboat Sandfly. | Mr. Macandrew, Mr Henderson, Mr. Colenso, Mr. Creighton, Mr. Pharazyn, Mr. Waring Taylor, Mr. Richmond, and Mr. John Williamson. | 27th September, on motion of Mr. John Williamson. | Report, 6th October. |
| 28. *Standing Orders.* | Hon. Mr Weld, Mr. Brandon, Mr. Stafford, Mr. O'Rorke, Mr. Cracroft Wilson, C.B., Mr. Speaker, and Mr. Carleton. | 28th September, on motion of Mr. Carleton. | No Report. |

## Select Committees.—*continued.*

| Subject. | Members. | Date of Appointment. | Remarks. |
|---|---|---|---|
| 29. *Lowry Bay Estate.*<br>To enquire into and report upon the circumstances connected with the purchase of the Lowry Bay Estate by the Government, as also the purchase of, or negotiations for, other Lands and Buildings for Government purposes. | Mr. Domett, Mr. Stafford, Mr. Buckland, Mr. Macandrew, Mr. Crosbie Ward, Mr. Cox, Mr. Wayne, Mr. Pharazyn, and Mr. Creighton. | 6th October. By Ballot. | Report, 23rd October. |
| 30. *Postal Arrangements.*<br>To enquire into and report on the Postal Arrangements of the Colony. | Mr. Speaker, Mr. Russell, Mr. Creighton, Mr. Curtis, Mr. Reynolds, Mr. Dillon Bell, Mr. Crosbie Ward, Mr. Colenso, Mr. Waring Taylor, and the Hon. Major Richardson. | 6th October, on motion of Hon. Major Richardson | Report, 25th October. |
| 31. *Petition of Mr. Strode.* | Mr. Cracroft Wilson, C.B., Mr. Russell, Mr. Sewell, Mr. Richmond, Mr. Brandon, and Mr. Dillon Bell. | 20th October, on motion of Mr. Dillon Bell. | Report, 25th October. |

Note.—For Reports of Select Committees see Journals.
Members of the Audit Committee (Mr. Thomson, Mr. O'Rorke, and Mr. Wells), exempted from attendance on other Committees, pending the bringing up of their Report.

## IV.—Schedule of Public Bills introduced into the House of Representatives in the Session, 1865.

| SHORT TITLE. | HOW AND BY WHOM INITIATED. | FIRST READING. | SECOND READING. | COMMITTAL. | REPORT. | THIRD READING AND PASSING. | AMENDMENTS OF LEGISLATIVE COUNCIL. | REMARKS. |
|---|---|---|---|---|---|---|---|---|
| 1. Naturalization | Hon. Mr. Weld | 26th July | 25th Oct. | 26th Oct. | 26th Oct. | 26th Oct. | 27th Oct. | Amendments of Legislative Council, adopted 28th October. |
| 2. Indemnity | Hon. Mr. Sewell | 27th „ | 1st Aug. | 1st Aug. | 1st Aug. | 1st Aug. | ... | |
| 3. *New Provinces Act Limitation* | Hon. Mr. Weld | 28th „ | ... | ... | ... | ... | ... | *Thrown out on 2nd reading.* |
| 4. Native Commission | Hon. Mr. Weld | 28th „ | 9th Aug. | 18th „ | 22nd „ | 22nd „ | ... | |
| 5. Audit Act Amendment | Hon. Mr. Fitzherbert | 1st Aug. | 8th „ | 8th „ | 15th „ | 15th „ | 24th Aug. | Amendments of Legislative Council adopted 25th August. |
| 6. *Masters and Servants* | Hon. Mr. Sewell | 1st „ | 4th „ | 25th „ | 28th Sept. | ... | ... | Referred to Select Committee, 4th August; Report 23rd August. *Thrown out on 3rd reading.* |
| 7. Deeds and Titles Registration Amendment | Hon. Mr. Sewell | 1st „ | 8th „ | 10th „ | 24th Aug. | 24th „ | 20th Sept. | Conference with Legislative Council on amendments, 23rd September. Report 19th October, adopted 20th October. |
| 8. Arms Act Continuance | Hon. Mr. Sewell | 1st „ | 2nd „ | 2nd „ | 2nd „ | 2nd „ | ... | |
| 9. New Zealand Settlements Act Amendment | Hon. Mr. Sewell | 1st „ | 8th „ | 8th „ | 5th Oct. | 6th Oct. | 27th Oct. | Amendments of Legislative Council adopted 28th October. |
| 10. *Resident Magistrates' Jurisdiction Extension Act Amendment* | Mr. Cracroft Wilson, C.B. | 1st „ | 15th „ | 16th „ | 17th Aug. | 17th Aug. | ... | *Lapsed in Legislative Council.* |
| 11. West Coast Gold Fields Miners' Representation | Mr. FitzGerald | 2nd „ | 16th „ | 22nd „ | 23rd Aug. | 23rd „ | ... | Amendment of His Excellency, 27th September. Adopted 28th Sept. |
| 12. Panama Mail Service Act Amendment | Hon. Major Richardson | 3rd „ | 8th „ | 17th „ | 17th „ | 17th „ | ... | |
| 13. Militia | Hon. Major Atkinson | 4th „ | 22nd Sept. | 2nd Oct. | 10th Oct. | 11th Oct. | 26th Oct. | Amendments of Legislative Council, adopted 27th October. |
| 14. Bank Shareholders Liability | From Leg. Council | 8th „ | 16th Aug. | ... | ... | ... | ... | Referred to Select Committee 18th August; Report 26th September. |
| 15. Diseased Cattle Act Amendment | From Leg. Council | 8th „ | 9th „ | 9th Aug. | 25th Aug. | 25th Aug. | ... | |
| 16. Leases and Sales of Settled Estates | From Leg. Council | 8th „ | 10th „ | 10th „ | 10th Aug. | 10th Aug. | ... | |
| 17. Land Allocation | | 10th „ | 15th Aug. | 23rd Oct. | 24th Oct. | 24th Oct. | 27th Oct. | Amendments of Legislative Council; adopted 28th October. |
| 18. Southland Debt | Hon. Mr. Fitzherbert | 10th „ | 14th Sept. | 6th „ | 25th „ | 25th „ | 27th „ | Amendments of Legislative Council; adopted 28th October. |
| 19. Representation | Hon. Mr. Weld | 11th „ | 15th Sept. | 26th Sept. | 23rd „ | 23rd „ | 27th Oct. | Amendments of Legislative Council; adopted 28th October. |
| 20. Public Domains Act Amendment | Hon. Mr. Sewell | 11th „ | 15th Aug. | 15th Aug | 24th Aug. | 24th Aug. | 31st Aug. | Amendments of Legislative Council, adopted 1st September. |
| 21. Intestates Estates | Hon. Mr. Sewell | 11th „ | 15th „ | 15th „ | 22nd „ | 22nd „ | 26th Oct. | Amendments of Legislative Council, adopted 27th October. |
| 22. British Companies | Hon. Mr. Sewell | 11th „ | 15th „ | 15th „ | 16th „ | 16th „ | 24th Aug. | Amendments of Legislative Council, adopted 25th August. Amendments by the Governor 27th September; adopted 27th September. |
| 23. *Land Claims Final Settlement* | Mr. Carleton | 11th „ | 18th „ | 24th Oct. | ... | ... | ... | Referred to Select Committee 5th September; Report 19th Sep. *Lapsed.* |
| 24. Armitage Pension | Hon. Major Atkinson | 11th „ | 15th „ | 15th Aug | 16th „ | 16th „ | ... | |
| 25. *Otago Waste Lands* | Mr. Reynolds | 15th „ | 19th Oct. | 20th Oct. | ... | ... | ... | Referred to Waste Lands Bills Committee 18th August; Report 20th September. *Lapsed.* |
| 26. District Courts Act Amendment | From Leg. Council | 15th „ | 16th Aug. | 16th Aug. | 22nd „ | 22nd Aug. | ... | |
| 27. Parliamentary Privileges | Hon. Mr. Sewell | 16th „ | 17th „ | 17th „ | 22nd „ | 22nd „ | ... | |
| 28. New Provinces | Mr. Macandrew | 16th „ | 29th Sept. | 2nd Oct. | 3rd Oct. | 4th Oct. | ... | |
| 29. Hawkes' Bay Military Settlers and Colonial Defence Force | Mr. Ormond | 17th „ | 22nd „ | 29th Sept. | 2nd „ | 4th „ | ... | Referred to Waste Lands Bills Committee 18th Aug. Report 20th Sept. |

## IV.—Schedule of Public Bills—*continued.*

| SHORT TITLE. | HOW AND BY WHOM INITIATED. | FIRST READING. | SECOND READING. | COMMITTAL. | REPORT. | THIRD READING AND PASSING. | AMENDMENTS OF LEGISLATIVE COUNCIL. | REMARKS. |
|---|---|---|---|---|---|---|---|---|
| 30. Hawkes' Bay Land Regulations Amendment | Mr. Ormond | 17th Aug. | 22nd Sept. | 20th Oct | 20th Oct. | 20th Oct. | ... | Referred to Waste Lands Bills Committee 18th August; Report 20th September. *Reserved for the signification of Her Majesty's pleasure thereon.* |
| 31. Wellington Hospital Reserves | Hon. Mr. Fitzherbert | 17th „ | 23rd Aug. | 23rd Aug. | 23rd Aug. | 23rd Aug. | ... | |
| 32. Outlying Districts Police | Hon. Mr. FitzGerald | 18th Aug. | 23rd Aug. | 24thAug. | 25th „ | 25th Aug. | 21st Sept. | Amendments of Legislative Council adopted 22nd September. |
| 33. Native Rights | Hon. Mr. FitzGerald | 18th „ | 22nd „ | 22nd „ | 22nd „ | 22nd Aug. | | |
| 34. Native Lands | Hon. Mr. FitzGerald | 18th „ | 29th „ | 7th Sept. | 4th Oct. | 5th Oct. | 27th Oct. | Amendments of Legislative Council adopted 28th October. |
| 35. Otago Public Offices Site Trusts | From Leg. Council | 18th „ | 22nd „ | 22nd Aug. | 22nd Aug. | 22nd Aug. | ... | |
| 36. Marine Board Act Amendment | From Leg. Council | 18th „ | 22nd „ | 22nd „ | 31st Aug. | 31st „ | ... | |
| 37. *Sale of Poisons Regulations* | From Leg. Council | 23rd „ | 24th „ | ... | ... | ... | ... | Referred to Select Committee 31st August; Report 6th October. *Lapsed.* |
| 38. Commencement of Acts | From Leg. Council | 23rd „ | 24th „ | 24th Aug. | 24th „ | 24th „ | ... | |
| 39. Canterbury Waste Lands | Mr. Cox | 23rd „ | 5th Sept. | 5th Sept. | 23rd Oct. | 23rd Oct. | ... | Referred to Waste Lands Bills Committee; Report 29th August. |
| 40. Injuries by Dogs | From Leg. Council | 23rd „ | 24th Aug. | 24th Aug. | 25th Aug. | 25th Aug. | ... | Conference with Legislative Council 1st Sept.; Report 1st September. Further conference „ 1st Sept; Report 5th Sept.; Adopted 7th Sept. |
| 41. Legislative Council Quorum | From Leg. Council | 24th „ | 5th Sept | 5th Sept. | 7th Sept. | 7th Sept. | ... | |
| 42. Mining Companies Liability Bill | Mr. Haughton | 24th „ | 31st Aug. | 13th „ | 15th „ | 19th „ | 27th Sept. | Referred to Gold Fields Bill Committee 31st August Amendments of Legislative Council adopted 28th September. |
| 43. Howard Pension | Mr Eyes | 25th „ | 1st Sept. | 1st „ | 1st „ | 1st „ | ... | |
| 44. Bailors and Mortgagees Protection | Mr. Wilkin | 29th „ | 14th „ | 23rd Oct. | 23rd Oct. | 23rd „ | ... | Referred to Select Committee 27th September; Report 19th October. |
| 45. Wellington Land Regulations Amendment | Mr. Brandon | 29th „ | 25th Oct. | 26th „ | 27th „ | 27th Oct. | 27th Oct. | Referred to Waste Lands Bill Committee 14th September; Report 24th Oct; amendments of the Legislative Council adopted 28th October. |
| 46. *Wellington Presbyterian Church Trust Lands Regulation Amendment.* | Mr. Brandon | 29th „ | 5th Sept. | ... | ... | ... | ... | *Order for Committal discharged and Bill withdrawn, 14th September.* |
| 47. *Savings Banks Funds Investment* | Hon. Mr. Fitzherbert | 30th „ | 14th „ | 15th Sept. | 15th Sept. | 19th Sept. | ... | *Lapsed in Legislative Council.* |
| 48. Petty Sessions | Mr. Carleton | 30th „ | 22nd „ | 29th „ | 2nd Oct. | 4th Oct. | 26th „ | Amendments of Legislative Council adopted 27th October. |
| 49. Maori Funds Investment | Hon. Mr. FitzGerald | 31st „ | 5th „ | 5th „ | 15th Sept. | 19th Sept. | ... | |
| 50. *Native Reserves Acts Continuance* | Hon. Mr. FitzGerald | 31st „ | ... | ... | ... | ... | ... | *Order for second reading discharged 5th September.* |
| 51. Volunteer Force | Hon. Major Atkinson | 31st „ | 14th „ | 19th „ | 10th Oct. | 11th Oct. | 26th „ | Amendment of Legislative Council adopted 27th October. |
| 52. Religious Charitable Trusts Act Amendment | From Leg. Council | 31st „ | 14th „ | 22nd „ | 26th Sept. | 26th Sept. | ... | |
| 53. Prisoners Removal | From Leg. Council | 31st „ | 14th „ | 15th „ | 19th Sept. | 22nd Sept. | ... | Conference with Legislative Council appointed 4th Oct. Report 19th Oct. Adopted 20th Oct. |
| 54. Building and Land Societies Ordinance Amendment | From Leg. Council | 5th Sept. | 14th „ | 22nd „ | 26th „ | 27th „ | ... | |
| 55. Resident Magistrates' Criminal Jurisdiction Extension | From Leg. Council | 5th „ | 14th „ | 15th „ | 19th „ | 22nd „ | ... | |

## IV.—Schedule of Public Bills—*continued.*

| SHORT TITLE. | HOW AND BY WHOM INITIATED. | FIRST READING. | SECOND READING. | COMMITTAL. | REPORT. | THIRD READING AND PASSING. | AMENDMENTS OF LEGISLATIVE COUNCIL. | REMARKS. |
|---|---|---|---|---|---|---|---|---|
| 56. Railway Offences | From Leg. Council | 5th Sept. | 14th Sept. | 15th Sept. | 15th Sept. | 19th Sept. | | |
| 57. *Surplus Revenue Repeal* | Hon. Mr. Sewell | 5th „ | ... | ... | ... | ... | ... | *Order for second reading discharged and Bill withdrawn 24th October.* |
| 58. *Legislative Officers Regulation* | Hon. Mr. Sewell | 7th „ | 13th „ | 15th „ | ... | ... | ... | *Order of the Day for further consideration of Clause V; discharged and Bill withdrawn 23rd Oct.* |
| 59. Gold Fields Acts Amendment | Mr. Brodie | 12th „ | 14th „ | 15th „ | 26th „ | 27th „ | 5th Oct. | Conference with Legislative Council 6th Oct. Report 23rd Oct. Adopted 24th Oct. |
| 60. Mayne Pension | Mr. Demett and Mr. Stafford | 15th „ | 22nd „ | 26th „ | 27th „ | 28th „ | ... | |
| 61. Private Estates Bills | From Leg. Council | 16th „ | 22nd „ | 26th „ | 27th „ | 28th „ | ... | |
| 62. Law Practitioners Act Amendment | Mr. Carleton | 21st „ | 27th „ | 28th „ | 4th Oct. | 5th Oct. | 20th „ | Amendments of Legislative Council adopted 23rd October. |
| 63. *District Boards* | Mr. Haughton | 21st „ | ... | ... | ... | ... | ... | *Thrown out on second reading.* |
| 64. Otago Municipal Corporation | Mr. Reynolds | 21st „ | 27th „ | 20th Oct. | 23rd Oct. | 23rd Oct. | ... | Referred to Select Committee, 27th Sept. Report 13th Oct. |
| 65. Wellington Supreme Court Site | Hon Mr. Sewell | 21st „ | 3rd Oct. | 4th „ | 5th „ | 6th „ | 27th „ | Amendments of Legislative Council adopted 28th Oct. |
| 66. Crown Lands, (Nelson)—Leasing | Mr. Domett | 27th „ | 3rd „ | 24th „ | 24th „ | 24th „ | 27th „ | Referred to Waste Lands Bills Committee 2nd Oct. Report 18th Oct. Amendments of Legislative Council adopted 28th Oct. |
| 67. Southland Waste Lands | Mr. Dillon Bell | 27th „ | 3rd „ | 19th „ | 23rd „ | 23rd „ | 26th „ | Referred to Waste Lands Bills Committee 2nd Oct. Report 18th Oct. Amendments of Legislative Council adopted 27th Oct. |
| 68. *Williams Compensation* | Mr. Crosbie Ward | 3rd Oct. | 4th „ | 5th „ | 11th „ | 19th „ | ... | *Lapsed in Legislative Council.* |
| 69. Provincial Constabulary | From Leg. Council | 4th „ | 20th „ | 23rd „ | 23rd „ | 23rd „ | | |
| 70. Provincial Corporations | From Leg. Council | 4th „ | 20th „ | 23rd „ | 24th „ | 24th „ | ... | |
| 71. Masters and Apprentices | From Leg. Council | 4th „ | 5th „ | 20th „ | 24th „ | 24th „ | ... | |
| 72. New Plymouth Exchange Commission | From Leg. Council | 4th „ | 19th „ | 20th „ | 20th „ | 20th „ | ... | |
| 73. Electric Telegraph | From Leg. Council | 4th „ | 20th „ | 23rd „ | 23rd „ | 23rd „ | ... | |
| 74. Post Office Savings Bank | From Leg. Council | 4th „ | 23rd „ | 24th „ | 24th „ | 24th „ | ... | |
| 75. Lost Licenses and Leases | From Leg. Council | 4th „ | 5th „ | 11th „ | 19th „ | 19th „ | ... | |
| 76. Provincial Councils Powers Extension | From Leg. Council | 4th „ | 23rd „ | 24th „ | 24th „ | 24th „ | ... | *Reserved for the signification of Her Majesty's pleasure thereon.* |
| 77. *Disqualification Act Amendment* | Mr. Stafford | 5th „ | 11th „ | 19th „ | ... | ... | ... | *Order of the Day for further consideration in Committee. Discharged 20th Oct. and Bill withdrawn.* |
| 78. Protection of Certain Animals | Mr. Stafford and Mr. Richmond | 5th „ | 11th „ | 19th „ | 20th „ | 20th „ | 26th Oct. | Amendments of Legislative Council adopted 27th Oct. |
| 79. Nixon Pension | Col Haultain | 5th „ | 20th „ | 23rd „ | 24th „ | 24th „ | ... | |
| 80. Taranaki Naval and Military Settlers | Hon Major Atkinson | 6th „ | 20th „ | 23rd „ | 23rd „ | 23rd „ | ... | |
| Volunteer Land Bill | Hon. Major Atkinson | 6th „ | 20th „ | 23rd „ | 23rd „ | 23rd „ | 26th Oct. | Amendments of Legislative Council, adopted 27th Oct. *Reserved for the signification of Her Majesty's pleasure theron.* |
| 82. Debtors and Creditors Amendment | Mr. Thomson | 19th „ | 20th „ | 23rd „ | 24th „ | 24th „ | ... | |

## IV.—Schedule of Public Bills—*continued.*

| SHORT TITLE. | HOW AND BY WHOM INITIATED. | FIRST READING. | SECOND READING. | COMMITTAL. | REPORT. | THIRD READING AND PASSING. | AMENDMENTS OF LEGISLATIVE COUNCIL. | REMARKS. |
|---|---|---|---|---|---|---|---|---|
| 83. Miners Representation Act Amendment | Mr. Brodie | 19th Oct. | 20th Oct. | 23rd Oct. | 23rd Oct. | 23rd Oct. | 27th Oct. | Amendments of Legislative Council adopted 27th Oct. |
| 84. New Zealand Loan Act Amendment | Hon. Mr. Stafford | 19th „ | 24th „ | 24th „ | 24th „ | 24th „ | ... | |
| 85. Debentures Act, 1864, Amendment | Hon. Mr Stafford | 19th „ | 24th „ | 24th „ | 24th „ | 24th „ | 27th Oct. | Amendments of Legislative Council adopted 27th Oct. |
| 86. Comptroller's | Hon. Mr. Stafford | 19th „ | 24th „ | 27th „ | 28th „ | 28th „ | ... | |
| 87. Provincial Law Suits Declaratory | From Leg. Council | 20th „ | 24th „ | 24th „ | 24th „ | 24th „ | ... | |
| 88. Provisional Jury List | From Leg. Council | 20th „ | 23rd „ | 24th „ | 24th „ | 24th „ | ... | |
| 89. Distillation Prohibition Ordinance Amendment | From Leg. Council | 20th „ | 23rd „ | 24th „ | 24th „ | 24th „ | ... | |
| 90. *Otago Waste Lands* | Mr. Reynolds | 24th „ | 25th „ | 27th „ | 28th „ | 28th „ | ... | Referred to the Select Committee on Waste Lands Bills, 25th Oct. Report 27th Oct. *Lapsed in Legislative Council.* |
| 91. *Ante-Dated Crown Grants* | From Leg. Council by Message | 27th „ | 28th „ | ... | ... | ... | ... | *Lapsed.* |
| 92. Appropriation | From the Governor | 27th „ | 28th „ | 28th „ | 28th „ | 28th „ | ... | |

RECAPITULATION.

Bills initiated, 92; assented to, 72; reserved, 3; withdrawn, 4; lapsed, 10; lost on second reading, 2; lost on third reading, 1.

V.—Schedule of Private Bills introduced into the House of Representatives, Session 1865.

| SHORT TITLE. | HOW INITIATED. | FIRST READING. | SECOND READING. | REPORT OF SELECT COMMITTEE. | ADOPTION OF THE REPORT. | THIRD READING AND PASSING. | REMARKS. |
|---|---|---|---|---|---|---|---|
| 1. Picton and Blenheim Railway | By Petition | 30th August | 5th Sept. | 19th Sept. | 3rd Oct. | 4th Oct. | Report of Select Committee referred back 26th September; amended Report 28th September. |
| 2. Duck's Nest Mill Dam | By Petition | 31st August | 5th Sept. | 19th Sept. | 20th Sept. | 20th Sept. | |
| 3. Lincoln Road Mill Dam | By Petition | 31st August | 5th Sept. | 19th Sept. | 20th Sept. | 20th Sept. | |

# V.—SCHEDULE of Accounts and Papers laid upon the Table—*relating to*

| | | |
|---|---|---|
| | ACCOUNTS (See Finance.) | |
| | ACTS OF ASSEMBLY. | |
| July 26. | Despatch from the Secretary of State respecting | Presented by Command. |
| July 26. | Papers relative to | Presented by Command. |
| Aug. 8. | Despatch from the Secretary of State notifying assent to "Canterbury Waste Lands Act, 1864." | Presented by Command. |
| Aug. 9. | Despatch from the Secretary of State respecting the "Panama Mail Service Act, 1864." | Presented by Command. |
| Aug. 9. | Despatch from the Secretary of State respecting the "New Customs Duties Act, 1864." | Presented by Command. |
| Aug. 25. | Despatch from the Secretary of State notifying assent to certain | Presented by Command. |
| | ARNEY, SIR. G. | |
| Aug. 16. | Correspondence relative to any opinion expressed by, as to the Administration of Justice in New Zealand. | Return to an Order (Mr. Stafford.) |
| Aug. 16. | Papers relative to granting leave of absence to | Presented by Command. |
| | AUCKLAND ISLES. | |
| Oct. 28. | Correspondence relative to the dispatch of the S.S. "Southland" to the, to search for some supposed shipwrecked persons. | Presented by Command. |
| | AUCKLAND, PROVINCE OF | |
| July 26. | Correspondence relative to the erection of Public Buildings in the, | Presented by Command. |
| July 26. | Mr. Commissioner Beckham's Award on Losses sustained by Settlers in the, during the Insurrection. | Presented by Command. |
| Aug. 8. | Papers relative to the appointment of a Government Agent for the, | Return to an Order (Mr. Carleton.) |
| Aug. 22. | Papers relative to the appointment of the Receiver of Land Revenue for the, | Presented by Command. |
| Sept. 22. | Petition from Settlers in the, for speedy decision on Mr. Commissioner Beckham's Awards. | Presented by Command. |
| Oct. 6. | Papers relative to the management of Confiscated Lands in the | Presented by Command. |
| Oct. 23. | Further Papers relative to the erection of Public Buildings in the | Presented by Command. |
| | CAMERON, SIR D., K.C.B. | |
| Aug. 1. | Correspondence between His Excellency the Governor and, relative to the employment of the Imperial Troops. | Presented by Command. |
| Aug. 29. | Further Correspondence between His Excellency the Governor and, relative to the employment of the Imperial Troops. | Presented by Command. |
| Sept. 22. | Further Correspondence between His Excellency the Governor and, relative to the employment of the Imperial Troops. | Presented by Command. |
| | CENSUS. | |
| July 26. | Returns relative to the, taken in 1864. | Presented by Command. |
| Sept. 12. | Costs of taking the, for the years 1858, 1861, and 1864. | Return to an Order (Mr. Eyes.) |
| | CIVIL SERVICE. | |
| Sept. 15. | Part return of Appointments and Resignations in the, since January 1864. | Return to an Order (Mr. G. Graham.) |
| | COLONIAL DEFENCE FORCE. | |
| July 26. | Return of the whole cost of the | Return to an Order (Mr. Jollie.) |
| July 27. | Return of Names of Members of the | Return to an Order (Mr. Jollie.) |
| | COLONIAL FORCES. | |
| July 26. | Despatch from the Secretary of State respecting the enlistment of men from H.M.'s Forces for a Colonial Force. | Presented by Command. |
| | COLONIAL GOVERNORS. | |
| Aug. 25. | Memorial and Correspondence relative to granting Retiring Pensions to | Presented by Command. |
| | CONFISCATED LANDS. | |
| Aug. 10. | Return of Proclamations and Orders in Council under which certain, at Ngaruawahia were sold. | Return to an Order (Mr. Jno. Williamson.) |
| Oct. 6. | Papers relative to the management of, in the Province of Auckland. | Presented by Command. |
| | Return of, under New Zealand Settlements Act. | Return to an Order (Mr. C. Ward.) |
| Oct. 19. | Maps showing the position and acreage of | Return to an Order (Col. Haultain.) |
| | CROWN GRANTS. | |
| Sept. 1. | Return of Number of, issued to Natives and for Native purposes. | Return to an Order (Mr. Jollie.) |
| Sept. 6. | Further Return of Number of, issued to Natives and for Native purposes. | Return to an Order (Mr. Jollie.) |
| | DAVIS, C. O. | |
| July 26. | Papers relative to the Arrest of, for a seditious Libel. | Presented by Command. |
| | DEBENTURES. | |
| Sept. 6. | Report by the New Zealand Government Agent in London, on the state of the Money market, with reference to the sale of | Presented by Command. |

## Schedule of Accounts and Papers—*continued.*

| | | |
|---|---|---|
| Oct. 4. | Letter from the Inspector of the Bank of New Zealand relative to the sale of | Presented by Command. |
| Oct. 4. | Letter from the Manager of the Bank of New Zealand relative to the sale of £12,000 of | Presented by Command. |
| Oct. 11. | Papers relative to the handing over £500,000 of, to the Imperial Government. | Presented by Command. |
| Oct. 23. | Despatch from the Secretary of State for the Colonies, relative to the disposal of the, forwarded in liquidation of the Imperial Claim on the Colony. | Presented by Command. |
| | DENNETT, H. | |
| Sept. 22. | Petition from, of Tauranga, for compensation for Losses by the Native Insurrection. | Presented by Command. |
| | DESPATCHES. | |
| July 26. | Despatches from the Governor to the Secretary of State for the Colonies. | Presented by Command. |
| July 26. | Despatches from the Secretary of State for the Colonies to the Governor. | Presented by Command. |
| July 26. | Despatch from the Secretary of State for the Colonies respecting the enlistment of men from H.M's. Forces for a Colonial Corps. | Presented by Command. |
| July 26. | Despatch from the Secretary of State for the Colonies respecting the withdrawal of troops. | Presented by Command. |
| July 26. | Despatch from the Secretary of State for the Colonies respecting Acts of the Assembly of 1864. | Presented by Command. |
| July 26. | Despatch from the Secretary of State for the Colonies respecting "New Zealand Settlements Act Amendment Act." | Presented by Command. |
| Aug. 8. | Despatch from the Secretary of State for the Colonies respecting the appointment of a Commission for New Zealand. | Presented by Command. |
| Aug. 8. | Despatch from the Secretary of State for the Colonies transmitting assent to "Canterbury Waste Lands Act, 1864." | Presented by Command. |
| Aug. 9. | Despatch from the Secretary of State for the Colonies respecting the "Panama Mail Service Act, 1864." | Presented by Command. |
| Aug. 9. | Despatch from the Secretary of State for the Colonies respecting the "New Customs Duties Act, 1864." | Presented by Command. |
| Aug. 22. | Despatch from the Governor to the Secretary of State forwarding Report on Otago Gold Fields | Presented by Command. |
| Aug. 25. | Despatch from the Secretary of State for the Colonies notifying assent to certain Acts. | Presented by Command. |
| Aug. 25. | Despatch from the Secretary of State for the Colonies forwarding memorial and correspondence relative to granting pensions to Colonial Governors. | Presented by Command. |
| Aug. 25. | Despatch from the Secretary of State for the Colonies forwarding correspondence relative to a meeting of Delegates appointed to discuss the proposed Union of the North American Provinces. | Presented by Command. |
| Aug. 25. | Despatch from the Secretary of State for the Colonies forwarding despatches from Governors of the Australian Colonies relative to the Guages of Railways. | Presented by Command. |
| Aug. 25. | Despatch from the Secretary of State for the Colonies forwarding papers relative to the conferences between H.M's. Government and a deputation from the Executive Council of Canada. | Presented by Command. |
| Sept. 5. | Despatches to and from the Secretary of State for the Colonies. | Presented by Command. |
| Sept. 20. | Schedule of Despatches to and from the Secretary of State for the Colonies. | Return to an Address (Mr. Stafford.) |
| Sept. 22. | Further Despatches from the Governor to the Secretary of State for the Colonies. | Presented by Command. |
| Oct. 4. | Despatch from the Secretary of State for the Colonies, dated 26th July, 1865. | Presented by Command. |
| Oct. 10. | Further Despatches from the Secretary of State for the Colonies. | Presented by Command. |
| Oct. 11. | Despatch from the Secretary of State for the Colonies relative to Members of Executive and Legislative Councils retaining the title of "Hon." after ceasing to be Councillors. | Presented by Command. |
| Oct. 23. | Further Despatches from the Secretary of State for the Colonies. | Presented by Command. |
| Oct. 24. | Further Despatches from the Secretary of State for the Colonies respecting the validity of certain Colonial laws. | Presented by Command. |
| | DISALLOWANCE OF PROVINCIAL BILLS. | |
| July 26. | Further Papers relative to, (in continuation of Papers presented 9th Decem. 1864.) | Presented by Command. |
| | DISTRICT JUDGE. | |
| Aug. 22. | Papers relative to the appointment of a, at Dunedin. | Return to an Order (Mr. Reynolds.) |
| | DUNEDIN RESERVES. | |
| Sept. 20. | Papers relative to the | Return to an Order (Mr. Reynolds). |
| | ELECTORAL. | |
| Aug. 25. | Part return of number of electors on the several Electoral Rolls for the year 1865-6. | Presented by Command. |
| Aug. 29. | Further return of number of electors on the several Electoral Rolls for the year 1865-6. | Presented by Command. |
| Sept. 14. | Further return of number of electors on the several Electoral Rolls for the year 1865-6. | Presented by Command. |
| Sept. 20. | Further return of number of electors on the several Electoral Rolls for the year 1865-6. | Presented by Command. |
| Oct. 3. | Further return of number of electors on the several Electoral Rolls for the year 1865-6. | Presented by Command. |
| Oct. 4. | Maps shewing the, Districts of the Province of Otago. | Presented by Command. |

## SCHEDULE of ACCOUNTS and PAPERS—*continued.*

| | | |
|---|---|---|
| Oct. 11. | Further return of number of electors on the several Electoral Rolls for the year 1865-6. | Presented by Command. |
| Oct. 17. | Further return of number of electors on the several Electoral Rolls for the year 1865-6. | Presented by Command. |
| Oct. 20. | Further return of number of electors on the several Electoral Rolls for the year 1865-6. | Presented by Command. |
| | FINANCE ACCOUNTS. | |
| July 26. | Finance accounts from 1st October, 1863, to 30th September, 1864. | Presented by Command. |
| Aug. 4. | Statement of receipts and expenditure of ordinary revenue for quarter ending 30th June, 1865. | Presented by Command. |
| Aug. 22. | Return of expenditure in support of allocation under proposed "Loan Allocation Act." | Presented by Command. |
| Oct. 23. | Statement shewing the present expenditure on account of Military Defence | Presented by Command. |
| | GEOLOGICAL SURVEY. | |
| Sept. 22. | Papers relative to the formation of a, Staff. | Presented by Command. |
| | GOLD DUTY. | |
| Aug. 22. | Instructions issued to officers of Customs since 1st July, 1864, relative to the collection of the | Return to an Order (Mr. Stafford.) |
| | GOLD FIELDS. | |
| Aug. 22. | Return to order of the House for copy of the last report on the Otago | Return to an Order (Mr. Haughton.) |
| Aug. 22. | Copy of Despatch from the Governor, forwarding the report on the Otago, for the year 1863, to the Secretary of State. | Presented by Command. |
| Sept. 5. | Report on the, of Otago. | Presented by Command. |
| | GOVERNMENT AGENT. | |
| Aug. 8. | Papers relative to the appointment of, at Auckland. | Return to an Order (Mr. Carleton.) |
| | GOVERNMENT CONTRACTS. | |
| July 26. | Return of, in the Province of Auckland, from 1st October, 1862, to 31st October, 1864. | Return to an Order (Mr. John Williamson.) |
| | GREAVES, CAPTAIN. | |
| Oct. 4. | Correspondence relative to the appointment of, as a member of the Marine Board. | Return to an Order (Mr. Crosbie Ward.) |
| | GREY RIVER. | |
| Aug. 22. | Customs Orders defining the limits of a Customs Port at the | Return to an Order (Mr. Stafford.) |
| | HEAPHY, MAJOR | |
| Aug. 4. | Despatch from the Secretary of State relative to the recommendation of, for the Victoria Cross. | Presented by Command. |
| Aug. 15. | Memo. by Ministers relative to the above Despatch. | Presented by Command. |
| | HEWETT, MR. | |
| Aug. 10. | Papers relative to the murder of, at Wanganui. | Return to an Order (Mr. C. Wilson, C.B.) |
| | "HOKIOI" AND "PIHOIHOI" NEWSPAPERS. | |
| July 26. | Files and Translations of the | Return to an Order of 29th November, 1864. (Mr. Fox.) |
| | IMMIGRATION. | |
| July 26. | Correspondence relative to the location of Immigrants in the Northern Island. | Presented by Command. |
| Oct. 28. | Correspondence relative to the location of Immigrants on the Waikato. | Return to an Order (Col. Haultain.) |
| | IMPERIAL TROOPS. | |
| July 26. | Despatch from the Secretary of State respecting the withdrawal of the | Presented by Command. |
| July 26. | Despatch from the Secretary of State respecting the enlistment of men from H M's. troops for a Colonial Force. | Presented by Command. |
| Aug. 1. | Correspondence between His Excellency the Governor and Sir D. Cameron relative to the employment of | Presented by Command. |
| Aug. 29. | Further correspondence between His Excellency the Governor and Sir D. Cameron relative to the employment of | Presented by Command. |
| Sept. 22. | Further correspondence between His Excellency the Governor and Sir D. Cameron relative to the employment of | Presented by Command. |
| Oct. 28. | Minutes and memoranda relative to the employment of, on the West Coast. | Return to an Address (Mr. Sewell.) |
| Oct. 30. | Further minutes and memoranda relative to the employment of, on the West Coast. | Return to an Order (Mr. Sewell.) |
| | INDUSTRIAL EXHIBITIONS. | |
| Aug. 15. | Papers respecting the holding of, in Paris, Bombay, and Melbourne. | Presented by Command. |
| | KOHEKOHE COURT HOUSE. | |
| July 28. | Papers relative to the | Return to an Order of the Legislative Council, Session 1864. |

## SCHEDULE of ACCOUNTS and PAPERS—*continued.*

| | | |
|---|---|---|
| | LAND LAWS. | |
| July 26. | Petition from the inhabitants of Province of Southland for amendment in the | Presented by Command. |
| Aug. 8. | Further petition from the inhabitants of the Province of Southland for amendment in the | Presented by Command. |
| | "LAND REGISTRY ACT." | |
| July 27. | Forms for proceedure under the | Presented by Command. |
| | LAND REVENUE. | |
| Aug. 22. | Papers relative to the appointment of Receiver of, at Auckland. | Presented by Command. |
| | LIGHTHOUSES. | |
| Sept. 15. | Papers relative to the Lighthouse on the Boulder Bank, Nelson. | Return to an Order (Mr. Richmond.) |
| | LOANS. | |
| July 27. | Papers relative to the Three Million Loan. | Presented by Command. |
| | "LOAN ALLOCATION BILL, 1865." | |
| Aug. 22. | Return of expenditure supporting proposed allocation under the | Presented by Command. |
| | "LORD WORSLEY," S.S. | |
| July 26. | Mr. Commissioner Beckham's award on losses incurred by passengers on the wreck of the | Presented by Command. |
| | MANAWATU BLOCK. | |
| July 26. | Correspondence between the Resident Magistrate at, and the Native Secretary relative to the | Return to an Order (Hon. Mr. Mantell.) |
| Sept. 14. | Papers relative to the | Presented by Command. |
| Sept. 20. | Further papers relative to the | Presented by Command. |
| Oct. 26. | Further correspondence between the Resident Magistrate at, and the Native Secretary relative to the | Return to an Order (Mr. Mantell.) |
| | MARINE BOARD. | |
| Sept. 1. | Report on the, for the year 1864-5. | Presented by Command. |
| Sept. 19. | Report by the Engineer Surveyor on the steamers "New Zealand," "Wakool," and "Favourite." | Return to an Order (Mr. Crosbie Ward.) |
| Oct. 4. | Correspondence relative to the appointment of Capt. Greaves as a member of the | Return to an Order (Mr. Crosbie Ward.) |
| | MARKS, CAPTAIN. | |
| Sept. 1. | Correspondence relative to the removal of, from command of the gun-boat "Sandfly." | Return to an Order (Mr. Jno. Williamson.) |
| | MILITARY DEFENCE OF THE COLONY. | |
| July 26. | Memoranda relative to the | Presented by Command. |
| Oct. 19. | Return of sums expended by the Colonial Government on the Wanganui Campaign. | Return to an Order (Col. Haultain). |
| Oct. 23. | Statement shewing the existing expenditure on account of the | Presented by Command. |
| Oct. 28. | Minutes and Memoranda relative to the employment of Imperial Troops on the West Coast. | Return to an Address (Mr. Sewell). |
| Oct. 30. | Further Minutes and Memoranda relative to the employment of Imperial Troops on the West Coast. | Return to an Address (Mr. Sewell). |
| | MILITARY ROADS. | |
| Sept. 20. | Return of number of miles of, made at Taranaki since 1860. | Return to an Order (Mr. Gledhill). |
| | MILITARY SETTLEMENT. | |
| Oct. 4. | Papers relative to the formation of a Company for the settlement of a block of Native land at Waingongoro for a | Presented by Command. |
| | MINISTERIAL POLICY. | |
| July 27. | Memoranda by Ministers relative to their | Presented by Command. |
| Aug. 1. | Memoranda between the Governor and Ministers relative to their | Presented by Command. |
| Aug. 1. | Further Memoranda between the Governor and Ministers relative to their | Presented by Command. |
| Aug. 1. | Further Memoranda between the Governor and Ministers relative to their | Presented by Command. |
| Aug. 15. | Further Memoranda between the Governor and Ministers relative to their | Presented by Command. |
| Aug. 15. | Further Memoranda between the Governor and Ministers relative to their | Presented by Command. |
| Sept. 7. | Further Memoranda between the Governor and Ministers relative to their | Presented by Command. |
| Sept. 22. | Further Memoranda between the Governor and Ministers relative to their | Presented by Command. |
| | NATIVE AFFAIRS. | |
| July 26. | Letter from Mr. Dillon Bell to Waikato Chiefs dated 7th May, 1863. | Return to an Order, 1st December, 1864. (Mr. Jollie.) |
| July 28. | Report by Mr. Commissioner Mackay on the Petitions from certain Natives presented last Session. | Return to an Order (Mr. John Williamson.) |
| July 28. | Papers relative to the Court House at Kohekohe, Waikato | Return to an Order (Of the Leg. Council.) |

## SCHEDULE of ACCOUNTS and PAPERS—*continued.*

| | | |
|---|---|---|
| Aug. 8. | Copy of the Signatures to the Treaty of Waitangi, with annotations made thereon. | Return to an Order (Col. Haultain.) |
| Aug. 8. | Correspondence between the Native Minister and the Resident Magistrates at Otaki and Rangitikei relative to the Rangitikei Land dispute. | Return to an Order (Dr. Featherston.) |
| Aug. 10. | Return of sums expended for Native purposes from 1st July, 1862, to 30th June, 1864. | Return to an Order (Mr. Colenso.) |
| Sept. 14. | Papers relative to the Manawatu Block. | Presented by Command. |
| Sept. 15. | Papers relative to the Rangitikei Land dispute. | Presented by Command. |
| Sept. 21. | Further Papers relative to the Manawatu Block. | Presented by Command. |
| Oct. 26. | Further Correspondence between the Government and the Resident Magistrate at Manawatu. | Return to an Order (Mr. Mantell.) |
| | NATIVE INSURRECTION. | |
| July 26. | Papers relative to the capture of the Weraroa pa. | Presented by Command. |
| July 26. | Mr. Commissioner Bocklam's award on losses incurred by the Auckland Settlers during the | Presented by Command. |
| July 26. | Papers relative to Expeditions to establish Military Posts at Pukearuhe, Taranaki. | Presented by Command. |
| July 26. | Letter from William Thompson to Colonel Greer. | Presented by Command. |
| July 26. | Papers relative to the surrender of William Thompson. | Presented by Command. |
| July 26. | Copies of all Letters from William Thompson, including letter of 21st January, 1862. | Return to an Order of 9th December, 1864. (Mr. Fox.) |
| July 26. | Return of Natives and Soldiers and Sailors killed during the | Return to an Order of 29th November, 1864. (Mr. Fox.) |
| July 28. | Papers relative to the Blockade of the river Thames. | Presented by Command. |
| July 28. | Reports by Civil Commissioners relative to events which have taken place in the Waikato. | Presented by Command. |
| July 28. | Papers relative to the spread of the "Hau Hau" superstition. | Presented by Command. |
| Aug. 1. | Papers relative to the murder of the Rev. Mr. Volkner. | Presented by Command. |
| Aug. 1. | Report by the Superintendent of Hawke's Bay relative to operations at East Cape. | Presented by Command. |
| Aug. 8. | Further Memoranda relative to the capture of the Weraroa pa. | Presented by Command. |
| Aug. 11. | Papers relative to the murder of Mr. Hewett at Wanganui. | Return to an Order (Mr. C. Wilson, C.B.) |
| Aug. 15. | Papers relative to a skirmish with the rebels at the Waroa pa. | Presented by Command. |
| Aug. 15. | Further Papers relative to the taking of the Weraroa pa. | Presented by Command. |
| Aug. 15. | Native Speeches on the taking of the Weraroa pa. | Presented by Command. |
| Aug. 15. | Papers relative to the defence of Pipiriki. | Presented by Command. |
| Aug. 23. | Papers relative to the escape of the Maori prisoners from the Kawau. | Presented by Command. |
| Sept. 22. | Petition from H. Dennett for compensation for losses by the | Presented by Command. |
| Sept. 26. | Petition from W. J. Young for compensation for losses by the | Presented by Command. |
| Oct. 3. | Papers relative to Mr. Cochrane's claim for compensation for losses by the | Presented by Command. |
| Oct. 4. | Papers relative to the murder of Kereti. | Presented by Command. |
| Oct. 19. | Return of sums expended by the Colonial Government on the Wanganui Campaign. | Return to an Order (Col. Haultain.) |
| Oct. 28. | Minutes and Memoranda relative to the employment of Imperial troops on the West Coast. | Return to an Address (Mr. Sewell.) |
| Oct. 30. | Further Minutes and Memoranda relative to the employment of Imperial troops on the West Coast. | Return to an Address (Mr. Sewell.) |
| | NATIVE LANDS. | |
| July 3. | Copy of Mr. Buller's Report relative to the Rangitikei Land dispute. | Return to an Order (Mr. Mantell.) |
| Aug. 29. | Correspondence between the Government and Native Land Purchase Commissioners. | Presented by Command. |
| Sept. 14. | Papers relative to the Manawatu block. | Presented by Command. |
| Sept. 15. | Papers relative to the Rangitikei Land dispute. | Presented by Command. |
| Sept. 15. | Further Papers relative to the purchase of Native Lands. | Presented by Command. |
| Sept. 20. | Further Papers relative to the Manawatu block. | Presented by Command. |
| | NATIVE LANDS ACT. | |
| Sept. 1. | Notes by Sir Wm. Martin on the best mode of introducing the | Presented by Command. |
| | NATIVE PRODUCE. | |
| Sept. 1. | Part Return of, imported into the ports of Auckland and Onehunga. | Return to an Order (Mr. Jno. Williamson.) |
| | NATIVE SCHOOLS. | |
| Aug. 15. | Papers relative to | Presented by Command. |
| Sept. 5. | Notes by Under-Secretary Native Department on Reports of Inspectors of | Presented by Command. |
| Oct. 26. | Further Papers relative to | Presented by Command. |
| | NAVAL DEFENCE. | |
| Aug. 24. | Copy of an Imperial Act for making better provision for the, of the Colonies. | Presented by Command. |
| | NEW ZEALAND COMPANY. | |
| Sept. 5. | Agreement between certain purchasers at Taranaki and the | Return to an Order (Mr. Gledhill.) |
| | NGARUAWAHIA. | |
| Aug. 10. | Regulations and Orders in Council under which certain Lands at, were sold | Return to an Order (Mr. Jno. Williamson.) |
| | NEW ZEALAND SETTLEMENTS ACT AMENDMENT ACT. | |
| July 26. | Despatch from the Secretary of State respecting the | Presented by Command. |

## SCHEDULE of ACCOUNTS and PAPERS—*continued.*

| | | |
|---|---|---|
| Sept. 6. | Gazette containing Proclamations under | Presented by Command. |
| | GAMARU. | |
| Aug. 25. | Statistics of the District of | Presented by Command. |
| | OTAGO. | |
| Aug. 10. | Return of Waste Lands sold from 4th January to 5th April, 1865, in the Province of | Return to an Order (Mr. Wayne.) |
| Aug. 22. | Return to an Order for a copy of the last Report on the Gold Fields of | Return to an Order (Mr. Haughton.) |
| Aug. 22. | Copy of Despatch from the Governor forwarding the Report on the Gold Fields of, for the year ended 30th September, 1863, to the Secretary of State. | Presented by Command. |
| Sept. 5. | Report on the Gold Fields of | Presented by Command. |
| Oct. 4. | Maps shewing the Electoral Districts of the Province of | Presented by Command. |
| | PIPIRIKI. | |
| Aug. 15. | Papers relative to the defence of | Presented by Command. |
| | POISONS BILL. | |
| Sept. 12. | Letter from the Chemists of Wellington relative to the | Presented by Command. |
| | POSTAL. | |
| Aug. 2. | Papers relative to the establishment of a Mail Service via Panama. | Presented by Command. |
| Aug. 2. | Correspondence relative to the Mail Service of New Zealand. | Presented by Command. |
| Aug. 15. | Supplementary correspondence relative to the Mail Service of New Zealand. | Presented by Command. |
| Aug. 29. | Further Papers relative to the Panama Contract | Presented by Command. |
| Sept. 1. | Sixth Report by the Postmaster-General on the Postal Service. | Presented by Command. |
| | PRIVATE GRIEVANCE COMMITTEE. | |
| Aug. 23. | Return relative to the action taken by the Government on the Reports of the, Sessions 1862 and 1864. | Return to an Order (Mr. Jollie.) |
| | PROVINCIAL DEBTS. | |
| July 26. | Further Papers relative to the Public Debt of the Provinces of Wellington and Hawke's Bay (in continuation of Papers presented 10th December, 1864). | Presented by Command. |
| Aug. 4. | Further Papers relative to the Loans and Financial condition of the Province of Southland. | Presented by Command. |
| Aug. 11. | Further Papers relative to the Loans and Financial condition of the Province of Southland. | Presented by Command. |
| Sept. 9. | Further Papers relative to the Loans and Financial condition of the Province of Southland. | Presented by Command. |
| | PROVINCIAL LOANS. | |
| Aug. 1. | Further Papers relative to (In continuation of Papers presented 9th December, 1864). | Presented by Command. |
| | PUBLIC ROADS. | |
| Sept. 20. | Return of number of miles of, made by the Military at Taranaki since 1860. | Return to an Order (Mr. Gledhill.) |
| | RAILWAYS. | |
| July 26. | Correspondence respecting the construction of a Railway between Taranaki and the Province of Wellington. | Presented by Command. |
| Aug. 25. | Despatch from the Secretary of State forwarding correspondence relative to the gauge of, in the Australian Colonies. | Presented by Command. |
| | RANGITIKEI LAND DISPUTE. | |
| Sept. 15. | Papers relative to the | Presented by Command. |
| | "REGINA V. JARVEY." | |
| July 28. | Papers relative to the case of | Presented by Command. |
| Aug. 17. | Further Papers relative to the case of | Presented by Command. |
| | REVENUE. Customs ? | |
| Sept. 13. | Return of, collected in the various Provinces from 1st January, 1861, to 30th June, 1865. | Return to an Order (Mr. Dillon Bell.) |
| Aug. 8. | SAMUELS, DR | |
| | Report of the Commissioner on the claim of, to the Taranaki Iron Sand. | Return to an Order (Mr. Gledhill.) |
| | SEAT OF GOVERNMENT. | |
| Aug. 10. | Return of expenses incurred in removing the, to Wellington. | Return to an Order (Mr. Jno. Williamson.) |
| | SHIPPING. | |
| Sept. 20. | Return of casualties to, at Hokitika and loss of life therefrom. | Return to an Order (Mr. Haughton.) |
| | SMUGGLING. | |
| Sept. 1. | Instructions given to Officers of Customs relative to seizure of vessels concerned in | Return to an Order (Mr. Creighton.) |
| | SOUTHLAND. | |
| July 26. | Petition from inhabitants of the Province of, for amendment in the Land Laws | Presented by Command. |

## SCHEDULE of ACCOUNTS and PAPERS—*continued.*

| | | |
|---|---|---|
| Aug. 4. | Further Papers relative to the Loans and Financial condition of the Province of | Presented by Command. |
| Aug. 8. | Further Petition from the inhabitants of the Province of, for amendment in the Land Laws | Presented by Command. |
| Aug. 11. | Further Papers relative to the Loans and Financial condition of the Province of | Presented by Command. |
| Sept. 9. | Further Papers relative to the Loans and Financial condition of the Province of | Presented by Command. |
| | ST. GEORGE, MR. | |
| Aug. 23. | Papers relative to claim of, to certain land at the Waitara | Presented by Command. |
| | STATISTICS. | |
| Aug. 25. | Statistics of the District of Oamaru | Presented by Command. |
| | STEWART'S ISLAND. | |
| July 26. | Papers relative to the alleged purchase of | Presented by Command. |
| | TARANAKI. | |
| July 26. | Correspondence respecting the construction of a Railway between the Province of Wellington and | Presented by Command. |
| Aug. 8. | Report of the Commissioner relative to Dr. Samuels' claim to the Iron Sand at | Return to an Order (Mr. Gledhill ) |
| Sept. 5. | Agreement with certain land purchasers at, and the New Zealand Company. | Return to an Order (Mr Gledhill ) |
| Sept. 20. | Return of number of miles of military roads made since 1860, at | Return to an Order (Mr. Gledhill.) |
| | TARIFF. | |
| Aug. 8. | Letter from the Chamber of Commerce at Canterbury relative to alterations in the | Presented by Command. |
| | TELEGRAPHS. | |
| Aug. 2. | Papers relative to the Sub-Marine Telegraph across Cook's Strait. | Presented by Command. |
| Aug. 22. | Contracts for the erection of an Electric | Return to an Order (Mr. Stafford.) |
| Sept. 12. | Report by the Postmaster-General on the Telegraph Department for the year 1864-5. | Presented by Command. |
| Sept. 27. | Further papers relative to the Sub-Marine Telegraph across Cook's Strait. | Presented by Command. |
| Oct. 19. | Further papers relative to the Sub-Marine Telegraph across Cook's Strait. | Presented by Command. |
| | THOMPSON, WM. | |
| July 26. | Letter from, to Colonel Greer. | Presented by Command. |
| July 26. | Papers relative to the surrender of | Presented by Command. |
| July 26. | Copies of all letters from, (including letter of 21st January, 1862.) | Return to an Order of 9th December, 1864. (Mr. Fox.) |
| Oct. 19. | Report by Mr. Mainwaring, R.M., of an interview with | Presented by Command. |
| | VON TEMPSKY, MAJOR. | |
| Oct. 26. | Papers relative to the placing under arrest of | Return to an Order (Mr. Creighton.) |
| | WAINGONGORO. | |
| Oct. 4. | Papers relative to the formation of a company for the settlement of a block of Native land at, for a military settlement. | Presented by Command. |
| | WAITARA. | |
| Oct. 23. | Papers relative to a claim by Mr. St. George to certain land at the | Presented by Command. |
| | WARLIKE STORES. | |
| Sep. 12. | Papers relative to the alleged sale of, to the Natives by an Auckland firm. | Return to an Order (Mr. Burns.) |
| | WASTE LANDS. | |
| Aug. 10. | Return of Waste Lands sold in the Province of Otago from 4th January to 5th April, 1865. | Return to an Order (Mr. Wayne.) |
| Sept. 1. | Return of Waste Lands sold in the various Provinces for the year 1864. | Presented by Command. |
| | WERAROA PA. | |
| July 26. | Papers relative to the capture of the | Presented by Command. |
| Aug. 8. | Further papers relative to the capture of the | Presented by Command. |
| Aug. 15. | Further papers relative to the capture of the | Presented by Command. |
| Aug. 15. | Native speeches on the capture of the | Presented by Command. |
| | WHITEHEAD. | |
| Aug. 17. | Papers relative to the commutation of the sentence of death passed on | Return to an Order (Mr. Vogel.) |
| | WRECKS. | |
| Aug. 29. | Abstract of return of, on the coasts of the United Kingdom for the year 1863. | Presented by Command. |

# PROCLAMATIONS.

A Proclamation

By His Excellency Sir George Grey, Knight Commander of the Most Honourable Order of the Bath, Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same, &c., &c. &c.

In pursuance of the power and authority vested in me by virtue of an Act of the Imperial Parliament passed in the session holden in the fifteenth and sixteenth years of the Reign of Her Majesty Queen Victoria, intituled, "An Act to grant a Representative Constitution to the Colony of New Zealand," I do hereby summon and call together the General Assembly of New Zealand, to meet for the despatch of Business, on Monday, the Twenty-fourth day of July next, at Two of the clock in the Afternoon, at the Parliament Houses situate in Molesworth-street, in the City of Wellington; and the Honorable Members of the Legislative Council and Members of the House of Representatives, respectively, are hereby required to give their attendance at the said time and place accordingly.

Given under my hand at the Government House, at Wellington, and issued under the Seal of the Colony of New Zealand, this twenty-second day of June, in the year of our Lord one thousand eight hundred and sixty-five.

G. Grey.

By His Excellency's command,
Fred. A. Weld.

God save the Queen!

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A Proclamation

By His Excellency Sir George Grey, Knight Commander of the Most Honourable Order of the Bath, Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same, &c., &c., &c.

Whereas by Proclamation dated the twenty-second day of June, one thousand eight hundred and sixty-five, the General Assembly of New Zealand was summoned to meet for the despatch of business, on Monday the twenty-fourth day of July instant: And whereas it is expedient to prorogue the same:

Now, therefore, I, Sir George Grey, the Governor of New Zealand, in pursuance of the authority in me vested in that behalf, do hereby prorogue the said General Assembly to Wednesday, the twenty-sixth day of July, one thousand eight hundred and sixty-five: And I do hereby further announce and proclaim that the said General Assembly shall assemble for the despatch of business on the said twenty-sixth day of July, at two o'clock, p.m., at the Parliament Houses, situate in Molesworth-street, in the City of Wellington, and the Honourable Members of the Legislative Council, and the Members of the House of Representatives, respectively, are hereby required to give their attendance at the said time and place accordingly.

Given under my hand at the Government House, at Wellington, and issued under the Seal of the Colony of New Zealand, this fifteenth day of July, in the year of our Lord one thousand eight hundred and sixty-five.

G. Grey.

By His Excellency's command,
Fred. A. Weld.

God save the Queen!

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# JOURNALS

OF THE

# HOUSE OF REPRESENTATIVES

OF

# NEW ZEALAND.

SESSION 1865.

## Wednesday the 26th day of July, 1865.

THE House met at Two of the Clock, in the afternoon, pursuant to a Proclamation (hereunto annexed) by His Excellency the Governor, bearing date the 22nd day of July, 1865.

PRAYERS:

1. *Summons to attend His Excellency.*—A Summons to attend His Excellency by Mr. Thatcher, His Excellency's Private Secretary:—

Mr. SPEAKER,—
The Governor desires this Honourable House to attend His Excellency forthwith in the Legislative Council Chamber.
Accordingly, Mr. Speaker, with the House, went up to attend His Excellency;
And being returned,

2. *Resignations.*—Mr. Speaker communicated to the House that, during the recess, the following seats in this House had become vacant:—
(1.) For the District of Bruce, by the resignation of Edward Bowes Cargill, Esquire.
(2.) For the District of Wairarapa, by the resignation of Charles Rooking Carter, Esquire.
(3.) For the District of Rangitikei, by the resignation of William Fox, Esquire.
(4.) For the District of Bruce, by the resignation of Thomas Bannatyne Gillies, Esquire.
(5.) For the District of Omata, by the resignation of James Crowe Richmond, Esquire.
(6.) For the District of Raglan, by the resignation of Charles John Taylor, Esquire.
(7.) For the District of New Plymouth (Town), by the resignation of Charles Brown, Esquire.
(8.) For the District of Parnell, by the resignation of Reader Gilson Wood, Esquire.
(9.) For the District of the Gold Fields, by the resignation of William Baldwin, Esquire.

3. *Members Sworn.*—The following new Members were then presented to Mr. Speaker:—
(1.) Francis Ullathorn Gledhill, Esquire, Member for Omata;
(2.) The Honourable Henry Sewell, Member for the Town of New Plymouth;
(3.) Charles E. Haughton, Esquire, Member for the Gold Fields;
(4.) Robert Pharazyn, Esquire, Member for Rangitikei;
(5.) Arthur John Burns, Esquire, Member for Bruce;
who having taken and subscribed the Oath required by Law, took their seats in the House.

4. *Naturalization Bill.*—On motion of the Honourable Mr. Weld, a Bill for the Naturalization of certain persons in the Colony of New Zealand, was read for the first time *pro formâ*.

5. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency:—
(1.) Despatch from the Secretary of State respecting the withdrawal of Troops.
(2.) Despatch from the Secretary of State respecting Acts of the Assembly.
(3.) Despatch from the Secretary of State respecting the Enlistment of Men from Her Majesty's Regiments for service in a Colonial corps.
(4.) Despatch from the Secretary of State respecting "The New Zealand Settlements Act Amendment Act."
(5.) Papers relative to the capture of the Weraroa Pa.

(6.) Memoranda

(6.) Memoranda by Ministers relative to the Military Defence of the Colony.
(7.) Papers relative to the Maintenance and Location of Emigrants.
(8.) Papers relative to Acts of the Assembly, 1864.
(9.) Papers relative to the Disallowance of Provincial Bills.
(10.) Papers relative to the Apportionment of the Public Debt between the Provinces of Wellington and Hawke's Bay.
(11.) Papers relative to the Erection of Public Buildings in the Province of Auckland.
(12.) Returns relative to the Census taken in 1864.
(13.) Finance Accounts from 1st October, 1863, to 30th September, 1864.
(14.) Report of Commissioner on claims for losses by the Rebellion in the Province of Auckland.
(15.) Papers respecting a proposal to construct a Railway from New Plymouth to northern boundary of the Province of Wellington.
(16.) Papers relative to establishing a Military Post at Pukearuhe, near Taranaki.
(17.) Letter from William Thompson to Colonel Greer.
(18.) Papers relative to the Surrender of William Thompson.
(19.) Copy of Letters from William Thompson, Waharoa; being Return to an Order of the House of the 9th December, 1864.
(20.) Printed copy of the letter written by Mr. Dillon Bell when Native Minister, to Matutaera, dated 7th May, 1863; being Return to an Order of the House of the 1st December, 1864.
(21.) Return of persons of the Native Race, also, of Her Majesty's Soldiers, Sailors, and Colonial Forces, killed in the Rebellion, being Return to an Order of the House of the 29th November, 1864.
(22.) Copies of the *Hokioi* and *Pehoihoi* newspapers, being Return to an Order of the House of the 23rd November, 1864.
(23.) Papers relative to the Arrest of Mr. C. O. Davis for Seditious Libel.
(24.) Papers relative to the alleged purchase of Stewart's Island; being Return to an Order of the House of the 3rd December, 1864.
(25.) Copy of the Native Secretary's letter of the 21st December, 1863, No. 401, to the Resident Magistrate, Manawatu; being Return to an Order of the House of the 10th December, 1864.
(26.) Return of the whole cost of the Colonial Defence Force, being Return to an Order of the House of the 9th December, 1864.
(27.) Return of Contracts entered into by the Government from the 1st October, 1862, to the 31st October, 1864, in the Province of Auckland; being Return to an Order of the House of the 3rd December, 1864.
(28.) Petition from the inhabitants of the Province of Southland, addressed to His Excellency the Governor, praying for an alteration in the Land Laws.

6. *Petition presented.*—By Mr. Mantell: The Petition of certain Natives of Rangitikei, praying that the Manawatu Block may be brought under the operation of the Native Lands Act.
Petition received, and ordered to be translated.

7. *Standing Orders.*—Mr. Speaker laid upon the Table:—
Draft Standing Orders and Forms of Proceeding of the House of Representatives relating to public business, prepared in accordance with the Resolution of the House of the 2nd December, 1863; also,
Standing Rules and Orders of the Legislative Council of New South Wales.
Standing Rules and Orders of the House of Assembly of Tasmania.
Standing Rules and Orders of the House of Assembly of Queensland.
Standing Rules and Orders of the Legislative Council of Queensland.
Standing Rules and Orders of the Legislative Assembly of Victoria.
Standing Rules and Orders of the House of Assembly of South Australia.
An Act to confer certain powers and privileges on the Houses of the Parliament of Queensland.
An Act to confer certain powers and privileges on the Houses of the Parliament of South Australia.
An Act to confer certain powers and privileges on the Houses of the Parliament of Tasmania.

8. *Adjournment (Special).*—On motion of the Honourable Mr. Weld, *Resolved*, That this House will, at the rising of the House to-day, adjourn until To-morrow at Five of the Clock.
Then, the House adjourned accordingly.

## NOTICES OF MOTION.

*Thursday, 27th July*, 1865.

1. The Honourable Mr. WELD to move, That a House Committee be appointed for the Session, with power to confer with any similar Committee of the Legislative Council, with a view to provide for the comfort and convenience of Members of both Houses, to consist of Mr. Dillon Bell, Mr. Thomson, Mr. Walker, and Mr. Domett.

2. The

2. The Honourable Mr. WELD to move, That a Select Committee be appointed to enquire and report upon the advisability of providing or maintaining Residences for Ministers, and to make recommendations as to what amount of rent, if any, shall be and is chargeable against Ministers occupying such residences, with power to call for persons and papers; such Committee to consist of Mr. Stafford, Mr. Curtis, Dr. Featherston, Mr. Vogel, Mr. Robert Graham, Mr. FitzGerald, and Mr. Cox.

3. The Honourable Mr. WELD to move, That a Library and Printing Committee be appointed for the Session, to consist of the Honourable Mr. Sewell, the Honourable Mr. Fitzherbert, Mr. FitzGerald, Mr. O'Rorke, Mr. Stafford, Mr. Vogel, Mr. Wayne, and Mr. Domett.

4. The Honourable Mr. WELD to move, That a Select Committee be appointed to consider and report upon Petitions upon Private Grievances; such Committee to consist of Mr. Brandon, Mr. Cracroft Wilson, C.B., Mr. Ormond, Mr. Jollie, Mr. James Williamson, and Mr. Curtis.

5. The Honourable Mr. WELD to move, That no Member of the Private Grievances Committee shall be called upon to serve on any other Committee, excepting by his own consent.

6. The Honourable Mr. WELD to move, That a Committee of Selection on Private Bills be appointed for the Session; such Committee to consist of Mr. Stafford, Mr. FitzGerald, Mr. O'Rorke, and Mr. A. Richmond.

7. The Honourable Mr. SEWELL to move, For leave to bring in a Bill for indemnifying persons acting in the suppression of the Native Insurrection.

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## Thursday, the 27th day of July, 1865.

PRAYERS:

1. *Members Sworn.*—The following new Members were presented to Mr. Speaker:—
(1.) William Thorne Buckland, Esquire, Member for Raglan;
(2.) Robert James Creighton, Esquire, Member for Parnell;
who, having taken and subscribed the Oath required by Law, took their seats in the House.

2. *Petitions presented.*—(1.) By Mr. John Williamson: The Petition of the Auckland Chamber of Commerce, praying for an alteration in the present Tariff.
Petition received.
(2.) By Mr. John Williamson: The Petition of 166 Settlers in the Province of Auckland, praying that the award of the Commissioner appointed to investigate their claims to compensation for losses by the Native Rebellion, may be taken into consideration.
Petition received.
(3.) By Mr. Gledhill: The Petition of T. A. Carrington, surveyor, Taranaki, for compensation for losses by the Native Rebellion.
Petition received.
(4.) By the Honourable Mr. Sewell: The Petition of Sergeant John Johnston, Taranaki Militia, for grant of land, as a discharged soldier.
Petition received.

3. *Papers.*—The Honourable Mr. Sewell laid upon the Table, by command of His Excellency:—
(1.) Despatches from the Governor to the Secretary of State for the Colonies.
(2.) Despatches from the Secretary of State for the Colonies to His Excellency the Governor.
(3.) Regulations according to which the practice under "The Land Registry Act, 1860," shall be regulated and conducted.
(4.) Memoranda by Ministers relative to their policy.
The Honourable Major Atkinson laid upon the Table, by command of His Excellency:—
(5.) Return of all persons who have been enrolled in the Colonial Defence Force, being Return to an Order of the House, of the 9th December, 1864.
The Honourable Mr. Fitzherbert laid upon the Table, by command of His Excellency:—
(6.) Papers relative to the Loan of Three Millions Sterling.

4. *House Committee.*—On motion of the Honourable Mr. Weld, *Ordered*, That a House Committee be appointed for the Session, with power to confer with any similar Committee of the Legislative Council, with a view to provide for the comfort and convenience of Members of both Houses, to consist of Mr. Dillon Bell, Mr. Thomson, Mr. Walker, Mr. Domett, Mr. Eyes, and Mr. Miles.

5. *Private Grievance Committee.*—On motion of the Honourable Mr. Weld, *Ordered*, That a Select

Select Committee be appointed to consider and report upon Petitions upon Private Grievances; Committee to consist of Mr. Brandon, Mr. Cracroft Wilson, C.B., Mr. Ormond, Mr. Jollie, Mr James Williamson, and Mr. Curtis.

On motion of the Honourable Mr. Weld, *Resolved*, That no Member of the Private Grievance Committee shall be called upon to serve on any other Committee, excepting by his own consent.

6. *Committee of Selection.*—On motion of the Honourable Mr. Weld, *Ordered*, That a Committee of Selection on Private Bills be appointed for the Session; Committee to consist of Mr. Stafford, Mr. FitzGerald, Mr. O'Rorke, and Mr. A. J. Richmond.

7. *Indemnity Bill.—Ordered*, That the Honourable Mr. Sewell have leave to bring in a Bill for indemnifying persons acting in the suppression of the Native Insurrection.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

Then, on motion of the Honourable Mr. Sewell,
The House adjourned.

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## NOTICES OF MOTION.

*Friday, 28th July*, 1865.

1. Mr. STAFFORD to ask the Honourable Member at the head of the Government, Whether it is the intention of the Government to introduce a Bill this Session to extend the operation of the Disqualification Act, so as to secure the independence of the Legislature.
2. Mr. THOMSON to ask, Whether it is the intention of Government during the present Session to introduce any measure for the amendment of the Laws affecting Debtors and Creditors in the Colony.

NOTICES OF MOTION.

1. The Honourable Mr. WELD to move, For leave to bring in a Bill for limiting the operation of "The New Provinces Act, 1858."
2. The Honourable Mr. WELD to move, For leave to bring in a Bill for declaring certain rights of the Aboriginal Natives of New Zealand, and for enabling the Governor to appoint a Commission for certain purposes.
3. The Honourable Mr. MANTELL to move, For copies of all papers, plans, and correspondence relative to certain Native Reserves in the towns of Port Chalmers and Dunedin, made by His Excellency the Governor in 1852–3.
4. The Honourable Mr. SEWELL to move, That a Select Committee be appointed to consider the circumstances relating to the transfer of Government House, Auckland, to the Superintendent of Auckland, and the proper disposal of the proceeds thereof, to consist of Mr. Stafford, Mr. Robert Graham, Mr. FitzGerald, Mr. Domett, Mr. Pharazyn, and Mr. A. Richmond.
5. The Honourable Mr. SEWELL to move, That the Petition of J. Johnston be referred to the Committee on Private Grievances.
6. Mr. STAFFORD to move, For copies of any correspondence, not hitherto laid on the table, between the Government and Chief Justice Sir George Arney, or any other Judge of the Supreme Court, relative to any opinion expressed by the Chief Justice, or any such Judge, with reference to the administration of the law in New Zealand.
7. Dr. FEATHERSTON to move, That there be laid on the Table copies of Mr. Buller's recent Reports upon the Rangitikei Land Dispute; together with copies of the Letters recently addressed by the Chiefs of the three Tribes engaged in the dispute to the Superintendent of Wellington. Also copies of all Correspondence on the same subject between the Minister for Native Affairs and Mr. Buller.
8. Mr. JOHN WILLIAMSON to move, That the Petition from the Auckland Chamber of Commerce be ordered to be printed.

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## Friday, the 28th day of July, 1865.

PRAYERS:

1. *Petitions presented.*—(1.) By Mr. O'Neill: The Petition of William Powditch, Speaker of the Provincial Council, Auckland, for amendment in the Provincial Audit Act.

Petition received.

(2.) By Colonel Haultain: The Petition of 362 Waikato Military Settlers, for the retention of a portion of Her Majesty's Troops in the Waikato Districts.

Petition received.

(3.) By

(3.) By Colonel Haultain: Petition of Howard Hutton, Executor of the will of the late Colonel Nixon, for the grant of a pension to his sisters.

Petition received.

(4.) By Colonel Haultain: Petition of L. A. M'Caskill, of the Thames, settler, for compensation for losses by the Native Insurrection.

Petition received.

(5.) By Colonel Haultain: Petition of S. Kempthorne, late Secretary to the Public Buildings Commissioners, Auckland, for compensation for loss of appointment as Secretary to the Commissioners.

Petition received.

(6.) By Mr. Buckland: Petition of 82 settlers in the Province of Auckland, for a speedy decision on the award of the Commissioner on the claims to compensation for losses by the Rebellion.

Petition received.

(7.) By Mr. John Williamson: Petition of James Callaghan, of Russell, Bay of Islands, for compensation for losses by the war of 1845.

Petition received.

(8.) By Mr. John Williamson: Petition of John Laurie, settler in the Karaka, for compensation for losses by the Rebellion.

Petition received.

(9.) By Mr. John Williamson: Petition of John Bolton, Messenger to the Post Office, Auckland, for the grant of a pension.

Petition received.

(10.) By Mr. Cox: Petition of 78 Electors resident in the southern part of the Province of Canterbury for the introduction of a Bill for securing the expenditure of a proportion of the revenue in out-lying districts.

Petition received.

(11.) By Colonel Haultain: Petition of R. B. Hamlin, widow, for pension on account of her husband having been murdered by the Natives.

Petition received.

2. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency:—

(1.) Papers relative to the Blockade of the River Thames.

(2.) Papers relative to events which have taken place in Auckland. Report by the Civil Commissioner, Waikato.

(3.) Report of Mr. Commissioner Mackay on the Petitions of certain Natives, presented to the House last Session and referred to the Government; being Return to an Order of the House of the 9th December, 1864.

(4.) Papers relative to the Court House at Kohekohe, being Return to an Order of the Legislative Council, of the 13th November, 1863.

The Honourable Major Atkinson, laid upon the Table, by command of His Excellency:—

(5.) Papers relative to the spread of the Hau Hau superstition among the Natives.

*Ordered*, That the said papers be printed for the use of Members of this House.

The Honourable Mr. Sewell laid upon the Table, by command of His Excellency:—

(6.) Papers relating to the case of Regina *versus* Jarvey.

3. *New Provinces Act Limitation Bill.—Ordered*, That the Honourable Mr. Weld have leave to bring in a Bill for limiting the operation of "The New Provinces Act, 1858."

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

4. *Native Commission Bill.—Ordered*, That the Honourable Mr. Weld have leave to bring in a Bill for declaring certain rights of the Aboriginal Natives of New Zealand, and for enabling the Governor to appoint a Commission for certain purposes.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

5. *Reserves in Port Chalmers and Dunedin.*—The Honourable Mr. Mantell moved, and the Question was proposed, That there be laid upon the Table copies of all papers, plans, and correspondence relative to certain Native Reserves in the Towns of Port Chalmers and Dunedin, made by His Excellency the Governor in 1852 and 1853.

Mr. Reynolds moved, That the Question be amended by the omission of the word "Native" in the third line, and the addition of the words "alleged to be Native Reserves," after the word "Dunedin" in the following line.

And the Question being put, That the word proposed to be omitted stand part of the Question, it passed in the Negative.

Then, the Question being put, That the words proposed to be added be so added, it was resolved in the Affirmative.

*Ordered*, That there be laid upon the Table copies of all papers, plans, and correspondence relative to certain Reserves in the Towns of Port Chalmers and Dunedin, alleged to be Native Reserves, made by His Excellency the Governor in 1852 and 1853.

6. *Government House, Auckland.*—On motion of the Honourable Mr. Sewell, *Ordered,* That a Select Committee be appointed to consider the circumstance relating to the transfer of Government House, Auckland, to the Superintendent of Auckland, and the proper disposal of the proceeds thereof; to consist of Mr. Stafford, Mr. Robert Graham, Mr. FitzGerald, Mr. Domett, Mr. Pharazyn, and Mr. Richmond.

7. *Judicial Opinions.*—On motion of Mr. Stafford, *Ordered,* That there be laid upon the Table copies of any correspondence, not hitherto laid upon the Table, between the Government and Chief Justice Sir G. A. Arney, or any other Judge of the Supreme Court, relative to any opinion publicly expressed by the Chief Justice, or any other Judge, whether affecting the administration of the law in New Zealand or otherwise.

8. *Rangitikei Land Disputes.*—On motion of Dr. Featherston, *Ordered,* That there be laid upon the Table copies of Mr. Buller's recent Reports upon the Rangitikei Land Dispute, together with copies of letters, recently addressed by the Chiefs of the three Tribes engaged in the dispute, to the Superintendent of Wellington; also, copies of all correspondence on the same subject, between the Minister for Native Affairs and Mr. Buller.

9. *Petition of the Auckland Chamber of Commerce.*—On motion of Mr. John Williamson, *Ordered,* That the Petition from the Auckland Chamber of Commerce be printed for the use of Members of this House.

10. *Audit Committee.*—In pursuance of the provisions of "The Audit Act, 1858," Mr. Speaker appointed Thursday, the 3rd day of August next, for the Election by Ballot of the Audit Committee.

11. *Standing Orders.*—On motion of the Honourable Mr. Sewell, *Resolved,* That Standing Order, No. 59, be suspended for the purpose of enabling the House to resolve itself into a Committee to consider the new Draft Standing Orders.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That Mr. Cracroft Wilson, C.B., do take the Chair. *(Dr. Monro.)*

Agreed to.

Clauses 1 to 17 read and agreed to.

Clause 18 read. Amendment proposed: That the consideration of clauses 18 to 25 be postponed. *(Dr. Monro.)*

Amendment agreed to.

Clauses 26 to 35 read and agreed to.

Clause 36 read. Amendment proposed: To omit the words "by the Governor." *(Dr. Monro.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 37 to 46 read and agreed to.

Clause 47 read. Amendment proposed: In line 2, after the word "time," to insert the words "on notice being taken." *(Dr. Monro.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 48 to 50 read and agreed to.

Clause 51 read. Amendment proposed: In line 1, after the word "if," to insert the words "on the days on which motions have precedence." *(Dr. Monro.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 52 read. Amendment proposed: In line 4, to omit the word "head," with a view to insert in lieu thereof the word "bottom." *(Mr. O'Rorke.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 53 to 203 read and agreed to.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Cracroft Wilson, C.B., reported that the Committee had made progress, and had directed him to move, That the Committee have leave to sit again.

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

Then, on motion of the Honourable Mr. Sewell,

The House adjourned.

NOTICES

## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Tuesday, 1st August*, 1865.

1. Mr. BRODIE to ask, Whether it is the intention of the Government to introduce an Amended Gold Fields Act during the present Session.

NOTICES OF MOTION.

1. The Honourable Mr. FITZHERBERT to move, For leave to bring in a Bill to amend "The Audit Act, 1858."
2. The Honourable Mr. WELD to move, That a Select Committee be appointed to enquire and report upon the advisability of providing or maintaining Residences for Ministers and to make recommendations as to what amount of rent, if any, shall be and is chargeable against Ministers occupying such residences, with power to call for persons and papers; such Committee to consist of Mr. Stafford, Mr. Curtis, Dr. Featherston, Mr. Vogel, Mr. Robert Graham, Mr. FitzGerald, and Mr. Cox.
3. The Honourable Mr. WELD to move, That a Committee be appointed to consider all Bills that may be introduced into this House affecting the Waste Lands of the Crown, and to report generally upon the provisions and principles which they may embody; such Committee to consist of Mr. Stafford, Mr. Dillon Bell, Mr. Carleton, Mr. R. Graham, Mr. Domett, Dr. Featherston, and Mr. Brodie.
4. The Honourable Mr. SEWELL to move, For leave to bring in a Bill to ensure the fulfilment of engagements and to provide for the adjustment of disputes between Masters and Servants.
5. The Honourable Mr. SEWELL to move, For leave to bring in a Bill to amend "The Deeds Registration Amendment Act, 1863."
6. The Honourable Mr. SEWELL to move, For leave to bring in a Bill to continue "The Arms Act, 1860."
7. The Honourable Mr. SEWELL to move, For leave to bring in a Bill to alter, amend, and continue "The New Zealand Settlements Act, 1863."
8. Mr. MANTELL to move, That there be laid on the table of this House a copy of the signatures to the Treaty of Waitangi, with annotations recently made by order of the late Minister for Native Affairs.
9. Mr. JOHN WILLIAMSON to move, That the Petitions of James Callaghan, John Laurie, and John Bolton be referred to the Committee on Private Grievances.
10. Mr. GLEDHILL to move, For the Report of the Commission appointed to enquire into the claims of Dr. J. Samuel relative to the iron-sand of Taranaki.
11. Mr. MANTELL to move, That the petition of Ihakara and other Manawatu Block Natives, and its authorized translation be printed.
12. Colonel HAULTAIN to move, That the petitions of L. A. M'Caskill, R. B. Hamlin, and Sampson Kempthorne be referred to the Private Grievances Committee.
13. Mr. REYNOLDS to move, That a Select Committee be appointed to examine into the claim of the Provincial Government of Otago to the reserve in Princes Street, Dunedin, (Block 8); also, to the reserve in Port Chalmers, adjoining Section No. 401, with power to call for persons, maps, and papers, and to report from time to time; Committee to consist of Mr. Robert Graham, Mr. Waring Taylor, Mr. A. J. Richmond, Dr. Featherston, and Mr. Wilkin.
14. Mr. FITZGERALD to move, That it be a Standing Order of this House, that the Speech of His Excellency the Governor at the opening of each Session, every Bill introduced into this House in any way affecting the interests or government of the Native race: and all such papers laid before this House referring to Native affairs, as shall be selected by the Printing Committee for that purpose, shall be translated into and printed in the Maori tongue, and, that Mr. Speaker be requested to appoint authorized translators to translate the same.
15. Mr. CRACROFT WILSON, C.B., to move, For leave to bring in a Bill to amend "The Resident Magistrates Jurisdiction Extension Act, No. 36, 1862."

ORDERS OF THE DAY.

1. Indemnity Bill—second reading.
2. New Provinces Act Limitation Bill—second reading.
3. The Native Commission Bill—second reading.

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## Tuesday, the 1st day of August, 1865.

PRAYERS:

1. *Petitions presented.*—(1.) By Mr. Eyes: The Petition of William Lott Howard, of Nelson, praying that his pension may be classed under "The Civil Service Amendment Act, 1861," instead of "The Civil Service Superannuation Act, 1858."

Petition received.

(2.) By

(2.) By Mr. Wells: The Petition of Mrs. Burton for grant of a Pension on account of the death of her late husband, Captain Burton, in the public service.

Petition received.

(3.) By Mr. O'Rorke: The Petition of Robert Ormsby, of Alexandra, settler, for compensation for losses by the Native Insurrection.

Petition received.

2. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency,—

(1.) Further Papers relative to Provincial Loans, in continuation of Papers presented 9th December, 1864.

(2.) Correspondence between His Excellency the Governor and Lieut.-General Sir Duncan Cameron, K.C.B.

(3.) Memoranda between the Governor and Ministers.

(4.) Further Memoranda between the Governor and Ministers.

(5.) Further Memoranda between the Governor and Ministers.

(6.) Papers relative to the murder of the Rev. Mr. Volkner by the Hau Hau Fanatics.

(7.) Report by the Superintendent of Hawke's Bay of operations at the East Cape, and engagements with the Natives.

3. *Member Sworn.*—Henry Bunny, Esquire, Member for the District of Wairarapa, having taken and subscribed the Oath required by Law, took his seat in the House.

4. *His Excellency's Speech.*—Mr. Speaker reported, That when the House did attend His Excellency the Governor on Wednesday the 26th of July ultimo, in the Chamber of the Legislative Council, His Excellency was pleased to make a Speech to both Houses of the General Assembly, of which, Mr. Speaker said he had, for greater accuracy, obtained a copy, which he read to the House as followeth :—

Honourable Gentlemen of the Legislative Council, and Gentlemen of the House of Representatives,—

In opening this fifth Session of the present Parliament of New Zealand, I am able to congratulate you upon the partial establishment of peace, and the suppression of insurrection in several of the disturbed districts of this island. I trust that, whilst devising means for the repression of outrages which still occur, you will at the same time consider how to ensure the future peace of the country, and promote the union of the two races by facilitating the admission of Her Majesty's subjects of the Native race to a full and equal participation in the privileges of self-government.

It is my intention to invite certain Native Chiefs to meet at Wellington, and a Bill will be laid before you, enabling me to appoint from among them a Commission to report and advise upon the best means of obtaining a Parliamentary representation of the Native race.

The Resolutions passed by your respective Chambers in the last Session of the General Assembly, relative to the withdrawal from the Colony of Her Majesty's Land Forces, were duly transmitted by me to Her Majesty's Secretary of State. From the tenor of my most recent despatches, I am led to infer that the policy agreed to by you has been approved of, and will be fully adopted by the Home Government. The Taranaki and Wanganui country has long been a focus of disaffection and fanaticism. Peace cannot be real or lasting which is not preceded by the establishment of Her Majesty's authority in these districts, to be permanently secured by the opening of roads and the formation of self-defending settlements. Pending the decision of the Home Government, I determined therefore to avail myself of the services of a portion of the Imperial troops, so long as they remained in the Colony, for the establishment of order in the district between Taranaki and Wanganui, and I issued instructions accordingly to Lieut.-General Cameron, which will be laid before you.

Contrary to my anticipations, however, considerable delay took place, which involved consequences fraught with disaster, and which led to fresh outbreaks in other parts of the Colony. I therefore ordered the Colonial Forces to advance against the Weraroa Pa,—a movement which has resulted in its capture.

The thanks of the Colony are due to Major Rookes commanding, and to the officers and men of Her Majesty's European and Native Colonial Forces engaged in this important operation.

I also recognise the readiness with which Brigadier-General Waddy, C.B., Colonel Trevor, and the officers and men under their command, afforded me all the assistance that was in their power, though precluded by their orders from taking any active part in the operations against the enemy's stronghold.

I am able in the mean time to congratulate you on the improved state of the settlement of Taranaki, and on the immediate prospect of its ceasing to be a source of weakness to New Zealand. For this result the Colony is mainly indebted to the zeal, energy, and ability of Colonel Warre, C.B., commanding that District, and to the conduct of Her Majesty's Forces, Imperial and Colonial, of both races, under his command.

Additional

Additional proof has been afforded throughout the operations at Taranaki and Wanganui, that the Colony may rely with confidence on the skill and gallantry of its own officers and men, whilst the devoted courage evinced by the loyal Natives, has placed beyond doubt the attachment of a large portion of the Native race to the Crown, to their European fellow subjects, and to the cause of order against turbulence and fanaticism.

I shall now at once issue orders for the return to England of five Regiments, which I trust and believe may be quickly followed by the remainder of the Imperial Troops. The conditions imposed on the Colony for the full attainment of Constitutional Government in Native as well as in ordinary affairs will thus be fulfilled.

GENTLEMEN OF THE HOUSE OF REPRESENTATIVES,—

The measures adopted by you in your last Session have enabled me, by the disposal of Colonial Securities, in a great measure to relieve the financial embarrassment in which the Colony was then placed.

The credit of the Colony, however, in England has been and continues to be injuriously affected by the extent and manner in which Provincial Loans have been contracted and placed for negotiation on the English money market. You will, I trust, take into your consideration the means by which these evils may be remedied, and the conditions under which Provincial Loans may in future be regulated, and their payment guaranteed out of the General Revenue with safety to the Colony and increased security to the public creditor.

In order to provide for the burthens pressing on the Colony, it is my intention to submit to you proposals for raising additional Revenue by Stamp duties.

I trust that by reducing to the utmost limit all extraordinary expenditure connected with the suppression of the present Native Insurrection, or incidental thereto, and by careful economy in the ordinary services of Government, you will be enabled to sustain the credit of the Colony and provide for its financial exigencies, without encroaching materially on the provision heretofore made out of the General Ordinary Revenue for the service of the Provinces.

It will, however, be necessary for you to consider the expediency of modifying to some extent the present distribution of the Ordinary Revenue between the General Government and the Provinces.

It has been a source of great satisfaction to me that my Government has been enabled, by an improved system of Treasury accounts, to lay before the public full information as to the state of the Revenue and Expenditure of the Colony to the latest possible period.

I trust that you will take measures for securing the permanence of this system, and that you will further provide effectual checks against the expenditure of Public Money without authority of Law.

HONOURABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL, AND GENTLEMEN OF THE HOUSE OF REPRESENTATIVES,—

The changes which have taken place in the relative distribution of population and wealth in different Districts will render it necessary for you to re-adjust the Representation of the Colony.

In pursuance of the powers vested in me by an Act of last Session, I have agreed with the Panama, New Zealand and Australian Royal Mail Steam Company to confirm, subject to certain modifications, the Contract entered into with that body for the establishment of a Postal Service by way of Panama.

I have also entered into an agreement with the Government of New South Wales for admitting that Colony to an equal participation in the benefits of the Contract upon terms equitable in themselves, and which will I doubt not prove equally advantageous to both Colonies.

The completion of these arrangements, with the liberty of extending them to other Australasian Colonies, will require your sanction.

The recent discoveries of gold on the West Coast of the Middle Island have opened new fields for colonization, and given a fresh impetus to the development of the material resources of the Colony.

Amongst many causes of anxiety which have clouded our prospects, it has been to me a source of great satisfaction to observe the steady advance of the Colony in population and wealth: I see no cause for anticipating any check to this onward progress, which, with God's blessing, cannot fail to carry it through difficulties—temporary in themselves, and already beginning to disappear.

5. *Address in reply to His Excellency's Speech.*—Mr. Pharazyn moved, and the Question was proposed,

That this House do *Resolve*—That a respectful Address be presented to His Excellency, to thank him for the Speech with which he has been pleased to open the Assembly.

To express our satisfaction that His Excellency is able to congratulate us upon the partial establishment of peace, and the suppression of insurrection in several of the disturbed districts of this Island—to assure His Excellency that, whilst devising means for the

repression

repression of outrages which may still occur, we will at the same time consider how to ensure the future peace of the country, and promote the union of the two races.

To accept with satisfaction the announcement of His Excellency's intention to invite certain Native Chiefs to meet at Wellington, and that a Bill will be laid before us enabling him to appoint from among them a Commission, to report and advise upon the best means of obtaining a Parliamentary representation of the Native race.

To express our gratification at learning that the Resolutions passed by the respective Chambers of the Legislature in the last Session, relative to the withdrawal from the Colony of Her Majesty's land forces were duly transmitted by His Excellency to Her Majesty's Secretary of State, and that from the tenor of his most recent Despatches, he is led to infer that the policy agreed to by us has been approved of and will be fully adopted by the Home Government.

To inform His Excellency that we are aware that the Taranaki and Wanganui country has long been a focus of disaffection and fanaticism; and that peace cannot be real or lasting which is not preceded by the establishment of Her Majesty's authority in these districts, to be permanently secured by the opening of roads, and the formation of self-defending settlements.

To express our satisfaction at the course adopted by His Excellency, pending the decision of the Home Government, in determining to avail himself of the services of a portion of the Imperial troops so long as they remained in the Colony, for the establishment of order in the district between Taranaki and Wanganui, and in having issued instructions accordingly to Lieut.-General Cameron.

To express our regret that contrary to His Excellency's anticipations, considerable delay took place, which involved consequences fraught with disaster, and which led to fresh outbreaks in other parts of the Colony, and thank him cordially for having ordered the Colonial Forces to advance against the Weraroa Pa, which movement we are highly gratified to learn has resulted in its capture.

To acknowledge that the thanks of the Colony are due to Major Rookes commanding, and to the officers and men of Her Majesty's European and Native Colonial Forces, engaged in this important operation.

To state our concurrence with His Excellency, in recognising also the readiness with which Brigadier-General Waddy, C.B., Colonel Trevor, and the officers and men under their command, afforded him all the assistance which was in their power, though precluded by their orders from taking any active part in the operations against the enemy's stronghold.

To express our satisfaction that in the mean time he is able to congratulate us on the improved state of the settlement of Taranaki, and on the immediate prospect of its ceasing to be a source of weakness to New Zealand: for which the Colony is mainly indebted to the zeal, energy, and ability of Colonel Warre, C.B., commanding that district, and to the conduct of Her Majesty's Forces, Imperial and Colonial of both races, under his command.

To express our agreement in the opinion that additional proof has been afforded throughout the operations at Taranaki and Wanganui, that the Colony may rely with confidence on the skill and gallantry of its own officers and men; whilst the devoted courage evinced by the loyal Natives has placed beyond doubt the attachment of a large portion of the Native race—to the Crown, to their European fellow-subjects, and to the cause of law and order against turbulence and fanaticism.

To thank His Excellency for his promise, at once to issue orders for the return to England of five regiments, which we trust and believe will be quickly followed by the remainder of the Imperial troops. To express our satisfaction that the conditions imposed on the Colony for the full attainment of Constitutional Government, in Native as well as in ordinary affairs, will thus be fulfilled.

To express our satisfaction that the measures adopted by us in our last Session have enabled His Excellency, by the disposal of Colonial securities, in a great measure to relieve the financial embarrassment in which the Colony was then placed.

To express our regret at learning that the credit of the Colony in England has however been and continues to be injuriously affected by the extent and manner in which Provincial Loans have been contracted and placed for negotiation on the English money market, and to assure His Excellency that we will take into consideration the means by which these evils may be remedied, and the conditions under which Provincial Loans may in future be regulated, and their payment guaranteed out of the general revenue, with safety to the Colony and increased security to the public creditor.

To thank His Excellency for informing us that in order to provide for the burthens pressing on the Colony, it is his intention to submit to us proposals for raising additional revenue by Stamp duties.

To join with His Excellency in trusting that by reducing to the utmost limit all extraordinary expenditure connected with the suppression of the present Native insurrection, or incidental thereto, and by careful economy in the ordinary services of Government, we shall be enabled to sustain the credit of the Colony, and provide for its financial exigencies, without encroaching materially on the provision heretofore made out of the general ordinary revenue for the service of the Provinces.

To

To inform His Excellency that we will take into consideration the expediency of modifying to some extent the present distribution of the ordinary revenue between the General Government and the Provinces.

To unite with His Excellency in the expression of our satisfaction that his Government has been enabled, by an improved system of Treasury accounts, to lay before the public full information as to the state of the Revenue and Expenditure of the Colony, to the latest possible period.

To assure His Excellency that we will take into our consideration measures for securing the permanence of this system, and for providing effectual checks against the expenditure of public money without authority of law.

To assure His Excellency that in consequence of the changes which have taken place in the relative distribution of population and wealth in different districts, we will take into consideration the re-adjustment of the representation of the Colony.

To thank His Excellency for the information that, in pursuance of the powers vested in him by an Act of last Session, he has agreed with the Panama, New Zealand, and Australian Royal Mail Steam Company to confirm, subject to certain modifications, the contract entered into with that body for the establishment of a Postal Service by way of Panama, and that he has also entered into an agreement with the Government of New South Wales for admitting that Colony to an equal participation in the benefits of the contract upon terms equitable in themselves, and which will, we doubt not, prove equally advantageous to both Colonies.

To assure His Excellency that the completion of these arrangements, with the means of extending them to other Australasian Colonies, will receive our consideration.

To express our gratification that the recent discoveries of gold on the West Coast of the Middle Island have opened new fields for colonization, and given a fresh impetus to the development of the material resources of the Colony.

To express our satisfaction in common with His Excellency, in observing amongst many causes of anxiety which have clouded our prospects, the steady advance of the Colony in population and wealth, and to concur with His Excellency in seeing no cause for anticipating any check to this onward progress, which, with God's blessing, cannot fail to carry it through difficulties, temporary in themselves, and already beginning to disappear.

A Debate arose thereupon.

And the Question being put, it passed in the Affirmative.

On motion of Mr. Pharazyn, *Ordered*, That the said Resolution be referred to a Select Committee, composed of Mr. Gledhill, the Honourable Mr. Sewell, the Honourable Mr. Weld, and Mr. Pharazyn, to prepare and report the draft of an Address, in accordance with the said Resolution; the Committee to retire immediately.

6. *Audit Act Amendment Bill.—Ordered*, That the Honourable Mr. Fitzherbert have leave to bring in a Bill to amend "The Audit Act, 1858."

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

7. *Ministerial Residences.*—On motion of the Honourable Mr. Weld, *Ordered*, That a Select Committee be appointed to inquire and report upon the advisability of providing or maintaining Residences for Ministers, and to make recommendations as to what amount of rent, if any, shall be, and is chargeable against Ministers occupying such residences, with power to call for persons and papers; such Committee to consist of Mr. Stafford, Mr. Curtis, Dr. Featherston, Mr. Robert Graham, Mr. FitzGerald, and Mr. Cox.

8. *Bills affecting Waste Lands of the Crown.*—On motion of the Honourable Mr. Weld, *Ordered*, That a Committee be appointed to consider all Bills that may be introduced into this House affecting the Waste Lands of the Crown, and to report generally upon the provisions and principles which they may embody; such Committee to consist of Mr. Stafford, Mr. Dillon Bell, Mr. Carleton, Mr. R. Graham, Mr. Domett, Dr. Featherston, and Mr. Brodie.

9. *Masters and Servants Bill.—Ordered*, That the Honourable Mr. Sewell have leave to bring in a Bill to ensure the fulfilment of engagements, and to provide for the adjustment of disputes between Masters and Servants.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Friday next, and to be printed.

10. *Deeds and Titles Registration Amendment Bill.—Ordered*, That the Honourable Mr. Sewell have leave to bring in a Bill to amend "The Deeds Registration Amendment Act, 1863."

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

11. *Arms Act Continuance Bill.—Ordered*, That the Honourable Mr. Sewell have leave to bring in a Bill to continue "The Arms Act, 1860."

He

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

12. *New Zealand Settlements Act Amendment Bill.—Ordered,* That the Honourable Mr. Sewell have leave to bring in a Bill to alter, amend, and continue "The New Zealand Settlements Act, 1863."

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

13. *Treaty of Waitangi.*—On motion of Mr. Mantell, *Ordered,* That there be laid on the Table of this House, a copy of the signatures to the Treaty of Waitangi, with annotations recently made by order of the late Minister for Native Affairs.

14. *Private Grievances.*—On motion of Mr. John Williamson, *Ordered,* That the Petitions of James Callaghan, John Laurie, and John Bolton be referred to the Committee on Private Grievances.

On motion of Colonel Haultain, *Ordered,* That the Petitions of L. A. M'Caskill, R. B. Hamlin, and Sampson Kempthorne be referred to the Private Grievances Committee.

15. *Taranaki Iron-sand.*—On motion of Mr. Gledhill, *Ordered,* That there be laid upon the Table a copy of the Report of the Commission appointed to inquire into the claims of Dr. J. Samuel, relative to the iron-sand of Taranaki.

16. *Petition of Ihakara.*—On motion of Mr. Mantell, *Ordered,* That the Petition of Ihakara and other Manawatu Block Natives, and its authorized translation, be printed for the use of Members of this House.

17. *Port Chalmers and Dunedin Reserves.*—On motion of Mr. Reynolds, *Ordered,* That a Select Committee be appointed to examine into the claim of the Provincial Government of Otago to the reserve in Princes Street, Dunedin, (Block 8); also, to the reserve in Port Chalmers, adjoining Section No. 401, with power to call for persons, maps, and papers, and to report from time to time; Committee to consist of Mr. Robert Graham, Mr. Waring Taylor, Mr. A. J. Richmond, Dr. Featherston, and Mr. Wilkin.

18. *Sessional Papers printed in Maori.*—Mr. FitzGerald moved, and the Question was proposed, That it be a Standing Order of this House, that the Speech of His Excellency the Governor at the opening of each Session, every Bill introduced into this House in any way affecting the interests or Government of the Native race, and all such papers laid before this House referring to Native affairs, as shall be selected by the Printing Committee for that purpose, shall be translated into and printed in the Maori tongue, and that Mr. Speaker be requested to appoint authorized translators to translate the same.

The motion was, with the leave of the House, withdrawn.

19. *Resident Magistrate's Jurisdiction Extension Act Amendment Bill.—Ordered,* That Mr. Cracroft Wilson, C.B., have leave to bring in a Bill to amend the Resident Magistrate's Jurisdiction Extension Act, 1862.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

20. *Indemnity Bill.*—The Order of the Day being read for the second reading of the Indemnity Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported that the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be "An Act for Indemnifying Persons acting in the Suppression of the Native Insurrection."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a message requesting their concurrence.

21. *Address in reply to His Excellency's Speech.*—Mr. Pharazyn, from the Committee appointed to draw up an Address to His Excellency, reported the Draft of an Address in accordance with the Resolution of the House, and the same was read as followeth:—

MAY IT PLEASE YOUR EXCELLENCY,—

1. We, the House of Representatives, in Parliament assembled, humbly thank your Excellency for the Speech with which you have been pleased to open the Session.

2. We

2. We express our satisfaction that your Excellency is able to congratulate us upon the partial establishment of peace, and the suppression of insurrection in several of the disturbed districts of this Island, and assure your Excellency that, whilst devising means for the repression of outrages which may still occur, we will at the same time consider how to ensure the future peace of the country, and promote the union of the two races.

3. We accept with satisfaction the announcement of your Excellency's intention to invite certain Native Chiefs to meet at Wellington, and that a Bill will be laid before us enabling your Excellency to appoint from among them a Commission, to report and advise upon the best means of obtaining a Parliamentary representation of the Native race.

4. We express our gratification at learning that the Resolutions passed by the respective Chambers of the Legislature in the last Session, relative to the withdrawal from the Colony of Her Majesty's land forces were duly transmitted by your Excellency to Her Majesty's Secretary of State, and that from the tenor of your most recent Despatches, you are led to infer that the policy agreed to by us has been approved of and will be fully adopted by the Home Government.

5. We inform your Excellency that we are aware that the Taranaki and Wanganui country has long been a focus of disaffection and fanaticism; and that peace cannot be real or lasting which is not preceded by the establishment of Her Majesty's authority in these districts, to be permanently secured by the opening of roads, and the formation of self-defending settlements.

6. We express our satisfaction at the course adopted by your Excellency, pending the decision of the Home Government, in determining to avail yourself of the services of a portion of the Imperial troops so long as they remained in the Colony, for the establishment of order in the district between Taranaki and Wanganui, and in having issued instructions accordingly to Lieut.-General Cameron.

7. We express our regret that contrary to your Excellency's anticipations, considerable delay took place, which involved consequences fraught with disaster, and which led to fresh outbreaks in other parts of the Colony, and thank your Excellency cordially for having ordered the Colonial Forces to advance against the Weraroa Pa, which movement we are highly gratified to learn has resulted in its capture.

8. We acknowledge that the thanks of the Colony are due to Major Rookes commanding, and to the officers and men of Her Majesty's European and Native Colonial Forces, engaged in this important operation.

9. We state our concurrence with your Excellency, in recognising also the readiness with which Brigadier-General Waddy, C.B., Colonel Trevor, and the officers and men under their command, afforded you all the assistance which was in their power, though precluded by their orders from taking any active part in the operations against the enemy's stronghold.

10. We express our satisfaction that in the meantime your Excellency is able to congratulate us on the improved state of the settlement of Taranaki, and on the immediate prospect of its ceasing to be a source of weakness to New Zealand: for which the Colony is mainly indebted to the zeal, energy, and ability of Colonel Warre, C.B., commanding that district, and to the conduct of Her Majesty's forces, Imperial and Colonial of both races, under his command.

11. We express our agreement in the opinion that additional proof has been afforded throughout the operations at Taranaki and Wanganui, that the Colony may rely with confidence on the skill and gallantry of its own officers and men; whilst the devoted courage evinced by the loyal Natives has placed beyond doubt the attachment of a large portion of the Native race—to the Crown, to their European fellow-subjects, and to the cause of law and order against turbulence and fanaticism.

12. We thank your Excellency for your promise, at once to issue orders for the return to England of five regiments, which we trust and believe will be quickly followed by the remainder of the Imperial troops. We express our satisfaction that the conditions imposed on the Colony for the full attainment of Constitutional Government, in Native as well as in ordinary affairs, will thus be fulfilled.

13. We express our satisfaction that the measures adopted by us in our last Session have enabled your Excellency, by the disposal of Colonial securities, in a great measure to relieve the financial embarrassment in which the Colony was then placed.

14. We express our regret at learning that the credit of the Colony in England has however been, and continues to be injuriously affected by the extent and manner in which Provincial Loans have been contracted and placed for negociation on the English money market, and to assure your Excellency that we will take into consideration the means by which these evils may be remedied, and the conditions under which Provincial Loans may in future be regulated, and their payment guaranteed out of the general revenue, with safety to the Colony and increased security to the public creditor.

Paragraph Fifteen read.

15. We thank your Excellency for informing us that in order to provide for the burthens pressing on the Colony, it is your intention to submit to us proposals for raising additional revenue by Stamp duties.

Mr.

Mr. Crosbie Ward moved, That the Question be amended by the omission of all the words after the word "we" in the first line down to the word "proposals" in the second line, with a view to insert the following in lieu thereof:—"assure your Excellency that in order to provide for the burdens pressing on the Colony, we shall give our best consideration to any"

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

Then the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

Then the paragraph as amended being put, it was resolved in the Affirmative.

*Resolved*, That we assure your Excellency that, in order to provide for the burdens pressing on the Colony, we shall give our best consideration to any proposals for raising additional revenue by Stamp duties.

16. We join with your Excellency in trusting that by reducing to the utmost limit all extraordinary expenditure connected with the suppression of the present Native insurrection, or incidental thereto, and by careful economy in the ordinary services of Government, we shall be enabled to sustain the credit of the Colony, and provide for its financial exigencies, without encroaching materially on the provision heretofore made out of the general ordinary revenue for the service of the Provinces.

17. We inform your Excellency that we will take into consideration the expediency of modifying to some extent, the present distribution of the ordinary revenue between the General Government and the Provinces.

18. We unite with your Excellency in the expression of our satisfaction, that your Government has been enabled by an improved system of Treasury Accounts, to lay before the public, full information as to the state of the Revenue and Expenditure of the Colony, to the latest possible period.

19. We assure your Excellency that we will take into our consideration measures for securing the permanence of this system, and for providing effectual checks against the expenditure of public money without authority of law.

20. We assure your Excellency that in consequence of the changes which have taken place in the relative distribution of population and wealth in different districts, we will take into consideration the re-adjustment of the representation of the Colony.

21. We thank your Excellency for the information that in pursuance of the powers vested in your Excellency by an Act of last Session, your Excellency had agreed with the Panama, New Zealand and Australian Royal Mail Steam Company to confirm, subject to certain modifications, the contract entered into with that body for the establishment of a Postal Service by way of Panama, and that your Excellency has also entered into an agreement with the Government of New South Wales for admitting that Colony to an equal participation in the benefits of the contract upon terms equitable in themselves and which will, we doubt not, prove equally advantageous to both Colonies.

22. We assure your Excellency that the completion of these arrangements, with the means of extending them to other Australasian Colonies, will receive our consideration.

23. We express our gratification that the recent discoveries of gold on the West Coast of the Middle Island have opened new fields for colonization, and given a fresh impetus to the development of the material resources of the Colony.

Paragraph 24 read.

24. We express our satisfaction in common with your Excellency, in observing amongst many causes of anxiety which have clouded our prospects, the steady advance of the Colony in population and wealth, and we concur with your Excellency in seeing no cause for anticipating any check to this onward progress, which, with God's blessing, cannot fail to carry it through difficulties, temporary in themselves, and already beginning to disappear.

Mr. R. Graham moved, That the Question be amended by the omission of the word "amongst" in the first line, with a view to insert the word "notwithstanding" in lieu thereof.

And the Question being put, That the word proposed to be omitted stand part of the Question, it passed in the Negative.

Then the Question being put, That the word proposed to be inserted be so inserted, it was resolved in the Affirmative.

Then the Paragraph as amended being put, it was resolved in the Affirmative.

*Resolved*, That we express our satisfaction in common with your Excellency, in observing, notwithstanding many causes of anxiety which have clouded our prospects, the steady advance of the Colony in population and wealth, and we concur with your Excellency in seeing no cause for anticipating any check to this onward progress, which, with God's blessing, cannot fail to carry it through difficulties, temporary in themselves, and already beginning to disappear.

Then the Question being put, That the Address as amended be adopted,

The House divided,

And the doors being locked, and the Question again put, and there being no Teller for the Noes, Mr. Speaker declared that "the Ayes have it."

*Ordered*

*Ordered*, That Mr. Speaker, accompanied by the Mover and Seconder of the Address, and such other Members as may see fit to do so, do present the said Address to His Excellency the Governor.

Then, on motion of the Honourable Mr. Sewell,
The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Wednesday, 2nd August*, 1865.

1. Mr. FitzGerald to ask, Whether the Government has received any information that one of the Native Chiefs taken prisoner at the Weraroa Pa was personally assaulted and kicked, and put in irons by Brigadier-General Waddy, and whether the Government are acquainted with the circumstances of such transaction.
2. Mr. Crosbie Ward to ask the Honourable the Postmaster-General, Whether the invention of Mr. F. E. Wright, the Chief Postmaster of Canterbury, of a machine for stamping letters has received the approval of the Postmaster-General; and if so, whether any steps have been or will be taken to obtain from the inventor the right of using the machine in the Post Offices of the Colony.
3. Mr. Crosbie Ward to ask the Honourable the Minister of Colonial Defence, What steps are proposed to be taken for supplying the Canterbury Rifle Volunteers with clothing or allowance in lieu thereof.
4. Mr. Haughton to ask the Honourable the Attorney-General, Why the District Court Act has not been put into operation in the Province of Otago.

### NOTICES OF MOTION.

1. Mr. Stafford to move, For a return showing the number of Miles of Road made since last Session between Wanganui and Taranaki, distinguishing the locality in each case, the number and description of persons employed in making any such road, the amount expended thereon, and the funds charged or finally chargeable with the cost of the same.
2. The Hon. Mr. Fitzherbert to move, For leave to bring in a Bill repealing "The Loan Appropriation Act, 1863," and making other provisions in lieu thereof.
3. The Honourable Major Richardson to move, For leave of absence for Mr. Vogel, for a week from this date.
4. Mr. Carleton to move, For a return of all papers concerning the appointment of a General Government Agent at Auckland.
5. Mr. Wells to move, That the petition of Mrs. H. Burton be referred to the Committee of Private Grievances.
6. Colonel Haultain to move, That an address be presented to His Excellency the Governor, requesting him to lay before this House a copy of the Report which he promised, in his Despatch of the 5th January, 1865, to make to the Secretary of State upon the question of the Separation of the Province of Auckland from the Southern portions of the Colony of New Zealand.
7. Mr. O'Rorke to move, That the petition of Robert Ormsby be referred to the Private Grievance Committee.
8. Mr. Robert Graham to move, For a return of all papers concerning "The Bay of Islands Settlement Act, 1858."
9. Mr. Reynolds to move, For leave of absence for Mr. Mason, for ten days.
10. The Honourable Mr. Sewell to move, That the Committee of Selection be discharged.
11. Mr. FitzGerald to move, For leave to introduce a Bill for providing for the Representation of the Mining Population of the West Coast of the Province of Canterbury in the Provincial Council of that Province for one year.
12. The Honourable Mr. Weld to move, That the name of Mr. O'Neill be added to the Committee upon Ministers' Residences.

### ORDERS OF THE DAY.

1. Arms Act Continuance Bill—second reading.
2. New Provinces Act Limitation Bill—second reading.
3. The Native Commission Bill—second reading.
4. Revised Standing Orders of the House of Representatives—to be further considered in Committee.

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## Wednesday, the 2nd day of August, 1865.

Prayers:

1. *Petitions Presented.*—(1.) By Mr. Dillon Bell: The Petition of 34 Inhabitants of Southland praying that a Government Officer may be established on Stewart's Island to preserve order and prevent smuggling.
   Petition received.

(2.) By

(2.) By Mr. Mantell: The Petition of 17 Natives, protesting against the issue of a Crown Grant for certain land at Porirua, which they claim as a Native Reserve.

Petition received.

(3.) By Mr. Harrison: The Petition of Ellen E. Garner, of Wanganui, widow, for pension on account of her husband having died through injuries sustained while on duty as a Volunteer.

Petition received.

(4.) By Mr. Pharazyn: The Petition of Timothy Benton, of Karori, for compensation for losses by the War of 1845-6.

2. *Papers.*—The Honourable Major Richardson laid upon the Table, by command of His Excellency:—

(1.) Further Papers relative to the establishment of a Mail Service *vid* Panama.
(2.) Correspondence relative to the Mail Service of New Zealand.
(3.) Papers relative to a Sub-marine Telegraph across Cook's Straits.

*Ordered*, That the said Papers be printed for the use of Members of this House.

3. *Government House, Auckland.*—Mr. Domett, from the Select Committee appointed to consider the circumstances relative to the transfer of Government House, Auckland, and the proper disposal of the proceeds thereof, brought up a Report, and the same was read as followeth:—

Your Committee consider it desirable that the arrangement originally entered into by the Government with the Superintendent of Auckland be carried out.

With respect to the discrepancy in the description in the Crown Grant of the Government House Reserve, between the boundaries and contents of the land granted, your Committee consider that the question need not be entered into, it appearing to them to have been the evident intention of the Legislature to convey the whole of the land comprised within those boundaries to the Superintendent, irrespective of acreage. Your Committee are further of opinion that the £25,000 required by the Auckland Reserves Act to be paid in cash into the Public Treasury, and expended in the manner specified in that Act, which your Committee consider the Government can best accomplish by recommitting to the Public Buildings Commissioners the duty of erecting a Government House in the Domain at Auckland.

*Ordered*, That the said Report do lie upon the Table.

4. *Wanganui and Taranaki Road.*—Mr. Stafford moved, and the Question was proposed, That there be laid upon the Table of the House a Return showing the number of Miles of Road made since last Session between Wanganui and Taranaki, distinguishing the locality in each case, the number and description of persons employed in making any such road, the amount expended thereon, and the funds charged or finally chargeable with the cost of the same.

A Debate arose thereupon.

On motion of Mr. Eyes, *Ordered*, That this Debate be now adjourned until to-morrow, to stand the first Order of the Day.

5. *Leave of Absence.*—On motion of the Honourable Major Richardson, *Ordered*, That leave of absence be granted to Mr. Vogel for a week from this date.

6. *Government Agent at Auckland.*—On motion of Mr. Carleton, *Ordered*, That there be laid on the Table, a copy of all Papers concerning the appointment of a General Government Agent at Auckland.

7. *Private Grievance Committee.*—On motion of Mr. Wells, *Ordered*, That the Petition of Mrs. H. Burton be referred to the Private Grievance Committee.

On motion of Mr. O'Rorke, *Ordered*, That the Petition of Robert Ormsby be referred to the Private Grievance Committee.

8. *Arms Act Continuance Bill.*—The Order of the Day being read for the second reading of the Arms Act Continuance Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendments.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to continue the Arms Act, 1860" (Temporary).

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

9. *New*

9. *New Provinces Act Limitation Bill.*—The Order of the Day being read, for the second reading of the New Provinces Act Limitation Bill;

*Ordered*, That the Bill be read a second time on Tuesday next.

10. *Native Commission Bill.*—The Order of the Day being read, for the second reading of the Native Commission Bill;

*Ordered*, That the said Order be discharged.

*Ordered*, That the Bill be withdrawn.

11. *Separation of Province of Auckland.*—Colonel Haultain moved and the Question was proposed, That an Address be presented to His Excellency the Governor, requesting him to lay before this House a copy of the Report which he promised, in his Despatch of the 5th January, 1865, to make to the Secretary of State, upon the question of the Separation of the Province of Auckland from the Southern portions of the Colony of New Zealand.

A Debate arose thereupon.

On motion of Mr. Creighton, *Ordered*, That this Debate be now adjourned until To-morrow.

12. *Bay of Islands Settlement Act.*—Mr. R. Graham moved and the Question was proposed, That there be laid upon the Table a Return of all Papers concerning "The Bay of Islands Settlements Act, 1858."

The motion was, with leave of the House, withdrawn.

13. *Leave of Absence.*—On motion of Mr. Reynolds, *Ordered*, That leave of absence be granted to Mr. Mason for ten days.

14. *Committee of Selection.*—On motion of the Honourable Mr. Sewell, *Ordered*, That the Committee of Selection be discharged.

15. *Miners' Representation Bill.*—*Ordered*, That Mr. FitzGerald have leave to introduce a Bill for providing for the Representation of the Mining Population of the West Coast of the Province of Canterbury in the Provincial Council of that Province for one year.

He accordingly presented the said Bill, and the same was received and read for the first time and ordered to be read a second time this day fortnight, and to be printed.

Then, on motion of the Honourable Mr. Sewell,
The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Thursday, 3rd August*, 1865.

1. Mr. STAFFORD to ask the Honourable the Attorney-General, Whether the Government, before advising the commutation of the sentence of Thomas Whitehead, convicted at Dunedin, in June last, of wilful murder, complied with the fifteenth paragraph of Her Majesty's Royal Instructions to His Excellency Sir George Grey, which require and enjoin the Governor in all such cases to obtain from the Judge who presided at the trial, the opinion of such Judge, whether any reason existed for a partial or total remission or commutation of the sentence.
2. Mr. JOHN WILLIAMSON to ask the Honourable the Colonial Treasurer, Whether any, and if any, what steps are proposed to be taken to give effect to the recommendations contained in the Report of the Commissioner appointed by His Excellency the Governor to enquire into the claims preferred for injuries and losses sustained by settlers in the Province of Auckland, in consequence of the hostilities which commenced in 1863, in the Waikato and adjacent districts.
3. Mr. ORMOND to ask the Government, When it is intended to establish the Courts necessary to give effect to "The Native Land Act, 1862."

### NOTICES OF MOTION.

1. Mr. EYES to move, That the petition of William Lott Howard be referred to the Private Grievance Committee.
2. Mr. THOMSON to move, For a Select Committee, to enquire into the best means of amending the Debtors and Creditors Act; said Committee to consist of the Honourable the Attorney-General, Mr. Crosbie Ward, Mr. Reynolds, Mr. Jas. Williamson, Mr. W. W. Taylor, and Mr. Curtis.
3. Mr. O'NEILL to move, That there be laid on the Table a Return showing in detail, the cost incurred since the 24th day of November, 1864, on account of the passages and allowances to Ministers, with the date in each case of such expenditure.
4. Dr. FEATHERSTON to move, That there be laid on the Table, a copy of the correspondence that has taken place since the 1st of January last, between the Honourable the Minister of Native Affairs, and the Resident Magistrate at Otaki, and Rangitikei, relative to the Rangitikei Land dispute, and to the petition recently presented to the House from Ihakara and other Natives.

5. Mr.

5. Mr. EYES to move, For a return in detail of the expenses incurred in the collection of the Census in the different Provinces in the years 1858, 1861, and 1864, shewing the names of the Enumerators, the remuneration paid to each, and whether collected by officers of the General or Provincial Governments.
6. Mr. CROSBIE WARD to move, For a return of the Insolvent Estates which have been sequestrated by the Supreme Court in the Canterbury District, from the coming into force of "The Debtor and Creditors' Act 1862," to the 30th of June, 1865, showing in the case of each estate the name of the receiver or trustee appointed, and whether recommended by the creditors or appointed without or contrary to such recommendation by the Court; the date of such appointment; the estimated or declared value when placed in the receiver's charge; the costs and expenses incurred, whether by order of the Court or as incidental to the execution of the trusts, or as fees of Court; the total assets realised; the number and dates of all accounts furnished by the Receiver to the Court; the rate and total amount and date of every dividend, if any, paid to the creditors thereof; the amount paid into the Colonial Sub-Treasury; the security given by the receiver for the due administration of the trust; and the length of time the debtor had been in custody prior to his discharge under the provisions of the Act; to the fullest extent possible in the case of each of the particulars required.
7. Mr. MANTELL to move, That the petition of Hohepa Tamaihengia and others be referred to the Private Grievance Committee.
8. Mr. JOHN WILLIAMSON to move, For a return shewing the cost of the removal of the Seat of Government from Auckland to Wellington, including all allowances and compensation paid to officers of Government, and the persons affected by the said removal—distinguishing the cost of passages and freight; and also the cost of the purchase, rent, erection of, and additions to public buildings consequent thereon.
9. The Honourable Mr. SEWELL to move, That a Select Committee be appointed to enquire into the circumstances relating to, and the present condition of, the Bay of Islands Settlement: The charges incurred in carrying into effect "The Bay of Islands Settlement Act, 1858:" The mode in which the same may be reimbursed to the Colony, and the most advisable course of colonizing such settlement. The Committee to consist of Dr. Featherston, Mr. Carleton, Mr. R. Graham, Mr. Crosbie Ward, Mr. Paterson, and Mr. Jollie. Committee to report on 25th August instant.
10. The Honourable Mr. SEWELL to move, That a Select Committee be appointed to consider and report upon the amendments required in the Gold Fields Acts, 1862 and 1863—to consist of Mr. Robert Graham, Mr. Crosbie Ward, Mr. Haughton, Mr. Brodie, Mr. Domett, and Mr. A. J. Richmond; with power to confer with any Committee appointed for a similar purpose by the Legislative Council. Committee to report on 25th August instant.
11. Mr. FITZGERALD to move, That the petition of William Thompson be ordered to be printed.
12. The Honourable Major RICHARDSON to move for Leave to bring in a Bill to amend "The Panama Mail Service Act, 1864."
13. Mr. HARRISON to move, That the petition of Ellen Eleanor Garner be referred to the Private Grievance Committee.

ORDERS OF THE DAY.

1. Election of the Audit Committee.
2. Adjourned debate on the Question—That there be laid on the Table a return showing the number of Miles of Road made since last Session between Wanganui and Taranaki, distinguishing the locality in each case, the number and description of persons employed in making any such road, the amount expended thereon, and the funds charged or finally chargeable with the cost of the same.
3. Revised Standing Orders of the House of Representatives—to be further considered in Committee.

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## Thursday, the 3rd day of August, 1865.

PRAYERS:

1. *Petitions presented.*—(1.) By Mr. Dillon Bell: The Petition of the Provincial Council of Southland for an augmentation of the representation of that Province.

Petition received.

2.) The Petition of 253 Residents in the Province of Southland, for an amendment in the Land Laws.

Petition received.

(3.) The Petition of 22 Runholders in the Province of Southland, for the assimilation of the Land Laws of that Province to those of Canterbury.

Petition received.

(4.) By Mr. Pharazyn: The Petition of C. B. Borlase, of Wellington, praying that the passing the Indemnity Bill may not prejudice his right to continue an action commenced against Colonel Logan.

Petition received.

2. *Papers.*—

2. *Papers.*—The Honourable Mr. Sewell laid upon the Table, by command of His Excellency :—

(1.) Copies of Mr. Buller's recent Reports upon the Rangitikei Land Dispute, together with copies of Letters addressed by Natives to the Superintendent of Wellington thereon; being Return to an Order of the 28th July last.

(2.) Copy of the Signatures to the Treaty of Waitangi, with annotations recently made by order of the late Minister for Native Affairs; being Return to an Order of the House of the 1st of August instant.

3. *Address in reply to His Excellency's Speech.*—Mr. Speaker reported that, in compliance with the Order of the House, he, accompanied by many Members of this House, had attended upon His Excellency with the Address adopted by the House in reply to His Excellency's Speech to both Houses of the Legislature, to which His Excellency was pleased to make the following reply :—

Mr. SPEAKER,—

GENTLEMEN OF THE HOUSE OF REPRESENTATIVES,—

I have received with satisfaction your loyal Address. I have every hope that your deliberations will promote the welfare of New Zealand, and it will always be my earnest desire to co-operate cordially with you.

Government House, Wellington, 3rd August, 1865.

4. *Petition of W. L. Howard.*—On motion of Mr. Eyes, *Ordered,* That the Petition of W. L. Howard be referred to the Private Grievance Committee.

5. *Debtors' and Creditors' Act.*—On motion of Mr. Thomson, *Ordered,* That a Select Committee be appointed to enquire into the best means of amending the Debtors' and Creditors' Act; the said Committee to consist of the Honourable the Attorney-General, Mr. Crosbie Ward, Mr. Reynolds, Mr. James Williamson, Mr. Waring Taylor, and Mr. Curtis.

6. *Passages and Allowances to Ministers.*—Mr. O'Neill moved, and the Question was proposed, That there be laid upon the Table, a Return showing in detail all cost incurred since the 24th day of November, 1864, on account of the Passages and Allowances to Ministers, with the date, in each case, of such expenditure.

And the Question being put, it passed in the Negative.

7. *Rangatikei Land Dispute.*—On motion of Dr. Featherston, *Ordered,* That there be laid upon the Table a copy of the Correspondence that has taken place since the 1st of January last, between the Honourable the Minister for Native Affairs and the Resident Magistrate at Otaki and Rangatikei relative to the Rangatikei Land Dispute, and to the Petition recently presented to the House from Ihakara and other Natives.

8. *Census.*—On motion of Mr. Eyes, *Ordered,* That there be laid upon the Table, a Return, in detail, of Expenses incurred in the collection of the Census in the different Provinces, in the years 1858, 1861, and 1864, showing the names of the enumerators, the remuneration paid to each, and whether collected by officers of the General or Provincial Governments.

9. *Insolvent Estates.*—On motion of Mr. Crosbie Ward, *Ordered,* That there be laid upon the Table, a Return of the Insolvent Estates which have been sequestrated by the Supreme Court in the several Districts, from the coming into force of the Debtors' and Creditors' Act, 1862, to the 30th June, 1865, showing in the case of each Estate the name of the Receiver or Trustee appointed, and whether recommended by the Creditors or appointed without or contrary to such recommendation by the Court; the date of such appointment; the particulars and estimated or declared value of such Estate when placed in the Receiver's hands; the cost and expenses incurred, whether by order of the Court, or as incidental to the execution of the trusts, or as fees of Court; the particulars of the assets realized; the number and dates of all accounts furnished by the Receiver to the Court; the rate and total amount of every dividend (if any) paid to the Creditors thereof; the amount paid into the Colonial Sub-Treasury; the security given by the Receiver for the due administration of the trust; and the length of time the debtor had been in custody prior to his discharge, under the provisions of the Act, as far as possible in the case of each of the particulars required.

10. *Removal of the Seat of Government.*—On motion of Mr. John Williamson, *Ordered,* That there be laid upon the Table, a Return showing the Cost of the Removal of the Seat of Government from Auckland to Wellington, including all allowances and compensation paid to officers of Government, and the persons affected by the said removal—distinguishing the cost of passages and freight; and also, the cost of the purchase, rent, erection of, and addition to Public Buildings consequent thereon.

11. *Bay*

11. *Bay of Islands Settlement.*—On motion of the Honourable Mr. Sewell, *Ordered,* That a Select Committee be appointed to enquire into the circumstances relating to the (and the present condition of the) Bay of Islands Settlement; the charges incurred in carrying into effect "The Bay of Islands Settlement Act, 1858;" the mode in which the same may be reimbursed to the Colony, and the most advisable course of colonizing such Settlement: Committee to consist of Dr. Featherston, Mr. Carleton, Mr. R. Graham, Mr. Crosbie Ward, and Mr. Paterson. Committee to report on the 25th instant.

12. *Gold Fields Act.*—On motion of the Honourable Mr. Sewell, *Ordered,* That a Select Committee be appointed to consider and report upon the amendments required in the Gold Fields Acts, 1862 and 1863—to consist of Mr. Robert Graham, Mr. Crosbie Ward, Mr. Haughton, Mr. Brodie, Mr. Domett, and Mr. A. J. Richmond; with power to confer with any Committee appointed for a similar purpose by the Legislative Council. Committee to report on 25th instant.

13. *Panama Mail Service Amendment Bill.—Ordered,* That the Honourable Major Richardson have leave to bring in a Bill to amend "The Panama Mail Service Act, 1864."

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

14. *Audit Committee.*—The House, according to Order, proceeded to the election of the Audit Committee, under the provisions of "The Audit Act, 1858," and the ballot having been taken, there appeared the following number of votes:—

For Mr. Thomson—16 votes.
For Mr. Brodie—10 votes.
For Mr. O'Rorke—10 votes.
For Mr. Wells—10 votes.

Mr. John Williamson moved, and the Question was proposed, That Mr. Speaker decide by lot between the three members having an equality of votes.

Mr. FitzGerald moved that the Question be amended by the omission of all the words, and the insertion of the following in lieu thereof—"That the ballot for the two members besides Mr. Thomson be taken again; those members who voted for Mr. Thomson not to vote again.

And the Question being put, that the words proposed to be omitted stand part of the the Question, it passed in the Negative.

Then, the Question being put, That the words proposed to be inserted be so inserted.

The Honourable Mr. Weld moved, That the Question be amended by the omission of all the words of the proposed amendment and the insertion of the words "That Mr. Thomson's election be held valid, and that the House do now proceed to the election of other two members of the Audit Committee."

And the Question being put, That the words proposed to be omitted stand part of the Question,

It passed in the Negative.

Then the Question being put, That the words proposed to be inserted be so inserted,

It was resolved in the Affirmative.

*Resolved,* That Mr. Thomson's election be held valid, and that the House do now proceed to the election of other two members of the Audit Committee.

The House accordingly proceeded to the election of the two members, and the ballot having been again taken, there appeared the following number of votes:—

For Mr. Brodie—15 votes.
For Mr. O'Rorke—15 votes.
For Mr. Wells—15 votes.

The numbers being equal; on motion of Mr. John Williamson, *Resolved,* That Mr. Speaker do draw lots for the other two members to serve on the Audit Committee.

And the lots having been drawn, Mr. O'Rorke and Mr. Wells were appointed members.

Mr. Speaker nominated Mr. Thomson, Chairman of the Committee.

15. *Road between Wanganui and Taranaki.*—The Order of the Day being read for resuming the adjourned Debate on the Question, That there be laid on the Table, a Return, shewing the number of miles of road made since last Session between Wanganui and Taranaki, distinguishing the locality in each case, the number and description of persons employed in making any such road, the amount expended thereon, and the funds charged or finally chargeable with the cost of the same.

And the Question being again proposed, The House resumed the said adjourned Debate.

And the Question being put, it was resolved in the Affirmative.

16. *Separation of Auckland from Southern Provinces.*—The Order of the Day being read for resuming the adjourned Debate on the Question, That an Address be presented to His Excellency the Governor, praying him to lay before this House a copy of the Report which be

he promised in his Despatch of the 6th January, 1865, to make to the Secretary of State upon the Question of the Separation of the Province of Auckland from the Southern portions of the Colony of New Zealand.

And the Question being again proposed, The House resumed the said adjourned Debate, The motion was, with the leave of the House, withdrawn.

Then, on motion of the Honourable Mr. Sewell,
The House adjourned.

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## NOTICES OF MOTION AND ORDER OF THE DAY.

*Friday, 4th August,* 1865.

1. Mr. CRACROFT WILSON, C.B., to ask, Whether it is true that Mr. Volkner was openly assassinated in consequence of his having communicated to His Excellency, copies or originals of treasonable correspondence on the part of an European then residing in the Colony, and if so, whether any provision has been made for his widow for life or for the period of her widowhood, and for his children, until they come of age.
2. Mr. FITZGERALD to ask, Whether the Government has received any information that one of the Native Chiefs taken prisoner at the Weraroa Pa was personally assaulted and kicked, and put in irons by Brigadier-General Waddy, and whether the Government are acquainted with the circumstances of such transaction.
3. Mr. CARLETON to ask the Honourable Member at the Head of the Government, Whether it be the intention of the Government to amend and make effective "The Provincial Audit Act."
4. Mr. BUCKLAND to ask the Honourable Mr. Weld, Whether or not the Government intend to introduce a Bill this Session for the purpose of altering or amending "The Native Lands Act, 1862."

### NOTICES OF MOTION.

1. The Honourable Mr. WELD to move, For leave to bring in a Bill to make further provision for the Representation of the People of New Zealand in the General Assembly.
2. The Honourable Major ATKINSON to move, For leave to bring in a Bill to repeal "The Militia Act, 1858," and "The Militia Acts Amendment Act, 1860-61," and to make other provisions in lieu thereof.
3. The Honourable Mr. FITZHERBERT to move, For leave to bring in a Bill to regulate and consolidate Provincial Loans.
4. The Honourable Mr. WELD to move, For leave to bring in a Bill for declaring certain rights of the Aboriginal Natives of New Zealand, and for issuing a Commission for certain purposes.
5. The Honourable Mr. SEWELL to move, that Mr. Crosbie Ward's name be added to the Waste Lands Committee.
6. Mr. STAFFORD to move, For copies of all contracts for the erection of an Electric Telegraph, and of all correspondence between the Government, the Telegraphic Engineer, and other persons relating thereto.
7. Mr. CARLETON to move, that Mr. Wells and Mr. Reynolds be appointed to the Joint Committee on Private Bills.
8. Mr. CARLETON to move, That Mr. Brodie and Mr. O'Rorke be appointed to the Joint Committee on Private Bills.
9. Mr. CARLETON to move, That Mr. Stafford, Mr. FitzGerald, Mr. O'Rorke, and Mr. Ormond, be appointed to the Committee of Selection.
10. Mr. CRACROFT WILSON, C.B., to move, That all papers connected with the murder of Mr. Hewitt, of Wanganui, to be laid upon the Table.
11. Mr. BRODIE to move, That this House is of opinion that it is unconstitutional and opposed to the policy hitherto adopted by the Imperial and Colonial Governments, that any Legislative body should receive communications from persons who are in a state of rebellion, and that they are of opinion that any petitions or communications should be addressed to the Commander of Her Majesty's Forces or Her Majesty's Colonial Government.
12. Mr. DILLON BELL to move, That the Petition of the Speaker of the Provincial Council of Southland, praying for a further representation of the people of that Province in this House, be printed.
13. Mr. DILLON BELL to move, That the Petitions of certain Settlers and Runholders of the Province of Southland, on the subject of the Land Law of that Province, be printed, and referred to the Waste Lands Committee.
14. Mr. WAYNE to move, For a Return of the number of Purchasers, as well as the acreage bought by them, in the Province of Otago, between the 4th of January and the 5th of April, 1865. Also, for all correspondence on the subject between the Colonial Secretary and the Superintendent of Otago, or between the Colonial Secretary and the Commissioner of Crown Lands in that Province, not already laid on the Table.
15. Mr. CARLETON to move, That Mr. Domett be appointed to the Select Committee on the Bay of Islands Settlement.

16. Mr.

16. Mr. DILLON BELL to move, That the Petition of Hohepa Tamaihengia and others be referred to the Private Grievance Committee.

ORDER OF THE DAY.

1. Masters and Servants Bill—second reading.

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## Friday, the 4th day of August, 1865.

PRAYERS :

1. *Petitions presented.*—(1.) By Mr. Ormond: The Petition of seven Natives of Wharekaheka, on the East Coast, praying that their Settlement may be included within the boundaries of the Province of Hawke's Bay.

Petition received, and ordered to be translated.

2. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency,—

(1.) Papers relative to the Loans and Financial Condition of the Province of Southland. In continuation of Papers presented 9th December, 1864.

The Honourable Mr. Fitzherbert laid upon the Table, by command of His Excellency,—

(2.) Statement of Receipts and Expenditure of the Ordinary Revenue for the Quarter ending 30th June, 1865.

*Ordered,* That the said Paper be printed for the use of Members of this House.

The Honourable Major Atkinson laid upon the Table, by command of His Excellency,—

(3.) Despatch from the Secretary of State to the Governor, relative to the recommendation of Major Heaphy, of the Auckland Militia, for the Victoria Cross.

3. *Militia Acts Repeal Bill.—Ordered,* That the Honourable Major Atkinson have leave to bring in a Bill to repeal "The Militia Act, 1858," and "The Militia Act Amendment Acts, 1860-61;" and to make other provision in lieu thereof.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Thursday next, and to be printed.

4. *Waste Lands Bills Committee.*—On motion of the Honourable Mr. Sewell, *Ordered,* That Mr. Crosbie Ward's name be added to the Waste Lands Bills Committee.

5. *Electric Telegraphs.*—On motion of Mr. Stafford, *Ordered,* That there be laid upon the Table, copies of all contracts for the Erection of an Electric Telegraph, and of all correspondence between the Government, the Telegraphic Engineer, and other persons relating thereto.

6. *Joint Committee on Standing Orders.*—Mr. Carleton moved, and the question was proposed, That Mr. Wells and Mr. Reynolds be appointed to the Joint Committee on Standing Orders,

A Debate arose thereupon.

On motion of the Honourable Mr. Sewell, *Ordered,* That the Debate be now adjourned till Tuesday next.

7. *Murder of Mr. Hewitt.*—On motion of Mr. Cracroft Wilson, C.B., *Ordered,* That there be laid upon the Table, copies of all papers relative to the murder of Mr. Hewitt, of Wanganui.

8. *Petition of Southland Provincial Council.*—On motion of Mr. Dillon Bell, *Ordered,* That the Petition of the Speaker of the Provincial Council of Southland, praying for a further representation of the people of that Province in this House, be printed for the use of Members of this House.

9. *Petition of Settlers and Runholders in Southland.*—On motion of Mr. Dillon Bell, *Ordered,* That the Petition of certain Settlers and Runholders of the Province of Southland, on the subject of the Land Laws of that Province, be printed for the use of Members of this House, and referred to the Waste Lands Bills Committee.

10. *Otago Waste Lands.*—On motion of Mr. Wayne, *Ordered,* That there be laid upon the Table, a Return of the number of Purchasers, as well as the acreage bought by them in the Province of Otago, between the 4th of January, and the 5th of April, 1865; also, for all Correspondence on the subject between the Colonial Secretary and the Superintendent of Otago, or between the Colonial Secretary and the Commissioner of Crown Lands in that Province, not already laid upon the Table.

11. *Bay of Islands Settlements Committee.*—On motion of Mr. Carleton, *Ordered,* That Mr. Domett be added to the Select Committee on the Bay of Islands Settlement.

12. *Masters*

12. *Masters and Servants Bill.*—The Order of the Day being read for the second reading of the Masters and Servants Bill,

The Honourable Mr. Sewell moved, and the Question was proposed, That the Bill be now read a second time.

Mr. FitzGerald moved, That the Question be amended by the omission of the word "now," and the addition of the words, "this day six months," at the end thereof;

And the question being put, That the word proposed to be omitted stand part of the Question;

The House divided, and the names were taken down as follows:—

| *Ayes*, 23. | *Noes*, 7. |
|---|---|
| Mr. Bunny | Mr. Colenso |
| Mr. Brodie | Mr. Haughton |
| Mr. Buckland | Mr. Stafford |
| Mr. Burns | Mr. Waring Taylor |
| Mr. Carleton | Mr. Thomson |
| Mr. Cox | Mr. Wilkin |
| Mr. Creighton | Mr. FitzGerald (Teller.) |
| Mr. Curtis | |
| Mr. Domett | |
| Mr. G. Graham | |
| Colonel Haultain | |
| Mr. Jollie | |
| Mr. Miles | |
| Mr. Munro | |
| Mr. O'Neill | |
| Mr. Ormond | |
| Mr. Paterson | |
| Mr. Reynolds | |
| Hon. Mr. Sewell | |
| Mr. James Williamson | |
| Mr. John Williamson | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. Crosbie Ward (Teller.) | |

And the original Question being put, it was resolved in the Affirmative.

The Bill was accordingly read a second time.

On motion of the Honourable Mr. Sewell, *Ordered*, That the Masters and Servants Bill be referred to a Select Committee, consisting of Mr. Cracroft Wilson, C.B., Mr. Colenso, Mr. Ormond, Mr. John Williamson, Mr. Crosbie Ward, Mr. Waring Taylor, and Mr. Wayne. The Committee to report this day fortnight.

Then, on motion of the Honourable Mr. Sewell,
The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Tuesday, 8th August*, 1865.

1. Mr. WILKIN to ask the Honourable the Colonial Treasurer, Whether it is the intention of the Government during the present Session to take the subject of the present Customs Tariff into their consideration.
2. Mr. CURTIS to ask the Honourable the Attorney-General, If he sees any objection to the insertion of a clause in "The Deeds Registration Act Amendment Bill," providing that the registration of a deed in one Province with a certificate from the Registrar of such registration, when action is required to be taken on such deed in any other Province, shall be deemed as sufficient for the whole Colony.

### NOTICES OF MOTION.

1. The Honourable Mr. FITZHERBERT to move, For leave to bring in a Bill to allocate to the respective Provinces of the North Island, certain charges incurred under the authority of "The Loan Act, 1863," for their permanent advantage.
2. The Honourable Mr. SEWELL to move, That Mr. Stafford be added to the Committee on the Dunedin Reserves.
3. The Honourable Mr. SEWELL to move, For leave to introduce a Bill for amending and consolidating the Laws relating to Lands held under Maori Proprietary Customs; and on the second reading of such Bill, to move, That the Bill be referred to a Select Committee to consist of Mr. Dillon Bell, Mr. FitzGerald, Mr. Domett, Mr. Carleton, Dr. Featherston, Mr. Mantell, Mr. Stafford, and the Honourable Mr. Weld.
4. The Honourable Mr. SEWELL to move, For leave to bring in a Bill to facilitate the carrying on of business by Companies incorporated in Great Britain.
5. The Honourable Mr. WELD to move, For leave to bring in a Bill to make further provision for the Representation of the People of New Zealand in the General Assembly.

6. The

6. The Honourable Mr. SEWELL to move, That in consequence of the ruling of Mr. Speaker, the Order made on the 3rd day of August instant, for discharging the Order for the second reading of "The Native Commission Bill," be rescinded, and that such Bill be read a second time.
7. The Honourable Major RICHARDSON to move, That Mr. Dillon Bell be appointed to the Joint Committee on Standing Orders.
8. The Honourable Mr. FITZHERBERT to move, For leave to bring in a Bill to regulate and consolidate Provincial Loans.
9. Mr. BRODIE to move, That in order to establish a more expeditious and satisfactory method of recording the Votes of Electors for Members of the House of Representatives and Provincial Councils, that such Votes should be so recorded by way of Ballot—That a Bill be brought in for this purpose.
10. Mr. CARLETON to move, That Mr. Brodie and Mr. O'Rorke be appointed to the Joint Committee on Private Bills.
11. Mr. CARLETON to move, That Mr. Stafford, Mr. FitzGerald, Mr. O'Rorke and Mr. Ormond be appointed to the Committee of Selection.
12. Mr. DILLON BELL to move, That the Petition of Hohepa Tamaihengia and others be referred to the Private Grievance Committee.
13. Mr. ROBERT GRAHAM to move, For a copy of all correspondence that has taken place between the Colonial Secretary and the Superintendents of Auckland, Wellington, Hawke's Bay, and Taranaki, since 1st January last, having reference to the purchase of Native Lands.
14. Mr. HARRISON to move, That the petition of Ellen Eleanor Garner be referred to the Private Grievance Committee.

ORDERS OF THE DAY.

1. Audit Act, 1858, Amendment Bill—second reading.
2. Deeds Registration Act Amendment Bill—second reading.
3. New Zealand Settlements Act Amendment Bill—second reading.
4. Resident Magistrates' Jurisdiction Extension Act Amendment Bill—second reading.
5. New Provinces Act Limitation Bill—second reading.
6. Panama Mail Service Act Amendment Bill—second reading.
7. Revised Standing Orders of the House of Representatives—to be further considered in Committee.

   The Honourable Mr. FITZHERBERT to move, in Committee on Revised Standing Orders of the House of Representatives—That no member of the Government shall be entitled to vote on the Election of Members of the Audit Committee.
8. Adjourned Debate on the Question—That Mr. Wells and Mr. Reynolds be appointed to the Joint Committee on Standing Orders.

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## Tuesday, the 8th day of August, 1865.

PRAYERS:

1. *Member Sworn.*—James Macandrew, Esq., Member for the District of Bruce, having taken and subscribed the Oath required by law, took his seat in the House.

2. *Petitions presented.*—(1.) By Mr. Colenso: The Petition of W. Barton, Native Catechist on the Waipa.

   Petition received, and ordered to be translated.

   (2.) By Mr. Buckland: The Petition of John Robinson, settler, Auckland, for grant of land under "The Pensioners Claims Act, 1861."

   Petition received.

   (3.) By the Honourable Major Richardson: The Petition of 262 electors and residents in the Province of Otago, praying that the Resolutions passed by the Provincial Council of Otago respecting the land laws may not become law.

   Petition received.

   (4.) The Petition of 124 residents in the town of Port Chalmers, praying that the town of Port Chalmers may be constituted a separate Electoral District.

   Petition received.

   (5.) By Mr. Macandrew: The Petition of 573 inhabitants of the Province of Otago, praying that the Resolutions passed by the Provincial Council of Otago respecting the land laws may not become law.

   Petition received.

   (6.) By Mr. Paterson: The Petition of 16 working Jewellers in Dunedin for an amendment in the present Tariff.

   Petition received.

3. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency,—

   (1.) Papers relating to the appointment of a Government Agent at Auckland; being Return to an Order of the 2nd August instant.

   (2.) Report

(2.) Report of the Commissioner on the claims of Dr. J. Samuel relative to the Taranaki Iron-sand; being Return to an Order of the 1st August instant.

(3.) Copy of the Correspondence between the Minister for Native Affairs and the Resident Magistrates at Otaki and Rangitikei relative to the Rangitikei Land Dispute; being Return to an Order of the 3rd August instant.

(4.) Further Petition from inhabitants of Southland for an alteration in the Land Laws of that Province.

(5.) Letter from the Chamber of Commerce, Canterbury, for an alteration in the Tariff.

(6.) Despatch from the Secretary of State to the Governor, enclosing an Order in Council confirming the Canterbury Waste Lands Act, reserved last Session.

(7.) Further Memoranda between the Governor and Ministers relative to the Weraroa Pa.

(8.) Copy of Despatch from the Secretary of State to the Governor, transmitting communication from the Aborigines Protection Society respecting the appointment of a Special Commission in New Zealand.

4. *Reporting Debates.*—The Honourable Mr. Weld, with the leave of the House, and as a Question of Privilege, moved, and the Question was proposed, That a Select Committee be appointed to superintend the revision of Reports of Debates, with power to confer with any similar committee that may be appointed by the Legislative Council; with power also to report also upon the subject generally; such Committee to consist of Mr. Crosbie Ward, Mr. Stafford, Mr. FitzGerald, Mr. Dillon Bell, Mr. Vogel, and Mr. Carleton.

And the Question being put, it was resolved in the Affirmative.

5. *Dunedin Reserves.*—On motion of the Honourable Mr. Sewell, *Ordered*, That Mr. Stafford be added to the Committee on the Dunedin Reserves.

6. *Native Commission Bill.*—The Honourable Mr. Sewell moved, and the Question was proposed, That in consequence of the ruling of Mr. Speaker, the Order made on the 3rd day of August instant, for discharging the Order for the second reading of the Native Commission Bill be rescinded, and that such Bill be now read a second time.

A Debate arose thereupon.

On the motion of Mr. FitzGerald, *Ordered*, That this Debate be now adjourned until to-morrow, to stand the first Order of the Day.

7. *Message.*—A Message from the Legislative Council, by John Curnin, Esquire, Clerk of the Legislative Council:

The Legislative Council have concurred, without any Amendment, in the following Bills:—

A Bill intituled "An Act to continue the Arms Act, 1860." (Temporary.)

A Bill intituled "An Act for indemnifying persons acting in the suppression of the Native Insurrection."

And also, the Legislative Council have passed the following Bills, to which they request the concurrence of the House of Representatives:—

A Bill intituled "An Act to render the Shareholders of Joint Stock Banks with limited liability, liable for the issues of such Banks."

A Bill intituled "An Act to amend the Diseased Cattle Act, 1861."

A Bill intituled "An Act to facilitate Leases and Sales of Settled Estates."

8. *Bank Shareholders' Liability Bill.—Ordered*, That the Bill from the Legislative Council, intituled "An Act to render Shareholders of Joint Stock Banks with limited liability, liable for the issues of such Banks," be now read a first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

9. *Diseased Cattle Act Amendment Bill.—Ordered*, That the Bill from the Legislative Council, intituled "An Act to amend the Diseased Cattle Act, 1861," be now read a first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

10. *Leases and Sales of Settled Estates Bill.—Ordered*, That the Bill from the Legislative Council, intituled "An Act to facilitate Leases and Sales of Settled Estates," be now read a first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

11. *Provincial Loans Consolidation Bill.*—The Honourable Mr. Fitzherbert moved, and the Question was proposed, That he have leave to bring in a Bill to regulate and consolidate Provincial Loans.

A Debate

A Debate arose thereupon.

On motion of Mr. O'Neill, *Ordered*, That this Debate be now adjourned until To-morrow.

12. *Deeds Registration Act Amendment Bill.*—The Order of the Day being read for the second reading of the Deeds Registration Act Amendment Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Thursday next.

13. *New Zealand Settlements Act Amendment Bill.*—The Order of the Day being read for the second reading of the New Zealand Settlements Act Amendment Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 5 read and agreed to.

Clause 6 read. Motion made and Question proposed, That the Chairman report progress. *(Mr. Brodie.)*

And the Question being put, it was resolved in the Affirmative.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move, That the Committee have leave to sit again.

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

14. *Resident Magistrates' Jurisdiction Extension Act Amendment Bill.*—The Order of the Day being read for the second reading of the Resident Magistrates' Jurisdiction Extension Act Amendment Bill, Mr. Cracroft Wilson, C.B., moved, and the Question was proposed, That the Bill be now read a second time.

A Debate arose thereupon.

On motion of the Honourable Mr. Sewell, *Ordered*, That this Debate be now adjourned until this day week.

15. *New Provinces Act Limitation Bill.*—The Order of the Day being read for the second reading of the New Provinces Act Limitation Bill;

The Honourable Mr. Sewell moved, and the Question was proposed, That the Bill be now read a second time.

A Debate arose thereupon.

On motion of Mr. Wayne, *Ordered*, That this Debate be now adjourned until To-morrow.

16. *Revised Standing Orders.*—The House, according to Order, resolved itself into a Committee further to consider the revised Standing Orders of the House of Representatives.

(In the Committee.)

Motion made and Question proposed, That the discussion on Standing Orders numbered 204 and 224 be postponed. *(Dr. Monro.)*

And the Question being put, it was resolved in the Affirmative.

Clauses 225 to 240 read and agreed to.

Clause 241 read. Motion made and Question proposed: That the consideration of this clause be postponed. *(Mr. Brodie.)*

And the Question being put, it was resolved in the Affirmative.

Clauses 242 to 324 read and agreed to.

Clause 325 read. Amendment proposed: At the end of the clause to insert the words "or by message." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 326 to 368 read and agreed to.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Cracroft Wilson, C.B., reported, That the Committee had made progress, and had directed him to move, That the Committee have leave to sit again.

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

17. *Joint Committee on Standing Orders.*—The Order of the Day being read for resuming the adjourned Debate on the Question, That Mr. Wells and Mr. Reynolds be appointed to the Joint Committee on Standing Orders,

And the Question being again proposed, The House resumed the said adjourned Debate.

The Honourable Major Richardson moved, and the Question was proposed, That the Question be amended by the addition of the name of Mr. Dillon Bell at the end thereof.

And the Question being put, That the name proposed to be added, be so added,

It was resolved in the Affirmative.

*Ordered*, That Mr. Wells, Mr. Reynolds, and Mr. Dillon Bell be appointed to the Joint Committee on Standing Orders.

18. *Audit Act*, 1858, *Amendment Bill*.—The Order of the Day being read, for the second reading of the Audit Act, 1858, Amendment Bill.

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clauses 1 to 7 read and agreed to.

Clause 8 read. Amendment proposed: In line 3 to omit the words "commencing on the first," with a view to insert the words "ending on the 30th" in lieu thereof. *(Honourable Mr. Fitzherbert.)*

Amendment agreed to.

Another Amendment proposed: In line 3 to omit the word "July," with a view to insert the word "June" in lieu thereof. *(Honourable Mr. Fitzherbert.)*

Amendment agreed to.

Clause as amended agreed to.

To report the Bill with amendments.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the report be received To-morrow.

19. *Joint Committee on Private Bills*.—On motion of Mr. Carleton, *Ordered*, That Mr. Brodie and Mr. O'Rorke be appointed to the Joint Committee on Private Bills.

20. *Petition of Hohepa Tamaihengia*.—On motion of Mr. Dillon Bell, *Ordered*, That the Petition of Hohepa Tamaihengia and others be referred to the Private Grievance Committee.

21. *Native Land Purchases*.—On motion of Mr. R. Graham, *Ordered*, That there be laid upon the Table, a copy of all Correspondence that has taken place between the Colonial Government and the Superintendents and District Land Purchase Commissioners of Auckland, Wellington, Hawke's Bay and Taranaki, since the 1st January last, having reference to the purchase of Native Lands.

22. *Petition of Ellen E. Garner*.—On motion of Mr. Harrison, *Ordered*, That the Petition of Ellen E. Garner be referred to the Private Grievance Committee.

23. *Panama Mail Service Bill*.—The Order of the Day being read for the second reading of the Panama Mail Service Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

Then, on motion of the Honourable Mr. Sewell,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Wednesday, 9th August*, 1865.

1. Mr. CURTIS to ask the Government, Whether under "The Arms Act, 1860," and the amended Acts, the license fee of five pounds under form B, is always exacted when arms are repaired only.
2. Mr. CROSBIE WARD to ask the Honourable the Attorney-General, Whether any steps have been or are about to be taken to provide for periodical sittings of the Supreme Court taking place at Hokitika.
3. Mr. CROSBIE WARD to ask the Honourable the Postmaster-General, Whether any Correspondence, further than that laid on the Table, has taken place, either with the Imperial Government or that of New South Wales, with reference to the adoption of the Panama mail line by the British Post Office, as a means of postal communication between the United Kingdom and the Australian Colonies.

NOTICES OF MOTION.

1. Mr. BRODIE to move, That this House is of opinion that it is unconstitutional and opposed to the policy hitherto adopted by the Imperial and Colonial Governments, that any Legislative body should receive communications from persons who are in a state of rebellion, and that they are of opinion that any petitions or communications should be addressed to the Commander of Her Majesty's Forces or Her Majesty's Colonial Government.
2. Mr. THOMSON to move, That the name of Mr. Wilkin be added to the Committee on the Debtors and Creditors Bill.
3. Colonel HAULTAIN to move, That the Return laid on the Table, containing the signatures to the Treaty of Waitangi, with annotations, be printed, together with a translation of the Treaty itself.
4. Mr. BUCKLAND to move, That the petition of John Robinson be referred to the Private Grievance Committee.
5. The Honourable Mr. SEWELL to move, For leave to bring in a Bill to amend the law relating to the administration of the estates of deceased persons in certain cases.
6. The Honourable Mr. SEWELL to move, For leave to introduce a Bill for amending and consolidating the Laws relating to Lands held under Maori Proprietary Customs; and on the second reading of such Bill, to move, That the Bill be referred to a Select Committee to consist of Mr. Dillon Bell, Mr. FitzGerald, Mr. Domett, Mr. Carleton, Dr. Featherston, Mr. Mantell, Mr. Stafford, and the Honourable Mr. Weld.
7. The Honourable Mr. SEWELL to move, For leave to bring in a Bill to facilitate the carrying on of business by Companies incorporated in Great Britain.

ORDERS OF THE DAY.

1. Native Commission Bill—adjourned Debate on the Question—That the Bill be now read a second time.
2. Bank Shareholders' Liability Bill—second reading.
3. Diseased Cattle Act Amendment Bill—second reading.
4. Leases and Sales of Settled Estates Bill—second reading.
5. Adjourned Debate on the Question—That leave be given to bring in a Bill to regulate and consolidate Provincial Loans.
6. New Zealand Settlements Act Amendment Bill—to be further considered in Committee.
7. New Provinces Act Limitation Bill—adjourned Debate on the Question, That the Bill be now read a second time.
8. Audit Act Amendment Bill—to be reported
9. Panama Mail Service Act Amendment Bill—to be committed.

## Wednesday, the 9th day of August, 1865.

PRAYERS:

1. *Petitions presented.*—(1.) By Mr. Crosbie Ward: The Petition of John Wynn Hughes Williams, of South Yarra, Melbourne, praying that an error made in a Crown Grant of land issued to him may be rectified by a further grant of land.

   Petition received.

   (2.) By Mr. John Williamson: The Petition of Henry Deery, of Auckland, for grant of a Pension.

   Petition received.

   (3.) By Mr. G. Graham: The Petition of Erena Parirua Kawakawa, of Matamata, for a Crown Grant to certain land she claims at the Wairoa.

   Petition received, and ordered to be translated.

   (4.) By Mr. G. Graham: The Petition of William Thompson, Whaharoa, praying that a Commissioner may be appointed to investigate the cause of the war.

   Mr. G. Graham moved, and the Question was proposed, That this Petition be received.

   A Debate arose thereupon.

   On motion of the Hon. Major Richardson, *Ordered,* That this Debate be now adjourned until To-morrow.

   (5.) By Mr. FitzGerald: The Petition of Matini Te Whiwhi and other Natives of Otaki, praying that the Native Race may be represented in the General Assembly.

2. *Papers.*—The Honourable Major Richardson laid upon the Table, by command of His Excellency,—

   (1.) Despatch from the Secretary of State to the Governor relative to "The New Customs Duties Act, 1864."

   (2.) Despatch from the Secretary of State to the Governor relative to "The Panama Mail Service Act, 1864."

3. *Debtors'*

3. *Debtors' and Creditors' Bill.*—On motion of Mr. Thomson, *Ordered,* That the name of Mr. Wilkin be added to the Committee on the Debtors' and Creditors' Bill.

4. *Petitions from Natives in Rebellion.*—Mr. Brodie moved, and the Question was proposed, That it is unconstitutional, and opposed to the policy hitherto adopted by the Imperial and Colonial Governments, that any Legislative body should receive communications from persons who are in a state of rebellion, and that they are of opinion that any petitions or communications should be addressed to the Commander of Her Majesty's Forces or Her Majesty's Colonial Government.

A Debate arose thereupon.

And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 2. | *Noes*, 16. |
|---|---|
| Mr. Haughton | Mr. Dillon Bell |
| Mr. Brodie (Teller.) | Mr. Carleton |
| | Mr. Cox |
| | Mr. Gledhill |
| | Mr. G. Graham |
| | Colonel Haultain |
| | Mr. Miles |
| | Hon. Mr. Sewell |
| | Mr. Thomson |
| | Mr. Walker |
| | Mr. Wayne |
| | Hon. Mr. Weld |
| | Mr. Wells |
| | Mr. Wilkin |
| | Mr. Cracroft Wilson, C.B. |
| | Mr. Pharazyn (Teller.) |

So it passed in the Negative.

5. *Native Commission Bill.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the Native Commission Bill be now read a second time;

And the Question being again proposed, The House resumed the said adjourned Debate.

And the Question being put, it was resolved in the Affirmative.

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

6. *Bank Shareholders' Liability Bill.*—The Order of the Day being read, for the second reading of the Bank Shareholders' Liability Bill, the Honourable Mr. Sewell moved, and the Question was proposed, That the Bill be now read a second time.

Mr. Stafford moved, That the Question be amended by the omission of the word "now" and the addition of the words "this day week" at the end thereof.

And the Question being put, that the word proposed to be omitted stand part of the the Question, it passed in the Negative.

Then the Question being put, That the words proposed to be added be so added, it was resolved in the Affirmative.

*Ordered,* That the Bank Shareholders' Liability Bill be read a second time this day week.

7. *Diseased Cattle Act Amendment Bill.*—The Order of the Day being read for the second reading of the Diseased Cattle Act Amendment Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 1 read and agreed to.

Clause 2 read. Amendment proposed: In line 1 to omit the word "clause," with a view to insert in lieu thereof the words "Sections six and." (*Mr. Burns.*)

Amendment agreed to.

Clause as amended agreed to.

Motion made and Question proposed, That the following clause be added to the Bill as clause 3:—"There shall be paid to the Inspector of Diseased Cattle a fee of 2s. 6d. for every head of cattle on board any ship or vessel which shall be inspected by him as aforesaid, which fee shall be paid on demand by such Master to such Inspector: Provided that no greater sum in the aggregate than ten pounds in respect of cattle brought by any one ship or vessel shall be so payable: Provided also that all such fees shall be paid over to the Treasurer of the Province, and shall become the Revenue of the Province in which the same are paid." (*Mr. Burns.*)

And the Question being put, it was resolved in the Affirmative. Clauses

Clauses 3, 4, and 5, as printed, read and agreed to.

Clause 6 read. Amendment proposed to add—"And no such regulations appointments or prohibitory or other regulations shall remain in force for a period exceeding three months from the day of such publication, unless the assent of the Governor shall have been signified in writing to the Superintendent, and a notification of such assent shall have been published in the Government *Gazette* of the Province to which the same shall relate. (*Mr. D. Bell.*)

And the Question being put, That the words proposed to be added be so added, it was resolved in the Affirmative.

Clause as amended agreed to.

Clauses 7 and 8 read and agreed to.

Preamble read and agreed to.

Bill as amended to be reported.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on Friday next.

Then, on motion of the Honourable Mr. Sewell,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Thursday, 10th August*, 1865.

1. Mr. BURNS to ask the Honourable the Postmaster-General, Whether he has taken any steps to discover the correctness or otherwise of the statements contained in a paragraph published in the *Wellington Independent* of the 27th June, headed: "How the Maoris were supplied with Ammunition;" and whether he is aware who were the persons that supplied the said Ammunition.
2. Mr. PHARAZYN to ask the Honourable the Postmaster-General, If it is the intention of the Government to establish a bi-weekly mail between Wellington and Wanganui, passing through the Rangitikei district.

### NOTICES OF MOTION.

1. The Honourable Mr. FITZHERBERT to move, For leave to bring in a Bill to allocate to the respective Provinces of the North Island, certain charges incurred under the authority of "The Loan Act, 1863," for their permanent advantage.
2. Mr. JOHN WILLIAMSON to move, That the petition of Henry Deery be referred to the Committee of Private Grievances.
3. The Honourable Major ATKINSON to move, For leave to bring in a Bill to grant a Pension to the Widow and Children of the late Mr. Armitage.
4. Mr. CARLETON to move, That Mr. FitzGerald, Mr. O'Rorke, Mr. Ormond, and Mr. Miles, be appointed to the Committee of Selection.
5. Mr. CROSBIE WARD to move, That the Petition of J. W. H. Williams be referred to the Select Committee on Private Grievances.
6. The Honourable Mr. FITZHERBERT to move, That the consideration of the Governor's Speech be made an Order of the Day for to-day; and on the Order being called on, to move, "That a supply be granted to Her Majesty."
7. Mr. FITZGERALD to move, That the petition of William Thompson be received.
8. Mr. FITZGERALD to move, That the Petition of Matini Te Whiwhi and others be received.
9. Mr. FITZGERALD to move, For a return of all Sums of Money being a part of public revenue which have been transmitted from the Treasury of any one Province to the Treasury of any other Province within the Colony during the present year, specifying the amounts sent and the place where sent to.
10. Mr. REYNOLDS to move, For leave to introduce a Bill to consolidate and amend the law relating to the Sale, Letting, and Occupation of Waste Lands of the Crown, within the Province of Otago.

### ORDERS OF THE DAY.

1. Militia Acts Repeal Bill—second reading.
2. Deeds Registration Act Amendment Bill—to be committed.
3. Adjourned Debate on the Question, That a Petition presented by Mr. George Graham from William Thompson, Whaharoa, be received by the House.
4. Native Commission Bill—to be committed.
5. Leases and Sales of Settled Estates Bill—second reading.
6. Adjourned Debate on the Question—That leave be given to bring in a Bill to regulate and consolidate Provincial Loans.
7. New Zealand Settlements Act Amendment Bill—to be further considered in Committee.
8. New Provinces Act Limitation Bill—adjourned Debate on the Question, That the Bill be now read a second time.
9. Audit Act Amendment Bill—to be reported.
10. Panama Mail Service Act Amendment Bill—to be committed.

## Thursday, the 10th day of August, 1865.

PRAYERS:

1. *Petition presented.*—(1.) By Mr. Creighton: The Petition of Alfred Edmonds, of Auckland, master mariner, for compensation for losses incurred in consequence of the seizure of the schooner "Mavis" by the Natives.

Petition received.

2. *Papers.*—The Honourable Mr. Fitzherbert laid upon the Table, by command of His Excellency,—

(1.) Return showing the cost of the removal of the Seat of Government to Wellington; being Return to an Order of the 3rd instant.

(2.) Copy of the Regulations and Orders in Council under which the township of Ngaruawahia was sold; also of the present state of the Land Fund in the Province of Auckland; being Return to an Order of the House of the 3rd December, 1864.

The Honourable Mr. Sewell laid upon the Table, by command of His Excellency,—

(3.) Return of sums expended for Native Purposes, from 1st July, 1862, to 30th June, 1864; being Return to an Order of the House of the 9th December, 1864.

(4.) Return of Waste Lands Purchase in the Province of Otago, from 4th January to 5th April, 1865; being Return to an Order of the House of the 4th instant.

*Ordered*, That the said papers be printed for the use of Members of this House.

3. *Private Grievance Committee.*—Mr. Jollie, from the Select Committee on Private Grievances, brought up a Report, and the same was read as followeth:—

Your Committee beg to submit to the House a Report on such of the Petitions as have already been brought under their consideration.

(1.) *Petition of Sampson Kempthorne:*

Mr. Kempthorne, the Petitioner, was appointed by Governor Sir George Grey, Secretary to the Auckland Public Buildings Commission in February, 1864, and his salary was fixed, it would appear, not by any Resolution of that Commission, but verbally by Mr. Whitaker, on behalf of the General Government, of which that gentleman was then the head.

The Commissioners, on the 25th January last, by Resolution, and for reasons not requiring statement here, dispensed with Mr. Kempthorne's services as Secretary after the 1st March following; and it is owing to this decision that he now appeals to the House of Representatives, praying that it will make inquiry into the circumstances, and award him redress for the injury and loss he has sustained by being thus suddenly deprived of his office and emoluments.

The Committee, after full consideration of the case, do not consider it to be their duty to make any recommendation to the House in respect to it. The acts of the Public Buildings Commission cannot properly be identified with those of the Colonial Government. The Commissioners, the Committee presume, are answerable in the Courts of Law for the consequences of any proceedings of theirs which may injuriously affect the legal rights of individuals. The Committee on Private Grievances is not authorized to assume to itself the redress of alleged private wrongs, or even to proceed to inquire into them, if the law has provided means both of ascertaining and remedying the same, as would appear to be the case in respect to the matter of this Petition.

(2.) *Petition of James Callaghan:*

This Petitioner was engaged in the war of 1845, and severely injured by the explosion of the Russell Stockade, whilst serving as one of the garrison. He is now an old man, in poor circumstances, and constantly suffering, as it would appear, from the effects of his former injuries. The Committee conceive the case of the Petitioner to be one claiming the benevolent action of the Government. A person of the name of Powell is stated to have been in the receipt of a pension for many years, on account of injuries sustained at the same time and place, and the Committee would recommend that the like relief be granted to the Petitioner.

The House of Representatives has, however, expressly reserved to itself, by Resolution of last Session, the consideration during this Session of the "question of compensation to those settlers who suffered losses during and in consequence of the war in the North, commonly called Heke's War." (See p. 64 of the Journals for 1864.)

(3.) *Petition of John Laurie, and*
*Petition of Robert Ormsby:*

These Petitions may be classed together, as the cases are, or at least appear to be, both those of men who have lost property and been driven from their homes by Native Disturbances prior to July, 1863, but who did not possess their land under a Grant from the Crown.

The Petitioner Laurie lived at Kawhia till 1860, when, owing to the commencement of hostilities at Taranaki, &c., he was compelled to leave his home, much under the same circumstances probably as the whole of the other European residents of the place, the case of some of whom was investigated by a Committee of the House of Representatives in the Session of 1860. (See Appendix to Journals for 1860.) In his absence during that and the following year his premises, &c., were, he states, utterly destroyed, causing a loss to himself of not less than £300. He applied to have his case brought under the jurisdiction of Mr. Commissioner Beckham; but was informed that such jurisdiction did not extend to losses sustained before July, 1863.

The Petitioner Ormsby, it would appear, lived from 1848 until June, 1863, in the Waipa, where he married a Maori wife, and had a large family of children, (some of whom were carried off by the Natives on the breaking out of the war, but afterwards given up); and although he did not abandon his home until about the breaking out of the Taranaki war, he suffered, he states, his "first and heaviest loss in April, 1860, when the news of the skirmish at Waireka, in the Province of Taranaki, reached the Waipa." This Petitioner's name occurs in the "Return of Europeans in the occupation of Native Lands," (see Appendix to Journals for 1864), and he appears to have served in the Waikato Militia from July, 1863, to March, 1865, when his company was disbanded. His claim also has been sent into Mr. Beckham, but rejected or withdrawn as inadmissible under the terms of the commission, or the instructions to that gentleman.

There are, no doubt, circumstances of considerable hardship involved in these cases, and probably a great number of precisely similar ones exist. It is for the Legislature to determine whether, and how far, the rule laid down by the Government shall be relaxed, and the parties concerned admitted to the receipt of some compensation, or at least the consideration of their claims by a Commissioner; but supposing that obstacle to be removed, there would still remain the question of the disability, whatever it may be, which attaches to the fact of their having been in occupation of Native land—a circumstance which the Committee consider should not be overlooked by the House in dealing with such claims.

(4.) *Petition of William Lott Howard:*

The Petitioner served the General Government of New Zealand as Postmaster in different places, for a period of 15 years, and has been in receipt of a yearly pension of £61 9s. 2d., under "The Civil Service Superannuation Act, 1858," since the year 1859, when he retired from the service.

In 1861 the Civil Service Amendment Act was passed, establishing a somewhat more liberal scale of allowances for officers retiring, than that of the Act of 1858; and the prayer of the Petitioner is that he may be permitted to have his case dealt with anew, under the provisions of the amended Act, which, it appears, would entitle him to receive an additional £10 or £12—an addition which, he states, it is of great consequence to him that he should receive, his pension being his sole support.

It would appear by the Petition and the evidence before the Committee, that the Petitioner is a very old resident in this country, and that he lost all the property he then possessed at Kororarika, where he was Postmaster when the place was sacked by the Natives under Heke, in 1845. His brother, James Howard, it may be added, was one of the twenty-two who were massacred at the Wairau in 1843.

The Committee recommend that the prayer of the Petitioner should be complied with, unless there be some positive legal difficulty in the way which they do not understand to be the case.

(5.) *Petition of R. B. Hamlin:*

This Petition is from the widow of Mr. Job Hamlin, who was murdered by Maoris in the Wairoa Valley, near Papakura, on the 13th October, 1863, and prays for such consideration and relief as the House of Representatives may deem just, under the peculiar circumstances of distress in which she has been placed by that event.

A similar Petition was presented last Session, which seems to have been referred by the Government to the Commissioner in Auckland, who has adjudicated upon the claim, and awarded to the Petitioner a sum of £493 9s.; her claim, as sent in, having amounted to £543 9s.

Mr. Hamlin lost his life whilst engaged in a generous effort to assist a family of the name of Wallis, which had been driven from their home in the Wairoa Valley; and his son has since died from fever. The Committee recommend that inquiry should be made into the position and prospects of the Petitioner, having regard to the award already made in her favor by Mr. Commissioner Beckham. The amount awarded would seem sufficient to place her above the pressure of actual want, and it may have been given in satisfaction of her whole claim; but the case, no doubt, in its main features, is one that would justify the utmost liberality on the part of the Colony, consistent with its resources and the claims of others.

(6.) *Petition*

(6.) *Petition of Lachlan A. McCaskill:*

This Petitioner prays for a consideration of his case, as one of those who have suffered most largely by the consequences of Native disturbances and the Taranaki war, prior to July, 1863, the date to which Mr. Beckham's powers as Commissioner appear to have been limited by the Government.

The Petitioner appears to have sent in to the Commissioner a claim for no less than £13,844 10s., but of course it was not gone into, and there is no information whatever before this Committee as to how it is made up. It will be for the Legislature and Government to deal with the case in common with others of the class, should it be determined to admit to investigation claims on account of losses occurring prior to July, 1863.

The Committee may here take the opportunity of remarking, that this limitation of claims within the Auckland Province to a period not earlier than July 11th, 1863, arises not from any positive enactment of the Legislature, or Resolution of the House of Representatives, but was part of the instructions given by Ministers to Mr. Beckham when they appointed him to act as Commissioner, in pursuance of the Resolution moved by Colonel Haultain, and adopted by the House, on the 10th December, 1864. The 11th July is the date of the Governor's notification of the commencement of hostilities in the Waikato. It was subsequent to that date that the murders and other outrages by Natives began at the Wairoa and elsewhere.

(7.) *Petition of John Bolton:*

This Petitioner is at present messenger, &c., in the Auckland Post Office, which situation he has held for nearly six years; previously to that he was for five years messenger to the Honourable the Legislative Council.

He is now in advanced years, and from broken health nearly incapable of further service. The prayer of his Petition is, practically, that he may be permitted to retire, some provision being made for his future maintenance.

The Committee have agreed to the following Resolution, recommending the case to the consideration of the Government:—

*Resolved*, "That the Committee recommend that the Petitioner's service as Messenger of the Legislative Council be allowed to reckon as permanent service, so as to bring his case within the provisions of the Superannuation Act."

(8.) *Petition of Clara H. Burton:*

The Petitioner is the widow of the late George Ruth Burton, Captain in the Taranaki Militia, who died there in 1862, from an illness attributed to exposure and the anxiety consequent upon the discharge of very arduous duties, whilst in command of the Omata Stockade, and afterwards, on the retirement of Major Herbert, of the Militia and Volunteers in the town.

Captain Burton appears to have been a most meritorious and energetic officer, as well as an excellent settler, and the Committee have in the following Resolution unanimously expressed their opinion that some adequate provision should be made for his widow and children:—

*Resolved*, "That the Committee, having considered the Petition of Mrs. Burton, and taken evidence thereon, beg to recommend that her case be placed upon the same footing, and receive the same consideration as others, to whom, they are informed, relief has been afforded by the Government, although not legally entitled to the same, and for which, the Committee understand, Ministers intend to ask the House to make provision during the present Session."

*Ordered*, That the Report do lie upon the Table.

4. *Loan Act Allocation Bill.—Ordered*, That the Honourable Mr. Fitzherbert have leave to bring in a Bill to allocate to the respective Provinces of the North Island certain charges incurred under the authority of the "Loan Act, 1863" for their permanent advantage.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time To-morrow, and to be printed.

5. *Petition of Henry Deery.*—On motion of Mr. John Williamson, *Ordered*, That the Petition of Henry Deery be referred to the Private Grievance Committee.

6. *Armitage Pension Bill.*—A motion being made, That this House do now resolve itself into a Committee to consider of the granting of a Pension to the widow and children of the late Mr. Armitage;

The Honourable Major Atkinson, by His Excellency's command, acquainted the House that, His Excellency having been informed of the subject matter of this Motion, recommends it to the consideration of the House.

On

On motion of the Honourable Major Atkinson, the House resolved itself into a Committee on the Question, That he have leave to bring in a Bill to grant a Pension to the widow and children of the late Mr. Armitage.

(In the Committee.)

Motion made and Question proposed : That the Honourable Major Atkinson have leave to bring in a Bill, To grant a Pension to the widow and children of the late Mr. Armitage.

And the Question being put, it was resolved in the Affirmative.

Resolution to be reported.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had come to a resolution.

*Ordered,* That the Report be received To-morrow.

7. *Committee of Selection.*—On motion of Mr. Carleton, *Ordered,* That Mr. Fitzherbert, Mr. O'Rorke, Mr. Ormond, Mr. Miles, and the Chairman of Committees be appointed to the Committee of Selection.

8. *Petition of J. W. H. Williams.*—On motion of Mr. Crosbie Ward, *Ordered,* That the Petition of J. W. H. Williams be referred to the Committee on Private Grievances.

9. *Supply.*—On motion of the Honourable Mr. Fitzherbert, *Ordered,* That the consideration of His Excellency's Speech be made the 1st Order of the Day for To-day.

10. *Petition of William Thompson.*—Mr. FitzGerald moved, and the Question was proposed, That the Petition of William Thompson be received.

A Debate arose thereupon.

Mr. Brodie moved that the Question be amended by the omission of all the words after the word "That," and the insertion of the words "it is the opinion of this House that the Petition of William Thompson should be referred to the Government."

The amendment was, with the leave of the House, withdrawn.

The Debate continued.

The hour of Three of the Clock having arrived, the House proceeded to the consideration of the Orders of the Day.

11. *Supply.*—The Order of the Day being read for the consideration of His Excellency's Speech, that portion of the Speech especially addressed to the House of Representatives, was again read by Mr. Speaker;

And a Motion being made that a Supply be granted to Her Majesty, *Resolved,* that this House will, on the 22nd day of this instant August, resolve itself into a Committee to consider that Motion.

12. *Deeds Registration Act Amendment Bill.*—The Order of the Day being read for the House in Committee on the Deeds Registration Act Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 3 read and agreed to.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move, That the Committee have leave to sit again.

*Resolved,* That this House will, on the 17th instant, again resolve itself into the said Committee.

13. *Militia Bill.*—The Order of the Day being read for the second reading of the Militia Bill;

*Ordered,* That the Bill be read a second time on Tuesday next.

14. *Petition of William Thompson, Tarapipi.*—The Order of the Day being read for resuming the adjourned Debate on the Question, That a Petition presented by Mr. George Graham from William Thompson, Tarapipi, be received by the House.

And the Question being again proposed, The House resumed the said adjourned Debate.

And the Question being put, it was resolved in the Affirmative.

15. *Native Commission Bill.*—The Order of the Day being read for the House in Committee on the Native Commission Bill;

*Resolved,* That this House will, To-morrow, resolve itself into the said Committee.

16. *Leases*

16. *Leases and Sales of Settled Estates Bill.*—The Order of the Day being read, for the second reading of the Leases and Sales of Settled Estates Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

And after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported that the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to facilitate Leases and Sales of Settled Estates."

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath passed the Bill without any amendment.

17. *Provincial Loans Consolidation Bill.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That leave be given to bring in a Bill to regulate and consolidate Provincial Loans.

And the Question being again proposed, The House resumed the said adjourned Debate.

And the Question being put, it was resolved in the Affirmative.

The Honourable Mr. Fitzherbert accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next, and to be printed.

18. *New Zealand Settlements Act Amendment Bill.*—The Order of the Day being read for the House in Committee on the New Zealand Settlements Act Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 6: Motion made, and Question proposed, That the Chairman report progress. (*Mr. Brodie.*)

And the Question being put, it was resolved in the Affirmative.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported progress.

19. *New Provinces Act Limitation Bill.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the New Provinces Act Limitation Bill be now read a second time;

And the Question being again proposed, The House resumed the said adjourned Debate.

Mr. Macandrew moved, That the Question be amended by the omission of the word "now," and the addition of the words "this day six months" at the end thereof.

And the question being put, That the word proposed to be omitted stand part of the Question, The House divided, and the names were taken down as follows:—

| *Ayes*, 20. | *Noes*, 31. |
|---|---|
| Hon. Major Atkinson | Mr. Bunny |
| Mr. Dillon Bell | Mr. Brandon |
| Mr. Brodie | Mr. Buckland |
| Mr. Colenso | Mr. Burns |
| Mr. Cox | Mr. Butler |
| Mr. Curtis | Mr. Carleton |
| Hon. Mr. FitzGerald | Mr. Creighton |
| Hon. Mr. Ftzherbert | Mr. Domett |
| Mr. Gledhill | Mr. G. Graham |
| Mr. Jollie | Mr. R. Graham |
| Hon. Major Richardson | Mr. Harrison |
| Hon. Mr. Sewell | Mr. Haughton |
| Mr. Thomson | Colonel Haultain |
| Mr. Walker | Mr. Henderson |
| Mr. Crosbie Ward | Mr. Macandrew |
| Mr. Wayne | Mr. Mantell |
| Hon. Mr. Weld | Mr. Miles |
| Mr. Wilkin | Mr. Munro |
| Mr. Cracroft Wilson, C.B. | Mr. O'Neill |
| Mr. Stafford (Teller.) | Mr. Ormond |
| | Mr. O'Rorke |
| | Mr. Paterson |
| | Mr. Pharazyn |
| | Mr. Renall |
| | Mr. Reynolds |
| | Mr. Richmond |
| | Mr. Waring Taylor |

| | |
|---|---|
| | Mr. Wells<br>Mr. James Williamson<br>Mr. John Williamson<br>Mr. Eyes (Teller.) |

So it passed in the Negative.

Then the Question being put, That the words proposed to be added be so added, it was resolved in the Affirmative.

*Ordered*, That the New Provinces Act Limitation Bill be read a second time this day six months.

20. *Audit Act Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Audit Act Amendment Bill.

On motion of the Honourable Mr. Fitzherbert, *Ordered*, That the Bill be re-committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Audit Act Amendment Bill re-committed.

Clauses 1 to 3 read and agreed to.

Clause 4 read. Amendment proposed: In line 5 to omit the words after the word "quarter." (*Honourable Mr. Fitzherbert.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 5 to 8 read and agreed to.

Motion made and Question proposed, That the following Clause be added to the Bill:—

Notwithstanding anything contained in the Audit Act, 1858, no member of the Executive Council of the Colony, being a Minister, shall be appointed, or be capable of serving as a Member of the Audit Committee under the said Act, nor of sitting or voting in the election of such Audit Committee. (*Honourable Mr. Fitzherbert.*)

Amendment proposed: To omit the words "nor of sitting or voting in the election of such Audit Committee." (*Mr. Dillon Bell.*)

Amendment agreed to.

Clause as amended agreed to.

To report the Bill with amendments.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the report be received To-morrow.

Then, on motion of the Honourable Mr. Sewell,
The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Friday, 11th August*, 1865.

1. Mr. HAUGHTON to ask the Honourable the Attorney-General, What arrangements have been made for the conduct of the Crown Prosecutions at the ensuing session of the Supreme Court in the City of Dunedin.
2. Mr. J. CRACROFT WILSON, C.B., to ask the Honourable the Colonial Secretary, Whether there are three Resident Magistrates and a Civil Commissioner in Napier, and if so, what their accumulated salaries are; and what is the peculiar position of Napier which renders so large a staff of judicial officers necessary.
3. Mr. MACANDREW to ask the Honourable the Colonial Treasurer, Whether or not it is the intention of the Government to give effect during the present session to the Address to His Excellency the Governor from the Provincial Council of Otago, respecting the distillation of spirituous liquors throughout the Colony.
4. Mr. MILES to ask the Honourable the Defence Minister, Whether it is true that Major Rookes and his relieving party took six days to travel the sixty miles to Pipiriki to relieve Captain Brassey and the besieged party there; and, if so, what explanation he has to give of the same.
5. Mr. CREIGHTON to ask the Honourable the Postmaster-General, Whether he has received any report from the Sub-Collector of Customs at Russell, Bay of Islands, of the seizure by that officer of the schooner "St. Kilda," Captain Smith, for smuggling, and the subsequent departure of that vessel whilst in charge of a Government officer. Also, with the view of protecting the revenue, and promoting the efficiency of the Customs Service, whether he is prepared to recommend that Wangaroa be made a port of entry, and that all officers and men engaged at any seizure under "The Customs Act" shall receive a specific share of such seizure in conformity with a rule of the Imperial Service.

NOTICES OF MOTION.

1. The Honourable Mr. WELD to move, For leave to bring in a Bill to make further provision for the Representation of the People of New Zealand in the General Assembly.
2. The Honourable Mr. SEWELL to move, For leave to bring in a Bill to amend "The Public Domains Act, 1860."
3. The Honourable Mr. SEWELL to move, For leave to introduce a Bill to amend the law relating to the Administration of the Estates of Deceased Persons in certain cases.
4. The Honourable Mr. SEWELL to move, For leave to introduce a Bill to facilitate the carrying on of business by Companies incorporated in Great Britain.
5. The Honourable Mr. WELD to move, That the name of Mr. Creighton be added to the Committee on Reporting.
6. Mr. HAUGHTON to move, For a Return of the Number of Casualties to Shipping at Hokitika, and the loss of life accruing therefrom.
7. Mr. CARLETON to move, For leave to bring in a Bill for the Final Settlement of Land Claims.
8. Mr. CROSBIE WARD to move, That in the opinion of this House it is highly desirable that periodical Sittings of the Supreme Court should be held, from this time forward, at some convenient place on the Middle Island West Coast Goldfields.
9. Mr. BUCKLAND to move, That the Petition of John Robinson, settler, Mangarei, be referred to the Private Grievance Committee.
10. Mr. CROSBIE WARD to move, For leave of absence for a fortnight from Tuesday, the 15th instant.
11. Mr. BURNS to move, That all papers and correspondence that passed between the Honourable the Postmaster-General and the Editor of the *Hawke's Bay Times*, connected with an article that appeared in that journal headed "How the Maoris are supplied with Ammunition," be laid on the Table of the House.
12. Mr. JOLLIE to move, For a Return, stating what has been done by the Executive towards carrying out the recommendations made by the Private Grievance Committees of the Sessions 1862 and 1864, in reference to the several Petitions of—Francis Williamson, E. S. Halswell, John S. Luscombe, James Gilberd, John Waring Saxton, and Eliza Meredith.
13. COLONEL HAULTAIN to move, That the Treaty of Waitangi, with its Signatures, be printed and laid on the Table, together with a translation of the Maori version, to be made by an authorized translator under direction of the Clerk of the House.
14. Mr. JOHN WILLIAMSON to move, For a Return shewing the Number of Canoes belonging to Natives, together with the number of their crews and the quantity and species of Native grown produce (as nearly as can be ascertained) that arrived in the harbours of Auckland and Onehunga between the 1st day of January, 1850, and the 31st day of January, 1859, together with the remarks of the Commissioner and Inspector of Police which accompanied the Quarterly Returns on this subject, supplied to the Government by those Officers.
15. Mr. JOHN WILLIAMSON to move, That the Return shewing the cost of Removal of the Seat of Government from Auckland to Wellington, together with other expenses attendant thereon be ordered to be printed.

ORDERS OF THE DAY.

1. A Resolution to be reported from the Committee of the whole House.
2. Diseased Cattle Act Amendment Bill—to be reported.
3. Adjourned Debate on the Question, That the Petition of William Thompson be received.
4. Audit Act Amendment Bill—to be reported.
5. Native Commission Bill—to be committed.
6. Panama Mail Service Act Amendment Bill—to be committed.
7. Loan Allocation Bill—second reading.

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## Friday, the 11th day of August, 1865.

PRAYERS:

1. *Petition presented.*—By Mr. Ormond: The Petition of 33 Settlers in the District of Turanga, Poverty Bay, praying that Poverty Bay may become part of the Province of Hawke's Bay, instead of the Province of Auckland.

   Petition received.

2. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency,—

   (1.) Further Papers relative to the Loans and Financial condition of the Province of Southland, in continuation of Papers presented on the 4th August instant.

   (2.) Papers relative to the murder of Mr. Hewett of Wanganui. Return to an Order of the 4th of August instant.

   *Ordered*, That the said Papers be printed for the use of Members of this House.

3. *Representation Bill.—Ordered*, That the Honourable Mr. Weld have leave to bring in a Bill

to make further provision for the Representation of the People of New Zealand in the General Assembly.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Friday next, and to be printed.

4. *Public Domains Act Amendment Bill.—Ordered*, That the Honourable Mr. Sewell have leave to bring in a Bill to amend "The Public Domains Act, 1860."

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

5. *Intestate Estates Bill.—Ordered*, That the Honourable Mr. Sewell have leave to bring in a Bill to amend the law relating to the administration of the Estates of Deceased Persons in certain cases.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

6. *British Companies' Bill.—Ordered*, That the Honourable Mr. Sewell have leave to bring in a Bill to facilitate the carrying on of business by Companies incorporated in Great Britain.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

7. *Reporting Debates Committee.*—On motion of the Honourable Mr. Weld, *Ordered*, That the name of Mr. Crieghton be added to the Committee on Reporting Debates.

8. *Casualties at Hokitika.*—On motion of Mr. Haughton, *Ordered*, That there be laid upon the Table a Return of the number of casualties to shipping at Hokitika, and the loss of life accruing therefrom.

9. *Land Claims Final Settlement Bill.—Ordered*, That Mr. Carleton have leave to bring in a Bill for the final settlement of Land Claims;

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Friday next, and to be printed.

10. *Sitting of the Supreme Court at the West Coast Goldfields.*—On motion of Mr. Crosbie Ward, *Resolved*, That in the opinion of this House it is highly desirable that periodical Sittings of the Supreme Court should be held from this time forward at some convenient place on the Middle Island West Coast Gold Fields.

11. *Petition of John Robinson.*—On motion of Mr. Buckland, *Ordered*, That the Petition of John Robinson, settler, Mangarei, be referred to the Private Grievance Committee.

12. *Ammunition Supplied to Natives.*—On motion of Mr. Burns, *Ordered*, That there be laid upon the Table copies of all Papers and Correspondence that passed between the Honourable the Postmaster-General and the Editor of the *Hawke's Bay Times*, connected with an article that appeared in that journal, headed "How the Maoris are supplied with ammunition." Also all correspondence between the Government and the Collector of Customs at Auckland, relative to the same subject.

13. *Reports of Private Grievance Committees, Sessions* 1862-4.—On motion of Mr. Jollie, *Ordered*, That there be laid upon the Table a Return stating what has been done by the Executive towards carrying out the recommendations made by the Private Grievance Committees of the Session 1862 and 1864, in reference to the several Petitions of Francis Williamson, E. S. Halswell, John Luscombe, James Gilberd, John Waring Saxton, and Eliza Meredith.

14. *Treaty of Waitangi.*—Colonel Haultain moved, and the question was proposed, That the Treaty of Waitangi, with its signatures, be printed and laid on the Table, together with a translation of the Maori version, to be made by an authorized translator under direction of the Clerk of the House.

Mr. Colenso moved, That the Question be amended by the omission of all the words after the first word "That," with a view to the insertion of the following:—

"The Treaty of Waitangi, in its original English and Maori versions, with its signatures, be printed, and laid on the Table."

Mr. FitzGerald moved, That the Question be amended by the omission of all the words after the first word "That," with a view to the insertion of the following: "an humble address be presented to His Excellency the Governor, praying that His Excellency will cause the original Treaty of Waitangi, with all the signatures attached thereto, and any contemporaneous papers explanatory of it, which are in the possession of the Government, to be laid on the Table of this House."

Mr. Wilkin moved, That the Question be amended by the omission of all the words after

after the first word "That," with a view to insert the following: "a copy of the original Treaty of Waitangi be laid upon the Table of this House; also, a copy of the commonly received translation of the same into Maori; also, a literal translation of the said Maori version into English."

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

The Question was put, That the words "the Treaty of Waitangi in its original English and Maori versions, with its signatures, be printed and laid on the Table," proposed to be inserted, be so inserted,

It passed in the Negative.

Then the Question being put, That the words "an humble Address be presented to His Excellency the Governor, praying that His Excellency will cause the original Treaty of Waitangi, with all the signatures attached thereto, and any contemporaneous papers explanatory of it, which are in the possession of the Government, to be laid upon the Table of the House," proposed to be inserted, be so inserted,

It was resolved in the Affirmative.

Then the Question as amended being put, it was resolved in the Affirmative.

*Resolved*, That an humble Address be presented to His Excellency the Governor, praying that His Excellency will cause the original Treaty of Waitangi, with all the signatures attached thereto, and any contemporaneous papers explanatory of it, which are in the possession of the Government, to be laid on the Table of the House.

15. *Armitage Pension Bill.*—The Order of the Day being read, for receiving the Report of a Resolution from the Committee of the whole House, Mr. Carleton accordingly reported the following Resolution:—

*Resolved*, That the Honourable Major Atkinson have leave to bring in a Bill to grant a Pension to the widow and children of the late Mr. Armitage.

And the Resolution being read a second time,

*Resolved*, That this House doth agree with the Committee in the said Resolution.

*Resolved*, That the Honourable Major Atkinson have leave to bring in a Bill to grant a Pension to the widow and children of the late James Armitage, of Waikato, Esquire.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

16. *Native Produce imported into Auckland.*—On motion of Mr. John Williamson, *Ordered*, That there be laid upon the Table, a Return showing the number of Canoes belonging to Natives, together with the number of their Crews, and the quantity and species of Native-grown Produce (as nearly as can be ascertained) that arrived in the harbours of Auckland and Onehunga between the 1st day of January, 1850, and the 31st day of January, 1859; together with the Remarks of the Commissioner and Inspector of Police which accompany the quarterly Returns on this subject, supplied to the Government by those Officers.

17. *Diseased Cattle Act Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Diseased Cattle Act Amendment Bill,

*Ordered*, That the Report be received on Tuesday next.

18. *Petition of William Thompson.*—The Order of the Day being read, for resuming the Adjourned Debate on the Question, That the Petition of William Thompson be received;

And the Question being again proposed, the House resumed the said Adjourned Debate.

And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 27. | *Noes*, 16. |
|---|---|
| Mr. Dillon Bell | Mr. Brodie |
| Mr. Buckland | Mr. Burns |
| Mr. Butler | Mr. Colenso |
| Mr. Carleton | Mr. Cox |
| Mr. Creighton | Mr. Curtis |
| Mr. Domett | Mr. Eyes |
| Mr. FitzGerald | Mr. Harrison |
| Hon. Mr. Fitzherbert | Mr. Haughton |
| Mr. Gledhill | Mr. Jollie |
| Mr. G. Graham | Mr. Miles |
| Mr. R. Graham | Mr. Ormond |
| Colonel Haultain | Hon. Major Richardson |
| Mr. Macandrew | Mr. Wilkin |
| Mr. Munro | Mr. James Williamson |
| Mr. O'Neill | Mr. Cracroft Wilson, C.B. |
| Mr. O'Rorke | Mr. Crosbie Ward (Teller.) |
| Mr. Pharazyn | |
| Mr. Richmond | |
| Hon. Mr. Sewell | |
| Mr. Stafford | |
| Mr. Thomson | |

Mr. Vogel
Mr. Walker
Mr. Wayne
Hon. Mr. Weld
Mr. John Williamson
Hon. Major Atkinson (Teller.)

So it was resolved in the Affirmative.

19. *Adjournment.*—It being half after Five, the House adjourned until Seven of the Clock, and being met again, at Seven of the Clock,

Notice was taken that a Quorum was not present, and the House having been counted by Mr. Speaker, and eighteen members not being present, the House was adjourned by Mr. Speaker without a Question first put.

*Members Present:*—Mr. Colenso, Mr. Carleton, Honourable Mr. Weld, Honourable Major Richardson, Mr. Wayne, Mr. Curtis, Mr. Brodie, Mr. Butler, Mr. Crosbie Ward, Mr. Richmond, Mr. Burns, and Mr. Eyes.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Tuesday, 15th August,* 1865.

1. Mr. GLEDHILL to ask the Honourable the Attorney-General, What position the iron-sand of Taranaki is in, as regards the leases granted to Mr. Edward Moreshead.
2. Mr. JOLLIE to ask the Government, What has been done towards fencing in the Graves of the Colonists who fell at the Wairau in the year 1843.
3. Mr. MANTELL to ask the Honourable the Premier, Whether it is the intention of the Government to take any steps to enable the Colonists to purchase copies of Dr. Hooker's New Zealand *Flora*, and when.
4. Mr. WILKIN to ask the Honourable the Postmaster-General, whether, pending the passing of a new Tariff Bill, the Government intend to take the necessary steps to ensure throughout the Colony uniformity in the interpretation of the existing law.

### NOTICES OF MOTION.

1. The Honourable Mr. SEWELL to move, For leave to bring in a Bill for amending the Law relating to Native Lands.
2. The Honourable Mr. SEWELL to move, That in the opinion of this House, it is expedient that a Solicitor-General be appointed for the Colony, but who need not be a Responsible Minister or a Member of the Executive Council.
3. The Honourable Mr. SEWELL to move, That in the opinion of this House, it is expedient that the Head of the Ministry should be a Member of the Executive Council, but without holding any specific office.
4. The Honourable Major ATKINSON to move, For leave to bring in a Bill to repeal "The Colonial Defence Force Act" and "The Colonial Defence Force Act Amendment Act" and to make other provisions in lieu thereof.
5. Mr. REYNOLDS to move, For a Copy of all the Correspondence in reference to the appointment of a District Judge or second Resident Magistrate in Dunedin.
6. Mr. VOGEL to move, For a Copy of the Correspondence between the Government and the Judge presiding at the trial, connected with the commutation of Whitehead's sentence of death.
7. Mr. MACANDREW to move, For leave to bring in a Bill to limit the operation of "The New Provinces Acts 1858 and 1861."
8. Mr. GEORGE GRAHAM to move, That the Petition of William Thompson, Tarapipipi, presented by Mr. George Graham, be printed.
9. Mr. REYNOLDS to move, For leave to introduce a Bill to consolidate and amend the Laws relating to the Sale Letting and Occupation of Waste Lands of the Crown within the Province of Otago.
10. Mr. JOLLIE to call the attention of the Government to the circumstance, That no Return has been made to the following Order of this House, made in the Session of 1862, and recorded at page 148 of the Journals of the House for that year, namely:—"That there be laid on the Table a Return of all Grants of Land or other endowments heretofore made or sanctioned by His Excellency the present Governor, or his predecessors in the Government of New Zealand, for the benefit of the Native race, and of all Trusts created for carrying out the purposes for which such Grants of Land or other endowments shall have been designed; also of the objects on which the proceeds of the same have been heretofore expended, so far as the Local Government are concerned."
11. Mr. PHARAZYN to move, That the Petition of Timothy Benton be referred to the Committee on Private Grievances.
12. Mr. FITZGERALD to move, That the Petition of Matini Te Whiwhi and others be received.
13. Mr. FITZGERALD to move, For a return of all Sums of Money being a part of public revenue which

which have been transmitted from the Treasury of any one Province to the Treasury of any other Province within the Colony during the present year, specifying the amounts sent and the place where sent to.

14. Mr. CREIGHTON to move, That there be laid on the table of the House, a copy of the general instructions issued by the Government to the Collector of Customs at Russell, Bay of Islands, and to the other Collectors of Customs in the Colony, relative to the expenditure of money for purposes connected with the effectual seizure of vessels; together with all Correspondence that has passed between the Collector of Customs at Russell, and the Government, in reference to the seizure of the "St. Kilda" schooner.

ORDERS OF THE DAY.

1. Loan Allocation Bill—second reading.
2. Native Commission Bill—to be committed.
3. Militia Acts Repeal Bill—second reading.
4. Audit Act Amendment Bill—to be reported.
5. Intestate Estates Bill—second reading.
6. Armitage Pension Bill—second reading.
7. The British Companies Bill—second reading.
8. Public Domains Act Amendment Bill—second reading.
9. Diseased Cattle Act Amendment Bill—to be reported.
10. Revised Standing Orders of the House of Representatives—to be further considered in Committee.
11. Resident Magistrates' Jurisdiction Extension Act Amendment Bill—adjourned Debate on the Question, That the Bill be now read a second time.
12. Panama Mail Service Act Amendment Bill—to be committed.

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## Tuesday, the 15th day of August, 1865.

PRAYERS:

1. *Petitions presented.*—(1.) By Mr. Dillon Bell: The Petition of John Bathgate, manager of the Bank of Otago, Dunedin, praying that the Bank Shareholders Liability Bill may not become law.

Petition received.

(2.) By Mr. Ormond: The Petition of H. R. Holder, of Napier, Saddler, for payment of his account for repairs to Saddlery of the Defence Force.

Petition received.

2. *Papers.*—The Honourable Mr. Sewell laid upon the Table, by command of His Excellency,—

(1.) Further Memoranda between the Governor and Ministers.

(2.) Further Papers relative to Native Affairs: Speeches on the taking of the Weraroa Pa.

(3.) Memorandum by Ministers on the subject of granting the Victoria Cross to Major Heaphy.

(4.) Papers respecting a proposed Industrial Exhibition in Paris.

(5.) Papers respecting a proposed Industrial Exhibition in Melbourne.

(6.) Papers respecting a proposed Industrial Exhibition in Bombay.

(7.) Supplementary Correspondence relative to the Mail Service of New Zealand.

(8.) Further Papers relative to Native Schools.

The Honourable Major Atkinson laid upon the Table, by command of His Excellency,—

(9.) Further Papers relative to the Capture of the Weraroa Pa.

(10.) Papers relative to the Skirmish with the Rebels at Warea.

(11.) Papers relative to the Defence and relief of Pipiriki.

3. *Second District Judge at Dunedin.*—On motion of Mr. Reynolds, *Ordered*, That there be laid upon the Table a copy of all the Correspondence in reference to the appointment of a District Judge or second Resident Magistrate in Dunedin.

4. *Sentence of Death on Whitehead.*—On motion of Mr. Vogel, *Ordered*, That there be laid upon the Table a copy of the Correspondence between the Government and the Judge presiding at the trial connected with the commutation of Whitehead's sentence of Death.

5. *New Provinces Bill.*—Mr. Macandrew moved, and the Question was proposed, That he have leave to bring in a Bill to regulate the establishment of New Provinces in the Colony of New Zealand.

A Debate arose thereupon.

On motion of the Honourable Mr. Sewell, *Ordered*, That this Debate be now adjourned until To-morrow.

6. *Petition*

6. *Petition of William Thompson, Tarapipi.*—On motion of Mr. G. Graham, *Ordered*, That the Petition of William Thompson, Taripipi, presented by Mr. G. Graham, be printed for the use of Members of this House.

7. *Grants of Land for Native Purposes.*—On motion of Mr. Jollie, *Ordered*, That there be laid upon the Table, a Return of all Grants of Land or other endowments heretofore made or sanctioned by His Excellency the present Governor, or his predecessors in the government of New Zealand, for the benefit of the Native Race, and of all Trusts created for carrying out the purpose for which such grants of lands or other endowments shall have been designed; also of the objects on which the proceeds of the same have been heretofore expended, so far as the Local Government are concerned.

8. *Petition of Timothy Benton.*—On motion of Mr. Pharazyn, *Ordered*, That the Petition of Timothy Benton be referred to the Committee on Private Grievances.

9. *Otago Waste Lands Bill.—Ordered*, That Mr. Reynolds have leave to introduce a Bill to consolidate and amend the Laws relating to the Sale, Letting, and Occupation of Waste Lands of the Crown within the Province of Otago.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be printed.

10. *Instructions to Collectors of Customs.*—On motion of Mr. Creighton, *Ordered*, That there be laid on the Table of the House, a copy of the general instructions issued by the Government to the Collector of Customs at Russell, Bay of Islands, and to the other Collectors of Customs in the Colony, relative to the expenditure of money for purposes connected with the effectual seizure of vessels.

11. *Loan Allocation Bill.*—The Order of the Day being read, for the second reading of the Loan Allocation Bill;

The Honourable Mr. Fitzherbert moved, and the Question was proposed, That the Loan Allocation Bill be now read a second time.

A Debate arose thereupon.

Mr. R. Graham moved, and the Question was proposed, That this Debate be now adjourned.

And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 22. | *Noes*, 23. |
|---|---|
| Mr. Brodie | Hon. Major Atkinson |
| Mr. Buckland | Mr. Bunny |
| Mr. Burns | Mr. Colenso |
| Mr. Butler | Mr. Cox |
| Mr. Carleton | Mr. Curtis |
| Mr. Creighton | Mr. Domett |
| Mr. Eyes | Hon. Mr. FitzGerald |
| Mr. G. Graham | Hon. Mr. Fitzherbert |
| Mr. R. Graham | Mr. Gledhill |
| Colonel Haultain | Mr. Haughton |
| Mr. Henderson | Mr. Jollie |
| Mr. Macandrew | Mr. Mantell |
| Mr. Munro | Mr. Miles |
| Mr. O'Neill | Mr. Ormond |
| Mr. O'Rorke | Mr. Pharazyn |
| Mr. Paterson | Mr. Richmond |
| Mr. Reynolds | Hon. Mr. Sewell |
| Mr. Stafford | Mr. Taylor |
| Mr. Vogel | Mr. Wayne |
| Mr. James Williamson | Mr. Wells |
| Mr. John Williamson | Mr. Wilkin |
| Mr. Crosbie Ward (Teller.) | Mr. Cracroft Wilson, C.B. |
| | Hon. Major Richardson (Teller.) |

So it passed in the Negative.

The Debate continued.

It being half after Five the House adjourned until Seven of the Clock.

And having met again at Seven of the Clock,

The Debate was resumed.

And the Question being put, it was resolved in the Affirmative.

The Bill was accordingly read a second time, and committed to a Committee of the whole House for this day week.

12. *Native Commission Bill.*—The Order of the Day being read for the House in Committee on the Native Commission Bill;

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

13. *Militia Bill.*—The Order of the Day being read, for the second reading of the Militia Bill;
*Ordered*, That the Bill be read a second time on Friday next.

14. *Audit Act Amendment Bill.*—The Order of the Day being read for receiving the Report of the Committee of the whole House on the Audit Act Amendment Bill;
The same was accordingly received and adopted.
*Ordered*, That the Bill be now read a third time.
The Bill was read a third time accordingly.
*Resolved*, That the Bill do pass, and the Title be, "An Act to amend the Audit Act, 1858."
*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

15. *Intestate Estates Bill.*—The Order of the Day being read, for the second reading of the Intestate Estates Bill;
The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.
The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.
Clauses 1 to 16 read and agreed to.
Clause 17 read. Amendment proposed: In line 1, after the word "as," to omit the words "The Governor in Council shall appoint," with the view to insert in lieu thereof the words "shall be from time to time fixed by the General Assembly, to be paid out of such moneys as shall be appointed for that purpose." (*Honourable Mr. Sewell.*)
Amendment agreed to.
Clause as amended agreed to.
Clause 18 and 19 read and agreed to.
Clause 20 read. Amendment proposed: In line 4, after the word "before," to insert the words "the Registrar of the Supreme Court for the judicial district in which the curator may reside or." (*Honourable Mr. Sewell.*)
Amendment agreed to.
Another amendment proposed in line 4: After the word "such" to insert the word "other." (*Honourable Mr. Sewell.*)
Amendment agreed to.
Clause as amended agreed to.
Clauses 21 to 28 read and agreed to.
Clause 29 read. Amendment proposed: In the last line but six, to omit the words "an equal," with the view to insert the word "any" in lieu thereof. (*Honourable Mr. Sewell.*)
Amendment agreed to.
Clause as amended agreed to.
Clauses 30 to 43 read and agreed to.
Schedule read and agreed to.
Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto;
*Ordered*, That the Report be received on Tuesday next.

16. *Armitage Pension Bill.*—The Order of the Day being read, for the second reading of the Armitage Pension Bill;
The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.
The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.
Clauses 1 to 3 read and agreed to.
Clause 4 read: Amendment proposed, In line 7, after the word "shall," to insert the words "marry or." (*Honourable Major Atkinson.*)
Amendment agreed to.
Clause as amended agreed to.
Preamble read and agreed to.

To report the Bill with an amendment.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had gone through the Bill, and had made an amendment thereto;
*Ordered*, That the Report be received To-morrow.

17. *Message.*—A message from the Legislative Council, by John Curnin, Esquire, Clerk of the Legislative Council:

The Legislative Council have passed the following Bill, to which they request the concurrence of the House of Representatives:—

A Bill intituled "An Act to amend the District Courts Act, 1858."

18. *District Courts Act Amendment Bill.—Ordered,* That the Bill from the Legislative Council, intituled "An Act to amend the District Courts Act, 1858," be now read a first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

19. *British Companies' Bill.*—The Order of the Day being read for the second reading of the British Companies' Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 5 read and agreed to.

Motion made and Question proposed, That the following stand as Clause VI. of the Bill:—

"An exemplification of any Royal Charter by which any company may be incorporated, or a certificate of incorporation given under the hand of any Registrar of Joint Stock Companies, in either part of the United Kingdom, or other officer who may, by any Act of the Imperial Parliament under which such company may claim or purport to be registered, be authorized to grant such certificate given at any time to any company registered in pursuance of any such Act of the Imperial Parliament, shall be conclusive evidence that all requisitions contained in any such Act, in respect of registration thereunder, have been complied with, and that the company is authorized to be registered under such Act as a limited or unlimited company as the case may be, and the date of registration or incorporation mentioned in such certificate, or if no such date be mentioned then the date of such certificate, shall be deemed to be the date at which such company was incorporated." (*Honourable Mr. Sewell.*)

And the Question being put, it passed in the Affirmative.

Clause 7 read and agreed to.

Clause 8 read and agreed to.

Schedule read and agreed to.

Preamble read and agreed to.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made an amendment thereto.

*Ordered,* That the Report be received for To-morrow.

20. *Public Domains Act Amendment Bill.*—The Order of the Day being read for the second reading of the Public Domains Act Amendment Bill.

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 4 read and agreed to.

Clause 5 read. Amendment proposed: To add the words "so far as the same is applicable to the Auckland Public Domain." (*Colonel Haultain.*)

Amendment agreed to.

Clause as amended agreed to.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had made progress, and had directed him to move, That the Committee have leave to sit again.

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

21. *Revised Standing Orders.*—The Order of the Day being read, for the House in Committee further to consider the Revised Standing Orders of the House of Representatives;

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

22. *Diseased Cattle Act Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Diseased Cattle Act Amendment Bill;

*Ordered,* That the Report be received this day week.

23. *Resident*

23. *Resident Magistrates Jurisdiction Extension Act Amendment Bill.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the Resident Magistrates Jurisdiction Extension Act Amendment Bill be now read a second time;

And the Question being again proposed,

It was resolved in the Affirmative.

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

24. *Panama Mail Service Act Amendment Bill.*—The Order of the Day being read, for the House in Committee on the Panama Mail Service Act Amendment Bill;

The Honourable Major Richmond moved, and the Question was proposed, That Mr. Speaker do now leave the Chair;

And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 13. | *Noes*, 8. |
|---|---|
| Mr. Dillon Bell | Mr. Brodie |
| Mr. Cox | Mr. Burns |
| Mr. Harrison | Mr. Colenso |
| Colonel Haultain | Mr. Macandrew |
| Mr. Jollie | Mr. Paterson |
| Mr. Miles | Mr. Reynolds |
| Mr. Pharazyn | Mr. John Williamson |
| Hon. Major Richardson | Mr. Carleton (Teller.) |
| Hon. Mr. Sewell | |
| Mr. Crosbie Ward | |
| Mr. Wells | |
| Mr. Cracroft Wilson, C.B. | |
| Hon. Mr. Fitzherbert (Teller.) | |

It was resolved in the Affirmative.

Then a Motion being made, That this House do now resolve itself into a Committee, to consider certain money clauses in the said Bill;

The Honourable Major Richardson, by His Excellency's command, acquainted the House that His Excellency having been informed of the subject matter of this Motion, recommends it to the consideration of this House,

It was resolved in the Affirmative.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

On motion of the Honourable Mr. Sewell, *Resolved*, That the Colonial Treasurer is hereby authorized to pay out of the revenue of the Colony all monies from time to time payable by virtue of any contract authorized to be made by this Act, and he shall be allowed credit for all such payments in his accounts.

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And after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported, That the Committee had come to a Resolution.

*Ordered*, That the Report be received To-morrow.

Then, on motion of the Honourable Mr. Sewell,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Wednesday, 16th August, 1865.*

1. Mr. O'Neill to ask the Honourable the Attorney-General, Whether the Government intend to take steps to enforce the attendance of Justices of the Peace in cases where the Resident Magistrate is required by the Government to perform other duties.

### NOTICES OF MOTION.

1. Mr. Brodie to move, That, in the opinion of this House it is desirable, should increased Taxation be rendered necessary by the policy of the Government, the said taxation shall in the first instance, take the form of an Export Duty on Wool.
2. Mr. Brodie to move, That in order to establish a more expeditious and satisfactory method of recording the Votes of Electors for Members of the House of Representatives and Provincial Councils, it is desirable that such Votes should be so recorded by way of Ballot—That a Bill be brought in for this purpose.
3. Mr. Macandrew to move, That a Return be ordered to be laid on the table, shewing the Number of Souls, the Number of Registered Electors, and the Area of Land under Cultivation, within the respective Electoral Districts for Provincial Councils throughout the Colony.
4. The Honourable Mr. Sewell to move, For leave to bring in a Bill to confer on the Legislative Council and the House of Representatives of New Zealand, certain privileges immunities and powers.

5. Mr.

5. Mr. ORMOND to move, That the Petition of H. R. Holder be referred to the Committee on Private Grievances.
6. Mr. ROBERT GRAHAM to move, That in the opinion of this House it is desirable, for the repression of murder, that a Reward of (£1000,) one thousand pounds be offered for the apprehension and conviction of Kereopa, the murderer of Mr. Volkner, at Opotiki; also Rewards of (£500,) five hundred pounds for the apprehension and conviction of each of the murderers of Mr. Fulloon, of Captain Pringle, and of the mate and passengers on board the cutter "Kate," at Whakatane; and that a respectful Address be presented to His Excellency the Governor, requesting him to make appropriation of the above sums.
7. Mr. EYES to move, That the Report of the Private Grievance Committee, so far as relates to the Petition of William Lott Howard, be adopted, and that the Government take the necessary steps for giving effect to the recommendation of the Committee.
8. Mr. MANTELL to move, That it is expedient that this House should be put in possession of any further information which may have reached the Government relative to an alleged assault by Brigadier-General Waddy on a Maori prisoner; and that if no further information has yet been received, it is right the Government should at once institute an inquiry into the subject.
9. Mr. REYNOLDS to move, That the Bill to consolidate and amend the Laws relating to the Sale Letting and Occupation of the Waste Lands of the Crown within the Province of Otago be referred to the Waste Lands Bills Committee.
10. Mr. MANTELL to move, For a copy and translation of any letter dated on or about August 2nd instant, addressed by the Rangitane Natives in the Upper Manawatu District, to the Commissioner for the Purchase of Native Lands within the Manawatu Block, expressing their determination not to sell the Rangitikei Block, and requesting immediate payment of the rents, and a fair division between the tribes of Rangitane, Ngatiapa, and Ngatiraukawa.

ORDERS OF THE DAY.

1. West Coast Miners' Representation Bill—second reading.
2. Bank Shareholders' Liability Bill—second reading.
3. Provincial Loans Consolidation Bill—second reading.
4. Adjourned Debate on the Question, That leave be given to bring in a Bill to regulate the establishment of New Provinces in the Colony of New Zealand.
5. District Courts Act Amendment Bill—second reading.
6. Armitage Pension Bill—to be reported.
7. The British Companies' Bill—to be reported.
8. Public Domains Act Amendment Bill—to be further considered in Committee.
9. Resident Magistrates' Jurisdiction Extension Act Amendment Bill—to be committed.
10. A Resolution to be reported from Committee of the whole House.

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## Wednesday, the 16th day of August, 1865.

PRAYERS:

1. *Petition presented.*—(1.) By Mr. Munro: The Petition of Roderick McKay and John Finlayson, of Auckland, for grant of land under the Forty Acre Immigration Scheme of the Province of Auckland.
   Petition received.

2. *Papers.*—The Honourable Mr. Sewell laid upon the Table, by command of His Excellency,—
   (1.) Copy of Correspondence between the Government and Sir G. Arney, relative to any opinion publicly expressed by the Chief Justice affecting the administration of the law in New Zealand. Return to an Order of the House of the 28th July last.
   (2.) Papers relative to granting leave of absence to Sir G. Arney.

3. *Tax on Wool.*—Mr. Brodie moved, and the Question was proposed, That, in the opinion of this House it is desirable, should increased Taxation be rendered necessary by the policy of the Government, the said taxation shall in the first instance, take the form of an Export Duty on Wool.
   A Debate arose thereupon.
   Mr. Carleton moved the Previous Question.
   And the Question being put, That this Question be now put, it passed in the Negative.

4. *Return of Registered Electors, &c.*—Mr. Macandrew moved, and the Question was proposed, That a Return be ordered to be laid on the Table, shewing the Number of Souls, the Number of Registered Electors, and the Area of Land under Cultivation, within the respective Electoral Districts for Provincial Councils throughout the Colony.
   The Motion was, with leave of the House, withdrawn.

5. *Parliamentary Privileges Bill.—Ordered*, That the Honourable Mr. Sewell have leave to bring

bring in a Bill to confer on the Legislative Council and the House of Representatives of New Zealand, certain Privileges Immunities and Powers.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time To-morrow, and to be printed.

6. *Petition of H. R. Holder.*—On motion of Mr. Ormond, *Ordered*, that the Petition of H. R. Holder be referred to the Committee on Private Grievances.

7. *Murder of Rev. Mr. Volkner and Mr. Fulloon.*—Mr. R. Graham moved, and the Question was proposed, That this House do forthwith resolve itself into a Committee of the whole, to consider the following Resolution :—

That, in the opinion of this House it is desirable for the repression of murder, that a Reward of (£1000) one thousand pounds be offered for the apprehension and conviction of Kereopa, the murderer of Mr. Volkner, at Opotiki; also Rewards of (£500) five hundred pounds for the apprehension and conviction of each of the murderers of Mr. Fulloon, of Captain Pringle, and of the mate and passengers on board the cutter "Kate," at Whakatane; and that a respectful Address be presented to His Excellency the Governor, requesting him to make appropriation of the above sums.

And the Question being put, it was resolved in the Affirmative.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made, and Question proposed, That in the opinion of this Committee it is desirable for the repression of murder, that a Reward of (£1,000) one thousand pounds be offered for the apprehension and conviction of Kereopa, the murderer of Mr. Volkner, at Opotiki; also rewards of (£500) five hundred pounds for the apprehension and conviction of each of the murderers of Mr. Fulloon, of Captain Pringle, and of the mate and passengers on board the cutter "Kate," at Whakatane; and that a respectful Address be presented to His Excellency the Governor, requesting him to make appropriation of the above sums.

A Debate ensued, and the hour of Eight having arrived, the Chairman left the Chair.

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Mr. Speaker resumed the Chair.

8. *West Coast Miners' Representation Bill.*—The Order of the Day being read, for the second reading of the West Coast Miners' Representation Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

9. *Bank Shareholders' Liability Bill.*—The Order of the Day being read, for the second reading of the Bank Shareholders' Liability Bill;

The Bill was accordingly read a second time.

10. *Provincial Loans Consolidation Bill.*—The Order of the Day being read, for the second reading of the Provincial Loans Consolidation Bill;

*Ordered*, That the Bill be read a second time on Tuesday next.

11. *New Provinces Bill.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That leave be given to bring in a Bill to regulate the establishment of New Provinces in the Colony of New Zealand;

And the Question being again proposed, The House resumed the said adjourned Debate.

The Question being put, it was resolved in the Affirmative.

The Bill was accordingly read for the first time, and ordered to be read a second time on Wednesday next, and to be printed.

12. *District Courts Act Amendment Bill.*—The Order of the Day being read, for the second reading of the District Courts Act Amendment Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 12 read and agreed to.

Preamble read and agreed to.

To report the Bill.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had directed him to report the Bill without amendment.

*Ordered*, That the Report be received To-morrow.

13. *Armitage*

13. *Armitage Pension Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Armitage Pension Bill;

The same was accordingly received and adopted.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to grant a Pension to the widow and children of the late James Armitage, of Waikato, Esquire."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

14. *The British Companies Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the British Companies Bill;

The same was accordingly received and adopted.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to facilitate the carrying on of Business by Companies incorporated in Great Britain."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message, requesting their concurrence.

15. *Public Domains Act Amendment Bill.*—The Order of the Day being read, for the House in Committee further to consider the Public Domains Act Amendment Bill;

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

16. *Resident Magistrates' Jurisdiction Extension Act Amendment Bill.*—The Order of the Day being read for the House in Committee on the Resident Magistrates' Jurisdiction Extension Act Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 1 read and agreed to.

Clause 2 read. Amendment proposed: To omit the word "rescinded" at the end of the clause, with a view to insert in lieu thereof the word "repealed." *(Mr. Cracroft Wilson, C.B.)*

Amendment agreed to.

Clause as amended agreed to.

Motion made and Question proposed, That the following be the Preamble of the Bill:—

"Whereas it is expedient that 'The Resident Magistrates' Jurisdiction Extension Act, 1862,' be amended." *(Mr. Cracroft Wilson, C.B.)*

And the Question being put thereon, it was resolved in the Affirmative.

To report the Bill with amendments.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

17. *Panama Mail Service Act Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on certain clauses in the Panama Mail Service Act Amendment Bill;

*Ordered*, That the Report be received To-morrow.

Then, on motion of the Honourable Mr. Weld,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Thursday, 17th August*, 1865.

1. Mr. EYES to ask the Honourable the Attorney-General, Whether it is the intention of the Government to appoint a Deputy-Registrar of the Supreme Court in the Province of Marlborough; also, whether the Government intend to extend the jurisdiction of the Resident Magistrate's Court at Blenheim to £100.
2. Mr. CURTIS to ask the Government, If they have in their custody any of the property of the passengers wrecked in the "Lord Worsley," or if they have taken steps to receive from William King, of Te Namu, the property he is or was holding for the purpose of returning to those passengers as soon as it lay in his power to do so.

### NOTICES OF MOTION.

1. Mr. VOGEL to move, That a copy of all papers and a Return be laid on the Table showing what arrangements, if any, have been made by the Government to aid the return of the troops, what steps have been taken towards promoting such return, the date and manner in which

which the troops are to leave, the posts occupied by the troops which the Government intend to leave still under the same protection, also those they propose to abandon, and those they intend to confide to Colonial troops; also, a statement of the number and cost of the present Colonial troops, and an estimate of the number and cost of the troops proposed to be raised, together with the estimated cost of contingencies connected with the Colonial Defence Department.

2. Mr. ORMOND to move, For leave to bring in a Bill to authorize Free Grants of Land to Military Settlers and Members of the Colonial Defence Force in the Province of Hawke's Bay.
3. Mr. ORMOND to move, For leave to bring in a Bill to amend the Land Regulations at present in force in the Province of Hawke's Bay.
4. Mr. STAFFORD to move, For Copies of all Instructions issued to Officers of Customs since the first day of July, 1864, relative to the collection of the Gold Duty at any Port in New Zealand.
5. Mr. STAFFORD to move, For a copy of any Customs Orders or other documents defining the limits of a Customs Port at the River Grey; also of all instructions to Officers of Customs relative to the collection of Customs Duties at the same.
6. Mr. CROSBIE WARD to move, That a Return be laid upon the Table of this House, showing the position and acreage of all blocks of land proclaimed or taken from rebel Native tribes under "The New Zealand Settlements Act, 1863," with the amount and value in land or money of all grants by way of compensation in each case, and the acreage and value of land reserved or granted for purposes of settlement, sold, or handed over to the Provincial Governments.
7. Mr. BUNNY to move, For a Return of all lands in the Colony purchased or agreed to be purchased from the Natives—such Return to specify the several blocks, where situated, with their supposed acreage—the sums paid or agreed to be paid for the same respectively, or paid on account thereof; such Return also to specify whether any of such blocks so purchased or on account of which any money has been paid are still in the possession of the Natives.
8. Mr. Cox to move, That ten days leave of absence be granted to Mr. William Thomson.
9. Mr. JOHN MUNRO to move, That the Petition of Roderick Mackay, and John Finlayson, be referred to the Waste Lands Bills Committee with instructions to inquire and report thereon.
10. The Honourable Mr. FITZHERBERT to move, For leave to bring in a Bill to make provision for the Appointment of Trustees of the Wellington Hospital Reserves.
11. Mr. DILLON BELL to move, For a Return showing the total amount of Ordinary Revenue collected in the respective Provinces for the period from 1st January, 1864, to 30th June, 1865; the total sum contributed by each Province during the same period towards the Interest and Sinking Fund of the Three Million Loan; the centesimal proportion of such contribution by each Province, and the rate per head of such contribution by the population of each Province according to the last census.
12. Mr. EYES to move, That in accordance with the Report of the Private Grievance Committee, the Pension given to William Lott Howard should be according to the scale fixed by the "Civil Service Amendment Act, 1861."
13. Mr. BRODIE to move, That in order to establish a more expeditious and satisfactory method of recording the Votes of Electors for Members of the House of Representatives and Provincial Councils, it is desirable that such Votes should be so recorded by way of Ballot—That a Bill be brought in for this purpose.

ORDERS OF THE DAY.

1. Deeds Registration Act Amendment Bill—to be further considered in Committee.
2. Parliamentary Privileges Bill—second reading.
3. West Coast Miners' Representation Bill—to be committed.
4. District Courts Act Amendment Bill—to be reported.
5. Resident Magistrates' Jurisdiction Extension Act Amendment Bill—to be reported.
6. A Resolution to be reported from Committee of the whole House, relative to money clauses of the Panama Mail Service Bill.

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## Thursday, the 17th day of August, 1865.

PRAYERS:

1. *Petition presented.*—By Mr. Carleton: The Petition of Charles Davis, of Queen Street, Auckland, for compensation for losses by the Native Insurrection.
   Petition received.

2. *Papers.*—The Honourable Mr. Sewell laid upon the Table, by command of His Excellency,—
   (1.) Further Papers relative to the case of Regina *v.* Jarvey.
   (2.) Correspondence relative to the commutation of Whitehead's sentence of Death.
   Being Return to an Order of the 15th August instant.

3. *Removal*

3. *Removal of Imperial Troops.*—Mr. Vogel moved, and the Question was proposed, That there be laid upon the Table, a copy of all Papers and a Return, showing what arrangements, if any, have been made by the Government to aid the return of the troops; what steps have been taken towards promoting such return; the date and manner in which such troops are to leave; the posts occupied by the troops which the Government intend to leave still under the same protection; also, those they propose to abandon, and those they intend to confide to Colonial troops; also, a statement of the number and cost of the troops proposed to be raised, together with the estimated cost of contingencies connected with the Colonial Defence Department.

The Motion was, with the leave of the House, withdrawn.

4. *Hawke's Bay Military Settlers Bill.—Ordered,* That Mr. Ormond have leave to bring in a Bill to authorise Free Grants of Land to Military Settlers and Members of the Colonial Defence Force in the Province of Hawke's Bay.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be printed.

5. *Hawke's Bay Land Regulations Amendment Bill.—Ordered,* That Mr. Ormond have leave to bring in a Bill to amend the Land Regulations at present in force in the Province of Hawke's Bay.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be printed.

6. *Gold Duties.*—On motion of Mr. Stafford, *Ordered,* That there be laid upon the Table, Copies of all Instructions issued to Officers of Customs since the 1st day of July, 1864, relative to the collection of the Gold Duty at any Port in New Zealand.

7. *Customs Port at Grey River.*—On motion of Mr. Stafford, *Ordered,* That there be laid upon the Table, a copy of any Customs Orders or other documents defining the limits of a Customs Port at the River Grey; also of all instructions to Officers of Customs relative to the collection of Customs Duties at the same.

8. *Land taken under the New Zealand Settlements Act.*—On motion of Mr. Crosbie Ward, *Ordered,* That there be laid upon the Table a Return showing the position and acreage of all blocks of land proclaimed or taken from rebel Native tribes under "The New Zealand Settlements Act, 1863," with the amount and value in land or money of all grants by way of compensation in each case, and the acreage and value of land reserved or granted for purposes of settlement, sold, or handed over to the Provincial Governments.

9. *Land Purchases.*—On motion of Mr. Bunny, *Ordered,* That there be laid upon the Table a Return of all lands in the Colony purchased or agreed to be purchased from the Natives—such Return to specify the several blocks, where situated, and their supposed acreage—the sums paid or agreed to be paid for the same respectively, or paid on account thereof; such Return also to specify whether any of such blocks so purchased or on account of which any money has been paid are still in the possession of the Natives.

10. *Leave of Absence.*—On motion of Mr. Cox, *Ordered,* That leave of absence for ten days be granted to Mr. William Thomson.

11. *Petition of R. Mackay and J. Finlayson.*—Mr. John Munro moved, and the Question was proposed, That the Petition of Roderick Mackay and John Finlayson be referred to the Waste Lands Bills Committee, with instructions to inquire and report thereon.

The Honourable Mr. Sewell moved, That the Question be amended by the omission of the words "Waste Lands Bill," with a view to insert the words "Private Grievance" in lieu thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

Then the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

*Resolved,* That the Petition of Roderick Mackay and John Finlayson be referred to the Private Grievance Committee, with instructions to inquire and report thereon.

12. *Wellington Hospital Reserves Trustees Bill.—Ordered,* That the Honourable Mr. Fitzherbert have leave to bring in a Bill to make provision for the Appointment of Trustees of the Wellington Hospital Reserves.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

13. *Three Million Loan.*—On motion of Mr. Dillon Bell, *Ordered,* That a Return be laid upon the Table, showing the total amount of Ordinary Revenue collected in the respective Provinces

Provinces for the period from 1st January, 1864, to 30th June, 1865; the total sum contributed by each Province during the same period towards the Interest and Sinking Fund of the Three Million Loan; the centesimal proportion of such contribution by each Province, and the rate per head of such contribution by the population of each Province according to the last census.

14. *Deeds and Titles Registration Amendment Bill.*—The Order of the Day being read, for the House in Committee further to consider the Deeds and Titles Registration Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble read: Motion made, and Question proposed, That the Chairman report progress, and ask leave to sit again. (*Honourable Mr. Sewell.*)

And the Question being put, it was resolved in the Affirmative.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

15. *Vote by Ballot.*—Mr. Brodie moved, and the Question was proposed, That in order to establish a more expeditious and satisfactory method of recording the Votes of Electors for Members of the House of Representatives and Provincial Councils, it is desirable that such Votes should be so recorded by way of Ballot—That a Bill be brought in for this purpose.

And the Question being put, it passed in the Negative.

16. *Parliamentary Privileges Bill.*—The Order of the Day being read for the second reading of the Parliamentary Privileges Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

17. *West Coast Miners' Representation Bill.*—The Order of the Day being read for the House resolving itself into Committee on the West Coast Miners' Representation Bill;

*Resolved*, That this House will, on Tuesday next, resolve itself into the said Committee.

18. *District Courts Act Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the District Courts Act Amendment Bill;

On motion of the Honourable Mr. Sewell, *Ordered*, That the Bill be re-committed to a Committee of the whole House, for the purpose of re-considering Clause VIII, and the introduction of a new clause.

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be read a third time on Tuesday next.

19. *Resident Magistrates' Jurisdiction Extension Act Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Resident Magistrates' Jurisdiction Extension Act Amendment Bill;

The same was accordingly received and adopted.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act for amending the Resident Magistrates' Jurisdiction Extension Act, 1862."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

20. *Panama Mail Service Bill.*—The Order of the Day being read, for receiving the Report of a Resolution from the Committee of the whole House, relative to money clauses of the Panama Mail Service Bill, Mr. Carleton accordingly reported the following Resolution:—

That the Colonial Treasurer is hereby authorized to pay out of the Revenue of the Colony all moneys from time to time payable by virtue of any Contract authorized to be made by this Act, and he shall be allowed credit for all such payments in his accounts.

And

And the Resolution being read a second time, *Resolved*, That this House doth agree with the Committee in the said Resolution.

*Ordered*, That the Bill be committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 3 read and agreed to.

Clause 4 read. Question put to fill up the blank in sub-section 1 with the numerals £63,000. (*Honourable Mr. Sewell.*)

Agreed to.

Question put to fill up the blank in sub-section 2 with the numerals 27. (*Honourable Mr. Sewell.*)

Agreed to.

Question put to fill up the blank in sub-section 3 with the numeral 7. (*Honourable Mr. Sewell.*)

Agreed to.

Clauses 4 to 9 read and agreed to.

Preamble read and agreed to.

To report the Bill.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had directed him to report the same without amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to amend the Panama Mail Service Act, 1864."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

Then, on motion of the Honourable Mr. Sewell,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Friday, 18th August, 1865.*

1. Mr. STAFFORD to ask the Honourable the Colonial Treasurer, Whether it is the intention of the Government to introduce any measure for providing for a portion of the liabilities of the Colony by means of an Income Tax.
2. Mr. TAYLOR to ask the Honourable the Attorney-General, If the attention of the Government has been drawn to the question of the powers of Provincial Councils to create Municipalities, and whether there has been any communication between the General Government and any of the Provincial authorities referring to this question.

### NOTICES OF MOTION.

1. The Honourable Mr. FITZGERALD to move, For leave to bring in a Bill for maintaining the Queen's peace within certain Districts of the Colony, and for charging the cost thereof upon such Districts.
2. The Honourable Mr. FITZGERALD to move, For leave to bring in a Bill to declare that the Maoris shall be deemed to be natural-born subjects of Her Majesty, and to declare that the Jurisdiction of the Queen's Courts of Law extends over the persons and property of all Her Majesty's subjects within the Colony.
3. The Honourable Mr. FITZGERALD to move, For leave to bring in a Bill to amend and consolidate the Laws relating to Lands in the Colony in which the Maori Proprietary Customs still exist, and to provide for the ascertainment of the Titles to such Lands, and for the regulating the descent thereof, and for other purposes.
4. The Honourable Mr. FITZGERALD to move, That the Petition of Matini Te Whiwhi, and others, be received.
5. The Honourable Mr. FITZGERALD to move, For a return of all Sums of Money being a part of public revenue which have been transmitted from the Treasury of any one Province to the Treasury of any other Province within the Colony during the present year, specifying the amounts sent and the place where sent to.
6. The Honourable Mr. SEWELL to move, That "The Bank Shareholders' Liability Bill" be referred to a Select Committee, to consist of Mr. Stafford, Mr. J. Williamson, the Honourable the Colonial Treasurer, Mr. Vogel, Mr. Wilkin, and Mr. Reynolds.
7. The Honourable Major RICHARDSON to move, That the Petition from certain Settlers in the Province of Otago, respecting the Otago Land Regulations, be referred to the Waste Lands Bills Committee.

8. The

8. The Honourable Mr. WELD to move, That a Select Committee be appointed to consider the expediency of providing for the protection of the Fisheries of New Zealand, with power to call for persons and papers—such Committee to consist of Mr. James Williamson, Mr. Wilkin, Mr. Colenso, Mr. Burns, Mr. Mantell, Mr. Stafford, and Mr. Cracroft Wilson, C.B.
9. Mr. WILKIN to move, That it is inexpedient that a Member of the Executive Council should act or hold office as a Director of any Joint-stock Bank carrying on business in New Zealand.
10. Mr. CREIGHTON to move, That the Petition of A. Edmonds, of Auckland, be referred to the Private Grievance Committee.
11. Mr. O'ROURKE to move, That there be laid on the Table of the House an Estimate showing the proportion of the Three Million Loan proposed to be charged against each Province of the Colony, on account of expenditure incurred in such Provinces for their permanent advantage, together with an Estimate of the mode that the residue of the Loan will be borne by the several Provinces of the Colony as General Charges; such latter Estimate to be accompanied by a Return showing the annual revenue of each Province at the time, in the following form:—

| Province. | Revenue derivable from Customs, Land, and all other sources. | Amount to be Allocated. | Annual Interest and Sinking Fund. |
|---|---|---|---|

12. Mr. REYNOLDS to move, That the Bill to consolidate and amend the Laws relating to the sale, letting, and occupation of the Waste Lands of the Crown within the Province of Otago, be referred to the Waste Lands Bills Committee.
13. Mr. HAUGHTON to move, That the last Report of the Gold Fields of Otago, dated April 1st, 1865, be laid upon the Table of the House, together with any Correspondence upon the subject between the Colonial Secretary and the Provincial authorities of Otago.
14. Mr. CARLETON to move, That the Petition of Charles Davis, of Auckland, be referred to the Committee on Private Grievances.
15. Mr. MACANDREW to move, That the Petitions from certain Settlers in the Province of Otago, respecting the Otago Land Regulations, be referred to the Waste Lands Bills Committee.
16. Mr. ORMOND to move, That the Bill to authorize Free Grants of Land to Military Settlers and Members of the Colonial Defence Force, in the Province of Hawke's Bay, be referred to the Waste Lands Bills Committee; also, that the Bill to amend the Land Regulations at present in force in the Province of Hawke's Bay, be referred to the Waste Lands Bills Committee.

ORDERS OF THE DAY.

1. Representation Bill—second reading.
2. Land Claims Final Settlement Bill—second reading.
3. Native Commission Bill—to be committed.
4. Militia Bill—second reading.
5. Public Domains Act Amendment Bill—to be further considered in Committee.
6. Parliamentary Privileges Bill—to be further considered in Committee.

## Friday, the 18th day of August, 1865.

PRAYERS:

1. *Petition presented.*—(1.) By the Honourable Mr. Sewell: The Petition of Morris Levy and Samuel Levy, late of Opotiki, praying for compensation for losses sustained by them at the hands of the Natives at Opotiki, in consequence of their efforts to rescue the Reverends Messrs. Volkner and Grace.

   Petition received.

2. *Outlying Districts Police Bill.—Ordered*, That the Honourable Mr. FitzGerald have leave to bring in a Bill for maintaining the Queen's peace within certain Districts of the Colony, and for charging the cost thereof upon such Districts.

   He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

3. *Native Rights Bill.—Ordered*, That the Honourable Mr. FitzGerald have leave to bring in a Bill to declare that the Maoris shall be deemed to be natural-born subjects of Her Majesty, and to declare that the Jurisdiction of the Queen's Courts of Law extends over the persons and property of all Her Majesty's subjects within the Colony.

   He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

4. *Native Lands Bill.—Ordered*, That the Honourable Mr. FitzGerald have leave to bring in a Bill to Amend and Consolidate the Laws relating to Lands in the Colony in which the Maori

Maori Proprietary Customs still exist, and to provide for the ascertainment of the Titles to such Lands, and for regulating the descent thereof, and for other purposes.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next, and to be printed.

5. *Petition of Matini Te Whiwhi, and others.*—On motion of the Honourable Mr. FitzGerald, *Ordered*, That the Petition of Matini Te Whiwhi, and others, be received.

6. *Money Transmitted through Provincial Treasuries.*—On motion of the Honourable Mr. FitzGerald, *Ordered*, That there be laid upon the Table, a Return of all Sums of Money being a part of Public Revenue which have been transmitted from the Treasury of any one Province to the Treasury of any other Province within the Colony during the present year, specifying the amounts sent, and the place where sent to.

7. *Bank Shareholders' Liability Bill.*—On motion of the Honourable Mr. Sewell, *Ordered*, That the Bank Shareholders' Liability Bill be referred to a Select Committee, to consist of Mr. Stafford, Mr. J. Williamson, the Honourable the Colonial Treasurer, Mr. Vogel, Mr. Wilkin, and Mr. Reynolds.

8. *Waste Lands Bills Committee.*—On motion of the Honourable Major Richardson, *Ordered*, That the Petition from certain Settlers in the Province of Otago, respecting the Otago Land Regulations, be referred to the Waste Lands Bills Committee.

On motion of Mr. Macandrew, *Ordered*, That the Petitions from certain Settlers in the Province of Otago, respecting the Otago Land Regulations, be referred to the Waste Lands Bills Committee.

On motion of Mr. Ormond, *Ordered*, That the Bill to authorize Free Grants of Land to Military Settlers and members of the Colonial Defence Force, in the Province of Hawke's Bay, be referred to the Waste Lands Bills Committee;

Also, That the Bill to amend the Land Regulations at present in force in the Province of Hawke's Bay, be referred to the Waste Lands Bills Committee.

9. *New Zealand Fisheries.*—On motion of the Honourable Mr. Weld, *Ordered*, That a Select Committee be appointed to consider the expediency of providing for the protection of the Fisheries of New Zealand, with power to call for persons and papers—such Committee to consist of Mr. James Williamson, Mr. Wilkin, Mr. Colenso, Mr. Burns, Mr. Mantell, Mr. Stafford, and Mr. Cracroft Wilson, C.B.

10. *Director of Joint Stock Banks.*—On motion of Mr. Wilkin, *Resolved*, That it is inexpedient that a Member of the Executive Council should act or hold office as a Director of any Joint Stock Bank carrying on business in New Zealand.

11. *Petitions of A. Edmonds and C. Davis.*—On motion of Mr. Creighton, *Ordered*, That the Petition of A. Edmonds, Auckland, settler, be referred to the Private Grievance Committee.

On motion of Mr. Carleton, *Ordered*, That the Petition of Charles Davis, of Auckland, be referred to the Committee on Private Grievances.

12. *Allocation of Three Million Loan.*—Mr. O'Rorke moved, and the Question was proposed, That there be laid on the Table of the House an Estimate showing the proportion of the Three Million Loan proposed to be charged against each Province of the Colony, on account of expenditure incurred in such Provinces for their permanent advantage, together with an Estimate of the mode that the residue of the Loan will be borne by the several Provinces of the Colony as General Charges; such latter Estimate to be accompanied by a Return showing the annual revenue of each Province at the time, in the following form:—

| Province. | Revenue derivable from Customs, Land, and all other sources. | Amount to be Allocated. | Annual Interest and Sinking Fund. |
|---|---|---|---|

The Motion was, with the leave of the House, withdrawn.

13. *Otago Waste Lands Bill.*—Mr. Reynolds moved, and the Question was proposed, That the Bill to consolidate and amend the Laws relating to the sale, letting, and occupation of the Waste Lands of the Crown within the Province of Otago, be referred to the Waste Lands Bills Committee.

Mr. Haughton moved, That the Question be amended by the omission of the words "the Waste Lands Bills" and the addition of the words "a select" in lieu thereof.

The Amendment was, with the leave of the House, withdrawn.

*Ordered*, That the Bill to consolidate and amend the Laws relating to the sale, letting, and occupation of the Waste Lands of the Crown within the Province of Otago, be referred to the Waste Lands Bills Committee.

14. *Report on the Otago Gold Fields.*—On motion of Mr. Haughton, *Ordered*, That the last Report

Report of the Gold Fields of Otago, dated April 1st, 1865, be laid upon the Table of the House, together with any Correspondence upon the subject between the Colonial Secretary and the Provincial authorities of Otago.

15. *Bay of Islands Settlement Committee.*—Mr. Crosbie Ward, from the Select Committee on the Bay of Islands Settlement, brought up a Report, and the same was read as followeth :—

The Select Committee appointed to inquire into the circumstances relating to, and the present condition of, the Bay of Islands Settlement; the charge incurred in carrying into effect "The Bay of Islands Settlement Act, 1858;" the mode in which the same may be reimbursed to the Colony, and the most advisable course of colonizing such Settlement, have the honor to report—

That they have taken evidence upon the subject referred to them, and beg to submit the following Resolutions, to which they have unanimously agreed :—

(1.) That in the opinion of the Committee, the block of land set apart for the purposes of the Bay of Islands Settlement, should be forthwith handed over to the Provincial Government of Auckland, and that the General Government should be relieved from all responsibility for its future management.

(2.) That the powers conferred under "The Bay of Islands Settlement Act," may in such case continue to be exercised by the General Government, on behalf and in accordance with the views and objects of the Provincial Government of Auckland.

(3.) That the amount which the General Government ought in such case to claim, to be reimbursed by the Province of Auckland, is one-half of the gross expenditure on the surveys, and the whole of the expenditure for other purposes upon the Statement, as shewn in the Statement of the Auditor of Public Accounts, but without interest up to the present time, namely, £3,912 7s. in the whole.

(4.) That, in order that the Provincial Government may be provided with funds for the working of the scheme for settlement, the Provincial Government shall be allowed to retain in its hands such funds derived from the sale of the lands as may be required for the above object, paying over any balance into the Colonial Treasury, provided always that the whole debt be liquidated in four years from the present time, the unpaid balance in the meantime to bear interest at the rate of 6 per cent. per annum.

And your Committee append the Statement of Account referred to in the above Resolution.

[APPENDIX TO REPORT.]

*Statement of Expenditure under "Bay of Islands Settlement Act, 1858."*

| | | £ | s. | d. | £ | s. | d. |
|---|---|---|---|---|---|---|---|
| | William Clarke ... ... ... ... ... | | | | 17 | 10 | 0 |
| July 1860. | S. Kempthorne, surveys ... ... ... ... | 70 | 0 | 0 | | | |
| | Ditto ditto ... ... ... ... | 50 | 0 | 0 | | | |
| | Ditto ditto ... ... ... ... | 50 | 0 | 0 | | | |
| | T. R. Mould, postage ... ... ... ... | 0 | 16 | 0 | | | |
| Sept. 1860. | S. Kempthorne, surveys ... ... ... ... | 100 | 0 | 0 | | | |
| | Ditto ditto ... ... ... ... | 450 | 0 | 0 | | | |
| | William Clarke, surveys ... ... ... ... | 24 | 6 | 9 | | | |
| | Ditto ditto ... ... ... ... | 200 | 0 | 0 | | | |
| | Ditto to survey of Scrip Land ... ... ... | 250 | 0 | 0 | | | |
| | | | | | 1,195 | 2 | 9 |
| Oct. 1860. | S. Kempthorne, survey ... ... ... ... | 50 | 0 | 0 | | | |
| Dec. „ | Ditto ditto, Kawakawa ... ... ... | 75 | 0 | 0 | | | |
| Jan. 1861. | Ditto ditto ... ... ... ... | 130 | 0 | 0 | | | |
| Mar. „ | Ditto ditto ... ... ... ... | 75 | 0 | 0 | | | |
| | A. Sinclair, ditto ... ... ... ... | 37 | 10 | 6 | | | |
| May „ | S. Kempthorne ditto ... ... ... ... | 150 | 0 | 0 | | | |
| June „ | Wm. Clarke, surveys, Okaihau, Mawhi, and Omawhaki ... | 1,375 | 0 | 0 | | | |
| July „ | Arbitration Fees and Expenses ... ... ... | 49 | 15 | 6 | | | |
| | Umpire, Keri-Keri claims ... ... ... ... | 5 | 5 | 0 | | | |
| Aug. „ | S. Kempthorne, surveys ... ... ... ... | 100 | 0 | 0 | | | |
| | Interest on Advances, 1st July, 1860, to 30th June, 1861 ... | 84 | 6 | 6 | | | |
| | | | | | 2,131 | 17 | 6 |
| Dec. „ | D. H. Lusk, surveys, Kawakawa ... ... ... | 99 | 10 | 2 | | | |
| Mar. 1862. | Ditto ditto ... ... ... ... | 334 | 16 | 6 | | | |
| | Wm. Clarke, Arbitration Fee ... ... ... | 37 | 3 | 6 | | | |
| Sept. „ | J. Edmonds' claim on Keri-Keri ... ... ... | 1,160 | 0 | 0 | | | |
| | Interest on Advances ... ... ... ... ... | 209 | 12 | 1 | | | |
| | | | | | 1,841 | 2 | 3 |
| | J. Edmonds, in full of all claims ... ... ... | 840 | 0 | 0 | | | |
| Sept. 1863. | Interest ... ... ... ... ... | 330 | 8 | 4 | | | |
| | | | | | 1,170 | 8 | 4 |
| Sept. 1864. | Ditto ... ... ... ... ... | | | | 343 | 17 | 4 |
| Sept. 1865. | Ditto ... ... ... ... ... | | | | 343 | 17 | 4 |
| | | | | | £7,043 | 15 | 6 |

*Distribution of Expenditure and Charges.*

| | £ | s. | d. |
|---|---|---|---|
| *Surveys*— | | | |
| Mr. Kempthorne ... ... ... ... | 1,300 | 0 | 0 |
| Mr. Clarke ... ... ... ... | 1,866 | 16 | 9 |
| Carried forward ... ... ... | 3,166 | 16 | 9 |



Brought

| | £ s. d. | £ s. d. |
|---|---|---|
| Brought forward ... ... ... | 3,166 16 9 | |
| Mr. Sinclair ... ... ... ... | 37 10 6 | |
| Mr. Lusk ... ... ... ... | 434 6 8 | |
| | | 3,638 13 11 |
| *Compensation*— | | |
| Mr. Edmonds ... ... ... ... | | 2,000 0 0 |
| *Incidental*—(including Arbitration) ... ... | | 93 0 0 |
| *Interest* ... ... ... ... ... | | 1,312 1 7 |
| | | 7,043 15 6 |
| One-half surveys ... ... ... ... | 1,819 6 11 | |
| Interest ... ... ... ... | 1,312 1 7 | |
| To be borne by General Government ... ... | 3,131 8 6 | |
| Payable by Province of Auckland ... ... | 39 12 7 | |
| Total as per Auditor's Statement ... ... | | £7,043 15 6 |

CHARLES KNIGHT, Auditor.

*Ordered*, That the said Report do lie upon the Table.

16. *Representation Bill.*—The Order of the Day being read, for the second reading of the Representation Bill;

*Ordered*, That the Bill be read a second time on Tuesday next.

17. *Message.*—A message from the Legislative Council, by John Curnin, Esquire, Clerk of the Legislative Council:

The Legislative Council have passed the following Bills, to which they request the concurrence of the House of Representatives:—

A Bill intituled, "An Act to authorize the Superintendent of the Province of Otago to surrender or re-convey, discharged from all trusts affecting the same, to Her Majesty the Queen, Her Heirs and Successors, certain Lands held by the said Superintendent upon certain trusts."

A Bill intituled, "An Act to amend the Marine Board Act, 1863."

18. *Otago Provincial Public Offices Site Trusts Bill.—Ordered*, That the Bill from the Legislative Council intituled "An Act to authorize the Superintendent of the Province of Otago to surrender or re-convey, discharged from all trusts affecting the same, to Her Majesty the Queen, Her Heirs and Successors, certain Lands held by the said Superintendent upon certain trusts" be now read a first time.

The Bill was accordingly read for the first time, and ordered to be read a second time on Tuesday next.

19. *Marine Board Act Amendment Bill.—Ordered*, That the Bill from the Legislative Council intituled, "An Act to amend the Marine Board Act, 1863," be now read a first time.

The Bill was accordingly read for the first time, and ordered to be read a second time on Tuesday next.

20. *Land Claims Final Settlement Bill.*—The Order of the Day being read, for the second reading of the Land Claims Final Settlement Bill;

The Bill was accordingly read a second time.

21. *Native Commission Bill.*—The Order of the Day being read, for the House in Committee on the Native Commission Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 negatived.

Clause 3 read and agreed to.

Clause 4 negatived.

Clause 5 read and agreed to.

Clause 6 read. Amendment proposed: In line 1, to omit the word "Governor," with a view to insert in lieu thereof the word "Commissioners." (*Dr. Monro.*)

Amendment agreed to.

Another Amendment proposed: To add the words "and all such Regulations being approved by the Governor, shall be binding on the Commissioners." (*Dr. Monro.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 7 to 10 read and agreed to.

Clause 11 read. Amendment proposed: In line 3 to omit the word "five," with a view to insert in lieu thereof the word "six." (*Honourable Mr. FitzGerald.*)

Amendment

Amendment agreed to.
Clause as amended agreed to.
Preamble read and agreed to.

To report the Bill with amendments.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on Tuesday next.

22. *Militia Bill.*—The Order of the Day being read, for the second reading of the Militia Acts Repeal Bill;

The Honourable Major Atkinson moved, and the Question was proposed, That the Bill be now read a second time.

A Debate arose thereupon.

On motion of Mr. O'Neill, *Ordered*, That this Debate be now adjourned until Tuesday next.

23. *Public Domains Act Amendment Bill.*—The Order of the Day being read, for the House resolving itself into Committee further to consider the Public Domains Act Amendment Bill;

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

24. *Parliamentary Privileges Bill.*—The Order of the Day being read, for the House in Committee further to consider the Parliamentary Privileges Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clauses 1 and 2 read and agreed to.

Clause 3 read. Amendment proposed: To omit all the words of the clause, with a view to insert in lieu thereof the words, "The fifty-second section of the Constitution Act is hereby repealed." *(Dr. Monro.)*

Amendment agreed to.
Clause as amended agreed to.
Clauses 4 to 9 read and agreed to.
Preamble read and agreed to.

To report the Bill with an amendment.

On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had gone through the Bill, and had made an amendment thereto.

*Ordered*, That the Report be received on Tuesday next.

Then, on motion of the Honourable Mr. Sewell,
The House adjourned.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Tuesday, 22nd August*, 1865.

1. Mr. HAUGHTON to ask the Honourable the Native Minister, What course the Government intend to pursue with regard to the disposal of the prisoners taken near the Weraroa Pa.
2. Mr. WILKIN to ask the Honourable the Postmaster-General, Whether the Government intend to take any steps to discover the site of the wreck of the "City of Dunedin."
3. Mr. DILLON BELL to ask the Honourable the Minister for Colonial Defence, Whether the Government have taken any steps to lay on the Table a Return to an Order of the House last Session "of all Contracts or Agreements made between the Government and such persons as have furnished supplies and performed work for the Government in the Waikato, Tauranga, Raglan, and other districts in the Province of Auckland, during the period from 1st October, 1862, to 31st October, 1864; by whose authority the contracts were made; the names of the persons who furnished such supplies or performed such work; and showing whether or not such Contracts or Agreements were entered into after public tenders had been invited, or by private arrangements only; showing also the amount of money paid out of the public Treasury on each transaction." (Mr. Williamson, 3rd December, 1864.)
4. Mr. HARRISON to ask the Honourable the Attorney-General, Whether any measures are about to be taken to provide that periodical sittings of the Supreme Court be held at Wanganui.

NOTICES OF MOTION.

1. Mr. MANTELL to move, That it is expedient that this House should be put in possession of any further information which may have reached the Government relative to an alleged assault by Brigadier-General Waddy upon a Maori prisoner, Ihaia Tataraimaka, and that if no further information has been received, it is right the Government should at once institute an inquiry into the subject.

2. Mr.

2. Mr. MANTELL to move, For a copy and translation of any letter or letters recently addressed by the Rangitane Natives, in the Upper Manawatu District, to His Honor the Commissioner for the purchase of Native Lands within the Manawatu Block, expressing their determination not to sell the Rangitikei Block, requesting immediate payment of the rents, and a fair division between the tribes of Rangitane, Ngatipa, and Ngatiraukawa.
3. Mr. VOGEL to move, That the Papers laid on the Table relating to the Jarvey case, be printed.
4. Mr. VOGEL to move, That in the opinion of this House it is desirable that Members of the Assembly should be furnished with copies of all the Acts and Ordinances passed by the Assembly and Provincial Councils of New Zealand, and also, in future with the General Government and Provincial *Gazettes*.
5. Mr. WILLIAMSON to move, That the recommendation of the Committee on Private Grievances, in the cases of the petitioners James Callaghan and John Bolton, be adopted, and that the attention of the Government be directed thereto.
6. Mr. DOMETT to move, That a Library Committee be appointed, to consist of Dr. Monro, the Honourable Mr. Sewell, the Honourable Mr. Fitzherbert, Mr. Mantell, Mr. Carleton, Mr. Stafford, Mr. Dillon Bell, and the Honourable Mr. FitzGerald.

ORDERS OF THE DAY.

1. The Committee of Supply.
2. Intestate Estates Bill—to be reported.
3. District Courts Act Amendment Bill—third reading.
4. Parliamentary Privileges Bill—to be reported.
5. Diseased Cattle Act Amendment Bill—to be reported.
6. Native Commission Bill—to be reported.
7. Adjourned debate on the Question—That the Militia Bill be now read a second time.
8. Marine Board Amendment Bill—second reading.
9. Otago Provincial Public Offices Site Trusts Bill—second reading.
10. Loan Allocation Bill—to be committed.
11. Provincial Loans Consolidation Bill—second reading.
12. Wellington Hospital Reserves Bill—second reading.
13. Deeds Registration Act Amendment Bill—to be further considered in Committee.
14. West Coast Miners' Representation Bill—to be committed.
15. Revised Standing Orders of the House of Representatives—to be further considered in Committee.
16. The Outlying Districts Police Bill—second reading.
17. The Native Rights Bill—second reading.
18. Representation Act Amendment Bill—second reading.

## Tuesday, the 22nd day of August, 1865.

PRAYERS:

1. *Absence of Mr. Speaker.*—Mr. Carleton communicated to the House a letter from Mr. Speaker, requesting the House to excuse his unavoidable absence; and in accordance with Standing Order No. 2, Mr. Carleton took the Chair as Speaker.

2. *Papers.*—The Honourable Major Richardson laid upon the Table, by command of His Excellency,—

(1.) Customs Orders defining the limits of a Customs Port at the River Grey. Return to an Order of the House of the 17th August instant.

(2.) Copies of Instructions issued to Officers of Customs since 1st July, 1864, relative to the Collection of the Gold Duty. Return to an Order of the House of the 17th August instant.

(3.) Copy of the last Report of the Gold Fields of Otago, dated the 1st of April, 1865. Return to an Order of the House of the 18th August instant.

(4.) Copy of a Despatch from the Governor to the Secretary of State for the Colonies, forwarding Report on the Otago Gold Fields for the year ended 30th September, 1863.

(5.) Copies of all Contracts and Correspondence relative to the erection of an Electric Telegraph. Return to an Order of the House of the 4th August instant.

(6.) Correspondence relative to the appointment of Receiver of Land Revenue and Commissioner of Crown Lands in the Province of Auckland.

The Honourable Mr. Sewell laid upon the Table, by command of His Excellency,—

(7.) Copies of Correspondence relative to the appointment of a District Judge at Dunedin. Return to an Order of the House of the 15th of August instant.

The Honourable Mr. Fitzherbert laid upon the Table, by command of His Excellency,—

(8.) Return of Expenditure in support of the Loan Allocation Bill.

*Ordered*, That the said Paper be printed for the use of Members of this House.

3. *Assault on Native Prisoner.*—Mr. Mantell moved, and the Question was proposed, That it is expedient that this House should be put in possession of any further information which may have

have reached the Government relative to an alleged assault by Brigadier-General Waddy upon a Maori prisoner, Ihaia Tataraimaka, and that if no further information has been received, it is right the Government should at once institute an inquiry into the subject.

The Motion was, with the leave of the House, withdrawn.

4. *Rangitikei Land Dispute.*—Mr. Mantell moved, and the Question was proposed, That there be laid upon the Table of this House, a copy and translation of any letter or letters recently addressed by the Rangitane Natives, in the Upper Manawatu District, to His Honor the Commissioner for the purchase of Native Lands within the Manawatu Block, expressing their determination not to sell the Rangitikei Block; requesting immediate payment of the rents, and a fair division between the tribes of Rangitane, Ngatiapa, and Ngatiraukawa.

Mr. Ormond moved, That the Question be amended by the addition of the words, "also copy of a letter from Paora Ropeha, Ihakara, and other Natives, relative to purchases in the Manawatu District" at the end thereof.

And the Question being put, That the words proposed to be added be so added, it was resolved in the Affirmative.

Then the Question as amended being put, it was resolved in the Affirmative.

*Ordered*, That there be laid upon the Table of this House, a copy and translation of any letters recently addressed by the Rangitane Natives, in the Upper Manawatu District, to His Honor the Commissioner for the purchase of Native Lands within the Manawatu Block, expressing their determination not to sell the Rangitikei Block; requesting immediate payment of the rent, and a fair division between the tribes of Rangitane, Ngatiapa, and Ngatiraukawa; also copy of a letter from Paora Ropeha, Ihakara, and other Natives, relative to purchases in the Manawatu District.

5. *Library Committee.*—On motion of Mr. Domett, *Ordered*, That a Library Committee be appointed, to consist of the Honourable Dr. Monro, the Honourable Mr. Sewell, the Honourable Mr. Fitzherbert, Mr. Mantell, Mr. Carleton, Mr. Stafford, Mr. Dillon Bell, and the Honourable Mr. FitzGerald.

6. *Committee of Supply.*—The Order of the Day being read, for the House in Committee of Supply;

*Resolved*, That this House will, on the 30th day of this instant August, resolve itself into the said Committee.

7. *Chairman of Committees.*—On motion of the Honourable Mr. Fitzherbert, *Ordered*, That Mr. O'Rorke do act as Chairman of Committees during the absence of Mr. Speaker.

8. *Intestate Estates Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Intestate Estates Bill;

The same being read, was agreed to.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to amend the Law relating to the Administration of the Estates of Deceased Persons in certain cases."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

9. *District Courts Act Amendment Bill.*—The Order of the Day being read, for the third reading of the District Courts Act Amendment Bill;

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to amend the District Courts Act, 1858."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message, acquainting them that this House hath passed the Bill without any amendment.

10. *Parliamentary Privileges Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Parliamentary Privileges Bill;

The same was accordingly received and adopted.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to confer on the Legislative Council and House of Representatives of New Zealand certain Privileges Immunities and Powers."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

11. *Diseased Cattle Act Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Diseased Cattle Act Amendment Bill;

*Ordered*, That the Report be received on Thursday next.

12. *Native Commission Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Native Commission Bill;

The same was accordingly received and adopted.

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be "An Act for the declaring certain rights of the Aboriginal Natives of New Zealand, and for enabling the Governor to appoint a Commission for certain purposes."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

13. *Militia Bill.*—The Order of the Day being read, for resuming the Adjourned Debate on the Question, That the Militia Bill be now read a second time;

*Resolved,* That this House will, on the 30th instant, resume the said Adjourned Debate.

14. *Marine Board Act Amendment Bill.*—The Order of the Day being read, for the second reading of the Marine Board Act Amendment Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 4 read and agreed to.

Clause 5 read. Amendment proposed: In line 1, between the numerals 10 and 14, to insert the numeral "12." (*Honourable Major Richardson.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 6 to 13 read and agreed to.

Clause 14 read. Motion made and Question proposed, That the consideration of this clause be postponed. *(Honourable Major Richardson.)*

And the Question being put, it was resolved in the Affirmative.

Clause 15 read. Motion made and Question proposed: That the consideration of this clause be postponed. *(Honourable Major Richardson.)*

The Question being put, it was resolved in the Affirmative.

Clauses 16 and 17 read and agreed to.

To report progress.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported that the Committee had made progress, and had directed him to move, That the Committee have leave to sit again.

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

15. *Otago Provincial Public Offices Site Trusts Bill.*—The Order of the Day being read, for the second reading of the Otago Provincial Offices Site Trusts Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act to authorize the Superintendent of the Province of Otago to surrender or reconvey, discharged from all trusts affecting the same, to Her Majesty the Queen, Her Heirs and Successors, certain Lands held by the said Superintendent upon certain Trusts."

*Ordered,* That a Message be transmitted to the Legislative Council, acquainting them that this House hath passed the Bill without any amendment.

16. *Loan Allocation Bill.*—The Order of the Day being read, for the House in Committee on the Loan Allocation Bill;

*Resolved,* That this House will, on the 30th of this instant August, resolve itself into the said Committee.

17. *Provincial Loans Consolidation Bill.*—The Order of the Day being read, for the second reading of the Provincial Loans Consolidation Bill;

*Ordered,* That the Bill be read a second time To-morrow.

18. *Wellington*

18. *Wellington Hospital Reserves Bill.*—The Order of the Day being read for the second reading of the Wellington Hospital Reserves Bill;

*Ordered,* That the Bill be read a second time To-morrow.

19. *Deeds Registration Act Amendment Bill.*—The Order of the Day being read, for the House in Committee on the Deeds Registration Act Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"Besides the deeds and documents mentioned in the Land Registration Ordinance Session I., No. 9, of the late Legislative Council of New Zealand, as documents which may be registered, all Powers of Attorney, by which any person is authorized to deal with land, may be registered with accompanying affidavits and declaration, if any." *(Mr. Brandon.)*

And the Question being put, it was resolved in the Affirmative.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"And whereas it is expedient to obviate the danger of loss of documents in transmitting them from the Province to others for the purpose of registration, be it enacted that a copy of any document which may have been duly registered in the Registry of Deeds of any District or Province certified under the Official Seal and the hand of the Registrar of such District or Province to be a true copy, may be registered in the Registry of Deeds of any other District or Province." *(Mr. Brandon.)*

And the Question being put, it was resolved in the Affirmative.

Preamble agreed to.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered,* That the Report be received To-morrow.

20. *West Coast Miners' Representation Bill.*—The Order of the Day being read, for the House in Committee on the West Coast Miners' Representation Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 read. Amendment proposed: At the end of the clause to add the words "and the Miners' Representation Amendment Act, 1863." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 3 read. Amendment proposed: In line 1 to omit the words "Superintendent of the said Province," with a view to insert in lieu thereof the word "Governor." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 4 read. Amendment proposed: In line 1 to omit the words "on or before the first day of September next," with a view to insert in lieu thereof the words "as soon as possible after the passing of this Act." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Another amendment proposed: In line 2, after the word "writ" to insert the words "and take such other steps as may be necessary." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Another amendment proposed: In line 3 to omit all the words after "Members." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 5 read. Amendment proposed: To omit the words between the word "until" in the first line and the word "such" in the third line. (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Clause as amended agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered,* That the Report be received To-morrow.

21. *Revised*

21. *Revised Standing Orders.*—The Order of the Day being read, for the House in Committee further to consider the Revised Standing Orders of the House of Representatives;

*Resolved,* That this House will, on this day week, again resolve itself into the said Committee.

22. *Outlying Districts Police Bill.*—The Order of the Day being read, for the second reading of the Outlying Districts Police Bill;

*Ordered,* That the Bill be read a second time To-morrow.

23. *Native Rights Bill.*—The Order of the Day being read, for the second reading of the Native Rights Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported that the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act to declare that the Maoris shall be deemed to be natural-born subjects of Her Majesty, and to declare that the jurisdiction of the Queen's Courts of Law extends over the persons and properties of all Her Majesty's subjects within the Colony."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

24. *Representation Act Amendment Bill.*—The Order of the Day being read, for the second reading of the Representation Act Amendment Bill;

*Ordered,* That the Bill be read a second time on Tuesday next.

Then, on motion of the Honourable Mr. Sewell,
The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Wednesday, 23rd August,* 1865.

1. Mr. BURNS to ask the Honourable the Postmaster-General, If any Correspondence has passed between the Postmaster-General, or Mr. Balfour and the Marine Board, with reference to corrections in the deviation of the Mariner's Compass; and if so, will there be any objections to lay such Correspondence on the Table of the House.

### NOTICES OF MOTION.

1. Mr. ROBERT GRAHAM to move, That in the opinion of this House it would be conducive to the interests of the Colony and the success of the Postal Service by way of Panama, to make the Ports of Auckland and Otago, the ports of arrival and departure, to and from Panama, respectively; and that a respectful Address be transmitted to His Excellency the Governor, requesting him to give effect to the foregoing Resolution in finally concluding any Contract between the Colony and any Company who may undertake such Postal Service.
2. Mr. GLEDHILL to move, That there be laid on the Table a Return showing the number of miles of Road which have been made in Taranaki, by either Military or General Government authority since 1860, and the cost of such work; how much of it is metalled, and the width of the metal. Also, Copies of all Correspondence between the Superintendent or Provincial Council and the General Government relative to such road work.
3. Mr. BUNNY to move, That the Return ordered on Thursday, the 17th day of August, 1865, No. 7 on the Order Paper, be rescinded, and that the following be substituted—A Return of all Lands in the Colony purchased or agreed to be purchased from the Natives by the several Land Purchase Commissioners; such Return to specify the several Blocks, where situated, with their supposed acreage; the sums paid or agreed to be paid for the same respectively or paid on account thereof; such Return also to specify whether any of such Blocks so purchased, or on account of which any money has been paid are still in the possession of the Natives.
4. Mr. Cox to move, For leave to bring in a Bill to amend the Canterbury Waste Lands Regulations.
5. The Honourable Mr. WELD to move, For leave of absence for Mr. Speaker for a fortnight.

### ORDERS OF THE DAY.

1. New Provinces Bill—second reading.

Mr. JOLLIE, upon the Order of the Day for the second reading of "The New Provinces Bill," to move, as an amendment, the following Resolution:—

*Resolved,* That it is expedient to make provision by law for securing to the inhabitants of

of outlying and other Districts of any Province, the expenditure of an adequate proportion of the Territorial Revenue raised within such Districts, upon Roads, Bridges, and other objects of special utility to the inhabitants thereof; and that provision be made to that effect by a Bill to be introduced in the present Session, containing the clauses following, that is to say—

(1.) Upon notification being made in the *New Zealand Gazette* that this Act has received the Governor's assent the revenue arising from the sale letting occupation and disposal of the Waste Lands of the Crown within the several Provinces of New Zealand shall become charged with the payment of twenty-five per cent. thereof for the purposes and in the manner hereinafter declared.

(2.) It shall be lawful for the Receiver of Land Revenue in each Province and he is hereby required to carry to a separate account a clear twenty-five per cent. of the gross revenue which may from time to time accrue as aforesaid within such Province and such moneys shall thenceforth be reserved and dealt with for the purposes and in the manner hereinafter provided.

(3.) Whenever the Superintendent and Provincial Council of any Province shall by any Act or Ordinance duly made in that behalf have constituted Local or District Boards within such Province with powers to construct and maintain district roads and bridges and to undertake such other works or improvements as may be or appear necessary or expedient for the special convenience and advantage of the inhabitants or the better development of the resources of the several districts and localities within the same then and in that case the Receiver of Land Revenue upon receiving a certificate from the Provincial Treasurer specifying the sum which is payable to any particular district as its proportion of the Territorial Revenue which has accrued and been reserved as aforesaid shall pay over to such District Road Board so constituted as aforesaid or to the chairman or other members thereof authorized to receive it the sum which may for the first time be payable accordingly. Provided always that the Receiver of Land Revenue shall not be liable to make nor the Road Board entitled to demand such payments oftner than once a quarter at dates corresponding with the financial year of the Province as such financial year may have been or may hereafter be determined by law.

(4.) If at any time after notification shall have been made in the *New Zealand Gazette* that this Act has received the assent of the Governor not less than twelve inhabitants of any district within a Province which shall not have constituted Local or District Boards for effecting the special local purposes hereinbefore-mentioned or objects similar thereto (such inhabitants being owners of land within the same and registered electors) shall by petition to the Superintendent of such Province pray that such district may be constituted a Road District within the meaning and intent of this Act entitled to receive and expend on district roads bridges and other works of special utility to the inhabitants thereof twenty-five per cent. of the entire revenue arising from the sale letting occupation and disposal of the Waste Lands of the Crown within such district which the Receiver of Land Revenue shall have reserved and carried to a separate account as hereinbefore provided the Superintendent shall forthwith by Proclamation declare that such district is constituted accordingly and in such Proclamation shall prescribe the boundaries of such district make regulations for the election of a Road Board within the same and generally define the powers functions and liabilities of such Board subject nevertheless to future legislation by the Provincial Council and Superintendent or by the General Assembly of New Zealand and from and after a day to be named in such Proclamation not being more than months from the date thereof the Road Board so elected or the Chairman thereof shall be entitled to apply to the Receiver of Land Revenue for payment of the sum which may be due to such district out of the moneys which shall have been by him from time to time reserved and carried to a separate account as aforesaid and such payment shall be made accordingly.

(5.) Upon this Act coming into force it shall be the duty of the Commissioner of Crown Lands or the Clerk to the Waste Lands Board in each Province to furnish the Receiver of Land Revenue at least once every month with a return showing the districts from which the Territorial Revenue of the Province for that period has been derived and the proportions in which such districts shall have contributed to the same and until other districts shall have been duly constituted for the purposes of this Act by the Superintendent and Provincial Council of each Province or by the General Assembly of New Zealand the Provincial Electoral Districts shall be the districts to be named in such returns and in the proclamation of Districts by the Superintendent as hereinbefore provided.

(6.) No District or District Board constituted under or for the purposes of this Act or heretofore constituted for similar purposes by any Provincial Council and Superintendent shall be held liable to construct repair or maintain out of the proportion of Territorial Revenue hereinbefore reserved to the same or out of any rate or rates levied or to be levied in aid thereof any main or trunk line or lines of road which may pass by or through such district.

(7.) So much of the provisions of "The Land Revenue Appropriation Act 1858" as may be repugnant to this Act is hereby repealed.

2. Native Lands Bill—second reading.

3. Public Domains Act Amendment Bill—to be further considered in Committee.
4. Provincial Loans Consolidation Bill—second reading.
5. Wellington Hospital Reserves Bill—second reading.
6. West Coast Miners' Representation Bill—to be reported.
7. Outlying Districts Police Bill—second reading.
8. Deeds Registration Act Amendment Bill—to be reported.

## Wednesday, the 23rd day of August, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker,

On motion of the Honourable Mr. Weld, *Ordered*, That Mr. Carleton do take the Chair, as Speaker for this day.

PRAYERS:

1. *Petitions presented.*—(1.) By Mr. Harrison: The Petition of James Moore, of Wanganui, storekeeper, praying that inquiry may be made into the cause of his arrest, by order of Lieut.-Colonel Logan, in April last.

Petition received.

(2.) By Mr. John Williamson: The Petition of Captain Lovett, of Auckland, for grant of land in the disturbed districts.

Petition received.

(3.) By Mr. John Williamson: The Petition of Captain Marks, late of the Colonial gunboat "Sandfly," for a Committee of Inquiry into the cause of his suspension from the command of that vessel.

Petition received.

2. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency,—

(1.) Papers relating to the claim of Mr. G. St. George, of Taranaki, to land at the Waitara.

(2.) Further Papers relative to the escape of the Maori Prisoners from Kauwau.

(3.) Return relative to the recommendations of the Private Grievance Committees of the Sessions of 1862-4; being Return to an Order of the 11th August instant.

3. *Roads at Taranaki.*—On motion of Mr. Gledhill, *Ordered*, That there be laid on the Table, a Return showing the number of miles of Road which have been made in Taranaki, by either Military or General Government authority since 1860, and the cost of such work; how much of it is metalled, and the width of the metal. Also, copies of all Correspondence between the Superintendent or Provincial Council and the General Government relative to such road work.

4. *Land Purchases.*—On motion of Mr. Bunny, *Ordered*, That the Return ordered on Thursday, the 17th day of August, 1865, No. 7 on the Order Paper, be rescinded, and that the following be substituted—A Return of all Lands in the Colony purchased or agreed to be purchased from the Natives by the several Land Purchase Commissioners; such Return to specify the several Blocks, where situated, with their supposed acreage; the sums paid or agreed to be paid for the same respectively or paid on account thereof; such Return also to specify whether any of such Blocks so purchased, or on account of which any money has been paid are still in the possession of the Natives.

5. *Canterbury Waste Lands Regulations Amendment Bill.—Ordered*, That Mr. Cox have leave to bring in a Bill to amend the Canterbury Waste Lands Regulations.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be printed.

6. *Waste Lands Bills Committee.*—Mr. Dillon Bell, without notice, and with leave of the House, moved, and the Question was proposed, That the Waste Lands Bills Committee be authorized to confer with any similar Committee appointed by the Legislative Council.

And the Question being put, it was resolved in the Affirmative.

7. *Leave of Absence to Mr. Speaker.*—On motion of the Honourable Mr. Weld, *Ordered*, That leave of absence be given to Mr. Speaker for a fortnight.

8. *Masters and Servants Bill.*—Mr. Cracroft Wilson, C.B., from the Select Committee to whom was referred the Masters and Servants Bill, brought up a Report, and the same was read as followeth:—

Your Committee, having carefully examined the clauses of the Bill, have now the honour to report the same, with the alterations and amendments which they deem to be necessary.

*Ordered*, That the Report do lie upon the Table.

9. *New*

9. *New Provinces Bill.*—The Order of the Day being read, for the second reading of the New Provinces Bill;

Mr. Macandrew moved, and the Question was proposed, That the Bill be now read a second time.

Mr. Jollie moved, That the Question be amended by the omission of all the words after the word "That," with a view to insert the words, "Mr. Speaker do now leave the Chair, for the purpose of considering the following Resolutions" in lieu thereof:—

*Resolved*, That it is expedient to make provision by law for securing to the inhabitants of outlying and other Districts of any Province, the expenditure of an adequate proportion of the Territorial Revenue raised within such Districts, upon Roads, Bridges, and other objects of special utility to the inhabitants thereof; and that provision be made to that effect by a Bill to be introduced in the present Session, containing the clauses following, that is to say—

(1.) Upon notification being made in the *New Zealand Gazette* that this Act has received the Governor's assent the revenue arising from the sale letting occupation and disposal of the Waste Lands of the Crown within the several Provinces of New Zealand shall become charged with the payment of twenty-five per cent. thereof for the purposes and in the manner hereinafter declared.

(2.) It shall be lawful for the Receiver of Land Revenue in each Province and he is hereby required to carry to a separate account a clear twenty-five per cent. of the gross revenue which may from time to time accrue as aforesaid within such Province and such moneys shall thenceforth be reserved and dealt with for the purposes and in the manner hereinafter provided.

(3.) Whenever the Superintendent and Provincial Council of any Province shall by any Act or Ordinance duly made in that behalf have constituted Local or District Boards within such Province with powers to construct and maintain district roads and bridges and to undertake such other works or improvements as may be or appear necessary or expedient for the special convenience and advantage of the inhabitants or the better development of the resources of the several districts and localities within the same then and in that case the Receiver of Land Revenue upon receiving a certificate from the Provincial Treasurer specifying the sum which is payable to any particular district as its proportion of the Territorial Revenue which has accrued and been reserved as aforesaid shall pay over to such District Road Board so constituted as aforesaid or to the chairman or other members thereof authorized to receive it the sum which may for the first time be payable accordingly Provided always that the Receiver of Land Revenue shall not be liable to make nor the Road Board entitled to demand such payments oftener than once a quarter at dates corresponding with the financial year of the Province as such financial year may have been or may hereafter be determined by law.

(4.) If at any time after notification shall have been made in the *New Zealand Gazette* that this Act has received the assent of the Governor not less than twelve inhabitants of any district within a Province which shall not have constituted Local or District Boards for effecting the special local purposes hereinbefore-mentioned or objects similar thereto (such inhabitants being owners of land within the same and registered electors) shall by petition to the Superintendent of such Province pray that such district may be constituted a Road District within the meaning and intent of this Act entitled to receive and expend on district roads bridges and other works of special utility to the inhabitants thereof twenty-five per cent. of the entire revenue arising from the sale letting occupation and disposal of the Waste Lands of the Crown within such district which the Receiver of Land Revenue shall have reserved and carried to a separate account as hereinbefore provided the Superintendent shall forthwith by Proclamation declare that such district is constituted accordingly and in such Proclamation shall prescribe the boundaries of such district make regulations for the election of a Road Board within the same and generally define the powers functions and liabilities of such Board subject nevertheless to future legislation by the Provincial Council and Superintendent or by the General Assembly of New Zealand and from and after a day to be named in such Proclamation not being more than months from the date thereof the Road Board so elected or the Chairman thereof shall be entitled to apply to the Receiver of Land Revenue for payment of the sum which may be due to such district out of the moneys which shall have been by him from time to time reserved and carried to a separate account as aforesaid and such payment shall be made accordingly.

(5.) Upon this Act coming into force it shall be the duty of the Commissioner of Crown Lands or the Clerk to the Waste Lands Board in each Province to furnish the Receiver of Land Revenue at least once every month with a return showing the districts from which the Territorial Revenue of the Province for that period has been derived and the proportions in which such district shall have contributed to the same and until other districts shall have been duly constituted for the purposes of this Act by the Superintendent and Provincial Council of each Province or by the General Assembly of New Zealand the Provincial Electoral Districts shall be the districts to be named in such returns and in the proclamation of Districts by the Superintendent as hereinbefore provided.

(6.) No

(6.) No District or District Board constituted under or for the purposes of this Act or heretofore constituted for similar purposes by any Provincial Council and Superintendent shall be held liable to construct repair or maintain out of the proportion of Territorial Revenue hereinbefore reserved to the same or out of any rate or rates levied or to be levied in aid thereof any main or trunk line or lines of road which may pass by or through such district.

(7.) So much of the provisions of "The Land Revenue Appropriation Act 1858" as may be repugnant to this Act is hereby repealed.

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

Then the Question being put, That the words proposed to be inserted be so inserted, the House divided, and the names were taken down as follows :—

| *Ayes*, 15. | *Noes*, 22. |
|---|---|
| Mr. Dillon Bell | Mr. Bunny |
| Mr. Brodie | Mr. Brandon |
| Mr. Colenso | Mr. Buckland |
| Mr. Cox | Mr. Butler |
| Mr. Curtis | Mr Burns |
| Hon. Mr. Fitzherbert | Mr. Eyes |
| Mr. Gledhill | Hon. Mr. FitzGerald |
| Mr. Harrison | Mr. G. Graham |
| Mr. Mantell | Mr. Haughton |
| Mr. Renall | Colonel Haultain |
| Mr. Stafford | Mr. Miles |
| Mr. Walker | Mr. O'Neill |
| Hon. Mr. Weld | Mr. O'Rorke |
| Mr. Cracroft Wilson, C.B. | Mr. Pharazyn |
| Mr. Jollie (Teller.) | Mr. Rhodes |
| | Mr. Richmond |
| | Mr. Russell |
| | Mr. Taylor |
| | Mr. Wells |
| | Mr. Wilkin |
| | Mr. James Williamson |
| | Mr. Macandrew (Teller.) |

So it passed in the Negative.

10. *Native Lands Bill.*—The Order of the Day being read, for the second reading of the Native Lands Bill ;

*Ordered*, That the Bill be read a second time on Tuesday next.

11. *Public Domains Act Amendment Bill.*—The Order of the Day being read, for the House in Committee further to consider the Public Domains Act Amendment Bill ;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That the following clauses be added to the Bill :—

And whereas it is expedient to make better provision for maintenance of order in the Auckland Domain, be it enacted with respect to such Domain as follows—

(1.) Any person or persons to whom the powers conferred by the said "Public Domains Act 1860" may with respect to the Auckland Domain for the time being be delegated may make and enforce such bye-laws orders and regulations as they may think necessary for the management preservation and disposition of the said Domain or any part thereof for the government of all persons carriages and vehicles using or frequenting the same for regulating the time of their admission and exclusion for the depasturing of cattle therein for the preservation of plants and animals therein for the exclusion of dogs or any other animals therefrom and for their destruction if intruding therein for the prevention of any nuisance and generally for regulating the using of the said Domain.

(2.) Such bye-laws shall be reduced into writing and shall be signed by any one of the persons to whom the powers aforesaid shall be delegated and may from time to time in like manner and by the like authority be repealed or altered and others made in lieu thereof.

(3.) The substance of such bye-laws shall be painted on boards or printed on paper and pasted on boards and hung up or affixed and continued at each public entrance into the said Domain so as to give notice thereof to the public and such boards shall from time to time be renewed as often as the bye-laws thereon or any part thereof shall be obliterated or destroyed.

(4.) Such bye-laws when so published and affixed shall be binding upon and be observed by all parties and shall be sufficient to justify all parties acting under the same and for proof of the making publication and affixing of such bye-laws it shall be sufficient to prove that a printed

printed copy or painted board containing a copy of such bye-laws was affixed and continued in manner by this Act directed and in case of its being afterwards displaced or damaged then that such paper or board was replaced as soon as conveniently might be.

(5.) Any person offending against any such bye-law shall forfeit for any such offence a sum not exceeding five pounds and if the infraction or non-observance of any such bye-law be attended with danger hindrance or annoyance to the public it shall be lawful for any of the persons aforesaid or for any constable or peace officer or for any person appointed for this purpose or employed in the said Domain summarily to interfere to obviate or remove such danger hindrance or annoyance and that without prejudice to any penalty incurred by the infraction of any such bye-law. *(Mr. R. Graham.)*

And the Question being put upon each of the said several clauses, it passed in the Affirmative.

Motion made and Question proposed, that the following clause be added to the Bill :—

(6.) All such penalties shall be recovered in a summary way before one or more Justices of the Peace and shall be paid over by the convicting Justice into the Colonial Treasury and shall be deemed to be money received by him for the purposes of the said "Public Domains Act 1860." *(Mr. R. Graham.)*

And the Question being put thereon, it was moved as an amendment, in line 2 to omit the word "one," with a view to insert in lieu thereof the words "a Resident Magistrate or two." *(Mr. R. Graham.)*

Amendment agreed to.

Clause as amended agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Speaker resuming the Chair, Mr. O'Rorke reported that the Committee had gone through the Bill, and had made amendments thereto.

*Ordered,* That the Report be received To-morrow.

12. *Provincial Loans Consolidation Bill.*—The Order of the Day being read, for the second reading of the Provincial Loans Consolidation Bill ;

*Ordered,* That the Bill be read a second time on Friday next.

13. *Wellington Hospital Reserves Bill.*—The Order of the Day being read, for the second reading of the Wellington Hospital Reserves Bill ;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported that the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be "An Act to make provision for the appointment of Trustees of the Wellington Hospital Reserves."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

14. *Message.*—A message from the Legislative Council, by John Curnin, Esquire, Clerk of the Legislative Council :

The Legislative Council have passed the following Bills, to which they request the concurrence of the House of Representatives :—

A Bill intituled, "An Act to regulate the Sale of Poisons."

A Bill intituled, "An Act to define the time when Acts of the General Assembly, assented to by the Governor, shall come into operation."

A Bill intituled "An Act to amend the law relating to the remedy for Injuries done by Dogs to Persons and to sheep and other animals."

15. *Sale of Poisons Regulations Bill.—Ordered,* That the Bill from the Legislative Council, intituled "An Act to regulate the Sale of Poisons," be now read a first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

16. *Commencement of Acts Bill.—Ordered,* That the Bill from the Legislative Council, intituled "An Act to define the time when Acts of the General Assembly, assented to by the Governor, shall come into operation," be now read a first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

17. *Injuries*

17. *Injuries by Dogs Bill.—Ordered,* That the Bill from the Legislative Council, intituled "An Act to amend the laws relating to the remedy for Injuries done by Dogs to Persons and to sheep and other animals," be now read a first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

18. *West Coast Miners' Representation Bill.*—The Order of the Day being read, for receiving the report of the Committee of the whole House, on the West Coast Miners' Representation Bill;

The same being read, was agreed to.

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass.

Question proposed, that the following be the Title of the Bill "An Act for providing for the Representation of the Mining Population of the West Coast of the Province of Canterbury in the Provincial Council of that Province for one year."

The Honourable Mr. FitzGerald moved, That the Question be amended by the omission of the word "providing" in the first line, and the words "for one year" in the last line, and the insertion of the words "making temporary provision" after the word "for" in the first line in lieu thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

Then, the Question being put, That the words proposed to be inserted be so inserted,

It was resolved in the Affirmative.

*Resolved,* That the Title be, "An Act for making temporary provision for the Representation of the Mining Population of the West Coast of the Province of Canterbury in the Provincial Council of that Province."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

19. *Outlying Districts Police Bill.*—The Order of the Day being read, for the second reading of the Outlying Districts Police Bill;

The Honourable Mr. FitzGerald moved, and the Question was proposed, That the Bill be now read a second time.

A Debate arose thereupon.

And the Question being put, it was resolved in the Affirmative.

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

Then, on motion of the Honourable Mr. Weld,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Thursday, 24th August,* 1865.

1. Mr. WELLS to ask the Honourable the Commissioner of Customs, If the Government is in possession of any information to warrant them in supposing that "illicit distillation" is being carried on to any extent in the Provinces of Auckland and Otago.
2. Mr. HAUGHTON to ask the Honourable the Attorney-General, When the Crown Grants for Allotments sold two years ago in the townships of Queenstown, Lawrence, Cromwell, and Clyde (Province of Otago), are likely to be issued.

### NOTICES OF MOTION.

1. Mr. EYES to move, That the House go into Committee to take into consideration the recommendation of the Private Grievance Committee, relative to the Petition of William Lott Howard.
2. Mr. HAUGHTON to move, For leave to bring in a Bill to limit the liability of Mining Companies.
3. Mr. HAUGHTON to move, That the Return to Order of 18th instant, for copy of the last Report on the Gold Fields of Otago, dated 1st April, 1865, be printed.
4. Mr. J. WILLIAMSON to move, That the House do go into Committee to take into consideration the recommendations of the Private Grievance Committee, in the cases of the Petitioners, James Callaghan, John Bolton, and Henry Deery.
5. Mr. HARRISON to move, That the Petition of James Moore be printed.
6. Mr. J. CRACROFT WILSON, C.B., to move, That the Masters and Servants Bill be committed to a Committee of the whole House for To-morrow.

### ORDERS OF THE DAY.

1. Diseased Cattle Act Amendment Bill—to be reported.
2. Marine Board Amendment Bill—to be further considered in Committee.
3. Sale of Poisons Regulation Bill—second reading.

4. Commencement of Acts Bill—second reading.
5. Injuries by Dogs Bill—second reading.
6. Public Domains Act Amendment Bill—to be reported.
7. Outlying Districts Police Bill—to be committed.
8. Deeds Registration Act Amendment Bill—to be reported.

## Thursday, the 24th day of August, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker,

On motion of the Honourable Major Richardson, *Ordered*, That Mr. Carleton do take the Chair, as Speaker for this day.

PRAYERS:

1. *Papers.*—The Honourable Mr. Sewell laid upon the Table, by command of His Excellency,—

An Act of the Imperial Parliament intituled "An Act to make better provision for the Naval Defence of the Colonies."

2. *Petition of W. L. Howard.*—A Motion being made, That this House do go into Committee to take into consideration the recommendation of the Private Grievance Committee relative to the Petition of William Lott Howard;

The Honourable Mr. Sewell acquainted the House, that His Excellency the Governor having been informed of the subject matter of this Petition, recommends it to the consideration of the House;

Then, on motion of Mr. Eyes, the House resolved itself into the said Committee.

(In the Committee.)

Motion made, and Question proposed, That the Committee recommend the adoption of the Report of the Private Grievance Committee relative to the Petition of William Lott Howard; and also recommend that a Bill be introduced for the purpose of carrying it into effect. *(Mr. Eyes.)*

And the Question being put thereon, it was resolved in the Affirmative.

To report the Resolution.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had come to a Resolution.

*Ordered*, That the Report be received To-morrow.

3. *Mining Companies Limited Liability Bill.—Ordered*, That Mr. Haughton have leave to bring in a Bill to limit the Liability of Mining Companies;

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Thursday next, and to be printed.

4. *Report on the Otago Gold Fields.*—On motion of Mr. Haughton, *Ordered*, That the Return to an Order of the House of the 18th instant, for a copy of the last Report on the Gold Fields of Otago, dated 1st April, 1865, be printed for the use of Members of this House.

5. *Petition of James Moore.*—On motion of Mr. Harrison, *Ordered*, That the Petition of James Moore be printed for the use of Members of this House.

6. *Masters and Servants Bill.*—On motion of Mr. Cracroft Wilson, C.B., *Ordered*, That the Masters and Servants Bill be committed to a Committee of the whole House To-morrow.

7. *Committee on Reporting Debates.*—Mr. Stafford, from the Select Committee on Reporting Debates, brought up a Report, and the same was read as followeth:—

The Select Committee, appointed on Tuesday, the 8th day of August instant, to superintend the revision of Reports and Debates, with power also to report on the subject generally, have the honour to Report—

That they have entered into negociations with Messrs. Mackenzie and Bull, the respective proprietors of the "Independent" and "Advertiser" newspapers of Wellington.

That these gentlemen made a proposition (to be found in the minutes hereunto annexed), which was not agreed to by the Committee.

That the Committee made another proposition, which was at first entertained by those gentlemen, but afterwards rejected by them.

Whereupon the following Resolutions were finally agreed to by the Committee:—

(1.) That from the inquiries they have made, the Committee deem it impracticable to provide for printing and publication, from day to day, of the Reports of Debates during the present Session.

(2.) That

(2.) That the contemplated arrangements with Messrs. Mackenzie and Bull, having been receded from by those gentlemen, it is inexpedient, during the present Session, to make any permanent arrangements for the Reporting of Debates.

(3.) That the Government should be requested to endeavour to make arrangements during the recess for obtaining full reports of the proceedings of the Assembly during its Session, in the form of a record, similar to Hansard's Reports.

*Ordered,* That the Report do lie upon the Table.

8. *Diseased Cattle Act Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Diseased Cattle Act Amendment Bill;

On motion of the Honourable Mr. Sewell, *Ordered,* That the Bill be re-committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clauses 1 and 2 read and agreed to.

Clause 3 read. Amendment proposed: To add the following words, "Provided also that if in any year due provision shall not be made for the payment of the Inspector's salary and other expenses incidental to this Act by the Superintendent and Provincial Council of the Province, then the fees hereby made payable shall be paid to the Colonial Treasurer for the service of the General Government of the Colony." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 4 read. Amendment proposed: To add the words, "and that either with reference to the whole or any part of any proclaimed District." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 5 to 7 read and agreed to.

Motion made and Question proposed, That the following clause be added to the Bill:

"All Orders in Council and Proclamations heretofore made or issued by the Governor or the Superintendent of any Province, purporting to annul make void alter vary or make anew any regulations appointments or prohibitory or other declarations under 'The Diseased Cattle Act 1861' shall be deemed to have been valid and effectual in law, and that as fully as if the same had been made and issued under authority of this Act, and all persons who may have done or omitted to do any act or thing in pursuance or by reason of any such Order or Proclamation shall be and they are freed and indemnified of from and against all actions suits and prosecutions claims and demands on account of such act or omission." *(Honourable Mr. Sewell.)*

And the Question being put, it was resolved in the Affirmative.

Clauses 9 and 10 read and agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered,* That the Report be received To-morrow.

9. *Marine Board Act Amendment Bill.*—The Order of the Day being read, for the House in Committee further to consider the Marine Board Act Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Postponed clauses read.

To report progress.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported that the Committee had made progress, and had directed him to move, That the Committee have leave to sit again.

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

10. *Public Domains Act Amendment Bill.*—The Order of the Day being read, for receiving the report of the Committee of the whole House on the Public Domains Act Amendment Bill;

The same being read, was agreed to.

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be "An Act to amend the Public Domains Act, 1860."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

11. *Commencement*

11. *Commencement of Acts Bill.*—The Order of the Day being read, for the second reading of the Commencement of Acts Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to define the time when Acts of the General Assembly, assented to by the Governor, shall come into operation."

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath passed the Bill without any amendment.

12. *Injuries by Dogs Bill.*—The Order of the Day being read, for the second reading of the Injuries by Dogs Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 4 read and agreed to.

Motion made and Question proposed, That the following clauses be added to the Bill:—

"It shall be lawful for the owner, or the agent of the owners of any sheep or cattle, or any servant or person employed by such owner or agent, to destroy any dog or dogs running at large amongst such sheep or cattle."

"It shall be lawful for any person who shall see a dog or dogs being at large, biting or attacking any person, or any horse, sheep, or cattle, to destroy such dog or dogs on the spot, without being answerable for damage occasioned thereby." (*Honourable Mr. Sewell.*)

And the Question being put on each of the said clauses, it passed in the Affirmative.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported that the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

13. *Outlying Districts Police Bill.*—The Order of the Day being read, for the House in Committee on the Outlying Districts Police Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 and 2 read and agreed to.

Clause 3 read. Amendment proposed: In line 5, after the word "within," to insert the words "a period to be defined in such Proclamation not being less than." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: In line 7 to omit the word "to" with a view to insert in lieu thereof the words "and he may." (*Mr. Carleton.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 4 read. Amendment proposed: To add the words "Provided that no expense shall be incurred in bringing this clause into operation not sanctioned by a vote of the House." (*Mr. Vogel.*)

Motion made and Question proposed, That the Chairman report progress. (*Mr. Creighton.*)

And the Question of adjournment being put, it passed in the Negative.

And the Question being put on the Amendment, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 12. | *Noes*, 24. |
|---|---|
| Mr Burns | Hon. Major Atkinson |
| Mr. Carleton | Mr. Bunny |
| Mr. Creighton | Mr. Colenso |
| Mr. G. Graham | Mr. Cox |
| Mr. Macandrew | Mr. Curtis |
| Mr. Munro | Mr. Domett |
| Mr. O'Neill | Mr. Gledhill |
| Mr. Paterson | Mr. Haughton |
| Mr. Reynolds | Colonel Haultain |
| Mr. James Williamson | Mr. Miles |

| | |
|---|---|
| Mr. John Williamson. | Mr. Ormond |
| Mr. Vogel (Teller) | Mr. Pharazyn |
| | Mr. Renall |
| | Hon. Major Richardson |
| | Mr. Richmond |
| | Hon. Mr. Sewell |
| | Mr. Stafford |
| | Mr. Taylor |
| | Mr. Wayne |
| | Hon. Mr. Weld |
| | Mr. Wells |
| | Mr. Wilkin |
| | Mr. Cracroft Wilson, C.B. |
| | Mr. Walker (Teller) |

So it passed in the Negative.
Clause as printed agreed to.
Clauses 5 and 6 read and agreed to.
Clause 7 negatived.
Clauses 8 to 11 read and agreed to.
Preamble read and agreed to.

To report the Bill with amendments.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered,* That the Report be received To-morrow.

14. *Message.*—A Message from the Legislative Council, by John Curnin, Esquire, Clerk of the Legislative Council:

The Legislative Council have concurred, without any amendment, in the following Bill:—

A Bill intituled "An Act to declare that the Maoris shall be deemed to be natural-born subjects of Her Majesty, and to declare that the jurisdiction of the Queen's Courts of Law extends over the persons and properties of all Her Majesty's subjects within the Colony.

And also, the Legislative Council have passed the following Bill, to which they request the concurrence of the House of Representatives:—

A Bill intituled, "An Act to define what number of Members of the Legislative Council shall be present to constitute a meeting for the exercise of its powers."

And also, the Legislative Council have concurred without any amendment in the following Bills:—

A Bill intituled, "An Act to grant a Pension to the widow and children of the late James Armitage, of Waikato, Esquire."

A Bill intituled, "An Act to amend the Panama Mail Services Act, 1864."

And also, the Legislative Council have passed the following Bills, with certain amendments, to which they request the concurrence of the House of Representatives:—

A Bill intituled, "An Act to amend the Audit Act, 1858," and

A Bill intituled "An Act to facilitate the carrying on of business by Companies incorporated in Great Britain.

15. *Audit Act Amendment Bill.—Ordered,* That the consideration of the amendment made by the Legislative Council in the Audit Act Amendment Bill be an Order of the Day for To-morrow.

16. *British Companies Bill.—Ordered,* That the consideration of the amendments made by the Legislative Council in the British Companies Bill be an Order of the Day for To-morrow.

17. *Legislative Council Quorum Bill.—Ordered,* That the Bill from the Legislative Council, intituled, "An Act to define what number of Members of the Legislative Council shall be present to constitute a meeting for the exercise of its powers," be now read a first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

18. *Deeds and Titles Registration Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Deeds and Titles Registration Amendment Bill;

The same being read, was agreed to.

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act to amend the Deeds Registration Amendment Act, 1863."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

19. *Sale*

19. *Sale of Poisons Regulation Bill.*—The Order of the Day being read, for the second reading of the Sale of Poisons Regulation Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for this day week.

Then, on motion of the Honourable Mr. Sewell,
The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Friday, 25th August*, 1865.

1. Mr. MACANDREW to ask the Honourable the Attorney-General, Whether or not, and when it is intended to give effect to the Address to His Excellency the Governor from the Provincial Council of Otago—requesting that the provisions of "The Crown Grant Act, 1862," be extended to that Province.

NOTICES OF MOTION.

1. Mr. VOGEL to move, That the Papers laid on the Table relating to the Jarvey case, be printed.
2. Mr. VOGEL to move, That in the opinion of this House it is desirable that Members of the Assembly should be furnished with copies of all the Acts and Ordinances passed by the Assembly and Provincial Councils of New Zealand, and also, in future with the General Government and Provincial *Gazettes*.
3. Mr. ROBERT GRAHAM to move, That in the opinion of this House it would be conducive to the interests of the Colony and the success of the Postal Service by way of Panama, to make the Ports of Auckland and Otago, the ports of arrival and departure, to and from Panama, respectively; and that a respectful Address be transmitted to His Excellency the Governor, requesting him to give effect to the foregoing Resolution in finally concluding any Contract between the Colony and any Company who may undertake such Postal Service.
4. Mr. MACANDREW to move, The second reading of New Provinces Bill.
5. Mr. CARLETON to move, That Mr. FitzGerald be discharged from serving on the Committee of Selection.
6. Mr. CARLETON to move, That Mr. Brandon be appointed to the Committee of Selection.
7. Mr. WELLS, to move, That the House go into Committee to take into consideration the recommendation of the Committee on Private Grievances relative to the Petition of Clara H. Burton.
8. Mr. JOHN WILLIAMSON to move, That the Petition of Capt. Lovett, be referred to the Committee on Private Grievances.
9. Mr. HARRISON to move, That the House resolve itself into a Committee of the whole to take into consideration the recommendation of the Private Grievance Committee relative to the Petition of Ellen Eleanor Garner.

ORDERS OF THE DAY.

1. Provincial Loans Consolidation Bill—second reading.
2. A Resolution to be reported from Committee of the whole House—relative to the Report of the Private Grievance Committee on the Petition of W. Lott Howard.
3. Masters and Servants' Bill—to be committed.
4. Diseased Cattle Act Amendment Bill—to be reported.
5. Injuries by Dogs Bill—to be reported.
6. Outlying Districts Police Bill—to be reported.
7. Legislative Council Quorum Bill—second reading.
8. Audit Act Amendment Bill—consideration of Amendments by the Legislative Council.
9. The British Companies Bill—consideration of Amendments by the Legislative Council.

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## Friday, the 25th day of August, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker,
On motion of the Honourable Major Richardson, *Ordered*, That Mr. Carleton do take the Chair, as Speaker for this day.

PRAYERS:

1. *Petition presented.*—By Mr. Wayne: The Petition of 582 inhabitants of the Town and District of Oamaru, praying for the establishment of one system of Government for the whole Middle Island.

   Petition received.

2. *Papers.*—The Honourable Mr. Sewell laid upon the Table, by command of His Excellency,—

   (1.) Papers relative to the Conferences which has taken place between Her Majesty's Government

Government and a Deputation from the Executive Council of Canada on subjects of importance to the Province.

(2.) Correspondence relative to a meeting at Quebec of delegates appointed to discuss the proposed union of the British North American Provinces.

(3.) Copies of all Despatches to and from the Australian Governors, relative to the gauge of railways in Australia.

(4.) Copy of Memorial and Correspondence presented to the Secretary of State for the Colonies, respecting Retiring or Superannuation Allowances to Colonial Governors.

(5.) Part Return, showing the number of Electors in the various Electoral Districts after revision by the Revising Officers, for the years 1865-6.

(6.) Despatch from the Secretary of State for the Colonies, conveying assent to certain Acts of the General Assembly passed last Session.

*Ordered*, That the two last papers be printed for use of Members of this House.

The Honourable Major Richardson laid upon the Table, by command of His Excellency,—

(7.) Statistics of the District of Oamaru.

3. *Otago Reserves Committee.*—Mr. Reynolds, from the Select Committee on the Dunedin and Port Chalmers Reserves, brought up a Report, and the same was read as followeth :—

The Select Committee on the Dunedin and Port Chalmers Reserves have the honor to report that their labours have chiefly been directed to the examination of documents bearing on the Dunedin Reserves, including the Report of a Select Committee of the Provincial Council of Otago, a copy of which, with such evidence as has been taken, is annexed.

From the evidence, it appears that the land comprising the Otago block was purchased from the Natives, on behalf of the New Zealand Company, on the 29th July, 1844, by Captain Symonds, Government Agent; Mr. Tuckett, chief surveyor to the New Zealand Company; and Messrs. Clarke and Scott; and that in the deed, certain reserves were made by the Natives, but which did not comprise any of the lands in the Towns of Dunedin or Port Chalmers; and the deed contained no provision for any further reserves on behalf of the Natives. Prior to the purchase of this block in 1844, the New Zealand Company had entered into an arrangement with the Otago Association for the colonization of the Otago Settlement, and accordingly the block of land was handed over to the Association.

On the 20th October, 1846, in a letter addressed by Mr. T. C. Harington, the principal secretary to the New Zealand Company in London, to Colonel Wakefield, the principal agent of the company in New Zealand, he (Mr. Harington) conveys the opinion of the Court with regard to water frontages in the following words :—

"With regard to water frontages, the opinion of the Court, after consultation with Mr. Cargill, is that it will conduce more to the general advantage of the Settlement if such frontages, instead of being sold to private individuals, remain in every instance the property of the public, or of the Municipality—as the representatives and trustees of the local public. The acquisition of them by private persons may, indeed, hold out an inducement for the early erection of wharves and quays, but such erections may be otherwise secured by the Municipality; and it is considered that whatever may be the extent of the first advantage, it would be dearly purchased by a greater ultimate inconvenience."

This opinion of the Court was subsequently confirmed by the following despatch from Mr. T. C. Harington to Colonel Wakefield, dated 21st October, 1846 :—

"The draft of the despatch which I had yesterday the honor of addressing to you, (Otago, No. 3—46) having been communicated to Mr. Cargill, that gentleman has addressed to me the letter of which a copy is now enclosed; and I am instructed by the Court to request that you will give effect to the several suggestions therein contained."

The suggestions above referred to were conveyed in a letter addressed to Mr. T. C. Harington, and dated 21st October, 1846. They are as follows :—

"1st. That Colonel Wakefield, in conjunction with the Governor or officer appointed, should make the requisite appropriations for fortifications, Custom-house sites, and all other Crown purposes. 2nd. That all water frontages, from about high water mark, be reserved for public use, as at Glasgow, Bordeaux, &c., &c. Such parts of the same as could not be improved immediately, or are required by the public, will of course be let, by the municipal authorities, upon lease and on encouraging terms, to private parties; but with due provision against anything like the permanent system on the River Thames, in London. 3rd. That Colonel Wakefield, assisted by his surveyors, be requested to appropriate sites for all the other purposes referred to in clause 12, not omitting in each principal town, and under the head of 'Public Buildings,' a site for one Church, with school and playground for the children; and also, in the case of Dunedin, a site for a College."

It appears that these instructions were carried into effect by Mr. Charles Kettle (the principal surveyor of the New Zealand Company in Otago, and under whose directions the Town of Dunedin was laid out), as notified by him in his letter to Colonel Wakefield, dated 18th June, 1847, and from which the following is an extract :—

"I shall also attend to the throwing up of those sections in the upper Town (Dunedin) mentioned in the postscript of your letter (No. 9—47) to meet the views of the Court."

This

This is also confirmed by a letter from Mr. T. C. Harington to Captain Cargill, dated 25th November, 1847, and which runs thus :—

"In my note this evening, I forgot to mention that the instructions respecting water frontages, &c., &c., had been received, and directions given to Mr. Kettle to carry them out."

The foregoing letter is backed, in the late Captain Cargill's handwriting, as follows :—

"Instructions as to water frontages being reserved for public uses, received by Colonel Wakefield, and sent on to Mr. Kettle. This will so far alter the position of town allotments."

The first body of settlers arrived in Otago in 1848, prior to which, the original map of Dunedin had been altered by the authorized reservation of all sections fronting the Harbour in accordance with the above instructions, thus, on the first selection of Town allotments in Dunedin the holders of land orders were precluded from selecting any of the water frontages, as is shown by the evidence of the Rev. Dr. Burns and Mr. W. H. Cutten, taken before a Select Committee of the Provincial Council of Otago at its last session. Subsequently the New Zealand Company having, in July, 1850, ceased its colonizing operations and resigned its charter, the then Governor, Sir George Grey, on the recommendation of Mr. Mantell, appropriated for Native purposes that portion of these water frontages which form the subject of this inquiry. This recommendation was made in a letter dated the 18th April, 1853, from Mr. Mantell to the Civil Secretary, and on the margin of which there is a memorandum signed by the Governor, dated 3rd June, by which it appears that the recommendation was adopted.

No Proclamation, however, appears to have been published on the subject, nor has any Crown Grant been issued up to the present time.

After a careful consideration of the above facts, as to the equity of the case, your Committee have arrived at the conclusion that the land forming the Dunedin Reserves, having been reserved from sale for a specific public purpose, was wrongfully set aside for the use of the Natives, and therefore recommend that a Crown Grant be issued in favour of the Municipality of Dunedin, as trustees and representatives of the local public, as was evidently the intention of the New Zealand Company, conveyed in the instructions of Mr. T. C. Harington to Colonel Wakefield.

In reference to the Reserve at Port Chalmers, your Committee were unable to obtain any evidence to show that any portion of the land comprised therein had been previously set aside for public purposes, and therefore see no reason to alter the present arrangement for the disposal of it.

*Ordered,* That the Report do lie upon the Table.

4. *Trial of Captain Jarvey for Murder.*—Mr. Vogel moved, and the Question was proposed, That the Papers laid on the Table relating to the Jarvey case be printed.

And the Question being put, it passed in the Negative.

5. *Acts to be supplied to Members.*—Mr. Vogel moved, and the Question was proposed, That in the opinion of this House it is desirable that Members of the Assembly should be furnished with copies of all the Acts and Ordinances passed by the Assembly and Provincial Councils of New Zealand, and also, in future, with the General Government and Provincial *Gazettes.*

The Motion was, with the leave of the House, withdrawn.

6. *Panama Mail Service.*—Mr. Robert Graham moved, and the Question was proposed, That in the opinion of this House it would be conducive to the interests of the Colony and the success of the Postal Service by way of Panama, to make the Ports of Auckland and Otago the ports of arrival and departure, to and from Panama, respectively; and that a respectful Address be transmitted to His Excellency the Governor, requesting *him* to give effect to the foregoing Resolution in finally concluding any Contract between the Colony and any Company who may undertake such Postal Service.

Mr. Macandrew moved, That the Question be amended by the omission of all the words after the word "That," and the insertion of the words "a Select Committee be appointed to inquire and report as to the best port or ports of call in New Zealand for the Panama Steamers, with power to call for persons, papers, and reports—Report to be brought up on or before 9th September," in lieu thereof.

A Debate arose thereupon.

The hour of Three of the Clock having arrived, the House proceeded to the consideration of the Orders of the Day.

7. *Provincial Loans Consolidation Bill.*—The Order of the Day being read, for the second reading of the Provincial Loans Consolidation Bill;

*Ordered,* That the Bill be read a second time on Tuesday next.

8. *Petition of W. L. Howard.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House, relative to the Report of the Private Grievance Committee on the Petition of W. L. Howard;

Mr. O'Rorke accordingly reported the following Resolution :—

*Resolved,* That the Committee recommend the adoption of the Report of the Private Grievance Committee, relative to the Petition of W. L. Howard; and also to recommend that a Bill be introduced for the purpose of carrying it into effect. And

And the Resolution being read a second time, *Resolved*, That this House doth agree with the Committee in the said Resolution.

9. *Masters and Servants Bill.*—The Order of the Day being read, for the House in Committee on the Masters and Servants Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 6 read and agreed to.

Clause 8 read. Motion made and Question proposed, That the consideration of this clause be postponed. *(Honourable Mr. Sewell.)*

And the Question being put, it was resolved in the Affirmative.

Clauses 9 to 14 read and agreed to.

Clause 15 read. Amendment proposed: In line 1 to omit the word "receive," with a view to insert in lieu thereof the word "harbourer." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Another amendment proposed: In line 1 to omit the words "entertain or hire." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Another amendment proposed: In line 2 to omit the words "employed or retained by," with a view to insert the words "engaged under contract of service to." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Another amendment proposed: In line 5 to omit the words "one-half thereof to be paid to the informer in such case." *(Mr. Walker.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 16 to 18 read and agreed to.

Clause 19 read. Amendment proposed: In line 4 to omit the words "one-half thereof to be paid to the informer." *(Mr. Walker.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 20 read. Amendment proposed: In line 5 to omit the word "five," with a view to insert in lieu thereof the word "three." *(Mr. Colenso.)*

Amendment negatived.

Clause as printed agreed to.

Clause 21 read and agreed to.

Clause 22 read. Amendment proposed: In line 10 to omit all the words after the word "pounds." *(Mr. Brodie.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 23 read and agreed to.

Clause 24 read. Amendment proposed: At the end of the clause to add the following words—"save and except those persons who are actually engaged in extracting or assisting to extract gold from any Crown Lands contained within a gold field." *(Mr. Brodie.)*

And the Question being put, That the words proposed to be added be so added, the Committee divided, and the names were taken down as under:—

| *Ayes*, 12. | *Noes*, 28. |
|---|---|
| Mr. Butler | Hon. Major Atkinson |
| Mr. Cox | Mr. Bunny |
| Mr. G. Graham | Mr. Burns |
| Mr. Haughton | Mr. Carleton |
| Colonel Haultain | Mr. Colenso |
| Mr. Macandrew | Mr Curtis |
| Mr. Mantell | Mr. Domett |
| Mr. Miles | Mr. Eyes |
| Mr. Renall | Mr. Gledhill |
| Mr. Russell | Mr. Harrison |
| Mr. James Williamson | Mr. Jollie |
| Mr. Brodie (Teller.) | Mr. Munro |
| | Mr. O'Neill |
| | Mr. Ormond |
| | Mr. Paterson |
| | Mr. Pharazyn |
| | Mr. Reynolds |
| | Mr. Rhodes |
| | Hon. Major Richardson |
| | Hon. Mr. Sewell |
| | Mr. Vogel |
| | Mr. Walker |

Hon.

Hon. Mr. Weld
Mr. Wells
Mr. Wilkin
Mr. John Williamson
Mr. Cracroft Wilson, C.B.
Mr. Richmond (Teller.)

So it passed in the Negative.
Clause as printed agreed to.
Clauses 25 to 30 read and agreed to.
Schedule read and agreed to.

To report progress.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported that the Committee had made progress, and had directed him to move, That the Committee have leave to sit again.

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

10. *Diseased Cattle Act Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Diseased Cattle Act Amendment Bill;

The same was accordingly received and adopted.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to amend the Diseased Cattle Act, 1863."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence in the amendments made therein.

11. *Injuries by Dogs Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Injuries by Dogs Bill;

The Honourable Mr. Sewell moved, and the Question was proposed, That the Report be now adopted.

Mr. Haughton moved, That the Question be amended by the omission of all the words after the word "That," with a view to insert the words "the Bill be re-committed to a Committee of the whole House" in lieu thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

*Ayes*, 26.
Hon. Major Atkinson
Mr. Brodie
Mr. Butler
Mr. Burns
Mr. Cox
Mr. Domett
Mr. Gledhill
Mr. G. Graham
Mr. R. Graham
Colonel Haultain
Mr. Jollie
Mr. Macandrew
Mr. Paterson
Mr. Renall
Hon. Major Richardson
Mr. Richmond
Mr. Russell
Hon. Mr. Sewell
Mr. Walker
Mr. Wayne
Hon. Mr. Weld
Mr. Wells
Mr. Wilkin
Mr. John Williamson
Mr. Cracroft Wilson, C.B.
Mr. O'Neill (Teller.)

*Noes*, 7.
Mr. Colenso
Mr. Mantell
Mr. Miles
Mr. O'Rorke
Mr. Vogel
Mr. James Williamson
Mr. Haughton (Teller.)

So it was resolved in the Affirmative.
The Report was accordingly received and adopted.
*Ordered*, That the Bill be now read a third time.
The Bill was read a third time accordingly.
*Resolved*, That the Bill do pass, and the Title be, "An Act to amend the Laws relating to the remedy for Injuries done by Dogs to Persons, and to sheep, and other animals."
*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence in the amendments made therein.

12. *Outlying*

12. *Outlying Districts Police Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Outlying Districts Police Bill;

The same was accordingly received and adopted.

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act for maintaining the Queen's peace within certain Districts of the Colony, and for charging the cost thereof upon such Districts."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

13. *Legislative Council Quorum Bill.*—The Order of the Day being read, for the second reading of the Legislative Council Quorum Bill;

*Ordered,* That the Bill be read a second time on Tuesday next.

14. *Audit Act Amendment Bill.*—The Order of the Day being read, for the consideration of the amendment made by the Legislative Council in the Audit Act Amendment Bill;

The same being read, was agreed to.

*Ordered,* That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendment.

15. *British Companies Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the British Companies Bill;

The same being read, were agreed to.

*Ordered,* That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

16. *Howard Pension Regulation Bill.—Ordered,* That Mr. Eyes have leave to bring in a Bill to regulate the pension of William Lott Howard;

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next, and to be printed.

It being half after Five the House adjourned until Seven of the Clock.

And having met again at Seven of the Clock,

Notice was taken that a Quorum was not present, and the House having been counted by Mr. Carleton, and eighteen members not being present, the House was adjourned by Mr. Carleton without a Question being first put.

*Members present:*—Mr. Eyes, Mr. Richmond, Mr. Reynolds, Mr. Waring Taylor, Mr. Macandrew, Mr. Paterson, Mr. O'Neill, Mr. O'Rorke, Mr. Curtis, Mr. Rhodes, Mr. Haughton, Mr. Miles, and Mr. Burns.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Tuesday, 29th August,* 1865.

1. Mr. O'RORKE to ask the Honourable the Postmaster-General, Whether the Government is in possession of any further correspondence that passed between Mr. Crosbie Ward and the Inter-Colonial Steam Packet Company, respecting the establishment of the Panama Mail Service, than what appears in the Parliamentary Papers already published.
2. Mr. STAFFORD to ask the Honourable gentleman at the head of the Government, Whether it is the intention of the Government, in accordance with the repeated recommendations of the Judges of the Supreme Court, to take means for establishing a General Penal Gaol, for the safe custody and control of more serious offenders against the law.
3. Mr. G. GRAHAM to ask the Honourable the Attorney-General, Whether the holders of Land Orders or Scrip, awarded by Mr. Commissioner O'Brien, to members of the Enrolled Pensioner Force, will be permitted to make selections from the lands confiscated in the Auckland Province.
4. Mr. RUSSELL to ask the Honourable the Defence Minister, Whether the Waikato Militia have received their pay for the months of June and July last.

NOTICES OF MOTION.

1. The Honourable Major RICHARDSON to move, That the Petition of the Inhabitants of Oamaru be printed.
2. Mr. MACANDREW to move, That this House is of opinion:—

(1) That it is expedient to make provision whereby Arbitration Courts may be established within such Provinces as the Governor, upon the application of the Superintendent and Council thereof, may see fit.

(2) That, with the exception of jurisdiction in cases of Insolvency, Intestate Estates, Probate, and Divorce, such Arbitration Court shall have the same civil jurisdiction as the Supreme Court of the Colony, subject to the same rule as regards appeal, and that its decisions shall be enforced by the same machinery which gives effect to the judgments of the

the Supreme Court: Provided always that it shall not be obligatory upon any such Arbitration Court to entertain any case involving less than £20, which may be adjudicated in the Resident Magistrate's Court.

(3) That no barrister, solicitor, or attorney shall be permitted to plead or conduct any case before such Arbitration Court, unless the said barrister, solicitor, or attorney shall be a principal in such case.

(4) That in each Province or District in which such Arbitration Court shall be established, there shall be appointed not less than Public Arbitrators, three of whom shall be selected by ballot, to adjudicate in each case: Provided always that no such Arbitrator so chosen shall have any interest, direct or indirect, in the case referred to him.

(5) That a Registrar shall be appointed for each Arbitration Court, who shall bear the same relation to such Court, as regards his functions, as does the Registrar of the Supreme Court towards the said Supreme Court; and that the rate of fees to be charged for trying cases in such Arbitration Court, shall be regulated by the Governor in Council, so as merely to cover the actual expense of such Arbitration Court.

(6) That the Government be requested to prepare and bring in a Bill founded upon the foregoing general principles, so as to provide for the establishment of such Arbitration Courts at the earliest possible date.

3. Mr. WILKIN to move, For leave to bring in a Bill to provide for the Registration of Contracts of Bailment of Sheep and Cattle, and for the Protection of Bailors and Mortgagees of the same.
4. Mr. BRANDON to move, For leave to bring in a Bill to amend the Land Regulations of the Province of Wellington.
5. Mr. BRANDON to move, For leave to bring in a Bill to repeal sub-section 2 of section 1 of "The Waste Lands Act, 1858," so far as concerns the Province of Wellington.
6. Mr. BRANDON to move, For leave to bring in a Bill to confirm an arrangement entered into between the Superintendent of the Province of Wellington and the Trustees of the Presbyterian Church at Wellington for the acquisition of a piece of land for public purposes.
7. Mr. BRODIE to move,—
   (1.) That, in the opinion of this House, it is desirable that the next Session of Parliament should be held not later than the 1st day of May, 1866.
   (2.) That if, after the expiry of the abovementioned period, Parliament shall not have been or be not in Session, then, all sums (although appropriated) which shall be expended after the abovementioned date, shall be held to have been expended illegally.
   (3.) That a clause be inserted in "The Appropriation Act" to give effect to the foregoing.
8. Mr. COLENSO to move, That the Papers respecting Mr. E. Catchpool's claim to compensation (laid upon the Table by the Honourable the Colonial Secretary, and ordered by this House to be referred to the Private Grievance Committee on the 9th day of December last, and lapsing or standing over through want of time) be again referred to the Private Grievance Committee.
9. Mr. GLEDHILL to move, That the Petition of F. A. Carrington be referred to the Private Grievance Committee.
10. Mr. JAMES WILLIAMSON to move, That Mr. Thomas Russell be appointed on the Bank Shareholders' Liability Bill Committee.
11. Mr. HAUGHTON to move, That it is desirable that "The Enquiry into Wrecks Act 1863" shall be put in force with regard to the Casualties on the West Coast.
12. Mr. JOHN WILLIAMSON to move, That a Select Committee consisting of Mr. Macandrew, Mr. Henderson, Mr. Colenso, Mr. Creighton, Mr. Pharazyn, Mr. Waring Taylor, and Mr. A. Richmond, be appointed to inquire and report on the Petition of Mr. Hannibal Marks, late Commander of Her Majesty's Colonial Gun-boat "Sandfly."
13. Mr. WAYNE to move, That the Petition of the Inhabitants of Oamaru be taken into consideration when the New Provinces Bill is before the House.
14. Mr. CARLETON to move, That Mr. FitzGerald be discharged from serving on the Committee of Selection.
15. Mr. CARLETON to move, That Mr. Brandon be appointed to the Committee of Selection.
16. Mr. GLEDHILL to move, That a copy of the agreement entered into between some Land Purchasers and the New Zealand Company, on May 4th, 1849, be laid on the Table, accompanied with the signatures attached to such agreement.
17. Mr. RUSSELL to move, That copies of the Despatches of His Excellency the Governor to the Secretary of State for the Colonies, not heretofore printed, be laid on the Table of this House.
18. Mr. RUSSELL to move, That the papers relating to the alleged sale of Warlike Stores to the Natives on the East Coast by an Auckland firm, be laid upon the Table of this House, and be printed.

ORDERS OF THE DAY.

1. Representation Act Amendment Bill—second reading.
2. Native Lands Bill—second reading.
3. Marine Board Act Amendment Bill—to be further considered in Committee.
4. Revised Standing Orders of the House of Representatives—to be further considered in Committee.

5. Adjourned

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5. Adjourned Debate on the Question—That in the opinion of this House it would be conducive to the interests of the Colony and the success of the Postal Service by way of Panama, to make the Ports of Auckland and Otago the ports of arrival and departure to and from Panama, respectively; and that a respectful Address be transmitted to His Excellency the Governor, requesting him to give effect to the foregoing Resolution in finally concluding any Contract between the Colony and any Company who may undertake such Postal Service.
6. Provincial Loans Consolidation Bill—second reading.
7. Masters and Servants Bill—to be further considered in Committee.
8. Legislative Council Quorum Bill—second reading.

## Tuesday, the 29th day of August, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker;

On motion of the Honourable Major Richardson, *Ordered*, That Mr. Carleton do take the Chair as Speaker for this Day.

PRAYERS:

1. *Petitions presented.*—(1.) By the Honourable Mr. Sewell: The Petition of 29 inhabitants of Taranaki, praying for the introduction of some measure to ratify exchanges of town sections in the Town of New Plymouth.

Petition received.

(2.) By Mr. Richmond: The Petition of Arthur Penrose Seymour, Superintendent of the Province of Marlborough, for leave to introduce a Private Bill (the Picton and Blenheim Railway Bill).

Petition received.

2. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency:—

(1.) Further Correspondence between His Excellency the Governor and Lieut.-General Sir Duncan A. Cameron.

The Honourable Major Richardson laid upon the Table, by command of His Excellency:—

(2.) Copy of Correspondence between the Colonial Government and the Superintendents and District Land Purchase Commissioners, since the 1st of January last, having reference to the purchase of Native Lands.

(3.) Further Papers relative to the Panama Mail Service.

(4.) Abstract of Returns of Wrecks and Casualties on the coast of the United Kingdom, from the 1st of January to the 31st December, 1863.

(5.) Part Return, showing the number of Electors in the various Electoral Districts after revision by the Revising Officers for the year 1865-6.

3. *Committee on Ministerial Residences.*—Mr. Cox, from the Select Committee on Ministerial Residences, brought up a Report, and the same was read as followeth:—

The Select Committee appointed to inquire into and report upon the advisability of providing or maintaining residences for Ministers, and to make recommendations as to what amount of rent, if any, shall be and is chargeable against Ministers occupying such residences, having considered the questions referred to it, has the honor to report—

1st. That in the opinion of the Committee, it is not advisable that the Colony should undertake, under any circumstances, to erect buildings as residences for Ministers.

2nd. That admitting the possibility of some persons being deterred from taking office, owing to the difficulty of their obtaining suitable residences, the Committee is of opinion that it would be desirable that the Government should at once provide residences at the Seat of Government for Ministers who may not previously have resided there, and who, on taking office, have been obliged to change their place of residence, for a term not exceeding five years, at the expiration of which time it may reasonably be expected that no difficulty of obtaining residences will be experienced.

3rd. That it is the opinion of the Committee that Ministers should not be called upon to pay, out of their present salaries, any rent for the occupation of such residences, or be charged with the costs of their repairs.

4th. And further, that in its opinion no rent should be charged for the house that has already been purchased, and is now occupied by the Premier.

The Committee appends a statement of the cost of the house and furniture purchased for the Honourable the Premier, with all other expenses paid on account of the same.

*Ordered*, That the said Report do lie upon the Table.

4. *Canterbury Waste Lands Bill.*—Mr. Domett, from the Waste Lands Bills Committee, brought up a Report on the Canterbury Waste Lands Bill, and the same was read as followeth:—

The Committee recommend the adoption of the Bill with the following addition to section III.,

III., namely: after the word "Superintendent" in the last line, to add the words "subject to the provisions of 'The Waste Lands Act 1858.'"

*Ordered*, That the Report do lie upon the Table.

5. *Petition of Inhabitants of Oamaru.*—On motion of the Honourable Major Richardson, *Ordered*, That the Petition of the Inhabitants of Oamaru be printed for the use of Members of this House.

6. *Establishment of Arbitration Courts.*—Mr. Macandrew moved, and the Question was proposed,

(1.) That it is expedient to make provision whereby Arbitration Courts may be established within such Provinces as the Governor, upon the application of the Superintendent and Council thereof, may see fit.

(2.) That, with the exception of jurisdiction in cases of Insolvency, Intestate Estates, Probate, and Divorce, such Arbitration Court shall have the same civil jurisdiction as the Supreme Court of the Colony; subject to the same rule as regards appeal, and that its decisions shall be enforced by the same machinery which gives effect to the judgments of the Supreme Court: Provided always that it shall not be obligatory upon any such Arbitration Court to entertain any case involving less than £20, which may be adjudicated in the Resident Magistrate's Court.

(3.) That no barrister, solicitor, or attorney shall be permitted to plead or conduct any case before such Arbitration Court, unless the said barrister, solicitor, or attorney shall be a principal in such case.

(4.) That in each Province or District in which such Arbitration Court shall be established, there shall be appointed not less than Twelve Public Arbitrators, three of whom shall be selected by ballot, to adjudicate in each case: Provided always that no such Arbitrator so chosen shall have any interest, direct or indirect, in the case referred to him.

(5.) That a Registrar shall be appointed for each Arbitration Court, who shall bear the same relation to such Court, as regards his functions, as does the Registrar of the Supreme Court towards the said Supreme Court; and that the rate of fees to be charged for trying cases in such Arbitration Court, shall be regulated by the Governor in Council, so as merely to cover the actual expense of such Arbitration Court.

(6.) That the Government be requested to prepare and bring in a Bill founded upon the foregoing general principles, so as to provide for the establishment of such Arbitration Courts at the earliest possible date.

Mr. Macandrew, with leave of the House, amended his motion by the omission of paragraph 6, and the insertion of the following in lieu thereof:—

"That the Government be requested, during the recess, to take the Question into serious consideration, with a view to devising such means as above indicated, or otherwise, as may seem to them best calculated to obviate the present expensive system of litigation in the Supreme Court."

Mr. Haughton moved, That the Question be amended by the omission of all the words after the first word "That," with a view to insert the words "it is expedient to make provision whereby Arbitration Courts may be established within such Provinces as the Governor may see fit, and that the Government be requested to prepare and bring in a Bill to provide for the establishment of such Arbitration Courts at the earliest possible date in lieu thereof."

A Debate arose thereupon.

And the Question being put, That the words proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 13. | *Noes*, 21. |
|---|---|
| Mr. Buckland | Hon. Major Atkinson |
| Mr. Burns | Mr. Bunny |
| Mr. Colenso | Mr. Brodie |
| Mr. Creighton | Mr. Curtis |
| Mr. Gledhill | Mr. Domett |
| Mr. G. Graham | Hon. Mr. FitzGerald |
| Mr. Henderson | Mr. Haughton |
| Mr. Munro | Mr. Jollie |
| Mr. O'Neill | Mr. Mantell |
| Mr. Reynolds | Mr. Miles |
| Mr. Wilkin | Mr. Ormond |
| Mr. John Williamson | Mr. Pharazyn |
| Mr. Macandrew (Teller.) | Hon. Major Richardson |
| | Mr. Richmond |
| | Mr. Stafford |
| | Mr. Walker |
| | Mr. Crosbie Ward |
| | Hon. Mr. Weld |
| | Mr. Wells |
| | Mr. Cracroft Wilson, C.B. |
| | Mr. Vogel (Teller) |

So it passed in the Negative.

Then

Then the Question being put, That the words proposed to be inserted be so inserted, it passed in the Negative.

7. *Bailors and Mortgagees Bill.—Ordered*, That Mr. Wilkin have leave to bring in a Bill to provide for the Registration of Contracts of Bailment of Sheep and Cattle and for the protection of Bailors and Mortgagees of the same;

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Wednesday, the 6th September, and to be printed.

8. *Wellington Land Regulations Bill.—Ordered*, That Mr. Brandon have leave to bring in a Bill to amend the Land Regulations of the Province of Wellington;

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on this day week, and to be printed.

9. *Wellington Presbyterian Church Trust Bill.—Ordered*, That Mr. Brandon have leave to bring in a Bill to confirm an arrangement entered into between the Superintendent of the Province of Wellington and the Trustees of the Presbyterian Church at Wellington, for the acquisition of a piece of land for public purposes;

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time this day week, and to be printed.

10. *Private Grievance Committee.*—On motion of Mr. Colenso, *Ordered*, That the Papers respecting Mr. E. Catchpool's claim to compensation (laid upon the Table by the Honourable the Colonial Secretary, and ordered by this House to be referred to the Private Grievance Committee on the 9th day of December last, and lapsing or standing over through want of time,) be again referred to the Private Grievance Committee.

On motion of Mr. Gledhill, *Ordered*, That the Petition of F. A. Carrington be referred to the Private Grievance Committee.

11. *Committee of Selection.*—On motion of Mr. Richmond, *Ordered*, That the Honourable Mr. FitzGerald be discharged from serving on the Committee of Selection.

On motion of Mr. Richmond, *Ordered*, That Mr. Brandon be appointed to the Committee of Selection.

12. *New Zealand Company.*—On motion of Mr. Gledhill, *Ordered*, That a copy of the agreement entered into between some Land Purchasers and the New Zealand Company, on May the 4th, 1849, be laid on the Table, accompanied with the signatures attached to such agreement.

13. *Despatches to and from the Secretary of State for the Colonies.*—On motion of Mr. Stafford, *Resolved*, That an Address be presented to His Excellency, requesting him to cause to be sent down to this House a Schedule of all Despatches from the Secretary of State for the Colonies to His Excellency, and from His Excellency to the Secretary of State, since the 1st July, 1863.

14. *Sale of Warlike Stores on the East Coast.*—On motion of Mr. Creighton, *Ordered*, That the Papers relating to the alleged sale of warlike stores to the Natives on the East Coast by an Auckland Firm, be laid upon the Table of this House, and be printed.

15. *Representation Act Amendment Bill.*—The Order of the Day being read, for the second reading of the Representation Act Amendment Bill;

The Honourable Mr. Weld moved and the Question was proposed, That the Bill be now read a second time.

A Debate arose thereupon.

On motion of Mr. Stafford, *Ordered*, That this Debate be now adjourned until Friday next.

16. *Native Lands Bill.*—The Order of the Day having been read for the second reading of the Native Lands Bill;

The Honourable Mr. FitzGerald moved and the Question was proposed, That the Bill be now read a second time.

A Debate arose thereupon.

And the Question being put, it was resolved in the Affirmative.

The Bill was accordingly read a second time.

*Ordered*, That the money clauses in the said Bill be referred to a Committee of the whole House for Thursday next.

17. *Message.*—A Message from the Legislative Council, by John Curnin, Esquire, Clerk of the Legislative Council:—

The Legislative Council have concurred without any Amendment in the Bill intituled, "An Act for the declaring certain rights of the Aboriginal Natives of New Zealand, and for enabling the Governor to appoint a Commission for certain purposes."

18. *Marine Board Act Amendment Bill.*—The Order of the Day being read, for the House in Committee further to consider the Marine Board Act Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Postponed clause 14 read and agreed to.

Postponed clause 15 negatived.

Motion made and Question proposed, That the following do stand as a clause in the Bill:

"The Superintendent of every Province is hereby empowered in addition to the functions and duties prescribed by 'The Marine Board Act, 1863,' to perform the following functions and duties, that is to say: To license and also from time to time to inspect, and also to appoint officers to inspect from time to time, ballast boats, tank boats, cargo boats, lighters, vessels, whether decked or undecked, and whether propelled by steam or not, and all other vessels and boats whatsoever used or employed within any port of the Province for landing or embarking cargo, passengers or luggage, and also to license masters, boatmen, and others employed in working or navigating such boats as aforesaid, and also to regulate the supply of ballast and water to shipping." *(Honourable Mr. Sewell.)*

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following do stand as a clause in the Bill:

"The Superintendent of every Province, with the consent of the Governor in Council, may levy the following charges:—

"For every vessel or boat, whether coming from seaward or not, whether exempted from pilotage fees or not, and whether decked or undecked, and whether propelled by steam or not, navigating or plying, whether for hire or not, within any port of the Province, a port charge half yearly not exceeding sixpence per registered or measured ton. For every boatman or waterman, and every person who shall be the master of or who shall work or navigate any such vessel or boat as last aforesaid used or employed in landing or embarking cargo, passengers, or luggage, within any port of the Province, a license fee yearly not exceeding £2 2s." (*Honourable Mr. Sewell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"It shall be lawful for the Governor in Council or his delegate or delegates appointed hereunder at any time to cancel and annul any certificates or licenses granted or issued, and any rules regulations or by-laws made by any Board or any Marine Board under the said Acts or either of the said Acts, and also to cancel and annul any rules regulations or by-laws, and any appointments and any definitions of limits of any port made by any Superintendent under or by virtue or in exercise of any power contained in any of the sections or parts of sections of the said Acts which are hereby repealed, and also to cancel and annul any rules regulations or by-laws made by any Superintendent under the said Acts relating to the performance of any duties or functions which by this Act are transferred from Superintendents to the Governor or to the Governor in Council: Provided that until such certificates and such rules regulations and by-laws shall expire by effluxion of time or shall be cancelled or annulled under the powers or authorities herein or in the said Acts contained, such certificates and licenses rules regulations and by-laws shall remain in full force." (*Honourable Mr. Sewell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made, and Question proposed, That the following do stand as a clause in the Bill:—

"This Act shall come into operation on and from a day to be fixed for that purpose by a Proclamation of the Governor to be published in the *New Zealand Gazette*." (*Honourable Mr. Sewell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

19. *Revised Standing Orders.*—The Order of the Day being read, for the House in Committee further to consider the Revised Standing Orders of the House of Representatives;

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

20. *Legislative Council Quorum Bill.*—The Order of the Day being read, for the second reading of the Legislative Council Quorum Bill;

*Ordered*, That the Bill be read a second time this day week.



21. *Port*

21. *Port of Call for Panama Mail Steamers.*—The Order of the Day being read for resuming the adjourned Debate on the Question, That, in the opinion of this House it would be conducive to the interests of the Colony, and the success of the Postal Service by way of Panama, to make the Ports of Auckland and Otago the Ports of Arrival and Departure to and from Panama, respectively; and that a respectful Address be transmitted to His Excellency the Governor, requesting him to give effect to the foregoing Resolution in finally concluding any Contract between the Colony and any Company who may undertake such Postal Service;

And the amendment proposed thereto, To omit all the words after the first word "That," and the insertion of the words, "a Select Committee be appointed to inquire as to the best Port or Ports of Call in New Zealand for the Panama Steamers, with power to call for persons, papers, and reports; Report to be brought up on or before the 9th September," in lieu thereof;

And the Question being again proposed, the House resumed the said adjourned Debate.

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

Then the Question being put, That the words proposed to be inserted be so inserted, the House divided, and the names were taken down as follows:—

| *Ayes*, 18. | *Noes*, 24. |
|---|---|
| Mr. Buckland | Hon. Major Atkinson |
| Mr. Burns | Mr. Brandon |
| Mr. Butler | Mr. Bunny |
| Mr. Colenso | Mr. Cox |
| Mr. Creighton | Mr. Curtis |
| Mr. G. Graham | Hon. Mr. FitzGerald |
| Mr. R. Graham | Mr. Gledhill |
| Mr. Henderson | Mr. Harrison |
| Mr. Munro | Mr. Jollie |
| Mr. O'Neill | Mr. Mantell |
| Mr. O'Rorke | Mr. Miles |
| Mr. Paterson | Mr. Ormond |
| Mr. Reynolds | Mr. Pharazyn |
| Mr. Stafford | Mr. Renall |
| Mr. Vogel | Hon. Mr. Sewell |
| Mr. James Williamson | Mr. Taylor |
| Mr. John Williamson | Mr. Walker |
| Mr Macandrew (Teller.) | Mr. Crosbie Ward |
| | Mr. Wayne |
| | Hon. Mr. Weld |
| | Mr. Wells |
| | Mr. Wilkin |
| | Mr. Cracroft Wilson, C.B. |
| | Major Richardson (Teller.) |

So it passed in the Negative.

Then, on motion of the Honourable Mr. Weld,
The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Wednesday, 30th August,* 1865.

*Private Business:*

1. Picton and Blenheim Railway Bill—first reading.

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1. Mr. MACANDREW to ask the Honourable the Attorney-General, If any Correspondence has passed between the Judicial and Executive Departments respecting the recognition by the Judges of the Supreme Court, of Provincial Ordinances; and if so, if there is any objection to laying such Correspondence on the Table.
2. Mr. JOHN WILLIAMSON to ask the Honourable the Colonial Treasurer, Whether, or not, the Government propose to make permanent or other provision for the widow and children of the late Mr. Titus Angus White, Resident Magistrate at Waiapu, who was lost in March last in the "Kate Williams" on his way to Auckland.

NOTICES OF MOTION.

1. Mr. REYNOLDS to move, That the Report of the Select Committee on the Dunedin and Port Chalmers Reserves be adopted.
2. The Honourable Mr. FITZHERBERT to move, For leave to bring in a Bill to enable Trustees of Savings' Banks to invest the funds thereof in Provincial Government securities.
3. The Honourable Mr. SEWELL to move, That the Petition of the Inhabitants of Taranaki be printed.
4. Mr. MACANDREW to move, That the New Provinces Bill be read a second time.

5. Mr.

5. Mr. WAYNE to move, That the Petition of the Inhabitants of Oamaru be taken into consideration when The New Provinces Bill is before the House.
6. Mr. JOHN WILLIAMSON, on the motion for the committal of the Loan Allocation Bill, to move, That before proceeding with the Loan Allocation Bill, a Commission be appointed to inquire into and ascertain the amounts which have been expended out of the Three Million Loan within the respective Provinces of the Northern Island for the permanent advantage of the said Provinces, in or on account whereof such expenditure has been made.
7. Mr. CARLETON to move, For leave to bring in a Bill to establish Courts of Petty Sessions of the Peace of Civil and Criminal Jurisdiction in the Colony of New Zealand.
8. The Honourable Mr. FITZHERBERT to move, That this House do resolve itself, this day, into Committee of Ways and Means.
9. Mr. HARRISON to move, That the House do resolve itself into a Committee, to take into consideration the recommendation of the Private Grievance Committee, relative to the Petition of Ellen Eleanor Garner.
10. Mr. COX to move, The second reading of the Canterbury Waste Lands Amendment Bill.
11. The Honourable Mr. FITZGERALD to move, For leave of absence for Mr. William Thomson till the 2nd of September next.
12. Mr. JOHN WILLIAMSON to move, That all Papers and Correspondence relative to the suspension from his duties of Mr. Hannibal Marks, late Commander of Her Majesty's Colonial Gun-boat "Sandfly" be laid upon the Table of this House.
13. Mr. HARRISON to move, If the House shall go into Committee on the Bill to regulate the establishment of New Provinces in the Colony of New Zealand, that the District of Wanganui be excepted from the operation of this Act for a period of nine months from the passing thereof.

ORDERS OF THE DAY.

1. The Committee of Supply.
2. Militia Bill—Adjourned Debate on the Question, That the Bill be now read a second time.
3. Loan Allocation Bill—to be committed.
4. Howard Pension Bill—second reading.
5. Marine Board Act Amendment Bill—to be reported.
6. Provincial Loans Consolidation Bill—second reading.
7. Masters and Servants Bill—to be further considered in Committee.

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## Wednesday, the 30th day of August, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker,

On motion of the Honourable Mr. Sewell, *Ordered*, That Mr. Carleton do take the Chair, as Speaker for this day.

PRAYERS:

1. *Picton and Blenheim Railway Bill.—Ordered*, That Mr. Richmond and Mr. Curtis have leave to bring in a Bill to enable the Superintendent of the Province of Marlborough to construct a Railway between the Towns of Picton and Blenheim in the Province of Marlborough.

   They accordingly brought in the said Bill, and the same was read for the first time.

2. *Petitions presented.*—(1.) By Mr. Wilkin: The Petition of J. Cracroft Wilson, Esq., C.B., for leave to bring in a Private Bill (Duck's Nest Mill Dam Bill.)

   Petition received.

   (2.) By Mr. Wilkin: The Petition of J. Cracroft Wilson, Esq., C.B., for leave to bring in a Private Bill (Lincoln Road Mill Dam Bill.)

   Petition received.

   (3.) By Mr. Ormond: The Petition of 636 Natives of the Poverty Bay and East Cape Districts, praying that those Districts may be annexed to the Province of Hawke's Bay instead of to the Province of Auckland.

   Petition received and ordered to be translated.

   (4.) By the Honourable Mr. FitzGerald: Petition of Parakaia Ponepa on behalf of the Natiraukawa, praying to be allowed to send Members to the conference to be convened under the Native Commission Bill.

   Petition received, and ordered to be translated.

   (5.) By the Honourable Mr. FitzGerald: The Petition of Henere Te Herepau and other Natives of Otaki, praying to be allowed to send Members to the conference to be convened under the Native Commission Bill.

   Petition received, and ordered to be translated.

   (6.) By Mr. John Williamson: The Petition of Anna White, widow of the late T. A. White

White, late Resident Magistrate at Waiapu, that relief may be afforded her in consequence of the death of her husband in the Public Service.

Petition received.

3. *Private Grievance Committee.*—Mr. Jollie, from the Select Committee on Private Grievances, brought up a Report, and the same was read as followeth :—

Your Committe beg to submit to the House a Report on the following Petitions :—

(1.) *Petition of Henry Deery :*

If the statements of this Petitioner are correct, his case seems to be one deserving some consideration at the hands of the Government.

If he be excluded from the benefit of an allowance under the Superannuation Acts (as to which the Committee have hardly sufficient information before them to decide), they would then recommend that he should receive such assistance as his actual necessities may require out of any funds at the disposal of the Government, or which the House of Representatives may hereafter grant for the relief of persons formerly in Government employment, but who may not be entitled to an allowance under the Civil Service Superannuation Acts.

(2.) *Petition of Ellen Garner :*

This Petitioner's husband died of tetanus, in consequence of a wound received in his hand while on parade, he being a sergeant in the Wanganui Victoria Volunteers. Had the wound been received on parade while the corps was in the field, his widow and children would, under "The Militia Amendment Act, 1862," have been entitled to the same pension as that allowed to the widows and families of Ensigns in Her Majesty's Service. The Committee is of opinion that the Petitioner and her children are entitled to the same indulgence, and recommend that a pension should be granted to her and her children, commencing from the date of her husband's decease, according to the provisions in clause VII. of "The Militia Acts Amendment Act, 1862."

(3.) *Petition of Timothy Benton :*

The Petitioner, in the year 1846, leased a few acres of land at Karori, near Wellington, a portion of which he had cleared from the forest, and sown with wheat; and he states that upon an alarm arising of Maori disturbances, this land was taken possession of by the Military under the orders of the Governor, for the purpose of building a stockade; whilst a couple of cottages, also belonging to him, were made use of—one for a guard house for the Karori Militia, while the stockade was being built; and the other for the accommodation of the armed police and other forces that it was considered necessary to quarter in the district.

The Petitioner also alleges that subsequent to, as well as at the time when his land and cottages were so taken possession of, His Excellency, the present Governor, told him that "as it had been found necessary for purposes of general defence so to occupy his ground and buildings, he should be compensated for such losses as he might sustain thereby;" but that, notwithstanding this, and repeated efforts on his part to obtain such compensation, he has hitherto failed to get his claim more than verbally acknowledged. His last application on this subject appears to have been addressed in 1862 to the Wellington Provincial Council, and a Select Committee of that body did formally consider and report upon the claim in the course of that year. They recognized its justice, but stated that they were unable to entertain it, "as they felt that it ought to have been addressed either to the Military Authorities or to the General Government of the Colony, as the heavy loss you sustained was evidently in consequence of the Military operations, and was in no way caused by any attack or other violent act of the Natives."

To this Committee, however, that circumstance appears on the other hand to constitute the Petitioner's strongest claim to consideration, at least, from the General Government; and they have no hesitation in expressing it as their opinion, that he is not less entitled to receive compensation than the settlers of Taranaki and elsewhere, who have been already compensated for losses sustained in consequence of the proceedings of the Military. If from lapse of time or any other cause, it should be now found impossible to recover such compensation from the Military authorities, the Committee would recommend that the sum of fifty pounds (£50) be paid to the Petitioner out of the General Revenue of the Colony, or that land to that value may be granted to him as soon as may be possible.

The Committee have communicated with His Excellency the Governor on the subject of this Petition, and the reply received is annexed to this report.

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"MY DEAR SIR,— Private Secretary's Office, Wellington, 28th August, 1865.

"In the absence of Mr. Thatcher, I am directed by His Excellency to say, with regard to the Petition of Timothy Benton, that at this distance of time it is impossible for the Governor to remember what passed with the Petitioner, or whether his land was taken or was not taken as the site of the Stockade.

"The Governor can only say, that in all cases where land was so taken for the purpose of Stockades or places of refuge for the inhabitants of a district, he informed the owners of such land that they would receive such compensation as they might be found entitled to.

"I am, &c.,

"Francis Jollie, Esq. "M. R. GRAY, A.D.C."

(4.) *Petition*

(4.) *Petition of Roderick Mackay and John Finlayson:*

The Petitioners it appears emigrated in the year 1851 from Cape Breton, in Nova Scotia, to Australia, and subsequently found their way, in company with the great body of their fellow-emigrants, to the Province of Auckland; the Provincial Government of which, set apart a considerable block of land at Waipu for their settlement.

It appears that the whole of these emigrants have purchased their holdings except the Petitioners, whilst the General Assembly provided by special Act in 1861 for the case of other Nova Scotian settlers who have since arrived in Auckland, but who were found to be debarred for technical reasons from the benefit of the exemptions enjoyed by the Nova Scotian immigrants by the "Gertrude" and "Spray" in the years 1856 and 1857.

The Provincial Council of Auckland have had before them a similar Petition from these men, and recommended their case to the consideration of the General Government or the Assembly.

The Committee are averse to recommend further legislation on the part of the Assembly for this special case, which is one not of private grievance in any proper sense, but simply of individual misfortune. The Committee, however, think the claims of the Petitioners would probably be sufficiently met if they recommended that the land now occupied by them, to the extent, say, of not more than forty acres each, be withdrawn from sale by the Superintendent for a period of ten years, with the understanding that if at the end of that time, or sooner, they should desire to purchase, they shall have the same put up to auction at the upset price of ten shillings an acre, and receive a Crown Grant if they purchase; if they do not, that they shall have returned to them the value of their improvements.

(5.) *Petition of John Robinson:*

The Committee do not consider the Petitioner entitled to any interposition on the part of the House, as there is no evidence that he made application for his Pre-emption Land before he took his discharge from the Pensioner Force, which application would appear to have been necessary before any claim for compensation under the Act could be allowed by the Commissioner.

4. *Dunedin and Port Chalmers Reserves Committee.*—Mr. Reynolds moved, and the Question was proposed, That the Report of the Select Committee on the Dunedin and Port Chalmers Reserves be adopted.

A Debate arose thereupon.

On motion of the Honourable Major Richardson, *Ordered*, That this Debate be now adjourned until Tuesday next.

On motion of the Honourable Major Richardson, *Ordered*, That the evidence taken before the said Committee be printed for the use of Members of this House.

5. *Savings Banks Funds Investment Bill.—Ordered*, That the Honourable Mr. Fitzherbert have leave to bring in a Bill to enable Trustees of Savings Banks to invest the Funds thereof in Provincial Government Securities;

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

6. *Petition of the Inhabitants of Taranaki.*—On motion of the Honourable Mr. Sewell, *Ordered*, That the Petition of the Inhabitants of Taranaki be printed for the use of Members of this House.

7. *Petition of the Inhabitants of Oamaru.*—Mr. Wayne moved, and the Question was proposed, That the Petition of the Inhabitants of Oamaru be taken into consideration when the New Provinces Bill is before the House;

A Debate arose thereupon.

On motion of the Honourable Mr. Sewell, *Ordered*, That this Debate be now adjourned until Tuesday next.

8. *Petty Sessions Bill.—Ordered*, That Mr. Richmond (for Mr. Carleton) have leave to bring in a Bill to establish Courts of Petty Sessions of the Peace of Civil and Criminal Jurisdiction in the Colony of New Zealand;

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next, and to be printed.

9. *Committee of Ways and Means.*—On motion of the Honourable Mr. Fitzherbert, the House resolved itself into the Committee of Ways and Means.

(In the Committee.)

Motion made and Question proposed, That it is desirable to revise the present Tariff, and that the Honourable the Commissioner of Customs be authorized to take such measures as

as may be necessary for the collection of any new duties pending the discussion of the Resolution. *(Honourable Mr. Fitzherbert.)*

And the Question being put, it was resolved in the Affirmative.

Resolution to be reported.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had come to a Resolution.

*Ordered,* That the Report be received To-morrow.

Then, on motion of the Honourable Major Richardson,
The House adjourned.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Thursday*, 31*st August*, 1865.

*Private Business:*

1. The Duck's Nest Mill Dam Bill—first reading.
2. The Lincoln Road Mill Dam Bill—first reading.

1. Mr. BRANDON to ask the Honourable the Attorney-General, Whether, as it appears probable that Wellington will be the permanent place for the sittings of the Court of Appeal, it is proposed to make any provision for a good Library for the use of that Court.

NOTICES OF MOTION.

1. The Honourable Mr. FITZGERALD to move, For leave to bring in a Bill for the investment and application of moneys accruing to Maoris in certain cases.
2. The Honourable Mr. FITZGERALD to move, For leave to bring in a Bill to revive and continue the Native Reserves Acts in certain cases.
3. The Honourable Major ATKINSON to move, For leave to bring in a Bill to authorize the raising of a Volunteer Force in the Colony.
4. Mr. CROSBIE WARD to move, That there be laid on the Table copies of the last Reports of the Inspectors and Engineer Surveyors under "The Steam Navigation Act," upon the steamers "New Zealand," "Wakool," and "Favourite," and of the last certificate, if any, granted to each; also copies of any general instructions issued by the Marine Board for the guidance of Inspectors and Surveyors under the said Act, in the performance of their duties.
5. Mr. BRODIE to move,—
   (1.) That, in the opinion of this House, it is desirable that the next Session of Parliament should be held not later than the 1st day of May, 1866.
   (2.) That if, after the expiry of the above mentioned period, Parliament shall not have been or be not in Session, then, all sums (although appropriated) which shall be expended after the above mentioned date, shall be held to have been expended illegally.
   (3.) That a clause be inserted in "The Appropriation Act" to give effect to the foregoing.
6. Mr. G. GRAHAM to move, That there be laid upon the Table a Return of all Appointments made by the General Government since the 1st January, 1864, setting forth the name of each appointee,—the date, the salary, and reason for the appointment,—and whether any appointment made since that date was to a new appointment, or was in substitution of one vacated by some other person.

   Also, a Return of all Resignations of Officials employed by the General Government that have been received and accepted since the 1st day of January, 1864.

   Also, a Return of all Dismissals of Officials employed by the General Government, showing the reason for such dismissal, since the 1st January, 1864.
7. Mr. JOHN WILLIAMSON to move, That the Petition of the Widow of the late Mr. Titus Angus White be referred to the Committee on Private Grievances.
8. Mr. JOHN WILLIAMSON to move, That all Papers and Correspondence relative to the suspension from his duties of Mr. Hannibal Marks, late Commander of Her Majesty's Colonial Gun-boat "Sandfly" be laid upon the Table of this House.

ORDERS OF THE DAY.

1. Mining Companies Liability Bill—second reading.
2. Sale of Poisons Regulation Bill—to be committed.
3. A Resolution to be reported from Committee of Ways and Means.
4. The Committee of Supply.
5. Militia Acts Repeal Bill—Adjourned Debate on the Question, That the Bill be now read a second time.
6. Loan Allocation Bill—to be committed.
7. Howard Pension Bill—second reading.
8. Marine Board Act Amendment Bill—to be reported.
9. Provincial Loans Consolidation Bill—second reading.
10. Masters and Servants Bill—to be further considered in Committee.

## Thursday, the 31st day of August, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker;
On motion of the Honourable Major Richardson, *Ordered*, That Mr. Carleton do take the Chair as Speaker for this day.

PRAYERS:

1. *The Duck's Nest Mill Dam Bill.—Ordered*, That Mr. Wilkin and Mr. Cox have leave to bring in a Bill, intituled, "An Act to enable John Cracroft Wilson, Esquire, C.B., to make and maintain a Dam across the River Heathcote, at a place called Duck's Nest, in the Province of Canterbury.
They accordingly brought in the said Bill, and the same was read for the first time.

2. *The Lincoln Road Mill Dam Bill.—Ordered*, That Mr. Wilkin and Mr. Cox have leave to bring in a Bill, intituled, "An Act to enable John Cracroft Wilson, Esquire, C.B., his heirs, executors, administrators, and assigns, to maintain a Dam across the River Heathcote, in the Province of Canterbury, and to divert the waters of the said River."
They accordingly brought in the said Bill, and the same was read for the first time.

3. *Petitions presented.*—(1.) By Mr. Harrison: The Petition of eight settlers in the Province of Wanganui, for compensation for losses occasioned by the military operations in that Province.
Petition received.
(2.) By Mr. Gledhill: The Petition of J. B. White, of Taranaki, settler, for compensation for losses by the Natives during the Taranaki war.
Petition received.

4. *Papers.*—The Honourable Major Richardson laid upon the Table, by command of His Excellency:—
(1.) General instructions issued to Collectors of Customs, relative to the expenditure of money for purposes connected with the effectual seizure of vessels. Return to an Order of the 15th August instant.
(2.) A Return of all grants of land or other endowments made or sanctioned by the Governor, for the benefit of the Natives. Return to an order of the 15th of August instant.

5. *Maori Funds Investment Bill.—Ordered*, That the Honourable Mr. FitzGerald have leave to bring in a Bill for the investment and application of moneys accruing to Maoris in certain cases;
He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

6. *Native Reserves Acts Continuance Bill.—Ordered*, That the Honourable Mr. FitzGerald have leave to bring in a Bill to revive and continue the Native Reserves Acts in certain cases;
He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next, and to be printed.

7. *Volunteer Force Bill.—Ordered*, That the Honourable Major Atkinson have leave to bring in a Bill to authorize the raising of a Volunteer Force in the Colony;
He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next and to be printed.

8. *Reports of Inspectors of Steam Vessels.—Ordered*, That there be laid upon the Table copies of the last Reports of the Inspectors and Engineer Surveyors, under "The Steam Navigation Act," upon the steamers "New Zealand," "Wakool," and "Favourite;" and the last certificate, if any, granted to each; also, copies of any general instructions issued by the Marine Board for the guidance of Inspectors and Surveyors under the said Act, in the performance of their duties.

9. *Next Session of the Assembly.*—On motion of Mr. Brodie, *Resolved*, That, in the opinion of this House, it is desirable that the next Session of Parliament should be held not later than the month of June, 1866.

10. *Petition of Mr. H. Marks.*—On motion of Mr. John Williamson, *Ordered*, That all papers and correspondence relative to the suspension from his duties of Mr. Hannibal Marks, late Commander of Her Majesty's Colonial Gun-boat "Sandfly" be laid upon the Table of this House.

11. *Appointments made by the Government.*—Mr. G. Graham moved, and the Question was proposed, That there be laid upon the Table, a Return of all Appointments made by the General Government since the 1st January, 1864, setting forth the name of each appointee,

—the

—the date, the salary,—and whether any appointment made since that date was to a new appointment, or was in substitution of one vacated by some other person.

Also a Return of all Resignations of Officials employed by the General Government that have been received and accepted since the 1st day of January, 1864.

Also a Return of all Dismissals of Officials employed by the General Government since the 1st of January, 1864.

Mr. Reynolds moved, That the Question be amended by the addition of the words—

"Also a Nominal Return of all Officials now in the employ of the Government, their duties, salaries, location, and date of their appointments," at the end thereof.

And the Question being put, That the words proposed to be added be so added, it was resolved in the Affirmative.

Then the Question as amended being put, it was resolved in the Affirmative.

12. *Mining Companies Limited Liability Bill.*—The Order of the Day being read, for the second reading of the Mining Companies Limited Liability Bill;

The Bill was accordingly read a second time.

On motion of Mr. Haughton, *Ordered*, That the Bill be referred to the Select Committee on the Gold Fields Bill, with instructions to report thereon.

13. *Sale of Poisons Regulation Bill.*—The Order of the Day being read, for the House in Committee on the Sale of Poisons Regulation Bill;

On motion of the Honourable Mr. Sewell, *Ordered*, That the Bill be referred to a Select Committee.

14. *Committee of Ways and Means.*—The Order of the Day being read, for receiving the Report of a Resolution from the Committee of Ways and Means;

Mr. O'Rorke accordingly reported the following Resolution:—"That it is desirable to revise the present Tariff, and that the Honourable the Commissioner of Customs be authorized to take such measures as may be necessary for the collection of any new duties, pending the discussion of the Resolution."

And the Resolution having been read a first time,

Motion made and Question proposed, That the Resolution be now read a second time.

A Debate arose thereupon.

On motion of Mr. Mantell, *Ordered*, That this Debate be now adjourned until To-morrow.

15. *Message.*—A Message from the Legislative Council, by John Curnin, Esquire, Clerk of the Legislative Council:—

The Legislative Council have passed the following Bills, to which they request the concurrence of the House of Representatives:—

A Bill intituled "An Act to remove doubts as to the interpretation of the 'Religious Charitable and Educational Trusts Act,' and to enable Diocesan Synods of the Branch of the United Church of England and Ireland in New Zealand to manage and regulate Church property within their respective Dioceses."

A Bill intituled "An Act to authorize the removal of Prisoners from one gaol to another;"

And also, the Legislative Council have passed the following Bill with an Amendment, to which they request the concurrence of the House of Representatives—a Bill intituled "An Act to Amend the Public Domains Act, 1860;"

And also, the Legislative Council have concurred without any amendment in the following Bills:—

A Bill intituled "An Act to confer on the Legislative Council and the House of Representatives of New Zealand certain privileges, immunities, and powers."

A Bill intituled "An Act for making temporary provision for the Representation of the Mining Population of the West Coast of the Province of Canterbury in the Provincial Council of that Province."

A Bill intituled "An Act to make provision for the appointment of Trustees of the Wellington Hospital Reserve."

16. *Religious Charitable and Educational Trusts Act Amendment Bill.—Ordered*, That the Bill from the Legislative Council, intituled "An Act to remove doubts as to the interpretation of the 'Religious Charitable and Educational Trusts Act,' and to enable Diocesan Synods of the Branch of the United Church of England and Ireland in New Zealand to manage and regulate Church property within their respective Dioceses" be now read a first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

17. *Prisoners Removal Bill.—Ordered*, That the Bill from the Legislative Council intituled "An Act to authorize the removal of Prisoners from one gaol to another" be now read a first time.

The

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

18. *Public Domains Act Amendment Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Public Domains Act Amendment Bill be an Order of the Day for To-morrow.

19. *Militia Bill.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the Militia Bill be now read a second time;
*Ordered*, That the Bill be read a second time on Tuesday next.

20. *Loan Allocation Bill.*—The Order of the Day being read, for the House in Committee on the Loan Allocation Bill;
*Resolved*, That this House will, on Wednesday next, resolve itself into the said Committee.

21. *Howard Pension Bill.*—The Order of the Day being read, for the second reading of the Howard Pension Bill;
*Ordered*, That the Bill be read a second time To-morrow.

22. *Marine Board Act Amendment Bill.*—The Order of the Day being read, for receiving the report of the Committee of the whole House on the Marine Board Act Amendment Bill;
The same being read, was agreed to.
*Ordered*, That the Bill be now read a third time.
The Bill was read a third time accordingly.
*Resolved*, That the Bill do pass, and the Title be, "An Act to amend the Marine Board Act, 1863."
*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence in the amendments made therein.

23. *Provincial Loans Consolidation Bill.*—The Order of the Day being read, for the second reading of the Provincial Loans Consolidation Bill;
*Ordered*, That the Bill be read a second time To-morrow.

Then, on motion of Mr. Brodie,
The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Friday, 1st September*, 1865.

1. Mr. HAUGHTON to ask the Honourable the Postmaster-General, Whether "The Inquiry into Wrecks Act, 1863," has been put in force with regard to the casualties on the West Coast.
2. Mr. HAUGHTON to ask the Honourable the Attorney-General, When it is the intention of the Government to cause the Statutes of New Zealand to be reprinted in a convenient and portable form.
3. Mr. CREIGHTON to ask the Honourable the Minister for Defence, On what terms and for what period the Government have hired the hulk "Manukau," now lying in the Harbour of Wellington, for the detention of Native Prisoners taken during the Wanganui Campaign.

### NOTICES OF MOTION.

1. The Honourable Mr. FITZGERALD to move, That this House do resolve itself into a Committee to consider of authorizing the payment of the salaries and travelling allowances to the several persons appointed under or affected by the provisions of any Act of the present Session relating to lands in the Colony in which the Maori proprietary titles still exist; of authorizing the collection of fees demandable on investigation of any claim or issue of Crown Grant, and of duties, penalties, and forfeitures made payable under such Act; of providing for the payment of the same into the Colonial Treasury; of payment thereout of charges as aforesaid, and of declaring the residue to be revenue arising from the disposal of Waste Lands of the Crown within the Colony of New Zealand for the purposes of the "New Zealand Loan Act, 1856."
2. Mr. ORMOND to move, That the different Petitions presented to the House from Europeans and Natives resident on the East Coast of the Northern Island, praying that the districts in which they reside may be annexed to the Province of Hawke's Bay, be printed.
3. Mr. MANTELL to move, That if any loyal and friendly Natives have been or should be found to be imprisoned on board the "Manukau" it is right that due compensation should be paid to them by Government, accompanied by a due apology for the indignity.
4. Mr. G. GRAHAM to move, on the motion for the Committal of "The Representation Act Amendment Bill:"—
(1.) That in order to secure the better government of the Aboriginal Natives of New Zealand, it is expedient to confer on them the Elective Franchise.
(2.) That with the view of the better securing of that object, this House is of opinion that the qualification for the Native Suffrage should be a manhood qualification.
(3.) That

(3.) That the number of Members returned to represent the Aboriginal Natives in New Zealand, in the House of Representatives, should be Five.

(4.) That the Aboriginal Natives in the Province of Auckland shall be entitled to Three Representatives, viz., One for the Northern District of the Province, and Two for the Waikato and Tauranga or Southern Districts; that the Natives of Taranaki, Wanganui, and part of Wellington be entitled to One Member; and that the Natives of Hawke's Bay and part of Wellington be entitled to One Member.

(5.) That the Aboriginal Natives be required to choose as their Members, Europeans qualified for a Seat in the House of Representatives, in whom they may have confidence.

(6.) That the Government be requested to give effect to the foregoing resolutions.

5. Mr. Cox to move, The second reading of "The Canterbury Waste Lands Act Amendment Bill."
6. Mr. Harrison to move, That the Petition of John William Peake and others be referred to the Committee on Private Grievances.

ORDERS OF THE DAY.

1. Public Domains Act Amendment Bill—consideration of Amendments by Legislative Council.
2. Masters and Servants Bill—to be further considered in Committee.
3. Religious Charitable and Educational Trusts Act Amendment Bill—second reading.
4. Prisoners Removal Bill—second reading.
5. The Howard Pension Bill—second reading.
6. Representation Act Amendment Bill—Adjourned Debate on the Question, That the Bill be now read a second time.
7. Adjourned Debate on the Question, That a Resolution from the Committee of Ways and Means be now read a second time.
8. Provincial Loans Consolidation Bill—second reading.
9. The Committee of Supply.

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## Friday, the 1st day of September, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker,

On motion of the Honourable Mr. Weld, *Ordered*, That Mr. Carleton do take the Chair, as Speaker for this day.

Prayers:

1. *Petition presented.*—By Mr. R. Graham: The Petition of 290 Waikato Military Settlers, residing at Hamilton East and Hamilton West, on the Horotiu River, praying for a grant of seed for the coming season, and the speedy issue of their Crown Grants.

   Petition received.

2. *Papers.*—The Honourable Major Richardson laid upon the Table, by command of His Excellency:—

   (1.) The Sixth Report of the Postmaster-General on the Postal Service of New Zealand.

   (2.) Report by the Postmaster-General on the Marine Board Department of New Zealand, 1864–5.

   (3.) Return of Native Produce, &c., which has arrived at the respective ports of Auckland and Onehunga, from the 1st day of January, 1850, to the 31st day of January, 1859; being Return to an Order of the 11th of August, 1865.

   The Honourable Major Atkinson laid upon the Table, by command of His Excellency,—

   (4.) Correspondence respecting the suspension of Captain Marks from the command of the Colonial Gun-boat "Sandfly." Return to an Order of the 31st August, 1865.

   The Honourable Mr. FitzGerald laid upon the Table, by command of His Excellency,—

   (5.) Return of Waste Lands sold from the 1st January to the 31st December, 1864.

   (6.) Return of Grants of Land made or sanctioned by the Governor for the benefit of the Native Race. Return to an Order of the 15th August, 1865.

   *Ordered*, That the said Paper be printed for the use of Members of this House.

3. *Native Lands Court.*—On motion of the Honourable Mr. FitzGerald, the House resolved itself into a Committee to consider of "authorizing the payment of the salaries and travelling allowances to the several persons appointed under or affected by the provisions of any Act of the present Session relating to lands in the Colony in which the Maori proprietary titles still exist; of authorizing the collection of fees demandable on investigation of any claim or issue of Crown Grant, and of duties, penalties, and forfeitures made payable under such Act; of providing for the payment of the same into the Colonial Treasury; of payment thereout of charges as aforesaid, and of declaring the residue to be revenue arising from the disposal of Waste Lands of the Crown within the Colony of New Zealand for the purposes of 'The New Zealand Loan Act, 1856.'"

(In

(In the Committee.)

Motion made and Question proposed, That this Committee do recommend the House to authorize the payment of the salaries and travelling allowances to the several persons appointed under or affected by the provisions of any Act of the present Session relating to lands in the Colony in which the Maori proprietary titles still exist; also the collection of fees demandable on investigation of any claim or issue of Crown Grant, and of duties, penalties, and forfeitures made payable under any such Act; providing for the payment of the same into the Colonial Treasury; also the payment thereout of charges as aforesaid, and the declaring the residue to be revenue arising from the disposal of Waste Lands of the Crown within the Colony of New Zealand for the purposes of "The New Zealand Loan Act, 1856," the payments to be authorized by way of advance. (*Honourable Mr. FitzGerald.*)

The Question being put thereon, it was resolved in the Affirmative.

Resolution to be reported.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported that the Committee had come to a Resolution.

*Ordered*, That the Report be received on Tuesday next.

4. *Petitions from Inhabitants on the East Coast.*—On motion of Mr. Ormond, *Ordered*, That the different Petitions presented to the House from Europeans and Natives resident on the East Coast of the Northern Island, praying that the districts in which they reside may be annexed to the Province of Hawke's Bay, be printed for the use of Members of this House.

5. *Canterbury Waste Lands Act Amendment Bill.*—On motion of Mr. Cox, *Ordered*, That the second reading of the Canterbury Waste Lands Act Amendment Bill be an Order of the Day for Tuesday next.

6. *Petition of J. W. Peake and others.*—On motion of Mr. Harrison, *Ordered*, That the Petition of J. W. Peake and others be referred to the Committee on Private Grievances.

7. *Message.*—A Message from the Legislative Council, by John Curnin, Esquire, Clerk of the Legislative Council:

The Legislative Council have concurred with the House of Representatives in their amendments in the Bill intituled, "An Act to amend the Diseased Cattle Act, 1861."

And also, the Legislative Council desire a Conference with the House of Representatives on the subject of their amendments in the Bill intituled, "An Act to amend the Law relating to the Injuries done by Dogs to Persons, and to sheep, and other animals."

They have appointed a Committee of three Managers on their behalf, and they request the House of Representatives to appoint a similar Committee, and to name the hour of the conference.

8. *Injuries by Dogs Bill.—Resolved*, That this House agrees to a Conference with the Legislative Council on the amendments made by this House in the Bill intituled, "An Act to amend the Law relating to the Injuries done by Dogs to Persons, and to sheep, and other animals," and that Mr. Cox, Mr. Wayne, and Mr. Richmond, be the Managers of such Conference on the part of this House.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House agrees to a Conference on the amendments made in the Injuries by Dogs Bill, and appoints Two of the Clock in the afternoon of this day for the hour of meeting.

9. *Public Domains Act Amendment Bill.*—The Order of the Day being read, for the consideration of amendments made by the Legislative Council in the Public Domains Act Amendment Bill;

The same were accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

10. *Masters and Servants Bill.*—The Order of the Day being read, for the House in Committee on the Masters and Servants Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Postponed clause 8 negatived.

Motion made and Question proposed, That the following do stand as clause 8 of the Bill:—

"Any master or employer imprisoned for non-payment of wages, who shall have obtained his discharge from his general liabilities under any law relating to bankruptcy or insolvency, or to debtors and creditors within the Colony, shall nevertheless remain liable for such wages, and to all remedies for the same so far as such remedies may affect any real or personal estate of such master or employer, whether acquired before or after such discharge. (*Mr. Cracroft Wilson, C.B.*)

And

And the Question being put thereon, it passed in the Affirmative.

Preamble read and agreed to.

Motion made and Question proposed, That the Chairman leave the Chair. *(Mr. Brodie.)*

And the Question being put thereon, the Committee divided, and the names were taken down as follows :—

| *Ayes*, 8. | *Noes*, 19. |
|---|---|
| Hon. Major Atkinson | Mr. Brandon |
| Mr. Burns | Mr. Carleton |
| Mr. Colenso | Mr. Cox |
| Mr. Haughton | Mr. Creighton |
| Mr. Macandrew | Mr. Curtis |
| Mr. Pharazyn | Mr. Domett |
| Mr. Reynolds | Mr. Gledhill |
| Mr. Brodie (Teller.) | Mr. G. Graham |
| | Colonel Haultain |
| | Mr. Jollie |
| | Mr. Miles |
| | Mr. O'Neill |
| | Mr. Richmond |
| | Mr. Stafford |
| | Mr. Walker |
| | Hon. Mr. Weld |
| | Mr. John Williamson |
| | Mr. Cracroft Wilson, C.B. |
| | Mr. R. Graham (Teller.) |

So it passed in the Negative.

Motion made and Question proposed, That the Chairman report progress. *(Mr. Brodie.)*

And the Question being put thereon, the Committee divided, and the names were taken down as follows :—

| *Ayes*, 26. | *Noes*, 8. |
|---|---|
| Hon. Major Atkinson | Mr. Gledhill |
| Mr. Bunny | Colonel Haultain |
| Mr. Burns | Mr. Jollie |
| Mr. Carleton | Mr. Miles |
| Mr. Colenso | Mr. Wilkin |
| Mr. Cox | Mr. James Williamson |
| Mr. Creighton | Mr. Cracroft Wilson, C.B. |
| Mr. Curtis | Mr. Walker (Teller.) |
| Mr. Domett | |
| Hon. Mr. Fitzherbert | |
| Mr. G. Graham | |
| Mr. R. Graham | |
| Mr. Haughton | |
| Mr. Macandrew | |
| Dr. Monro | |
| Mr. O'Neill | |
| Mr. Paterson | |
| Mr. Pharazyn | |
| Mr. Reynolds | |
| Hon. Major Richardson | |
| Mr. Richmond | |
| Mr. Waring Taylor | |
| Hon. Mr. Weld | |
| Mr. Wells | |
| Mr. John Williamson | |
| Mr. Brodie (Teller.) | |

So it was resolved in the Affirmative.

To report progress.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had made progress, and had directed him to move, that the Committee have leave to sit again.

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

11. *Injuries by Dogs Bill.*—Mr. Richmond, from the conference on the Bill to amend the law relating to the Injuries done by Dogs to Persons, to sheep, and other animals, brought up a Report, and the same was read as followeth :—

The Committee have agreed, and beg to recommend that the 6th clause of the Bill should be amended as follows :—

"It shall be lawful for any person who shall see a dog or dogs, being at large, biting or attacking any person, or any horse, sheep, or cattle, or who shall himself be attacked by such dog or dogs, to destroy the same, without being answerable for damage occasioned thereby.

thereby, unless such dog or dogs shall at the time be on the land or premises of the owner of such dog or dogs."

A Debate arose thereupon.

On motion of the Honourable Major Richardson, *Resolved*, That a further Conference be requested with the Legislative Council on the subject of the amendments in the Injuries by Dogs Bill, and requesting the Council to name the hour of the Conference.

12. *Religious Charitable and Educational Trusts Act Amendment Bill.*—The Order of the Day being read, for the second reading of the Religious Charitable and Educational Trusts Act Amendment Bill;

*Ordered*, That the Bill be read a second time on Tuesday next.

13. *Prisoners Removal Bill.*—The Order of the Day being read, for the second reading of the Prisoners Removal Bill;

*Ordered*, That the Bill be read a second time on Wednesday next.

14. *The Howard Pension Bill.*—The Order of the Day being read, for the second reading of the Howard Pension Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to regulate the Pension of William Lott Howard."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

15. *Representation Bill.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the Representation Bill be now read a second time;

*Resolved*, That this House will, on Wednesday next, again resume the said adjourned Debate.

16. *Committee of Ways and Means.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That a Resolution from the Committee of Ways and Means be now read a second time;

On motion of Mr. Mantell, *Ordered*, That this Debate be further adjourned until Wednesday next.

Then, on motion of the Honourable Mr. Weld,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Tuesday, 5th September*, 1865.

*Private Business:*

1. Duck's Nest Mill Dam Bill—second reading.
2. Lincoln Road Mill Dam Bill—second reading.
3. Picton and Blenheim Railway Bill—second reading.

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### NOTICES OF MOTION.

1. The Hon. Mr. FITZHERBERT to move, For leave to bring in a Bill to repeal "The Surplus Revenue Act 1858."
2. Mr. O'NEILL to move, That in the opinion of this House no honorarium ought to be paid to Members of the General Assembly for the present or any future session.
3. Mr. RUSSELL to move,
   (1.) That it has now become desirable and expedient that an equitable adjustment of the liabilities of the Colony should be made among the several Provinces thereof.
   (2.) That, after such final settlement of the public debt has been made, and in order to secure a better administration of Government, this House is of opinion that New Zealand should be divided into two separate Colonies.
   (3.) That (as a temporary measure, and until effect is given to these resolutions by legal enactments), an humble Address from this House should be presented to His Excellency the Governor, praying His Excellency to exercise the power conferred on him by his Commission from Her Majesty, of appointing a Deputy-Governor in the Province of Auckland, to administer the Government within its limits.

(4.) That

(4.) That a separate Administration, comprising all Officers necessary to conduct the affairs of every department of Government, should be forthwith instituted in that portion of the Colony.

(5.) That all expenses connected with the Government of that portion of the Colony should be charged against the revenue thereof, and that such portion should be relieved from any contribution towards the expenses of the other portions of the Colony except those of the General Assembly.

(6.) That a Bill be introduced to give effect (so far as it is competent for the General Assembly to do so) to these resolutions.

4. The Honourable Mr. WELD to move, as an amendment to the Resolutions standing in the name of Mr. Russell, That, in the opinion of this House, New Zealand ought not to be divided into two separate Colonies.
5. Mr. REYNOLDS to move, That, in the opinion of this House, the Public Reserve in the City of Dunedin, which was set aside by the New Zealand Company as trustees for the settlers in 1846, for the purpose of a Wharf and Public Quay, and on which the Police and Immigration Barracks at present stand, should be vested in the Superintendent of Otago in trust for the Municipality of Dunedin, as originally intended.
6. Mr. VOGEL to move, That this House regrets the view taken by the Native Minister concerning the condition and future prospects of the Provinces of Auckland and Otago, and does not concur in the same.
7. Mr. CARLETON to move,
   (1.) That the Land Claims Bill be referred to a Select Committee.
   (2.) That the following members shall constitute such Committee :—
   Mr. Robert Graham, Mr. Cox, Mr. Stafford, Mr. Ormond, Mr. O'Rorke, Mr. Mantell, and the Honourable Mr. FitzGerald.
8. Mr. GLEDHILL to move, That, in the opinion of this House, the prayer of the Petition of J. B. White should be granted, by the reference of his claim for compensation for losses sustained during the year 1860 to Mr. Commissioner Beckham for investigation.

ORDERS OF THE DAY.

1. A Resolution to be reported from Committee of the whole House.—(Native Lands Bill.)
2. Wellington Land Regulations Amendment Bill—second reading.
3. Wellington Presbyterian Church Trust Land Bill—second reading.
4. Revised Standing Orders of the House of Representatives—to be further considered in Committee.
5. Legislative Council Quorum Bill—second reading.
6. Adjourned Debate on the Question, That the Report of the Select Committee on the Dunedin and Port Chalmers Reserves be adopted.
7. Savings Banks Funds Investment Bill—second reading.
8. Adjourned Debate on the Question, That the Petition of the Inhabitants of Oamaru be taken into consideration when the New Provinces Bill is before the House.
9. Maori Funds Investment Bill—second reading.
10. Native Reserves Act Continuance Bill—second reading.
11. Volunteer Force Bill—second reading.
12. Militia Acts Repeal Bill—adjourned Debate on the Question, That the Bill be now read a second time.
13. Canterbury Waste Lands Act Amendment Bill—second reading.
14. Religious Charitable and Educational Trusts Act Amendment Bill—second reading.
15. Provincial Loans Consolidation Bill—second reading.
16. The Committee of Supply.

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## Tuesday, the 5th day of September, 1865.

PRAYERS :

1. *Duck's Nest Mill Dam Bill.*—The Order of the Day being read, for the second reading of the Duck's Nest Mill Dam Bill;
   The Bill was accordingly read a second time, and committed.

2. *Lincoln Road Mill Dam Bill.*—The Order of the Day being read, for the second reading of the Lincoln Road Mill Dam Bill;
   The Bill was accordingly read a second time, and committed.

3. *Picton and Blenheim Railway Bill.*—The Order of the Day being read, for the second reading of the Picton and Blenheim Railway Bill;
   The Bill was accordingly read a second time, and committed.

4. *Papers.*—The Honourable Major Richardson laid upon the Table, by command of His Excellency,—
   (1.) Report

(1.) Report on the Gold Fields of Otago, dated 1st April, 1865.
(2.) Notes on Reports of Inspectors of Native Schools, by the Under Secretary for Native Affairs.
(3.) Copy of Agreement between some Land Purchasers at Taranaki and the New Zealand Company, dated 4th May, 1849. Return to an Order of the 29th August, 1865.
(4.) Further Correspondence between the Governor and the Secretary of State for the Colonies, in continuation of Papers presented 25th August last.

5. *Private Grievances.*—Mr. Jollie, from the Private Grievance Committee, brought up a Report, and the same was read as followeth :—

(1.) *Petition of J. W. H. Williams :*

In June, 1850, Mr. Williams, the Petitioner, paid to the Canterbury Association in London, £300, for 100 acres of land, to be selected under order of choice No. 31, in the Canterbury Settlement, together with two town sections of a quarter of an acre each; and the printed receipt given for the £300 is still held by Mr. Williams, and has been produced to the Committee.

Land Orders were prepared and forwarded to Mr. Williams, in the usual manner, in duplicate, and he seems to have lost no time in appointing an Agent in Canterbury, and sending the duplicate Land Order, with instructions to make the requisite selections under it.

This duplicate Land Order (and there is little doubt, the original also, retained by Mr. Williams, and subsequently burnt whilst in the Wellington Post Office), by some error or oversight on the part of the Canterbury Association or its clerks, described the section purchased and to be selected, as consisting of fifty instead of one hundred acres; and accordingly, only fifty acres were selected by Mr. Williams's Agent in New Zealand. Four or five years would then appear to have elapsed, when Mr. Williams, having discovered the mistake, and having removed to Melbourne, and communicated on the subject of the deficiency in his land with the Commissioner of Crown Lands in Canterbury, requested Mr. Maxwell Bury, who was proceeding to Canterbury, to look into the affair, and, to facilitate that object, forwarded to that gentleman for the sake of greater security through the Union Bank of Australia, the original Land Order and certain other papers relating to the purchase.

These, it appears, were in the Wellington Post Office, on the way to their destination at Christchurch, when the great fire of April, 1856, occurred, which burned down that building amongst many others, and destroyed its contents, including the packet of papers from the Petitioner.

Duly attested copies of these documents, it is stated by Petitioner, were procured, and affidavits made by him as to the loss of the originals, soon after the fire; but it does not appear from any information before the Committee, that sufficiently active steps were taken by the Petitioner or his agents to have the matter properly represented to the Canterbury Provincial Government, which succeeded to the liabilities of the Canterbury Association, or to the General Government, with a view to the mistake from which he suffers being inquired into and rectified without further loss of time.

Under all the circumstances of the case, and considering the difficulties in the way of any other mode of disposing of it, the Committee have resolved upon recommending that the Petitioner should receive scrip for £300, to enable him to purchase land in the Canterbury Province, in satisfaction of his claim for the deficient fifty acres, and the town section attached to it; and that an Act should be introduced to authorize the issue of such scrip for that purpose.

(2.) *Petition of H. R. Holder :*

The claim preferred in this Petition against the Government has been satisfactorily arranged between the Petitioner and the Defence Office, since its presentation in the early part of the Session, so that it is not necessary for the Committee further to report respecting it.

(3.) *Petition of Charles Davis :*

This case was virtually disposed of by the Select Committee of 1860, to which was referred the Petition of Messrs. Davis and Yates, who declared that the main ground of complaint preferred in that Petition had not been established.

No fresh evidence has been brought forward by the Petitioner, or any reason afforded which should induce the Committee to recommend that the case be re-opened, or the prayer of the Petition complied with.

(4.) *Petition of Hohepa Tamaihengia and sixteen others :*

This Petition, which emanates from certain Porirua Natives, is very obscurely drawn up, but its object is to express dissatisfaction with, and to pray for inquiry into, the arrangement by which the descendants of Thomas Ellison have received a Grant from the Crown of 388 acres of land at Porirua, in confirmation of claims arising out of certain purchases effected by their father from Rangihaeata and other Natives, in the years 1837 and 1839.

A Crown Grant for 388 acres (part of 2,000 acres which Rangihaeata sold to Ellison, by deed

deed dated 6th December, 1837,) was signed by the Governor, on the 20th June, 1863. An inquiry into the circumstances and validity of this and other purchases made by Ellison, was begun by Mr. Commissioner Spain, in 1843; that inquiry was continued by Mr. McLean in 1852; and a third and final inquiry was undertaken in 1862, by Major Edwards, and Mr. George Swainson, Commissioner of Native Reserves in the Province of Wellington, with whom was associated Tamihana te Rauparaha; and it was in pursuance of the Report of these three Commissioners that the Crown Grant for 388 acres was issued by the Governor.

The Committee examined Mr. Swainson and Tamihana te Rauparaha, and also Matene te Whiwhi (Rangihaeata's nephew), upon the various points connected with the sale and award to Ellison, and they have found no reason whatever to question the propriety and fairness of the recommendation of the Commissioners in his favour, and which the Crown Grant confirmed.

(5.) *Petition of Alfred Edmonds:*

This Petition arises out of some very extraordinary proceedings, which have been the subject of adjudication by both the Resident Magistrate and the Supreme Court in Auckland. It embraces, in fact, the whole of the notorious case of the "Mavis" schooner, which in the early part of 1863 was chartered, or alleged to have been chartered, by the Petitioner from her registered owner, a Ngatipikaio Native, called Tutare Te Rau, at a certain rate (£10) per month, and on the understanding that certain necessary repairs were to be effected by the charterer at the cost of the owners.

It would appear that Tutare, though the registered and therefore the legal owner, was not the only or even the principal owner of the vessel, and that after she had been handed over to the Petitioner, and when her repairs were nearly completed, the rest of the tribe claiming an interest in her, as well as Tutare himself, became, either spontaneously or as a result of communication with the Native Office, dissatisfied with the bargain which the latter had entered into with Edmonds, and that they proceeded to remove the vessel out of his possession—he having already expended on her, in repairs, refitting, &c., or made himself liable for, above £100, and having also personally offered to throw up his charter and return the vessel on being reimbursed his expenses and loss of time, and to this the Natives appear to have agreed.

Edmonds, feeling that he was being unjustifiably treated, and that he had an equitable if not a strictly legal lien upon the vessel, brought her back to the wharf, from whence she had been removed by the Natives, and (to prevent her being again interfered with or taken to sea), removed from her the wheel, two headsails, and foresail.

The Native Office, partly by Mr. Halse, but chiefly through Mr. C. O. Davis, appears now to have actively intervened in the case; and by its advice, upon his declining to give up the wheel and sails, unless he were paid the outlay he had been put to, Edmonds was summoned before the Resident Magistrate for £100 damages for illegal detention of the vessel. The result of the trial, after several adjournments, was, that the plaintiff, or nominal plaintiff, Tutare, was nonsuited. Matters remained thus until the 3rd of April, when a large body of Natives went on board the "Mavis," expelled the person placed in charge of her by Edmonds, and removed her to another and distant part of the harbour. Edmonds attempted the same day to recover possession, but was encountered and resisted by a large body of Maoris, armed with spears, &c., and the vessel went to sea that night—Mr. C. O. Davis having, as is alleged by the Petitioner, supplied the necessary sails, and (which is not denied) having himself cleared her at the Custom House *the next morning*. She returned in a few days after, when further negotiations took place between Edmonds and the parties concerned for the peaceable settlement of the affair by the payment of what was due to the former; but this was ultimately refused, and the vessel again went to sea. Upon her return, on the 4th September, she was seized by the bailiff of the Resident Magistrate's Court for the costs of the late suit. These were paid, it is alleged, by the Native Office, and the bailiff then ordered the sails and blocks, which he had seized and taken out of the vessel, to be put on board again. Edmonds seeing these things on the wharf, had them removed to his brother's store, intending, it seems, to retain them in part satisfaction of his claim on the vessel. For doing this, and after he had been warned by the Native Office that criminal proceedings would be taken against him unless he returned the gear, he was arrested on the information of a Native (Nutana), lodged in gaol, and, after several remands, committed to take his trial at the next sitting of the Supreme Court. When the Criminal Sessions began, on the 1st December, the Chief Justice, in his charge to the Grand Jury, referred at some length to the circumstances of the case. In the course of these remarks his Honor said:—"There might, however, be facts sworn to, tending to show that the prisoner took these sails under a *bona fide* lien, and in a *bona fide* belief of that right, took property away and put it into a place of safety; and if the Jury were of opinion that he had that belief and right, then the offence would not stand against him; for it would be monstrous to suppose that a man should be charged with villainy who was taking away what he thought belonged to him. If, however, the Jury thought he had taken them away under circumstances of suspicion, they would be justified in returning a true bill."

The

The Grand Jury threw out the bill, and the prosecution dropped. Meanwhile, in October, after the death of Tutare, the General Government (acting apparently through Dr. Shortland, then Native Secretary), having supplied her with fresh sails, &c., chartered the "Mavis" at £15 per month, and with but slight interruptions, she has been in their service and plying between Auckland and Tauranga, or elsewhere, up to within the last few weeks.

The above is but a meagre outline of the various transactions and embarrassments which have combined to constitute the grievance from which the Petitioner now seeks relief, or which have hitherto been allowed to impede the equitable settlement of his claim. The matter appears to have been referred from one officer of the Government to another, and from one Department of it to another, with the result only of fresh complication and difficulty. At last, on the 31st May, 1864, Mr. Whitaker, by memorandum endorsed on a statement of Edmonds' case, expressed himself strongly in favour of his being settled with for the repairs, &c., he had actually effected; and thereupon the matter was referred to Mr. Smith, the Civil Commissioner at Tauranga, who appears, on the 21st June last, to have paid over to Mr. Edmonds, out of money due from the General Government to the owners of the "Mavis," the sum of £62 14s. 5½d. "minus £14 10s., due on a promissory note (by Wi Tereana) to be produced"—the receipt of which sum is thus referred to in the Petition: "And your Petitioner, being afraid that he would be unable to recover any portion of his account for the repairs, took payment of forty-eight pounds seven shillings (£48 7s.), the balance of sixty-eight pounds twelve shillings (£68 12s)." This £68 12s. (supposing the promissory note to be paid,) together with £9 paid at the outset by Tutare, or £77 12s. altogether, would appear to be the whole amount received by the Petitioner for his actual expenditure upon the vessel, which he states to be £105, and for the loss (whatever it may be) which he sustained by the breach of the agreement with Tutare, under which he was to have the use of the vessel for eighteen months, at the rate of £10 per month.

It would appear from a memorandum by Mr. C. O. Davis, dated 4th May, 1863, that the expenses of Court and of professional assistance to the owners of the "Mavis," in the suit before the Resident Magistrate, amounting to £20 4s. 6d., were paid by the Ngatipikaios to Mr. Halse on that day, and it is stated by the Petitioner that in the settlement made with him by Mr. Commissioner Smith, on the 21st of June, there was deducted from what he ought to have received the sum of twenty pounds (£20) for expenses incurred by Nutana in relation to the criminal prosecution at the instance of that Native; but, if so, it remains to be explained why this was done, and also why a balance of £7 8s. should still remain due upon the whole claim of £105, and now be withheld from Petitioner. His own legal costs in the civil and criminal proceedings against him are stated to amount to £80 9s.

Taking into consideration all the features of this very anomalous case, as presented in the papers before them, and in the proceedings before the Resident Magistrate's Court, where both the plaintiff and some of the Native witnesses appear to have grossly contradicted themselves, the Committee are unanimously of opinion that the conduct of the Natives, or rather of the Native Office, which advised and directed their proceedings from first to last, was most improper and unwarrantable, and has caused the Petitioner great and gratuitous sacrifices, for which he has a right to compensation at the hands of Government. It is quite clear that the Native Office, if it had so chosen, could have mediated between the parties at the very outset of the misunderstanding, and by a little dexterous management have conducted the affair to an issue satisfactory to each; whereas the original dissension appears to have been fostered and aggravated by every step taken, as if there were a set purpose to snatch a malicious triumph for one side, and to make all compromise impossible. Edmonds himself, perhaps, was not on all occasions free from blame; but he had on his side the right and equity of the case, he was constantly provoked, and more and more a sufferer. It is to do him what they consider not only simple justice, but also to mark their sense of the gross favoritism and mal-administration of the Native Office in its whole management of this case, that the Committee now make the following recommendations:—

(1.) Edmonds was clearly entitled to at least £105, for the repairs, &c., originally executed at his expense; he is entitled to that still, minus only what it can be shown he has actually received either from the Maori owners or from Mr. Smith, but to the entire exclusion of all costs of prosecution, whether in the civil suit or the criminal indictment.

(2.) His own legal costs are stated to have amounted altogether to £80 9s., of which sum £41 appears to have been paid to his solicitor in November, 1864; and this sum, as well as any other which can be duly substantiated, the Committee recommend that the Petitioner shall have repaid to him.

(3.) They also recommend that he should receive the sum of £50, as some compensation for the loss of the vessel which had been chartered to him, and for various incidental losses, the direct or indirect consequences of the action of the Native Office; from which sums, however, the Committee consider should be deducted the value of the sails, ship's wheel, and any other property taken from the vessel by Petitioner in the month of February, if it should be found that the same was permanently retained by him.

And the Committee further recommend that these payments be made not out of the Ordinary Revenue of the Colony, but from any funds which the Government may be authorized to expend for Native purposes.

*Ordered*, That the Report do lie upon the Table.

6. *Gold Fields Committee.*—Mr. Brodie, from the Select Committee, to whom was referred the Gold Fields Bill, brought up a Report and the same was read as followeth :—

Your Committee having carefully examined the Gold Felds Act, remitted to them for their consideration, have now the honor to report that they have made considerable additions and amendments thereto. The defects of the Acts, 1862–63, as regards the administration of justice upon the Gold Fields, will, in the opinion of your Committee, be remedied by the Act to be submitted for your consideration, and they therefore recommend its adoption by the House.

Your Committee had also under their consideration, the various obstacles which lay in the way of the rapid development of the Gold Fields of the Colony, and in order that they might be assisted in arriving at a satisfactory conclusion as to the best means of obviating these difficulties, they submitted a series of questions to Dr. Hector, General Government Geologist. That gentleman's evidence has already been placed in possession of the House. Your Committee have also framed clauses which they believe will remedy the evil complained of, and have further provided that in the transfer of any mining property, the Act under which that property was created, shall also finally deal with it, and thus prevent expensive litigation.

Your Committee have also, under stringent conditions, made provisions for the passage of water through and over private property, when that property is situated within a proclaimed Gold Field.

The Committee have also had under their consideration the Bill to Limit the Liability of Mining Companies, and having examined into its provisions, they are of opinion that the Bill should receive the sanction of the House.

*Ordered*, That the Report do lie upon the Table.

7. *Surplus Revenue Act* 1858 *Repeal Bill.*—*Ordered*, That the Honourable Mr. Fitzherbert have leave to bring in a Bill to repeal "The Surplus Revenue Act, 1858;"

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time To-morrow, and to be printed.

8. *Dunedin Reserves.*—Mr. Reynolds moved, and the Question was proposed, That, in the opinion of this House, the Public Reserve in the City of Dunedin, which was set aside by the New Zealand Company as trustees for the settlers in 1846, for the purpose of a Wharf and Public Quay, and on which the Police and Immigration Barracks at present stand, should be vested in the Superintendent of Otago in trust for the Municipality of Dunedin, as originally intended.

A Debate arose thereupon.

On motion of Mr. Mantell, *Ordered*, That this Debate be now adjourned until Friday next.

9. *Land Claims Bill.*—On motion of Mr. Carleton, *Ordered*, That the Land Claims Bill be referred to a Select Committee, to consist of Mr. Robert Graham, Mr. Cox, Mr. Stafford, Mr. Ormond, Mr. O'Rorke, Mr. Mantell, and the Honourable Mr. FitzGerald.

10. *Petition of Joseph B. White.*—On motion of Mr. Gledhill, *Resolved*, That, in the opinion of this House, the prayer of the Petition of Joseph B. White should be granted, by the reference of his claim for compensation for losses sustained during the year 1860 to Mr. Commissioner Beckham for investigation.

11. *Native Lands Bill.*—The Order of the Day being read, for receiving the Report of a Resolution from the Committee of the whole House, on the Native Lands Bill;

Mr. O'Rorke accordingly reported the following Resolution :—

*Resolved*, That this Committee recommend the House to authorize payment of the salaries and travelling allowances to the several persons appointed under or affected by the provisions of any Act of the present Session relating to lands in the Colony in which the Maori proprietary titles still exist; also the collection of fees demandable on investigation of any claim or issue of Crown Grant, and of duties, penalties, and forfeitures made payable under such Act; providing for the payment of the same into the Colonial Treasury; also the payment thereout of charges as aforesaid, and the declaring the residue to be revenue arising from the disposal of Waste Lands of the Crown within the Colony of New Zealand for the purposes of "The New Zealand Loan Act, 1856," the payments to be authorized by way of advance.

And the Resolution being read a second time,

*Resolved*, That this House doth agree with the Committee in the said Resolution.

*Ordered*, That the Native Lands Bill be committed to a Committee of the whole House for Thursday next.

12. *Message.*—A Message from the Legislative Council, by John Curnin, Esquire, Clerk of the Legislative Council :—

The

The Legislative Council have passed the following Bill, to which they request the concurrence of the House of Representatives :—

A Bill intituled "An Act for the Prevention of Accidents and the Punishment of Offences on Railways."

And also, the Legislative Council have agreed to a further Conference with the House of Representatives on the subject of their amendments in the "Injuries by Dogs Bill." They have appointed a Committee on their behalf to manage the same, and appoint the Committee to meet forthwith.

And also, the Legislative Council have passed the following Bills, to which they request the concurrence of the House of Representatives :—

A Bill intituled "An Act for Extending the Jurisdiction of Resident Magistrates in Criminal Cases."

A Bill intituled "An Act to amend an Ordinance of the Governor and late Legislative Council of the Colony, intituled 'An Ordinance for the Regulation of Building and Land Societies.'"

13. *Building and Land Societies Ordinance Amendment Bill.—Ordered*, That the Bill from the Legislative Council, intituled "An Act to amend an Ordinance of the Governor and late Legislative Council of the Colony, intituled 'An Ordinance for the Regulation of Building and Land Societies,'" be now read for the first time;

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

14. *Railway Offences Bill.—Ordered*, That the Bill from the Legislative Council, intituled "An Act for the Prevention of Accidents and the Punishment of Offences on Railways," be now read a first time;

The Bill was accordingly read for the first time, and ordered to be read a second time on Friday next.

15. *Resident Magistrates Criminal Jurisdiction Extension Bill.—Ordered*, That the Bill from the Legislative Council, intituled "An Act for Extending the Jurisdiction of Resident Magistrates in Criminal Cases," be now read a first time;

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

16. *Wellington Land Regulations Amendment Bill.*—The Order of the Day being read, for the second reading of the Wellington Land Regulations Amendment Bill;

*Ordered*, That the Bill be read a second time on Thursday next.

17. *Wellington Presbyterian Church Trusts Land Bill.*—The Order of the Day being read, for the second reading of the Wellington Presbyterian Church Trusts Land Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Thursday next.

18. *Standing Orders.*—The Order of the Day being read, for the House in Committee, further to consider the Revised Standing Orders of the House of Representatives;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Postponed Orders 18 to 25 read and agreed to.

Postponed Orders 204 to 224 read and agreed to.

Postponed Order 241 read and agreed to.

Chairman to report progress, and move that the Standing Orders be re-committed.

(Re-committed.)

Orders 1 to 4 read and agreed to.

Motion made and Question proposed, That the following Standing Orders be inserted as Nos. 5 and 6 :—

(5.) "A Commissioner duly authorized by the Governor to administer the Oath to Members is then introduced into the House, and his Commission is read by the Clerk.

(6.) "Members then take the Oath prescribed by the Constitution Act." *(Dr. Monro.)*

And the Question being put thereon, it was resolved in the Affirmative.

Orders 6 to 17, as printed, read and agreed to.

Orders 18, 19, and 20 negatived.

Motion made and Question proposed, That the following do stand as an Order after printed Order 17 :—

"During the remaining term of the Parliament the Speaker holds a Commission from the Governor, authorizing him to administer the Oath to Members." *(Dr. Monro.)*

And the Question being put thereon, it was resolved in the Affirmative.

Clauses 21 to 51 read and agreed to.

Clause

Clause 52 read. Amendment proposed: To omit the word "bottom," with a view to insert the word "head" in lieu thereof. *(Mr. Reynolds.)*

Amendment negatived.

Clause as printed agreed to.

Clauses 53 to 213 read and agreed to.

Motion made and Question proposed, That the following do stand as an Order after printed Order 213:—

"Witnesses may be examined by the House or any Committee thereof, pursuant to 'The Parliamentary Privileges Act, 1865.'" *(Honourable Mr. Sewell.)*

And the Question being put thereon, it was resolved in the Affirmative.

Clauses 215 to 253 read and agreed to.

Clause 254 read. Amendment proposed: To omit all the words after the word "and," with a view to insert the following in lieu thereof:—

"Every Maori Petition shall be translated by a translator appointed by the Speaker from time to time for that purpose, before it shall be presented to the House." *(Honourable Mr. FitzGerald.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 255 to 256 read and agreed to.

Clause 257 read. Amendment proposed: To add the words "or in the case of bodies incorporated elsewhere than within the Colony, then under the hand of duly authorized Attorneys of such Corporations." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 258 to 334 read and agreed to.

Motion made and Question proposed, That the following do stand as Orders after printed Order 334:—

"Speeches addressed to the House by His Excellency the Governor, and Bills introduced into the House specially affecting the Maoris, are translated into and printed in the Maori tongue for the information of Her Majesty's subjects of that race.

"All other papers are translated into and printed in Maori only by order of the House upon motion." *(Honourable Mr. FitzGerald.)*

And the Question being put on each of the Orders, it was resolved in the Affirmative.

Clauses 335 to 337 read and agreed to.

Clause 338 read. Amendment proposed: To omit all the words after the word "given" in line 6. *(Mr. O'Rorke.)*

Amendment agreed to.

Clause as amended agreed to.

To report the Standing Orders with amendments.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Revised Standing Orders, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

19. *Injuries by Dogs Bill.*—Mr. Richmond, from the Conference on the 6th clause of the Injuries by Dogs Bill, brought up a Report, and the same was read as followeth:—

"The Committee have agreed, and beg to recommend that the 6th clause of the Bill should be amended as follows: 'It shall be lawful for any person who shall see a dog or dogs, being at large, biting or attacking any person, or any horse, sheep, or cattle, or who shall himself be attacked by such dog or dogs, to destroy the same without being answerable for damage occasioned thereby, unless such dog or dogs shall at the time be in the immediate following of the owner of such dog or dogs, or in his house, or in the enclosed premises immediately adjacent thereto.'"

*Ordered*, That the Report be considered To-morrow.

20. *Legislative Council Quorum Bill.*—The Order of the Day being read, for the second reading of the Legislative Council Quorum Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clauses 2 and 3 negatived.

Motion made, and Question proposed, That the following do stand as a clause in the Bill:—

"So much of the thirty-ninth section of the Constitution Act as provides that the presence of at least five Members of the said Council, including the Speaker, shall be necessary

to

to constitute a meeting for the exercise of its powers, is hereby repealed." (*Honourable Mr. Sewell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"The necessary number of Members of the Legislative Council to constitute a Quorum shall be regulated from time to time by Rules or Orders of the Legislative Council." (*Honourable Mr. Sewell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Preamble read. Amendment proposed: To omit all the words after the word "powers" in line 4. (*Honourable Mr. Sewell.*)

Amendment agreed to.

Preamble as amended agreed to.

To report the Bill with amendments.

---

On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

21. *Dunedin and Port Chalmers Reserves.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the Report of the Select Committee on the Dunedin and Port Chalmers Reserves be now adopted;

Mr. Reynolds moved and the Question was proposed, That the Debate be further adjourned until Friday next.

Mr. Thomson moved, That the Question be amended by the omission of all the words after the word "That," with a view to insert the words "the Order be discharged."

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

Then the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

*Ordered*, That the said Order of the Day be discharged.

22. *Savings Banks Funds Investment Bill.*—The Order of the Day being read, for the second reading of the Savings Banks Funds Investment Bill;

*Ordered*, That the Bill be read a second time on Friday next.

23. *Petition of Inhabitants of Oamaru.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the Petition of the Inhabitants of Oamaru be taken into consideration when the New Provinces Bill is before the House;

*Ordered*, That the said Order of the Day be discharged.

24. *Maori Funds Investment Bill.*—The Order of the Day being read, for the second reading of the Maori Funds Iuvestment Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 read. (*Honourable Mr. FitzGerald.*)

Motion made and Question proposed, That the Chairman do now report progress.

And the Question being put, it was resolved in the Affirmative.

To report progress.

---

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

25. *Native Reserves Act Continuance Bill.*—The Order of the Day being read, for the second reading of the Native Reserves Act Continuance Bill;

*Ordered*, That the said Order be discharged.

*Ordered*, That the Bill be withdrawn.

26. *Volunteer Force Bill.*—The Order of the Day being read, for the second reading of the Volunteer Force Bill;

*Ordered*, That the Bill be read a second time on Friday next.

27. *Militia Bill.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the Militia Bill be now read a second time;

*Resolved*, That this House will, on Friday next, again resume the said adjourned Debate.

28. *Canterbury Waste Lands Act Amendment Bill.*—The Order of the Day being read, for the second reading of the Canterbury Waste Lands Act Amendment Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 read. Amendment proposed: In line 1 to omit the words "Superintendent of the said Province," with a view to insert the word "Governor" in lieu thereof. (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: In line 2 to omit the words "Provincial Government," with a view to insert the words "New Zealand" in lieu thereof. (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: In line 2, after the word "Gazette," to insert the words "and also in the Government *Gazette* of the Province of Canterbury." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: In line 3, after the words "of the," to insert the words "Superintendent and the." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 3 read. Amendment proposed: In line 5 to omit the word "Superintendent," with a view to insert the word "Governor" in lieu thereof. (*Honourable Mr. Sewell.*)

Amendment agreed to.

Clause as amended agreed to.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committtee had made progress, and had directed him to move that the Committee have leave to sit again.

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

Then, on motion of the Honourable Mr. Weld,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Wednesday, 6th September,* 1865.

1. Mr. O'NEILL to ask the Honourable the Postmaster-General, Whether an increase in the postage of letters *vid* Panama is contemplated by the Government; also, Whether newspapers can be transmitted by the same route, and at what rate of postage.

### NOTICES OF MOTION.

1. Mr. STAFFORD to move, That, in considering any Proposition for the imposition of new Taxes, or the alteration of existing Taxes, this House will observe the practice of the Imperial Parliament, which requires that all such Propositions be submitted by way of Resolution in Committee of Ways and Means.
2. Mr. VOGEL to move,
   (1.) That the Financial proposal of the Government will organically affect the constitution of the Provinces, inasmuch as it will deprive them of that proportion of the revenues on which they have hitherto depended, and as no reliable substitute is provided, it will leave them unable to fulfil the financial engagements entered into on the faith of existing arrangements. The House therefore records its disapproval of the proposal.
   (2.) That it is not desirable to enter upon the question of further taxation until a new Parliament shall have been convened, and until that important section of the Colony which is at present inadequately represented shall have its fair proportion of representation in the House.
3. Mr. RUSSELL to move,
   (1.) That it has now become desirable and expedient that an equitable adjustment of the liabilities of the Colony should be made among the several Provinces thereof.
   (2.) That, after such final settlement of the public debt has been made, and in order to secure a better administration of Government, this House is of opinion that New Zealand should be divided at Cook's Straits into two separate Colonies.
   (3.) That (as a temporary measure, and until effect is given to the foregoing resolutions by legal enactments), an humble Address from this House should be presented to his Excellency the Governor, praying His Excellency to exercise the power conferred on him by his Commission from Her Majesty, of appointing a Deputy-Governor with necessary officers in the Province of Auckland, to administer the Government within its limits.

(4.) That

(4.) That a Bill be introduced to give effect (so far as it is competent for the General Assembly to do so) to these resolutions.

4. The Honourable Mr. WELD, as an amendment to Mr. Russell's motion, to move, That, in the opinion of this House, New Zealand ought not to be divided into two separate Colonies.
5. Mr. JOLLIE to move, That as the Provincial Government of Nelson has failed to fence in the graves of the Colonists who fell at the Massacre of the Wairau, and as the place where those persons were interred remains to the present day totally unprotected and unmarked, this House is of opinion that the General Government should take immediate steps to erect a suitable fence and monument, and thus remove from the Colony the reproach of leaving in a state of utter neglect, the graves of men who lost their lives in its service.
6. The Honourable Mr. SEWELL to move, That the Sale of Poison Bill be referred to a Select Committee; to consist of the Honourable the Speaker, the Honourable the Colonial Treasurer, Dr. Featherston, Mr. Pharazyn, Mr. A. Richmond, Mr. Colenso, and Mr. O'Neill.
7. The Honourable Mr. SEWELL to move, That the House do resolve itself into a Committee to consider the propriety of imposing Stamp Duties.
8. Mr. JOHN WILLIAMSON to move, That a Select Committee, consisting of Mr. Macandrew, Mr. Henderson, Mr. Colenso, Mr. Creighton, Mr. Pharazyn, Mr. Waring Taylor, and Mr. A. Richmond, be appointed to inquire and report on the Petition of Mr. Hannibal Marks, late Commander of H.M. Colonial Gun-boat "Sandfly."
9. Mr. HAUGHTON to move, That the Mining Companies' Limited Liability Bill be committed to a Committee of the whole House.
10. The Honourable Mr. FITZGERALD to move, That it is desirable that the Petition of Mr. Levy be referred to a Commissioner or Commissioners, to be appointed by His Excellency the Governor to inquire into the facts connected therewith, and to report on the best mode in which justice can be done in the case.

ORDERS OF THE DAY.

1. Revised Standing Orders of the House of Representatives—to be reported.
2. Consideration of the Report of the Conference on the Injuries by Dogs Bill.
3. Legislative Council Quorum Bill—to be reported.
4. Bailors and Mortgagors' Protection Bill—second reading.
5. Petty Sessions Bill—second reading.
6. Prisoners Removal Bill—second reading.
7. Loan Allocation Bill—to be committed.
8. Masters and Servants Bill—to be further considered in Committee.
9. Representation Act Amendment Bill—Adjourned Debate on the Question, That the Bill be now read a second time.
10. Adjourned Debate on the Question, That a Resolution from the Committee of Ways and Means be now read a second time.
11. Surplus Revenues Repeal Bill—second reading.
12. Resident Magistrates' Criminal Jurisdiction Extension Bill—second reading.
13. Building and Land Societies' Ordinance Amendment Bill—second reading.
14. Religious Charitable and Educational Trusts Bill—second reading.
15. Provincial Loans Consolidation Bill—second reading.
16. The Committee of Supply.

## Wednesday, the 6th day of September, 1865.

PRAYERS:

1. *Petitions presented.*—(1.) By Mr. Domett: The Petition of Edward Mayne, Esquire, Serjeant-at-Arms of the House of Representatives, praying that he may be permitted to retire from his office of Serjeant-at-Arms.

Petition received.

(2.) By Mr. Taylor: The Petition of Ellen Anne Hewett, of Wanganui, for relief, on account of her husband having been murdered by the Natives, and their house sacked.

Petition received.

2. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency,—

(1.) Proclamations and Orders in Council issued by the Governor under the Native Lands Act.

(2.) Further Return of Grants of Land made for the benefit of the Natives, in continuation of Return presented the 31st day of August last; being Return to an Order of the House of the 15th August last.

The Honourable Mr. Fitzherbert laid upon the Table, by command of His Excellency:—

(3.) Report

(3.) Report by the New Zealand Government Agent in London on the state of the English Money Market, on the 24th June last.

*Ordered*, That the said Papers be printed for the use of Members of this House.

3. *Taxation.*—On motion of Mr. Stafford, *Resolved*, That, in considering any proposition for the imposition of new Taxes, or the alteration of existing Taxes, this House will observe the practice of the Imperial Parliament, which requires that all such propositions be submitted by way of Resolution in Committee of Ways and Means.

4. *Financial Policy of the Government.*—Mr. Vogel moved, and the Question was proposed,—

(1.) That the Financial proposal of the Government will organically affect the constitution of the Provinces, inasmuch as it will deprive them of that proportion of the revenues on which they have hitherto depended, and as no reliable substitute is provided, it will leave them unable to fulfil the financial engagements entered into on the faith of existing arrangements. The House therefore records its disapproval of the proposal.

(2.) That it is not desirable to enter upon the question of further taxation until a new Parliament shall have been convened, and until that important section of the Colony which is at present inadequately represented shall have its fair proportion of representation in the House.

A Debate arose thereupon.

On motion of the Honourable Mr. Fitzherbert, *Ordered,* That Standing Order No. 12 be suspended for this day, in order to allow the Debate on Mr. Vogel's Motion to be continued.

The Debate continued.

Mr. Brodie moved, and the Question was proposed, That this Debate be now adjourned.

And the Question being put, it passed in the Negative.

Debate continued.

Mr. Crosbie Ward moved the Previous Question.

Debate continued.

And the House having continued to sit until after Twelve of the Clock on Thursday morning,

## Thursday, the 7th day of September, 1865.

And the Question being put, That this Question be now put, the House divided, and the names were taken down as follows :—

| *Ayes*, 27. | *Noes*, 25. |
|---|---|
| Hon. Major Atkinson | Mr. Brodie |
| Mr. Bunny | Mr. Buckland |
| Mr. Brandon | Mr. Burns |
| Mr. Cox | Mr. Butler |
| Mr. Curtis | Mr. Carleton |
| Mr. Domett | Mr. Colenso |
| Hon. Mr. Fitzherbert | Mr. Creighton |
| Mr. Gledhill | Dr. Featherston |
| Mr. Harrison | Mr. G. Graham |
| Mr. Haughton | Mr. R. Graham |
| Mr. Jollie | Colonel Haultain |
| Mr. Mantell | Mr. Henderson |
| Mr. Miles | Mr. Macandrew |
| Mr. Ormond | Mr. Munro |
| Mr. Pharazyn | Mr. O'Neill |
| Mr. Rhodes | Mr. Paterson |
| Hon. Major Richardson | Mr. Reynolds |
| Mr. Richmond | Mr. Russell |
| Hon. Mr. Sewell | Mr. Stafford |
| Mr. Taylor | Mr. Vogel |
| Mr. Thomson | Mr. Crosbie Ward |
| Mr. Walker | Mr. Wilkin |
| Mr. Wayne | Mr. James Williamson |
| Hon. Mr. Weld | Mr. John Williamson |
| Mr. Wells | Mr. O'Rorke (Teller.) |
| Mr. Cracroft Wilson, C.B. | |
| Hon. Mr. FitzGerald (Teller.) | |

So it was resolved in the Affirmative.

Then the original Question being put, The House divided, and the names were taken down as follows :—

| *Ayes*, 5. | *Noes*, 28. |
|---|---|
| Mr. Carleton | Hon. Major Atkinson |
| Mr. Creighton | Mr. Bunny |
| Colonel Haultain | Mr. Brandon |
| Mr. Henderson | Mr. Cox |

Mr.

| | |
|---|---|
| Mr. Vogel (Teller) | Mr. Curtis |
| | Mr. Domett |
| | Hon. Mr. FitzGerald |
| | Hon. Mr. Fitzherbert |
| | Mr. Gledhill |
| | Mr. Harrison |
| | Mr. Haughton |
| | Mr. Jollie |
| | Mr. Mantell |
| | Mr. Miles |
| | Mr. Ormond |
| | Mr. Pharazyn |
| | Mr. Rhodes |
| | Hon. Major Richardson |
| | Mr. Richmond |
| | Hon. Mr. Sewell |
| | Mr. Waring Taylor |
| | Mr. Thomson |
| | Mr. Walker |
| | Mr. Wayne |
| | Hon. Mr. Weld |
| | Mr. Wells |
| | Mr. Wilkin |
| | Mr. Cracroft Wilson, C.B. (Teller.) |

So it passed in the Negative.

Then, on motion of the Honourable Mr. Weld,
The House adjourned.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Thursday, 7th September*, 1865.

NOTICES OF MOTION.

1. Mr. VOGEL to move, That it is desirable to charge perpetually on the Colony, in the shape of a Funded Debt, a portion of the cost of the repression of the Native Rebellion.
2. Mr. CARLETON to move, That, in the opinion of this House, those settlers who suffered losses during and in consequence of the war in the North, commonly called Heke's War, are entitled to compensation.
3. Mr. STAFFORD to move, That leave of absence be granted to Mr. Eyes for one month.
4. Mr. HARRISON to move, That the Petition of James Moore be referred to the Committee on Private Grievances.
5. Mr. JOHN WILLIAMSON to move, That the House do resolve itself into a Committee of the whole House, to consider the Petitions of certain residents in the Province of Auckland, presented to this House on the 27th and 28th July last, praying that effect may be given to the report and awards of the Commissioner appointed to inquire into losses sustained by the Petitioners and others during the Native Insurrection.
6. The Honourable Mr. SEWELL to move, For leave to bring in a Bill to regulate the appointment and salaries of certain Officers of the General Assembly.
7. Mr. HAUGHTON to move, That the Mining Companies' Limited Liability Bill be committed to a Committee of the whole House.
8. Mr. GLEDHILL to move, That the Petition of Walter Morrison be referred to the Private Grievance Committee.
9. Mr. DOMETT to move, That the case of Captain Johnston, as detailed in the Papers already laid upon the Table, be referred to the Private Grievance Committee.
10. Mr. BRODIE to move,
    (1.) That it has now become desirable and expedient that an equitable adjustment of the liabilities of the Colony should be made among the several Provinces thereof.
    (2.) That, after such final settlement of the public debt has been made, and in order to secure a better administration of Government, this House is of opinion that New Zealand should be divided at Cook's Straits into two separate Colonies.
    (3.) That (as a temporary measure, and until effect is given to the foregoing resolutions by legal enactments), an humble Address from this House should be presented to His Excellency the Governor, praying His Excellency to exercise the power conferred on him by his Commission from Her Majesty, of appointing a Deputy-Governor with necessary officers in the Province of Auckland, to administer the Government within its limits.
    (4.) That a Bill be introduced to give effect (so far as it is competent for the General Assembly to do so) to these resolutions.
11. The Honourable Mr. WELD, as an amendment to Mr. BRODIE's motion, to move, That, in the opinion of this House, New Zealand ought not to be divided into two separate Colonies.
12. Mr. JOLLIE to move, That as the Provincial Government of Nelson has failed to fence in the graves of the Colonists who fell at the Massacre of the Wairau, and as the place where those persons

persons were interred remains to the present day totally unprotected and unmarked, this House is of opinion that the General Government should take immediate steps to erect a suitable fence and monument, and thus remove from the Colony the reproach of leaving in a state of utter neglect the graves of men who lost their lives in its service.

13. The Honourable Mr. SEWELL to move, That the Sale of Poison Bill be referred to a Select Committee; to consist of the Honourable the Speaker, the Honourable the Colonial Treasurer, Dr. Featherston, Mr. Pharazyn, Mr. A. Richmond, Mr. Colenso, and Mr. O'Neill.
14. The Honourable Mr. SEWELL to move, That the House do resolve itself into a Committee to consider the propriety of imposing Stamp Duties.
15. Mr. JOHN WILLIAMSON to move, That a Select Committee, consisting of Mr. Macandrew, Mr. Henderson, Mr. Colenso, Mr. Creighton, Mr. Pharazyn, Mr. Waring Taylor, and Mr. A. Richmond, be appointed to inquire and report on the Petition of Mr. Hannibal Marks, late Commander of H.M. Colonial Gun-boat "Sandfly."
16. The Honourable Mr. FITZGERALD to move, That it is desirable that the Petition of Mr. Levy be referred to a Commissioner or Commissioners, to be appointed by His Excellency the Governor to inquire into the facts connected therewith, and to report on the best mode in which justice can be done in the case.

ORDERS OF THE DAY.

1. Revised Standing Orders of the House of Representatives—to be reported.
2. Report from the Conference on the Injuries by Dogs Bill—to be considered.
3. Legislative Council Quorum Bill—to be reported.
4. Native Lands Bill—to be committed.
5. Wellington Land Regulations Amendment Bill—second reading.
6. Wellington Presbyterian Church Trust Land Bill—to be committed.
7. Maori Funds Investment Bill—to be further considered in Committee.
8. Bailors and Mortgagors' Protection Bill—second reading.
9. Petty Sessions Bill—second reading.
10. Prisoners' Removal Bill—second reading.
11. Loan Allocation Bill—to be committed.
12. Masters and Servants' Bill—to be further considered in Committee.
13. Representation Act Amendment Bill—Adjourned Debate on the Question, That the Bill be now read a second time.
14. Adjourned Debate on the Question—That a Resolution from the Committee of Ways and Means be now read a second time.
15. Surplus Revenues Repeal Bill—second reading.
16. Resident Magistrates' Criminal Jurisdiction Extension Bill—second reading.
17. Building and Land Societies' Ordinance Amendment Bill—second reading.
18. Religious Charitable and Educational Trusts Bill—second reading.
19. Provincial Loans Consolidation Bill—second reading.
20. The Committee of Supply.

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## Thursday, the 7th day of September, 1865.

PRAYERS:

1. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency,—
   Further Memoranda between His Excellency the Governor and Ministers.

2. *Funded Debt.*—Mr. Vogel moved, and the Question was proposed, That it is desirable to charge perpetually on the Colony, in the shape of a Funded Debt, a portion of the cost of the repression of the Native Rebellion.
   Mr. Reynolds moved the Previous Question,
   And the Question being put, That this Question be now put, it passed in the Negative.

3. *Heke's War; losses sustained during.*—On motion of Mr. Carleton, *Resolved*, That in the opinion of this House, those settlers who suffered losses during and in consequence of the war in the North, commonly called Heke's War, are deserving of compensation.

4. *Petitions of Auckland Settlers.*—On motion of Mr. John Williamson, the House resolved itself into a Committee to consider the Petitions of certain residents in the Province of Auckland, presented to this House on the 27th and 28th July last, praying that effect may be given to the report and awards of the Commissioner appointed to inquire into losses sustained by the Petitioners and others during the Native Insurrection.

   (In the Committee.)

   Motion made and Question proposed, That in the opinion of this Committee, the Petitions of certain residents in the Province of Auckland, who suffered losses and sustained injuries during

during the Maori Insurrection in the Waikato Districts, together with the report and awards of Mr. Commissioner Beckham, appointed to inquire into the claims preferred, ought to be referred to a Select Committee to inquire into and report upon those papers. *(Mr. John Williamson.)*

To report progress.

On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

*Resolved,* That this House will presently again resolve itself into the said Committee.

5. *Legislative Officers Regulation Bill.—Ordered,* That the Honourable Mr. Sewell have leave to bring in a Bill to regulate the appointment and salaries of certain Officers of the General Assembly;

He accordingly presented the said Bill, and the same was received and read for the first time and ordered to be read a second time on Wednesday next, and to be printed.

6. *Leave of Absence.*—On motion of Mr. Stafford, *Ordered,* That leave of absence be granted to Mr. Eyes for one month.

7. *Private Grievance Committee.*—On motion of Mr. Harrison, *Ordered,* That the Petition of James Moore be referred to the Private Grievance Committee.

On motion of Mr. Domett, *Ordered,* That the case of Captain Johnston, as detailed in the Papers already laid upon the Table, be referred to the Private Grievance Committee.

8. *Revised Standing Orders.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Revised Standing Orders of the House of Representatives;

The same being read, was agreed to.

*Ordered,* That the Standing Orders be transmitted to His Excellency the Governor for his approval.

9. *Injuries by Dogs Bill.*—The Order of the Day being read, for considering the Report of the Conference on the Injuries by Dogs Bill;

The same being read, was agreed to.

*Ordered,* That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to the Report of the Conference on the amendments in the Injuries by Dogs Bill.

10. *Legislative Council Quorum Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Legislative Council Quorum Bill;

The same being read, was agreed to.

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act to define what Number of Members of the Legislative Council shall be present to constitute a meeting for the exercise of its powers."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence in the amendments made therein.

11. *Native Lands Bill.*—The Order of the Day being read, for the House in Committee on the Native Lands Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 postponed.

Clause 3 read. Amendment proposed: In line 3, after the numerals "1862," to insert the word "and." *(Honourable Mr. FitzGerald.)*

Amendment agreed to.

Another amendment proposed: In line 4, after the numerals "1864," to omit the words "'The New Zealand Native Reserves Act, 1856;' 'The New Zealand Native Reserves Amendment Act, 1858;' and 'The Native Reserves Amendment Act, 1862.'" *(Honourable Mr. FitzGerald.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 4 read. Amendment proposed: To omit all the words after the word "Act" in line 5. (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Clause

Clause as amended agreed to.

Clause 5 read and agreed to.

Clause 6 read. Amendment proposed: To add the words "Provided always that if it shall appear necessary at any time to reduce the number of Judges, it shall be lawful for the Governor in Council to remove any Judge from his office." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 7 to 18 read and agreed to.

Clause 19 postponed.

Clauses 20 to 29 read and agreed to.

Clause 30 postponed.

Clause 31 read and agreed to.

Clause 32 postponed.

Clauses 33 to 54 read and agreed to.

Clauses 55 to 57 negatived.

Motion made and Question proposed, That the following do stand as a clause of the Bill:—

Upon each first sale or other disposal, except by mortgage of any hereditaments or Native land, there shall be due to Her Majesty by the purchaser, lessee, or other person in whom the new estate is vested, a duty or sum after the following rates, that is to say:—By a purchaser of an absolute estate in fee simple, ten per cent upon the amount of the consideration or purchase money; by any lessee, a sum equal to ten per cent. upon the amount of the rent in each year, together with ten per cent. upon the amount of any fine, premium, or foregift contained in or paid on account of the lease; by every annuitant or other person acquiring any easement, estate, or interest, other than before referred to, in any hereditaments or Native land, ten per cent. upon the amount of the consideration money paid or payable, or a sum equal to one year's annuity or annual payment as the Registrar of Deeds shall determine, subject nevertheless to appeal to the Chief Judge, under the provision hereinafter contained:—

Provided always that if no consideration money or a nominal consideration money is expressed in the deed, the duty payable shall be calculated upon a valuation of the hereditaments or Native land or the part thereof conveyed or assured to be made by a valuer to be from time to time appointed for the purpose by the Registrar of Deeds. (*Honourable Mr. FitzGerald.*)

Amendment proposed: In line 3 after the word "is" to insert the words "intended to be." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Clause as amended agreed to, and added to the Bill.

Motion made, and Question proposed, That the following do stand as clauses of the Bill:—

(56.) The said duty shall be payable to the Colonial Treasurer or to the Sub-Treasurer on a certificate of the amount thereof signed by the Registrar of Deeds, and shall be passed to a separate account to be kept as hereinafter provided, and the Colonial Treasurer or Sub-Treasurer shall endorse on the instrument a receipt under his hand for such duty.

(57.) Provided always that if any dispute shall arise between the Registrar of Deeds and any person as to the amount of duty payable under the foregoing provisions, it shall be lawful for the Registrar of Deeds to apply to the Chief Judge either personally or by forwarding to him a copy of the instrument tendered for registration, with a statement explaining the transaction which it is intended to effectuate, and the Chief Judge shall then decide what amount of duty is payable in respect of such transaction, which amount the Colonial Treasurer or Sub-Treasurer shall then collect, and may recover as a debt due to Her Majesty from the person who tendered the instrument for registration, or from any person who would have acquired an estate or interest thereunder if the same had been duly registered.

(58.) No transfer, conveyance, lease, or other instrument, except a mortgage disposing of hereditaments or of Native lands on account of the sale, letting, or other disposition of which duty is payable under the provisions before contained shall be valid or have any effect at law or in equity, except for the purpose of rendering persons liable to the payment of duty under this Act, unless and until a receipt by the Treasurer or Sub-Treasurer for the duty payable shall have been endorsed thereon. (*Honourable Mr. FitzGerald.*)

And the Question being put on each of the said several clauses it was resolved in the Affirmative.

Motion made and Question proposed, That the following clause be added to the Bill:—

(59.) In every such transfer, conveyance, lease, or other instrument of disposition, the full purchase or consideration money which shall be directly or indirectly paid or secured, or agreed to be paid, shall be truly expressed in the deed or instrument, or in the principal deed or instrument (if more than one) whereby the hereditaments or Native land shall be dealt with, and if the full purchase or consideration money shall not be truly expressed as aforesaid, the purchaser, lessee, or other person acquiring any easement estate or interest therein

therein (except in the case of voluntary deed aforesaid), and also the seller shall forfeit a penalty not exceeding fifty pounds, and shall also as a separate debt be charged with and be liable to the payment of three times the amount of the duty which would have been payable for such deed or instrument as aforesaid in respect of the full purchase or consideration money in case the same had been truly expressed therein, which triple duty may be sued for as a debt due to Her Majesty, by the Colonial Treasurer or Sub-Treasurer in any Court of competent jurisdiction, and which said penalty may be recovered by him in a summary way, and shall both be paid into the Colonial Treasury to the account aforesaid. (*Honourable Mr. FitzGerald.*)

Amendment proposed: In line 9 after the word "shall" to insert the words "each and separately." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Another amendment proposed: In line 10 after the word "and" to insert the words "the purchaser or lessee." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Clause as amended agreed to and added to the Bill.

Motion made and Question proposed, That the following clauses be added to the Bill:—

(60.) Every solicitor, barrister, or other person who shall be employed in or about the preparing of any such deed or instrument of disposition, or who shall be employed for any of the parties thereto in anywise relating to the transaction therein mentioned, who shall knowingly insert and set forth, or cause to be inserted and set forth in or upon any such deed or instrument any sum less than the full and true purchase or consideration money, directly or indirectly paid or secured or agreed to be paid, or shall in anywise aid in the doing thereof respectively, shall for every such offence forfeit the sum of five hundred pounds, to be recovered in a summary way, and any solicitor or barrister so offending, and being lawfully convicted thereof, shall also from thenceforth be disabled to practise as a solicitor or barrister.

(61.) When any such deed or instrument is tendered to a Registrar of Deeds for registration, he may require the solicitor or person tendering the same to make an affidavit that, to the best of his knowledge and belief, the full purchase or consideration money for the transaction is truly expressed therein, and he may impound the deed or instrument tendered, and require the attendance of any person acquiring or purported to acquire any estate or interest thereunder, and may require him to make an affidavit as aforesaid, and may refuse to register such deed or instrument until one or all of such persons shall have attended him at his office and made the said affidavit, and the Registrar of Deeds may administer the oaths for this purpose, and any person swearing falsely under this provision shall be deemed guilty of wilful and corrupt perjury, and shall, being lawfully convicted of the said offence, be liable to be imprisoned and kept to hard labour for a term not exceeding two years. (*Honourable Mr. FitzGerald.*)

And the Question being put on each of the said several clauses, it was resolved in the Affirmative.

Clause 58, as printed, read. Amendment proposed: In the last line but four to insert the words "opinion of Chief Judge under section 57, one pound." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 59 to 65 read and agreed to.

Clause 66 postponed.

Clause 67 read and agreed to.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

12. *Postponement of Orders of the Day.*—On motion of the Honourable Mr. FitzGerald, *Ordered*, That Orders of the Day numbered five to twenty, on this day's Order Paper, be postponed until To-morrow.

13. *Notices of Motion.*—On motion of the Honourable Mr. Fitzherbert, *Resolved*, That the House resume the consideration of the Motions on this day's Order Paper.

14. *Separation.*—Mr. Russell moved, and the Question was proposed:—

(1.) That it has now become desirable and expedient that an equitable adjustment of the liabilities of the Colony should be made among the several Provinces thereof.

(2.) That, after such final settlement of the public debt has been made, and in order to secure a better administration of Government, this House is of opinion that New Zealand should be divided at Cook's Straits into two separate Colonies.

(3.) That (as a temporary measure, and until effect is given to the foregoing resolutions by legal

legal enactments), an humble Address from this House should be presented to his Excellency the Governor, praying His Excellency to exercise the power conferred on him by his Commission from Her Majesty, of appointing a Deputy-Governor with necessary officers in the Province of Auckland, to administer the Government within its limits.

(4.) That a Bill be introduced to give effect (so far as it is competent for the General Assembly to do so) to these resolutions.

The Honourable Mr. Weld moved, That the Question be amended by the omission of all the words after the first word "That," and the insertion of the words "in the opinion of this House, New Zealand ought not to be divided into two separate Colonies," in lieu thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question,

A Debate arose thereupon.

Mr. Brodie moved, and the Question was proposed, That the Debate be now adjourned.

And the Question of Adjournment being put, the House divided, and the names were taken down as follows:—

*Ayes*, 1.
Mr. Russell (Teller.)

*Noes*, 49.
Hon. Major Atkinson
Mr. Bunny
Mr. Brandon
Mr. Brodie
Mr. Buckland
Mr. Butler
Mr. Burns
Mr. Carleton
Mr. Colenso
Mr. Cox
Mr. Creighton
Mr. Domett
Hon. Mr. FitzGerald
Hon. Mr. Fitzherbert
Mr. Gledhill
Mr. G. Graham
Mr. R. Graham
Mr. Harrison
Mr. Haughton
Colonel Haultain
Mr. Henderson
Mr. Jollie
Mr. Macandrew
Mr. Mantell
Mr. Miles
Mr. Munro
Mr. O'Neill
Mr. O'Rorke
Mr. Paterson
Mr. Pharazyn
Mr. Renall
Mr. Reynolds
Mr. Rhodes
Hon. Major Richardson
Mr. Richmond
Mr. Stafford
Mr. Taylor
Mr. Thomson
Mr. Vogel
Mr. Walker
Mr. Crosbie Ward
Mr. Wayne
Hon. Mr. Weld
Mr. Wells
Mr. Wilkin
Mr. James Williamson
Mr. John Williamson
Mr. Cracroft Wilson, C.B.
Mr. Curtis (Teller.)

So it passed in the Negative.

The Debate continued.

On motion of the Honourable Major Richardson, *Ordered*, That this Debate be now adjourned until To-morrow.

Then, on motion of the Honourable Mr. Sewell,

The House adjourned.

NOTICES

## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Friday, 8th September,* 1865.

1 Mr. CROSBIE WARD to ask the Honourable the Postmaster-General, Whether any instructions have been given for regulating the time kept by the clocks in the Customs, Post Office, and Telegraph Departments.

### NOTICES OF MOTION.

1. The Honourable Mr. WELD to move, That, in the opinion of this House, under the existing circumstances of the Colony, it is inexpedient that New Zealand should be divided into two or more Colonies.
2. The Honourable Mr. SEWELL to move, That the Mining Companies Limited Liability Bill be committed to a Committee of the whole House.
3. Mr. VOGEL to move, That this House has no confidence in the Native Minister.
4. Mr. BRODIE to move, For leave to bring in a Bill to facilitate the construction of Water Races upon the Gold Fields, and otherwise to amend the Gold Fields Acts of 1862–3.
5. Mr. ROBERT GRAHAM to move, That the Petition of 290 Military Settlers, at Hamilton, Waikato, be referred to the Private Grievance Committee.
6. Mr. A. J. RICHMOND to move, That there be laid on the Table of this House all Correspondence which has taken place between the General Government and the Provincial Government of Nelson, with reference to the purchase of the Harbour Light on the Boulder Bank, Nelson, from that Government; and also all Correspondence on the subject of Light Dues which has taken place between those Governments.
7. Mr. W. WARING TAYLOR to move, That the Petition of Ellen A. Hewett be referred to the Private Grievance Committee.
8. Mr. JOLLIE to move, That as the Provincial Government of Nelson has failed to fence in the graves of the Colonists who fell at the Massacre of the Wairau, and as the place where those persons were interred remains to the present day totally unprotected and unmarked, this House is of opinion that the General Government should take immediate steps to erect a suitable fence and monument, and thus remove from the Colony the reproach of leaving in a state of utter neglect the graves of men who lost their lives in its service.

### ORDERS OF THE DAY.

1. Adjourned Debate on the Question—
   (1.) That it has now become desirable and expedient that an equitable adjustment of the liabilities of the Colony should be made between the North and Middle Islands.
   (2.) That in order to secure a better administration of Government, this House is of opinion that New Zealand should be divided at Cook's Straits into two separate Colonies.
   (3.) That (as a temporary measure, and until effect is given to the foregoing resolutions by legal enactments), an humble Address from this House should be presented to His Excellency the Governor, praying His Excellency to exercise the power conferred on him by his Commission from Her Majesty, of appointing a Deputy-Governor with necessary officers in the Province of Auckland, to administer the Government within its limits.
   (4.) That a Bill be introduced to give effect (so far as it is competent for the General Assembly to do so) to these resolutions.
2. Adjourned Debate on the Question, That in the opinion of this House, the Public Reserve in the City of Dunedin, which was set aside by the New Zealand Company as trustees for the settlers in 1846, for the purpose of a Wharf and Public Quay, and on which the Police and Immigration Barracks at present stand, should be vested in the Superintendent of Otago in trust for the Municipality of Dunedin, as originally intended.
3. Savings Banks Funds Investment Bill—second reading.
4. Volunteer Force Bill—second reading.
5. Militia Acts Repeal Bill—second reading.
6. Railway Accidents Prevention Bill—second reading.
7. The following Resolution to be further considered in Committee—That the House do consider the Petitions of certain residents in the Province of Auckland, presented to this House on the 27th and 28th July last, praying that effect may be given to the report and awards of the Commissioner appointed to inquire into losses sustained by the Petitioners and others during the Native Insurrection.
8. Wellington Land Regulations Amendment Bill—second reading.
9. Wellington Presbyterian Church Trust Land Bill—to be committed.
10. Maori Funds Investment Bill—to be further considered in Committee.
11. Bailors and Mortgagors' Protection Bill—second reading.
12. Petty Sessions Bill—second reading.
13. Prisoners Removal Bill—second reading.
14. Loan Allocation Bill—to be committed.
15. Masters and Servants Bill—to be further considered in Committee.
16. Representation Act Amendment Bill—Adjourned Debate on the Question, That the Bill be now read a second time.

17. Adjourned

17. Adjourned Debate on the Question—That a Resolution from the Committee of Ways and Means be now read a second time.
18. Surplus Revenues Repeal Bill—second reading.
19. Resident Magistrates' Criminal Jurisdiction Extension Bill—second reading.
20. Building and Land Societies' Ordinance Amendment Bill—second reading.
21. Religious Charitable and Educational Trusts Bill—second reading.
22. Provincial Loans Consolidation Bill—second reading.
23. The Committee of Supply.

*Contingent Notices of Motion.*

1. Mr. G. GRAHAM to move, on the motion for the Committal of "The Representation Act Amendment Bill:"—
   (1.) That in order to secure the better government of the Aboriginal Natives of New Zealand, it is expedient to confer on them the Elective Franchise.
   (2.) That with the view of the better securing of that object, this House is of opinion that the qualification for the Native Suffrage should be a manhood qualification.
   (3.) That the number of Members returned to represent the Aboriginal Natives in New Zealand, in the House of Representatives, should be Five.
   (4.) That the Aboriginal Natives in the Province of Auckland shall be entitled to Three Representatives, viz., One for the Northern District of the Province, and Two for the Waikato and Tauranga or Southern Districts; that the Natives of Taranaki, Wanganui, and part of Wellington be entitled to One Member; and that the Natives of Hawke's Bay and part of Wellington be entitled to One Member.
   (5.) That the Aboriginal Natives be required to choose as their Members, Europeans qualified for a Seat in the House of Representatives, in whom they may have confidence.
   (6.) That the Government be requested to give effect to the foregoing resolutions.
2. Mr. JOHN WILLIAMSON, on the motion for the committal of the Loan Allocation Bill, to move, That before proceeding with the Loan Allocation Bill, a Commission be appointed to inquire into and ascertain the amounts which have been expended out of the Three Million Loan within the respective Provinces of the Northern Island for the permanent advantage of the said Provinces, in or on account whereof such expenditure has been made.
3. Mr. BRODIE to move, when the Masters and Servants Bill is reported to the House, That it be recommitted, for the purpose of striking out certain words in the fourth clause of that Bill, and to add certain other words to the said clause; to strike out the two last lines of clause five; to strike out certain words in clause six; to add a proviso to clause eight; to strike out certain words in clause twenty-one, and to add other words thereto.

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## Friday, the 8th day of September, 1865.

PRAYERS:

1. *Suspension of Standing Orders.*—On motion of the Honourable Mr. Weld, *Resolved*, That Standing Order No. 62 be suspended for this day, in order to proceed with the consideration of Order of the Day standing No. 1 on this day's Order Paper.

2. *Separation.*—The Order of the Day being read, for resuming the adjourned Debate on the Question:—
   (1.) That it has now become desirable and expedient that an equitable adjustment of the liabilities of the Colony should be made between the North and Middle Islands.
   (2.) That, in order to secure a better administration of Government, this House is of opinion that New Zealand should be divided at Cook's Straits into two separate Colonies.
   (3.) That (as a temporary measure, and until effect is given to the foregoing resolutions by legal enactments,) an humble Address from this House should be presented to His Excellency the Governor, praying His Excellency to exercise the powers conferred on him by his Commission from Her Majesty, of appointing a Deputy-Governor, with necessary officers, in the Province of Auckland, to administer the Government within its limits.
   (4.) That a Bill be introduced to give effect (so far as it is competent for the General Assembly to do so) to these resolutions.
   And the amendment proposed thereto, viz.:—That all the words after the first word "That," be omitted, with a view to insert in lieu thereof the following: "in the opinion of this House, New Zealand ought not to be divided into two separate Colonies."
   And the Question being again proposed, That the words proposed to be omitted stand part of the Question, the House resumed the said adjourned Debate.
   Mr. Buckland moved and the Question was proposed, That this Debate be now adjourned.
   And the Question being put, the House divided, and the names were taken down as follows:—

*Ayes*

*Ayes*, 22.
Mr. Brodie
Mr. Buckland
Mr. Butler
Mr. Burns
Mr. Carleton
Mr. Creighton
Mr. G. Graham
Mr. R. Graham
Colonel Haultain
Mr. Macandrew
Mr. Mason
Mr. Munro
Mr. O'Neill
Mr. O'Rorke
Mr. Paterson
Mr. Reynolds
Mr. Russell
Mr. Vogel
Mr. James Williamson
Mr. John Williamson
Mr. Colenso (Teller.)

*Noes*, 29.
Hon. Major Atkinson
Mr. Bunny
Mr. Brandon
Mr. Cox
Mr. Curtis
Mr. Domett
Hon. Mr. FitzGerald
Hon. Mr. Fitzherbert
Mr. Gledhill
Mr. Harrison
Mr. Haughton
Mr. Mantell
Mr. Miles
Mr. Ormond
Mr. Pharazyn
Mr. Renall
Hon. Major Richardson
Hon. Mr. Sewell
Mr. Stafford
Mr. Taylor
Mr. Thomson
Mr. Walker
Mr. Crosbie Ward
Mr. Wayne
Hon. Mr. Weld
Mr. Wells
Mr. Wilkin
Mr. Dillon Bell (Teller.)

So it passed in the Negative.

The Debate continued.

On motion of Mr. Macandrew, *Ordered*, That this Debate be now adjourned until To-morrow.

Then, on motion of the Honourable Mr. Weld,
The House adjourned.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Saturday, 9th September*, 1865.

NOTICES OF MOTION.

VIDE *Notices of Motion and Orders of the Day for Friday, 8th Sept.*, 1865, *Page* 115.

9. Mr. CREIGHTON to move, That the Report of the Private Grievance Committee on the Petition of A. Edmonds, Auckland, be printed.

## Saturday, the 9th day of September, 1865.

PRAYERS:

1. *Petitions presented.*—(1.) By Mr. Colenso: The Petition of Edward Catchpool, of Napier, for compensation for not being allowed to select certain land in the Porirua Harbour District.

Petition received.

(2.) By Mr. Buckland: The Petition of 74 Waikato Military Settlers and Forest Rangers, residing at Kihikihi, complaining of the present unsatisfactory state of their settlement, and praying for the speedy issue of their Crown Grants.

Petition received.

(3.) By Mr. Creighton: The Petition of 17 Settlers at Mauku, praying for a speedy adjustment of the Commissioner's awards on their claims to compensation for losses by the Rebellion.

Petition received.

(4.) By Mr. Carleton: The Petition of J. J. Edmonds, of Auckland, merchant, for relief on account of his vessel, the "Kate," having been destroyed by the Natives at Whakatane.

Petition received.

(5.) By Mr. Carleton: The Petition of Mr. A. B. White, of Takapuna, Auckland, for relief on account of the Natives having destroyed his property at Whakatane.

Petition received.

(6.) By Mr. Ormond: The Petition of 363 Natives resident at Whakapunake and Hikurangi, East Coast, praying that their District may be added to the Province of Hawke's Bay.

Petition received.

2. *Adjournment.*—

2. *Adjournment.*—Mr. Reynolds moved, and the Question was proposed, That this House do now adjourn.

And the Question being put, it passed in the Negative.

3. *Papers.*—The Honourable Mr. Fitzherbert laid upon the Table, by command of His Excellency:—

Further Papers relative to the Financial Condition of the Province of Southland, in continuation of Papers presented on the 11th of August.

*Ordered*, That the said Papers be printed for the use of Members of this House.

4. *Suspension of Standing Order.*—On motion of Mr. Dillon Bell, *Resolved*, That Standing Order number 62 be suspended for this day, in order to proceed with the consideration of the Order of the Day standing first on this day's Order Paper.

5. *Separation.*—The Order of the Day being read, for resuming the adjourned Debate on the Question:—

(1.) That it has now become desirable and expedient that an equitable adjustment of the liabilities of the Colony should be made between the North and Middle Islands.

(2.) That in order to secure a better administration of Government, this House is of opinion that New Zealand should be divided at Cook's Straits into two separate Colonies.

(3.) That (as a temporary measure, and until effect is given to the foregoing resolutions by legal enactments), an humble Address from this House should be presented to His Excellency the Governor, praying His Excellency to exercise the power conferred on him by his Commission from Her Majesty, of appointing a Deputy-Governor with necessary officers in the Province of Auckland, to administer the Government within its limits.

(4.) That a Bill be introduced to give effect (so far as it is competent for the General Assembly to do so) to these resolutions.

And the amendment proposed thereto, viz.:—That all the words after the first word "That," be omitted, with a view to insert in lieu thereof the following: "in the opinion of this House, New Zealand ought not to be divided into two separate Colonies."

Mr. O'Rorke moved, and the Question was proposed, That this Debate be now adjourned.

And the Question being put, it passed in the Negative.

The Debate continued.

On motion of Mr. R. Graham, *Ordered*, That this Debate be now adjourned until Tuesday next.

Then, on motion of the Honourable Mr. Sewell,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Tuesday, 12th September*, 1865.

### NOTICES OF MOTION.

1. The Honourable Mr. SEWELL to move, That the Sale of Poisons Bill be referred to a Select Committee, to consist of the Honourable the Speaker, the Honourable the Colonial Treasurer, Dr. Featherston, Mr. Pharazyn, Mr. A. Richmond, Mr. Colenso, and Mr. O'Neill.
2. The Honourable Mr. SEWELL to move, That the House do resolve itself into a Committee to consider the propriety of imposing Stamp Duties.
3. The Honourable Mr. SEWELL to move, That the Mining Companies' Limited Liability Bill be committed to a Committee of the whole House.
4. The Honourable Mr. FITZGERALD to move, That it is desirable that the Petition of Mr. Levy be referred to a Commissioner or Commissioners, to be appointed by His Excellency the Governor to inquire into the facts connected therewith, and to report on the best mode in which justice can be done in the case.
5. Mr. HAUGHTON to move, That the Petition of the Inhabitants of Oamaru be taken into consideration, with a view of inaugurating some measure for placing a proportion of the Land Revenues of the Colony in the hands of Boards, for local purposes.
6. Mr. DOMETT to move, That the House go into Committee of the whole, to consider the question of granting a pension to Edward Mayne, Esq., the Sergeant-at-Arms.
7. Mr. COLENSO to move, That in the opinion of this House, it is highly desirable, that copies of all Maori translations of Acts, Proclamations, *Gazettes*, and all other Government publications, (when printed in the Maori tongue,) should be sent to Members of the General Assembly, together with their English originals.
8. Mr. THOMSON to move, That the Petition of S. Bealey and others in favor of a Bill for a certain Mill in Canterbury, be referred to the Committee of Selection.
9. Mr. RUSSELL to move, For a Committee to investigate and report upon the charges preferred by the Premier against the late Defence Minister, of "lavish expenditure," and "wild incompetency," while administering the Government in the late Ministry; the Committee to

to consist of the Honourable Major Atkinson, Mr. Domett, Mr. Stafford, Mr. Jollie, Mr. Ward, Dr. Featherston, and Mr. Buckland.

10. Mr. VOGEL to move, That this House has no confidence in the Native Minister.
11. Mr. CARLETON to move, That the Petition of A. B. White be referred to the Committee on Private Grievances. Also, That the Petition of S. J. Edmonds be referred to the Committee on Private Grievances.
12. Mr. COLENSO to move, That the Petition of Mr. Catchpool be referred to the Committee of Private Grievances.
13. Mr. ORMOND to move, That the Petition presented to the House from certain Native inhabitants of the East Coast, praying that their District be annexed to the Province of Hawke's Bay, be printed in continuation of other Petitions on the same subject, which have already been ordered to be published.
14. Mr. RUSSELL to move, That in the opinion of this House the Government should take immediate steps for bringing the provisions of the Land Registry Act into operation throughout the principal Provinces of the Colony.
15. Mr. BRODIE to move, For leave to bring in a Bill to facilitate the construction of Water Races upon the Gold Fields, and otherwise to amend the Gold Fields Acts of 1862–3.
16. Mr. ROBERT GRAHAM to move, That the Petition of 290 Military Settlers, at Hamilton, Waikato, be referred to the Private Grievance Committee.
17. Mr. A. J. RICHMOND to move, That there be laid on the Table of this House all Correspondence which has taken place between the General Government and the Provincial Government of Nelson, with reference to the purchase of the Harbour Light on the Boulder Bank, Nelson, from that Government; and also, all Correspondence on the subject of Light Dues which has taken place between those Governments.
18. Mr. W. WARING TAYLOR to move, That the Petition of Ellen A. Hewett be referred to the Private Grievance Committee.
19. Mr. JOLLIE to move, That as the Provincial Government of Nelson has failed to fence in the graves of the Colonists who fell at the Massacre of the Wairau, and as the place where those persons were interred remains to the present day totally unprotected and unmarked, this House is of opinion that the General Government should take immediate steps to erect a suitable fence and monument, and thus remove from the Colony the reproach of leaving in a state of utter neglect the graves of men who lost their lives in its service.
20. Mr. CREIGHTON to move, That the Report of the Private Grievance Committee on the Petition of A. Edmonds, Auckland, be printed.

ORDERS OF THE DAY.

VIDE *Orders of the Day, 1 to 23 inclusive, for Friday, 8th Sept.*, 1865, *Pages* 115 *and* 116.

24. Native Lands Bill—to be further considered in Committee.
25. Canterbury Waste Lands Act Amendment Bill—to be further considered in Committee.

*Contingent Notices of Motion.*

VIDE *Contingent Notices of Motion for Friday, 8th Sept.*, 1865, *Page* 116.

## Tuesday, the 12th day of September, 1865.

PRAYERS:

1. *Petition presented.*—By Mr. Colenso: The Petition of 201 Inhabitants of the Province of Hawke's Bay, praying that clauses 19 and 30 of "The Native Lands Act, 1862," may be rigidly administered.

   Petition received.

2. *Papers.*—The Honourable Mr. Sewell laid upon the Table, by command of His Excellency,—

   (1.) Letters addressed to the Government by Chemists in the Town of Wellington, in reference to the Sale of Poisons Bill.

   The Honourable Major Richardson laid upon the Table, by command of His Excellency:—

   (2.) Report on the Telegraphic Department of New Zealand, 1864–5, by the Postmaster-General.

   (3.) Papers relative to the alleged sale of Warlike Stores to the Natives by an Auckland firm; being Return to an Order of the 11th August last.

   The Honourable Major Atkinson laid upon the Table, by command of His Excellency,—

   (4.) Return of cost of taking the Census in the years 1858, 1861, and 1864.

3. *Message.*—The Honourable Mr. Sewell, one of Her Majesty's Executive Council for the Colony, delivered to Mr. Speaker a Message from His Excellency the Governor, signed by His

His Excellency, and the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth :—

G. GREY, Governor. *Message No.* 1.

The Governor communicates to the House of Representatives that he has approved of the Revised Code of Standing Rules and Orders of the House of Representatives, for the conduct of public business, enclosed in a letter dated the 7th instant, from the Honourable the Speaker to the Governor.

Government House, Wellington, 11th September, 1865.

4. *Sale of Poisons Bill.*—On motion of the Honourable Mr. Sewell, *Ordered,* That the Sale of Poisons Bill be referred to a Select Committee, to consist of Mr. Speaker, the Honourable the Colonial Treasurer, Dr. Featherston, Mr. Pharazyn, Mr. Richmond, Mr. Colenso, Mr. O'Neill, and the mover—three to be a quorum, and to report this day week.

5. *Mining Companies Limited Liability Bill.*—On motion of the Honourable Mr. Sewell, *Ordered,* That the Mining Companies Limited Liability Bill be committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 9 read and agreed to.

Clause 10 read.

To report progress.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

6. *Petition of Mr. Levy.*—On motion of the Honourable Mr. FitzGerald, *Resolved,* That it is desirable that the Petition of Mr. Levy be referred to a Commissioner or Commissioners, to be appointed by His Excellency the Governor to inquire into the facts connected therewith, and to report on the best mode in which justice can be done in the case.

7. *Mayne Pension Bill.*—A Motion being made, That this House do now resolve itself into a Committee to consider of the granting of a Pension to Edward Mayne, Esquire, the Sergeant-at-Arms of this Honourable House;

The Honourable Mr. Weld acquainted the House by His Excellency's command, that His Excellency, having been informed of the subject matter of this Motion, recommends it to the consideration of the House.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That the Committee, having taken into consideration the special circumstances of the retirement from office of the present Sergeant-at-Arms, recommend that a pension of £200 per annum for life, be conferred upon the officer in question, and that a Bill be ordered to be brought in to effect that object. (*Mr. Domett.*)

And the Question being put thereon, it passed in the Affirmative.

Resolution to be reported.

On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had come to a Resolution.

*Ordered,* That the Report be received To-morrow.

8. *Translation of Acts, &c., into Maori.*—On motion of Mr. Colenso, *Resolved,* That, in the opinion of this House, it is highly desirable that copies of all Maori translations of Acts, Proclamations, *Gazettes,* and all other Government publications, (when printed in the Maori tongue,) should be sent to Members of the General Assembly, together with their English originals.

9. *Native Minister.*—Mr. Vogel moved and the Question was proposed, That this House has no confidence in the Native Minister.

And the Question being put, it passed in the Negative.

10. *Private Grievances.*—On motion of Mr. Carleton, *Ordered,* That the Petition of A. B. White be referred to the Private Grievance Committee. Also, That the Petition of S. J. Edmonds be referred to the Private Grievance Committee.

On motion of Mr. Waring Taylor, *Ordered,* That the Petition of Ellen A. Hewett be referred to the Private Grievance Committee.

11. *Petition from East Coast Natives.*—On motion of Mr. Ormond, *Ordered,* That the Petition presented

presented to the House from certain Native inhabitants of the East Coast, praying that their district be annexed to the Province of Hawke's Bay, be printed in continuation of other Petitions on the same subject, which have already been ordered to be published.

12. *Petition of Mr. Catchpool.*—On motion of Mr. Colenso, *Ordered*, That the Petition of Mr. Catchpool be referred to the Private Grievance Committee.

13. *Gold Fields Act Amendment Bill.—Ordered*, That Mr. Brodie have leave to bring in a Bill to facilitate the construction of Water Races upon the Gold Fields, and otherwise to amend the Gold Fields Acts of 1862–3.

He accordingly presented the said Bill, and the same was received and read for the first time, and ordered to be read a second time on Thursday next, and to be printed.

14. *Harbour Light, Nelson.*—On motion of Mr. A. J. Richmond, *Ordered*, That there be laid on the Table of this House, all Correspondence which has taken place between the General Government and the Provincial Government of Nelson, with reference to the purchase of the Harbour Light on the Boulder Bank, Nelson, from that Government; and also all Correspondence on the subject of Light Dues which has taken place between those Governments.

15. *Wairau Massacre.*—On motion of Mr. Jollie, *Resolved*, That as the Provincial Government of Nelson has failed to fence in the graves of the Colonists who fell at the Massacre of the Wairau, and as the place where those persons were interred remains to the present day totally unprotected and unmarked, this House is of opinion that the General Government should take immediate steps to erect a suitable fence and monument, and thus remove from the Colony the reproach of leaving in a state of utter neglect, the graves of men who lost their lives in its service.

16. *Audit Committee.*—Mr. Thomson, from the Audit Committee, brought up a Report, and the same was read as followeth:—

Your Committee have the honor to report that they have examined the Treasurer's accounts for the Financial Year ending 30th June, 1864, and supplementary account for the succeeding quarter; and after an analysis of several of the most important items, they are satisfied, that, taken as a record of receipts and disbursements actually made, these accounts are correct.

Your Committee would have wished to have reported fully to the House on the manner in which the very large expenditure for the period has been incurred; and for this purpose, they called for certain Returns, and examined orally Dr. Knight, the Colonial Auditor, Mr. Anderson, Clerk in the Audit Department, and Mr. Seed, late Under Secretary for Defence.

It has been found impossible fully to furnish the Returns required by the Committee, the reply being that two clerks would be required for two months to give them in a complete form, while the evidence of the gentlemen referred to, tends chiefly to show that the claims made on the Treasurer's Department for the greater part of the period over which the accounts extend, came upon them with an urgency which prevented the officers of that Department from acting in all cases with the systematic regularity so highly desirable, which, in ordinary circumstances, would have been doubtlessly pursued.

Your Committee would particularly point to the fact that by far the larger portion of the expenditure under the Loan, exclusive of military pay and rations received from the Commissariat, (and therefore regulated by fixed rules,) was made on accounts not under contract or by tender; the explanation (the correctness of which the Committee have no reason to doubt) being, that it would have been utterly impossible whilst active operations were going on, which rendered the expenditure on these accounts indispensable, to have delayed till the tenders could have been obtained, and that in several instances an expenditure, calculated originally at a comparatively low figure, was found to have swelled to some thousands before the work for which it was incurred had reached completion.

Your Committee also deem it their duty to draw the attention of the House to the fact that only a small portion of the year's expenditure is covered by the Governor's warrant, and refer the House to the minute by the Auditor-General, which has already been laid on the Table.

Your Committee have again to call the attention of the House to the exceedingly cumbrous manner in which the public accounts have been kept, which has already been repeatedly adverted to by former Committees.

The whole system of Audit seems to require revision. By far the larger portion of payments under the present system seems to be on imprest or by advances, and a glance at branch 7, on pages 27 and 28 of the account, will show that unsettled balances have been in many instances of such an amount as to have rendered it almost impossible for either Treasurer or Auditor to have such a knowledge of the mode in which the money of the Colony was being spent, as these officers should at all times be possessed of.

It

It appears to your Committee that some such officer as a Comptroller of the Public Expenditure, or a Board of Control, is necessary, and that the duties of the Auditor should be confined to the ascertaining that the Treasurer's payments have been made in conformity with the Comptroller's warrant.

*Ordered*, That the Report do lie upon the Table.

17. *Separation.*—The Order of the Day being read, for resuming the adjourned Debate on the Question :—

(1.) That it has now become desirable and expedient that an equitable adjustment of the liabilities of the Colony should be made between the North and Middle Islands.

(2.) That, in order to secure a better administration of Government, this House is of opinion that New Zealand should be divided at Cook's Straits into two separate Colonies.

(3.) That (as a temporary measure, and until effect is given to the foregoing resolutions by legal enactments,) an humble Address from this House should be presented to His Excellency the Governor, praying His Excellency to exercise the powers conferred on him by his Commission from Her Majesty, of appointing a Deputy-Governor, with necessary officers, in the Province of Auckland, to administer the Government within its limits.

(4.) That a Bill be introduced to give effect (so far as it is competent for the General Assembly to do so) to these resolutions.

And the amendment proposed thereto, viz. :—That all the words after the first word "That," be omitted, with a view to insert in lieu thereof the following : "in the opinion of this House, New Zealand ought not to be divided into two separate Colonies."

And the Question being again proposed, That the words proposed to be omitted stand part of the Question, the House resumed the said adjourned Debate.

And the House having continued to sit until after Twelve of the Clock on Wednesday morning,

## Wednesday, the 13th day of September, 1865.

And the Question being put, That the words proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows :—

| *Ayes*, 17. | *Noes*, 31. |
|---|---|
| Mr. Buckland | Mr. Dillon Bell |
| Mr. Butler | Mr. Bunny |
| Mr. Burns | Mr. Brandon |
| Mr. Carleton | Mr. Cox |
| Mr. Colenso | Mr. Curtis |
| Mr. G. Graham | Mr. Domett |
| Mr. R. Graham | Hon. Mr. FitzGerald |
| Colonel Haultain | Hon. Mr. Fitzherbert |
| Mr. Macandrew | Mr. Gledhill |
| Mr. Munro | Mr. Harrison |
| Mr. O'Neill | Mr. Haughton |
| Mr. O'Rorke | Mr. Jollie |
| Mr. Reynolds | Mr. Mantell |
| Mr. James Williamson | Mr. Ormond |
| Mr. John Williamson | Mr. Paterson |
| Mr. Creighton } (Tellers.) | Mr. Pharazyn |
| Mr. Russell } | Mr. Renall |
| | Mr. Rhodes |
| | Hon. Major Richardson |
| | Mr. Richmond |
| | Hon. Mr. Sewell |
| | Mr. Stafford |
| | Mr. Taylor |
| | Mr. Thomson |
| | Mr. Wayne |
| | Hon. Mr. Weld |
| | Mr. Wells |
| | Mr. Wilkin |
| | Mr. Cracroft Wilson, C.B. |
| | Mr. Crosbie Ward } (Tellers.) |
| | Hon. Major Atkinson } |

So it passed in the Negative.

Then, on motion of Mr. Dillon Bell,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Wednesday, 13th September*, 1865.

1. Mr. STAFFORD to ask the Honourable the Colonial Treasurer, When he will lay upon the Table Supplementary Estimates to cover unauthorized expenditure incurred in the financial year

year ended the 30th day of June, 1864, and the financial year ended the 30th day of June, 1865. Also Estimates for services referred to in the Financial Statement of the Treasurer, and not provided for in the Estimates which have been laid on the Table.

2. Colonel HAULTAIN to ask the Honourable the Minister for Colonial Defence, Whether any portion of her pension has yet been paid to the widow of the late Major Herford.

NOTICES OF MOTION.

1. Mr. COLENSO to move, That the Petition from the Inhabitants of Hawke's Bay, relative to the illegal occupation of Maori lands, &c., be printed.
2. Mr. RUSSELL to move, For a Committee to investigate and report upon the charges preferred by the Premier against the late Defence Minister, of "lavish expenditure," and "wild incompetency," while administering the Government in the late Ministry; the Committee to consist of the Honourable Major Atkinson, Mr. Domett, Mr. Stafford, Mr. Jollie, Mr. Crosbie Ward, Dr. Featherston, and Mr. Buckland.
3. Mr. SEWELL to move, either as a substantive Motion, or as an amendment to the Motion numbered 2, standing on the Order Paper of to-day in the name of Mr. Russell,

That a Commission ought to be appointed to investigate and report upon the general management and administration of the Finances of the Colony since the month of June, 1863; and particularly as to the manner in which the Three Million Loan, authorized by "The Loan Act, 1863," has been raised and expended.

That the members of the Audit Committee should be Commissioners, and that such Commission should have power to call for and examine papers and persons. The Commissioners to report to the Governor within six months from this date; the Report to be laid before the General Assembly next Session.

That a Bill ought to be brought in for the above purpose.

4. The Honourable Mr. SEWELL to move, That the House will, on a future day, resolve itself into a Committee, to consider the propriety of imposing Stamp Duties.
5. Mr. RUSSELL to move, That in the opinion of this House the Government should take immediate steps for bringing the provisions of the Land Registry Act into operation throughout the principal Provinces of the Colony.

ORDERS OF THE DAY.

1. A Resolution to be reported from Committee of the whole House. (Pension to Sergeant-at-Arms.)
2. Legislative Officers Regulation Bill—second reading.
3. Mining Companies Liability Bill—to be further considered in Committee.

VIDE *Orders of the Day for Friday, 8th Sept.*, 1865, *Pages* 115 *and* 116, *for Orders No.* 4 *to* 25 *inclusive.*

24. Native Lands Bill—to be further considered in Committee.
25. Canterbury Waste Lands Act Amendment Bill—to be further considered in Committee.

*Contingent Notices of Motion.*

VIDE *Contingent Notices of Motion for Friday, 8th Sept.*, 1865, *Page* 116, *for Contingent Notices Nos.* 1, 2, *and* 3.

4. Mr. RENALL to move, That on the Question being put, That this House do now resolve itself into a Committee of Supply, the following words be added, namely:—And that in voting the Estimates of Expenditure for the current financial year, the House is of opinion that the circumstances of the Colony require the most rigid economy to be observed in every branch of the Public Service; and that the sums to be voted for departmental expenses, either as respects amount of salaries, number of officials or otherwise, shall not exceed those authorized by the votes of the House during the financial year 1864-5.

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## Wednesday, the 13th day of September, 1865.

PRAYERS:

1. *Papers.*—The Honourable Mr. Fitzherbert laid upon the Table, by command of His Excellency,—

A Return showing the total amount of Ordinary Revenue collected in the respective Provinces from 1st January, 1864, to 30th June, 1865. Return to an Order of the House of the 15th August last.

2. *Petition of Inhabitants of Hawke's Bay.*—On motion of Mr. Colenso, *Ordered,* That the Petition from certain Inhabitants of Hawke's Bay, relative to the illegal occupation of Maori lands be printed for the use of Members of this House.

3. *Finances of the Colony.*—The Honourable Mr. Sewell moved, and the Question was proposed, (1.) That

(1.) That a Commission ought to be appointed to investigate and report upon the general management and administration of the Finances of the Colony since the month of June, 1863; and particularly as to the manner in which the Three Million Loan, authorized by "The Loan Act, 1863," has been raised and expended.

(2.) That the members of the Audit Committee should be Commissioners, and that such Commission should have power to call for and examine papers and persons. The Commissioners to report to the Governor within six months from this date; the Report to be laid before the General Assembly in its next session.

(3.) That a Bill ought to be brought in for the above purposes.

The Honourable Mr. Sewell, with leave of the House, amended his motion by moving the Resolutions seriatim.

Motion made and Question proposed,—

That a Commission ought to be appointed to investigate and report upon the general management and administration of the Finances of the Colony since the month of June, 1863; and particularly as to the manner in which the Three Million Loan, authorized by "The Loan Act, 1863," has been raised and expended.

A Debate arose thereupon.

The hour of Eight of the Clock having arrived, the House proceeded to the consideration of the Orders of the Day.

4. *Reserved Act*, 1864.—Mr. Speaker announced to the House that "The Canterbury Waste Lands Act, 1864," passed in the last Session of the General Assembly, and reserved by His Excellency the Governor for the signification of Her Majesty's pleasure thereon, had been assented to by Her Majesty in Council: that a Proclamation of such assent having been given, had been issued by His Excellency in the *New Zealand Gazette*, and that in conformity with the requirements of the 59th section of the Constitution Act that Proclamation would be entered on the Journals of the House.

PROCLAMATION.

By His Excellency Sir GEORGE GREY, Knight Commander of the Most Honourable Order of the Bath, Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same, &c., &c., &c.

WHEREAS by an Act passed in the Session of Parliament held in the fifteenth and sixteenth years of Her Majesty's reign, intituled "An Act to Grant a Representative Constitution to the Colony of New Zealand," it is amongst other things enacted that no Bill which shall be reserved for the signification of Her Majesty's pleasure thereon shall have any force or authority within the Colony of New Zealand, until the Governor of the said Colony shall signify by speech or message to the Legislative Council and House of Representatives of the said Colony, or by Proclamation, that such Bill has been laid before Her Majesty in Council, and that Her Majesty has been pleased to assent to the same.

And whereas a certain Bill passed by the Legislative Council and House of Representatives of the said Colony, intituled

"An Act to amend the Waste Land Regulations of the Province of Canterbury,"

was presented to the Governor of the said Colony for Her Majesty's assent, and the said Bill was reserved for the signification of Her Majesty's pleasure thereon:

Now therefore, I, the Governor of New Zealand, in pursuance of the provisions of the said in part recited Act, do by this Proclamation signify and proclaim to all whom it may concern that the said Bill has been laid before Her Majesty in Council, and that Her Majesty has been pleased to assent to the same.

Given under my hand, at the Government House, at Wellington, and issued under the Seal of the Colony of New Zealand, this twenty-third day of August, in the year of our Lord one thousand eight hundred and sixty-five.

G. GREY.

By His Excellency's command,
J. C. RICHMOND,
Colonial Secretary.

GOD SAVE THE QUEEN!

5. *Mayne Pension Bill.*—The Order of the Day being read, for receiving the Report of a Resolution from a Committee of the whole House;

Mr. Carleton accordingly reported the following Resolution:—

*Resolved*, That the Committee, having taken into consideration the special circumstances of the retirement from office of the present Serjeant-at-Arms, recommend that a Pension of two hundred pounds per annum for life be conferred upon the officer in question, and that a Bill be ordered to be brought in to effect that object.

And the Resolution being read a second time, *Resolved*, That this House doth agree with the Committee in the said Resolution.

*Ordered*, That Mr. Domett and Mr. Stafford do prepare and bring in a Bill, in conformity with the said Resolution.

6. *Legislative Officers Regulation Bill.*—The Order of the Day being read, for the second reading of the Legislative Officers Regulation Bill;

The Honourable Mr. Sewell moved and the Question was proposed, That the Bill be now read a second time.

And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 32. | *Noes*, 17. |
|---|---|
| Hon. Major Atkinson | Mr. Bunny |
| Mr. Brandon | Mr. Burns |
| Mr. Brodie | Mr. Butler |
| Mr. Buckland | Mr. Colenso |
| Mr. Carleton | Mr. G. Graham |
| Mr. Cox | Mr. R. Graham |
| Mr. Curtis | Mr. Macandrew |
| Mr. Domett | Mr. Munro |
| Hon. Mr. FitzGerald | Mr. O'Neill |
| Hon. Mr. Fitzherbert | Mr. Paterson |
| Mr. Gledhill | Mr. Renall |
| Mr. Harrison | Mr. Reynolds |
| Mr. Haughton | Mr. Rhodes |
| Colonel Haultain | Mr. Vogel |
| Mr. Mantell | Mr. John Williamson |
| Mr. Mason | Mr. Creighton } (Tellers.) |
| Mr. Ormond | Mr. Wilkin } |
| Mr. O'Rorke | |
| Hon. Major Richardson | |
| Mr. Richmond | |
| Mr. Stafford | |
| Mr. Waring Taylor | |
| Mr. Thomson | |
| Mr. Crosbie Ward | |
| Mr. Wayne | |
| Hon. Mr. Weld | |
| Mr. Wells | |
| Mr. James Williamson | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. Dillon Bell } (Tellers.) | |
| Hon. Mr. Sewell } | |

So it was resolved in the Affirmative.

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Friday next.

7. *Mining Companies' Limited Liability Bill.*—The Order of the Day being read, for the House in Committee further to consider the Mining Companies' Limited Liability Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 10 negatived.

Motion made and Question proposed, That the following do stand as clause 10 of the Bill:—

"Any Company which may hereafter be formed under the provisions of this Act shall lodge in duplicate with the Warden of the district in which it is proposed to carry on operations, and such Warden shall safely keep, a memorial, in the form or to the effect contained in the first Schedule to this Act, signed by the Manager of such Company, and the said Warden shall, without delay, forward one of the said duplicates of the memorial to the Registrar of the Supreme Court of the Province in which the operations are proposed to be carried on, and the said memorial shall be published, at the cost of the said Company, in the *New Zealand Gazette*, and the *Gazette* of the said Province, and in one newspaper published in the said district, and copies of such *Gazettes* and newspaper shall be forwarded to and retained by the said Registrar of the Supreme Court, and the same shall be *prima facie* evidence that the persons therein named are members of the Company." *(Mr. Haughton.)*

And the Question being put thereon, it was resolved in the Affirmative.

Clause 11 read. Amendment proposed: In line 5, to omit the words "Clerk of the District Court nearest," with a view to insert the words, "Warden of the district and Registrar of the Supreme Court," in lieu thereof. *(Mr. Brodie.)*

Amendment agreed to.

Another amendment proposed: In line 7 after the word "*Gazette*," to insert the words "and in the *Gazette* of the said Province." *(Mr. Brodie.)*

Amendment agreed to.

Another amendment proposed: In line 9 to omit the words "Clerk of the District Court," with a view to insert the word "Warden" in lieu thereof. *(Mr. Brodie.)*

Amendment

Amendment agreed to.

Clause as amended agreed to.

Clause 12 read. Amendment proposed: In line 2 to omit the words "Clerk of the District Court," with a view to insert the word "Warden," in lieu thereof. *(Mr. Brodie.)*

Amendment agreed to.

Another amendment proposed: In line 5, after the word "such," to insert the word "Warden's." *(Mr. Brodie.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 13 read. Amendment proposed: In line 2, to omit the words "Clerk of the District Court," with a view to insert the words "Warden and Registrar of the Supreme Court." *(Mr. Brodie.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 14 to 16 read and agreed to.

Clause 17 read. Amendment proposed: In line 3, to omit the words "Clerk of the District Court," with a view to insert the words "Warden of the District and Registrar of the Supreme Court." (*Mr. Brodie.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 18 read. Amendment proposed: In line 2, after the word "*Gazette,*" to insert the words "and in the *Gazette* of the said Province." (*Mr. Brodie.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 19 to 24 read and agreed to.

Clause 25 read. Amendment proposed: In line 4 to omit the word "Clerk," with a view to insert the word "Warden" in lieu thereof. *(Mr. Brodie.)*

Amendment agreed to.

Another amendment proposed: In line 4 to omit the word "Court," with a view to insert the words "Registrar of the Supreme Court" in lieu thereof. *(Mr. Brodie.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 26 and 27 read and agreed to.

Clause 28 read. Amendment proposed: In line 7 to omit the words "in any mining district," with a view to insert the words "if there shall be such Court in the district, and if not, then to some Judge of the Supreme Court." *(Mr. Brodie.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 29 read. Amendment proposed: In the last line, after the word "Court," to insert the words "if there shall be such Court in the district, and if not, then to some Judge of the Supreme Court." *(Mr. Brodie.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 30 read and agreed to.

Clause 31 read. Amendment proposed: In line 1 to omit the word "said." *(Mr. Brodie.)*

Amendment agreed to.

Another amendment proposed in lines 1 and 2: To omit the words "of the Supreme Court." (*Mr. Brodie.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 32 read. Amendment proposed: In lines 2 and 3 to omit the words "of the District Court." (*Mr. Brodie.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 33 read. Amendment proposed: In line 5 to omit the words "of the district wherein such Company shall be registered," with a view to insert the words "if there shall be such Court, and if not, then to some Judge of the Supreme Court." (*Mr. Brodie.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 34 and 35 read and agreed to.

Clause 36 read. Amendment proposed: In line 2, after the word "*Gazette,*" to insert the words "and in the *Gazette* of the said Province." (*Mr. Brodie.*)

Amendment agreed to

Clause as amended agreed to.

Clauses 37 to 40 read and agreed to.

First Schedule read and agreed to.

Second Schedule read. Amendment proposed: In line 3 to omit the word "District," with a view to insert the word "Warden's" in lieu thereof. (*Mr. Brodie.*)

Amendment agreed to.

Another

Another amendment proposed: In line 4, after the words "and in," to insert the words "the Provincial *Gazette* of the day of ." (*Mr. Brodie.*)

Amendment agreed to.

Another amendment proposed: In the last line to omit the words "Clerk of the said Court," with a view to insert the word "Warden" in lieu thereof. (*Mr. Brodie.*)

Amendment agreed to.

Schedule as amended agreed to.

Schedules 3 and 4 read and agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on Friday next.

8. *Dunedin Reserves.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That in the opinion of this House, the Public Reserve in the City of Dunedin, which was set aside by the New Zealand Company as trustees for the settlers in 1846, for the purpose of a Wharf and Public Quay, and on which the Police and Immigration Barracks at present stand, should be vested in the Superintendent of Otago in trust for the Municipality of Dunedin, as originally intended.

And the Question being again proposed, the House resumed the said adjourned Debate.

Mr. Mantell moved, That the Question be amended by the omission of all the words after the first word "That," with a view to insert the words "in the opinion of this House, the Question whether the lands in Princes Street, Dunedin, and at Port Chalmers, claimed as Native Reserves, are Native Reserves, subject to the provisions of the Native Reserves Act, or whether there be a legal or equitable claim to such lands on the part of the Municipality of Dunedin and Port Chalmers, ought to be decided by the Supreme Court, and that it is the duty of the Government to afford every facility for the speedy decision of that Question," in lieu thereof.

And the Question being proposed, That the words proposed to be omitted stand part of the Question,

The Debate continued.

The House having continued to sit until after Twelve of the Clock on Thursday morning,

## Thursday, the 14th day of September, 1865.

And the Question being put, That the words proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 29. | *Noes*, 17. |
|---|---|
| Mr. Bunny | Hon. Major Atkinson |
| Mr. Brodie | Mr. Brandon |
| Mr. Buckland | Mr. Colenso |
| Mr. Burns | Mr. Curtis |
| Mr. Butler | Hon. Mr. FitzGerald |
| Mr. Cox | Hon. Mr. Fitzherbert |
| Mr. Creighton | Mr. Gledhill |
| Mr. G. Graham | Mr. Harrison |
| Mr. R. Graham | Colonel Haultain |
| Mr. Haughton | Hon. Major Richardson |
| Mr. Jollie | Hon. Mr. Sewell |
| Mr. Macandrew | Mr. Wayne |
| Mr. Mason | Hon. Mr. Weld |
| Mr. Miles | Mr. Wells |
| Mr. Munro | Mr. Cracroft Wilson, C.B. |
| Mr. O'Neill | Mr. Mantell (Tellers.) |
| Mr. O'Rorke | Mr. Crosbie Ward (Tellers.) |
| Mr. Paterson | |
| Mr. Pharazyn | |
| Mr. Renall | |
| Mr. Russell | |
| Mr. Stafford | |
| Mr. Taylor | |
| Mr. Vogel | |
| Mr. Wilkin | |
| Mr. James Williamson | |
| Mr. John Williamson | |
| Mr. Dillon Bell (Tellers.) | |
| Mr. Reynolds (Tellers.) | |

So it was resolved in the Affirmative.

*Resolved*, That in the opinion of this House, the Public Reserve in the City of Dunedin, which

which was set aside by the New Zealand Company as trustees for the settlers in 1846, for the purpose of a Wharf and Public Quay, and on which the Police and Immigration Barracks at present stand, should be vested in the Superintendent of Otago in trust for the Municipality of Dunedin, as originally intended.

Then, on motion of the Honourable Mr. Weld,
The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Thursday, 14th September,* 1865.

1. Mr. DILLON BELL to ask the Honourable Gentleman at the Head of the Government, the following questions:—

   (1.) Whether it is the intention of the Government to advise His Excellency to assent to the Loan Bill passed at the last Session of the Southland Provincial Council.

   (2.) Whether it is the intention of the Government to proceed with the Provincial Loans Bill, whereby the unraised portion of Provincial Loans are to be raised by the Colonial Treasurer.

   (3.) Whether the Government will favourably entertain a proposition to be embodied in the Southland Waste Lands Bill, now being prepared for introduction in this House, for reducing, during a limited period, the price of land in Southland to £1 per acre.
2. Mr. STAFFORD to ask the Honourable Gentleman at the Head of the Government, When the measures to provide effectual checks against the Expenditure of Public Money without authority of law, promised in His Excellency's Speech at the opening of the Session, will be submitted to the House.

### NOTICES OF MOTION.

1. Mr. COLENSO to move, That, in the opinion of this House, it is most desirable that it should be fully informed as to the reasons why certain persons of the Maori Race, guilty at various times and in divers places of the barbarous murder of more than twenty English Settlers (comprising men, women, and children), were declared, in a Proclamation dated the 2nd instant, to be fully pardoned: seeing that such murderers were specially exempted in the Proclamation of October 25th, and again in another of December 17th, 1864; that against some of them verdicts of "Wilful Murder" have been returned by several Coroners' juries; and that this House is in possession of no papers nor information which, in its present opinion, could have sanctioned such a proceeding.
2. Mr. WILKIN to move, That, this House is of opinion that it ought to be a rule of the Public Service of this Colony, that every official, through whose hands money passes in the course of duty, should be required to give a bond of security for an amount sufficient to cover any possible loss by defalcation, or otherwise.

   That the Government be requested to carry the above Resolution into effect with as little delay as possible.
3. Mr. CURTIS to move, That, in the opinion of this House, the claims made for loss of their effects by those persons who were wrecked in the "Lord Worsley," as revised and reported on by Mr. Commissioner Beckham, be charged against and paid out of the Taranaki Compensation Fund, and that it be an instruction to the Government to pay the said claims out of the said fund forthwith.
4. Mr. VOGEL to move, That there be laid on the Table of this House, copies of the Memoranda between His Excellency the Governor and Ministers relative to the removal of the troops.
5. Adjourned Debate on the Question—

   That a Commission ought to be appointed to investigate and report upon the general management and administration of the Finances of the Colony since the month of June, 1863; and particularly as to the manner in which the Three Million Loan, authorized by "The Loan Act, 1863," has been raised and expended.

   That the members of the Audit Committee should be Commissioners, and that such Commission should have power to call for and examine papers and persons. The Commissioners to report to the Governor within six months from this date; the Report to be laid before the General Assembly next Session.

   That a Bill be brought in for the above purpose.

### ORDERS OF THE DAY.

1. Gold Fields Act Amendment Bill—second reading.

VIDE *Orders of the Day for Friday, 8th Sept.*, 1865, *Pages* 115 *and* 116, *for Orders No. 2 to 22 inclusive.*

23. Native Lands Bill—to be further considered in Committee.
24. Canterbury Waste Lands Act Amendment Bill—to be further considered in Committee.

### *Contingent Notices of Motion.*

VIDE *Contingent Notices of Motion for Friday, 8th Sept.*, 1865, *Page* 116, *for Contingent Notices Nos.* 1, 2, *and* 3.

4. Mr.

4. Mr. RENALL to move, That on the Question being put, That this House do now resolve itself into a Committee of Supply, the following words be added, namely:—And that in voting the Estimates of Expenditure for the current financial year, the House is of opinion that the circumstances of the Colony require the most rigid economy to be observed in every branch of the Public Service; and that the sums to be voted for departmental expenses, either as respects amount of salaries, number of officials or otherwise, shall not exceed those authorized by the votes of the House during the financial year 1864-5.
5. Mr. PHARAZYN, in Committee on the Native Lands Bill, to move, That clause 77, relating to the exclusion of the Manawatu Block from the operation of the Act, be postponed until after the Petition of Ihakara and others, complaining of the exclusion, is taken into consideration by the House.
6. Mr. STAFFORD, on the motion to go into Committee to consider the propriety of imposing Stamp Duties, to move, That it has been stated to this House, on official authority, that the proposed Expenditure of the Government during the current Financial Year will require an increase of the Taxation of the Country. That this House is of opinion that it is not politic to increase the aggregate amount of the burthens now imposed on the people of New Zealand. That many of the duties of Customs now levied are unequal and unjust in their operation, and ought to be altered and adjusted, so as to combine the advantage of fair and moderate prices to the community with a sufficient Revenue to the State. That, towards providing for the Public Charges, and especially the extraordinary charges arising out of the Native Insurrection, it is expedient that a portion of the Taxation of the Country be levied by way of an Income Tax.
7. Mr. CROSBIE WARD, to move, on the motion to go into Committee to consider the propriety of imposing Stamp Duties, That in the opinion of this House it is imperatively necessary in any scheme of finance for the Colony, to make full provision for the Public Services which are administered through the Provincial Governments.

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## Thursday, the 14th day of September, 1865.

PRAYERS:

1. *Petition presented.*—By the Honourable Mr. FitzGerald: The Petition of 24 Natives, resident at Manawatu, praying that certain members of the Native race may have seats in the Assembly.
   Petition received.

2. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency,—
   (1.) Further Return of the number of Electors in the various Electoral Districts, after revision by the Revising Officers for the year 1865-6.
   The Honourable Mr. FitzGerald laid upon the Table, by command of His Excellency,—
   (2.) Correspondence relative to the Manawatu Block.
   *Ordered*, That the said papers be printed for the use of Members of this House.

3. *Maori Outrages.*—Mr. Colenso moved and the Question was proposed, That, in the opinion of this House, it is most desirable that it should be fully informed as to the reasons why certain persons of the Maori Race, guilty at various times and in divers places of the barbarous murder of more than twenty English Settlers, (comprising men, women, and children,) were declared, in a Proclamation dated the 2nd instant, to be fully pardoned: seeing that such murderers were specially exempted in the Proclamation of October 25th, and again in another of December 17th, 1864; that against some of them verdicts of "Wilful Murder" have been returned by several Coroners' juries; and that this House is in possession of no papers nor information which, in its present opinion, could have sanctioned such a proceeding.
   A Debate arose thereupon.
   The hour of Three of the Clock having arrived, the House proceeded to the consideration of the Orders of the Day.

4. *Gold Fields Acts Amendment Bill.*—The Order of the Day being read, for the second reading of the Gold Fields Act Amendment Bill;
   The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

5. *Savings Banks Funds Investment Bill.*—The Order of the Day being read, for the second reading of the Savings Banks Funds Investment Bill;
   The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

6. *Petitions*

6. *Petitions of Residents in the Province of Auckland.*—The Order of the Day being read, for the House in Committee further to consider the Resolution, That in the opinion of this Committee the Petitions of certain Residents in the Province of Auckland, presented to this House on the 27th and 28th July last, praying that effect may be given to the report and awards of the Commissioner appointed to inquire into the losses sustained by the Petitioners and others during the Native Insurrection;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That in the opinion of this Committee the Petitions of certain residents in the Province of Auckland, who suffered losses and sustained injuries during the Maori Insurrection in the Waikato Districts, together with the report and awards of Mr. Commissioner Beckham, appointed to inquire into the claims preferred, ought to be referred to a Select Committee to inquire into and report upon those papers. *(Mr. John Williamson.)*

And the Question being put thereon, it was resolved in the Affirmative.

Resolution to be reported.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had come to a Resolution.

*Ordered*, That the Report be received To-morrow.

7. *Wellington Waste Lands Regulations Amendment Bill.*—The Order of the Day being read, for the second reading of the Wellington Waste Lands Regulations Amendment Bill;

*Ordered*, That the Bill be referred to the Waste Lands Bills Committee.

8. *Wellington Presbyterian Church Trusts Lands Bill.*—The Order of the Day being read, for the House in Committee on the Wellington Presbyterian Church Trusts Lands Bill;

*Ordered*, That the said Order be discharged.

*Ordered*, That the Bill be withdrawn.

9. *Maori Funds Investment Bill.*—The Order of the Day being read, for the House in Committee on the Maori Funds Investment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 2. Amendment proposed: In line 3 to omit the words "quarter-castes," with a view to insert the words "their descendants by Natives." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 3 to 9 read and agreed to.

Preamble read and agreed to.

To report the Bill with an amendment.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had gone through the Bill, and had made an amendment thereto.

*Ordered*, That the Report be received To-morrow.

10. *Bailors and Mortgagees Bill.*—The Order of the Day being read, for the second reading of the Bailors and Mortgagees Bill;

The Bill was accordingly read a second time.

11. *Petty Sessions Bill.*—The Order of the Day being read, for the second reading of the Petty Sessions Bill;

*Ordered*, That the Bill be read a second time on Tuesday next.

12. *Prisoners Removal Bill.*—The Order of the Day being read, for the second reading of the Prisoners Removal Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

13. *Masters and Servants Bill.*—The Order of the Day being read, for the House in Committee further to consider the Masters and Servants Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

To report the Bill with amendments.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

14. *Ways and Means.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the Resolution reported from the Committee of Ways and Means, on the 31st day of August last, be now read a second time.

And the Question being again proposed, the House resumed the said adjourned Debate.

And the Question being put, it was resolved in the Affirmative.

Then, the Resolution having been read a second time,

*Resolved,* That this House doth agree with the Committee in the said Resolution.

*Resolved,* That it is advisable to revise the present Tariff, and that the Honourable the Commissioner of Customs be authorized to take such measures as may be necessary for the collection of any new duties, pending the discussion of the Resolution.

15. *Resident Magistrates Criminal Jurisdiction Extension Bill.*—The Order of the Day being read, for the second reading of the Resident Magistrate's Criminal Jurisdiction Extension Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

16. *Building and Land Societies Ordinance Amendment Bill.*—The Order of the Day being read, for the second reading of the Building and Land Societies Ordinance Amendment Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

17. *Religious Charitable and Educational Trusts Bill.*—The Order of the Day being read, for the second reading of the Religious Charitable and Educational Trusts Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

18. *Provincial Loans Consolidation Bill.*—The Order of the Day being read, for the second reading of the Provincial Loans Consolidation Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

19. *Native Lands Bill.*—The Order of the Day being read, for the House in Committee further to consider the Native Lands Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 68 read and agreed to.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—"Any person named in any order, as entitled to Native Land, may receive gratis a copy of such order on application to the Court. (*Honourable Mr. FitzGerald.*)

And the motion being put thereon, it passed in the Affirmative.

Clauses 69 and 70, as printed, read and agreed to.

Clause 71 read. Amendment proposed: In the last line but two to omit the words, "shall be included in any enclosure or." (*Mr. R. Graham.*)

Amendment agreed to.

Another amendment proposed: To omit the two last words of the clause. (*Mr. R. Graham.*)

Amendment agreed to.

Another amendment proposed: To add the following words:—"Provided always that this power shall cease and determine at the expiration of ten years from the date of the Crown Grant." (*Mr. R. Graham.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 72 to 78 read and agreed to.

Schedule read and agreed to.

Postponed clause 19 read and agreed to.

Postponed clause 30 read. Amendment proposed: In lines 2 and 3 to omit the words, "an estate in fee simple in possession of." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Clause as amended agreed to.

Postponed clause 32 read and agreed to.

Postponed clause 66 read. Amendment proposed: To omit all the words after the word "Court," in the last line but 3 of the clause. (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Clause as amended agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and made amendments thereto.

*Ordered,* That the Report be received on Tuesday next.

20. *Canterbury*

20. *Canterbury Waste Lands Act Amendment Bill.*—The Order of the Day being read, for the House in Committee further to consider the Canterbury Waste Lands Act Amendment Bill;

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

21. *Volunteer Force Bill.*—The Order of the Day being read, for the second reading of the Volunteer Force Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

22. *Loan Allocation Bill.*—The Order of the Day being read, for the House in Committee on the Loan Allocation Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read. (*Honourable Mr. FitzGerald.*)

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

23. *Representation Bill.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the Representation Bill be now read a second time;

And the Question being again proposed, the House resumed the said adjourned Debate.

Mr. Reynolds moved, That the Question be amended by the omission of all the words after the word "That," with a view to insert the words "the Bill be referred to a Select Committee."

The Debate continued.

On motion of the Honourable Mr. Fitzherbert, *Ordered*, That this Debate be now adjourned until To-morrow.

24. *Militia Bill.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the Militia Bill be now read a second time;

And the Question being again proposed, the House resumed the said adjourned Debate.

On motion of Mr. John Williamson, *Ordered*, That this Debate be now adjourned until To-morrow.

25. *Committee of Supply.*—The Order of the Day being read, for the Committee of Supply;

*Resolved*, That this House will, To-morrow, resolve itself into the said Committee.

Then, on motion of the Honourable Mr. Weld,

The House adjourned.

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## ORDERS OF THE DAY AND NOTICES OF MOTION.

*Friday, 15th September*, 1865.

1. Mr. R. GRAHAM to ask the Honourable the Premier, Whether any new arrangement has been made to stop the payment of the Customs $\frac{3}{8}$ths to the Provincial Government of Auckland.

### ORDERS OF THE DAY.

1. Mining Companies' Limited Liability Bill—to be reported
2. Savings Banks Funds Investment Bill—to be committed.
3. Railway Accidents Prevention Bill—to be committed.
4. Maori Funds Investment Bill—to be reported.
5. Adjourned Debate on the Question—That the Representation Bill be now read a second time.
6. Provincial Loans Consolidation Bill—to be committed.
7. Legislative Officers Regulation Bill—to be committed.
8. Gold Fields Acts Amendment Bill—to be committed.
9. The following Resolution to be reported from Committee of the whole House,—That in the opinion of this Committee, the Petitions of certain residents in the Province of Auckland who suffered losses and sustained injuries during the Maori Insurrection in the Waikato Districts, together with the report and awards of Mr. Commissioner Beckham, appointed to inquire into the claims preferred, ought to be referred to a Select Committee to inquire into and report upon those papers.
10. Prisoners Removal Bill—to be committed.
11. Masters and Servants Bill—to be reported.
12. Resident Magistrates Criminal Jurisdiction Extension Bill—to be committed.

13. Building

13. Building and Land Societies Ordinance Amendment Bill—to be committed.
14. Religious Charitable and Educational Trusts Bill—to be committed.
15. Volunteer Force Bill—to be committed.
16. Adjourned Debate on the Question—That the Militia Bill be now read a second time.
17. The Committee of Supply.
18. Surplus Revenues Repeal Bill—second reading.

NOTICES OF MOTION.

1. The Honourable Major RICHARDSON to move, That a Select Committee, consisting of Mr. Speaker, Mr. Robert Graham, Mr. Gledhill, Mr. Ormond, Dr. Featherston, Mr. Curtis, Mr. Crosbie Ward, Mr. Reynolds, Mr. Dillon Bell, and the mover, be appointed to inquire into and report on the Postal arrangements of the Colony.
2. The Honourable Mr. SEWELL to move, That the House will on a future day resolve itself into a Committee to consider the propriety of imposing Stamp Duties.
3. Mr. JOHN WILLIAMSON to move, For a Select Committee to inquire and report on the matter of the Petition of Mr. Hannibal Marks, late Commander of Her Majesty's Colonial Gunboat "Sandfly:" to consist of Mr. Macandrew, Mr. Henderson, Mr. Colenso, Mr. Creighton, Mr. Pharazyn, Mr. Waring Taylor, Mr. A. Richmond, and the mover.
4. Mr. DOMETT to move, For leave to bring in a Bill to authorize the leasing, for depasturing purposes, of Crown Lands in the Province of Nelson.
5. Mr. DILLON BELL to move, For leave to bring in a Bill to amend the law for the sale, disposal, and occupation of the Waste Lands in the Province of Southland.
6. Colonel HAULTAIN to move, That there be laid on the Table of this House, a Return of the sums expended by the Colonial Government in the conduct of the Wanganui campaign: shewing the amount expended under the different heads of Pay and Rations of Militia and Native Allies, Transport, and Miscellaneous expenses.
7. Mr. O'NEILL to move, That the House, at its rising to-day, do adjourn until Monday next, the 18th instant, at Twelve o'clock noon.
8. Mr. BUCKLAND to move, That in the opinion of this House, it is desirable that provision be made by the Government for Miss Fulloon, only sister of the late Mr. James Fulloon, who, when in the discharge of his public duties, was recently murdered by the Natives at Opotiki, Bay of Plenty.

VIDE *Notices of Motion for Thursday, 14th Sept.*, 1865, *Page* 128, *for Notices from* 9 *to* 13 *inclusive.*

*Contingent Notices of Motion.*

VIDE *Contingent Notices of Motion for Friday, 8th Sept.*, 1865, *Page* 116, *for Contingent Notices Nos.* 1, 2, *and* 3; *and Thursday, 14th Sept., Page* 129, *for Nos.* 4, 5, 6, *and* 7.

8. Mr. BRODIE to move, As an addition to the last clause of the Resolution standing in the name of Mr. Stafford, That it is expedient that a portion of the taxation of the country should be levied by way of a Tax on Sheep and Cattle depastured on the Waste Lands of the Crown, when such Waste Lands are held under a Pastoral Lease or License.

## Friday, the 15th day of September, 1865.

PRAYERS:

1. *Papers.*—The Honourable Mr. FitzGerald laid upon the Table, by command of His Excellency,—
   (1.) Further Papers relative to the Rangitikei Land Dispute.
   (2.) Further Papers relative to the Purchase of Native Lands.
   The Honourable Major Richardson laid upon the Table, by command of His Excellency:—
   (3.) Correspondence between the General Government and the Provincial Government of Nelson relative to the Harbour Light on the Boulder Bank, Nelson. Return to an Order of the 12th of September instant.
   (4.) Part Return of Appointments made in the Civil Service, since the first day of January, 1864. Part Return to an Order of the 31st August last.

2. *Mayne Pension Bill.*—Mr. Domett presented a Bill to grant a retiring allowance to E. Mayne, Esquire, Serjeant-at-Arms of the House of Representatives; and the same was received and read for the first time, and ordered to be read a second time on Wednesday next and to be printed.

3. *Postponement of Orders of the Day.*—On motion of the Honourable Mr. Weld, *Ordered*, That the Orders of the Day be postponed, in order to proceed with the consideration of Notices of Motion standing numbers one and two on this day's Order Paper.

4. *Postal*

4. *Postal Service.*—The Honourable Major Richardson moved, and the Question was proposed, That a Select Committee consisting of Mr. Speaker, Mr. R. Graham, Mr. Gledhill, Mr. Ormond, Dr. Featherston, Mr. Curtis, Mr. Crosbie Ward, Mr. Reynolds, and Mr. Dillon Bell be appointed to inquire into and report on the Postal Arrangements of the Colony; four to be a Quorum, and to report this day fortnight.

A Debate arose thereupon.

Mr. Vogel moved, That this Debate be now adjourned for a week.

The Amendment was, with the leave of the House, withdrawn.

The original Question was, with the leave of the House, withdrawn.

5. *Stamp Duties.*—The Honourable Mr. Sewell moved, and the Question was proposed, That the House will on a future day resolve itself into a Committee to consider the propriety of imposing Stamp Duties.

A Debate arose thereupon.

And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 22. | *Noes*, 17. |
|---|---|
| Hon. Major Atkinson | Mr. Butler |
| Mr. Bunny | Mr. Burns |
| Mr. Carleton | Mr. Colenso |
| Mr. Cox | Mr. G. Graham |
| Mr. Curtis | Mr. R. Graham |
| Mr. Domett | Colonel Haultain |
| Hon. Mr. FitzGerald | Mr. Macandrew |
| Hon. Mr. Fitzherbert | Mr. O'Rorke |
| Mr. Gledhill | Mr. Paterson |
| Mr. Jollie | Mr. Renall |
| Mr. Miles | Mr. Reynolds |
| Mr. Ormond | Mr. Russell |
| Mr. Pharazyn | Mr. Vogel |
| Hon. Major Richardson | Mr. Wilkin |
| Mr. Richmond | Mr. James Williamson |
| Mr. Taylor | Mr. Creighton, Mr. O'Neill (Tellers.) |
| Mr. Wayne | |
| Hon. Mr. Weld | |
| Mr. Wells | |
| Mr. Cracroft Wilson, C.B. | |
| Hon. Mr. Sewell, Mr. Thomson (Tellers.) | |

So it was resolved in the Affirmative.

*Resolved*, That this House will, on Tuesday next, resolve itself into the said Committee.

6. *Message.*—The Honourable Mr. Weld, one of Her Majesty's Executive Council for the Colony, delivered to Mr. Speaker a Message from His Excellency the Governor, signed by His Excellency; and the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

G. GREY, Governor. *Message No. 2.*

The Governor transmits to the House of Representatives the enclosed Estimates of General Expenditure for the year ending 30th June, 1866; and, on Her Majesty's behalf, recommends the House to make provision accordingly.

Government House, Wellington, 15th September, 1865.

*Ordered*, That the Message of His Excellency be referred to the Committee of Supply.

7. *Mining Companies Limited Liability Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Mining Companies Limited Liability Bill;

The same being read, was agreed to.

*Ordered*, That the Bill be read a third time on Tuesday next.

8. *Savings Banks Funds Investment Bill.*—The Order of the Day being read, for the House in Committee on the Savings Banks Funds Investment Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be read a third time on Tuesday next.

9. *Railway Offences Bill.*—The Order of the Day being read, for the House in Committee on the Railway Offences Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be read a third time on Tuesday next.

10. *Maori*

10. *Maori Funds Investment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Maori Funds Investment Bill;

The same being read, was agreed to.

*Ordered*, That the Bill be read a third time on Tuesday next.

11. *Representation Bill.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the Representation Bill be now read a second time; and the Amendment proposed thereto, That the Bill be referred to a Select Committee;

The Amendment was, with the leave of the House, withdrawn.

And the Question being again proposed, the House resumed the said adjourned Debate.

And the Question being put, it was resolved in the Affirmative.

The Bill was accordingly read a second time.

The Honourable Mr. Sewell moved and the Question was proposed, That the Bill be committed to a Committee of the whole House for Friday next.

Mr. Macandrew moved, That the Question be amended by the omission of the word "Friday," and the insertion of the word "Tuesday" in lieu thereof.

And the Question being put, That the word proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 28. | *Noes*, 22. |
|---|---|
| Hon. Major Atkinson | Mr. Brodie |
| Mr. Dillon Bell | Mr. Buckland |
| Mr. Bunny | Mr. Burns |
| Mr. Brandon | Mr. Butler |
| Mr. Carleton | Mr. Colenso |
| Mr. Cox | Mr. Creighton |
| Mr. Curtis | Mr. G. Graham |
| Mr. Domett | Mr. R. Graham |
| Hon. Mr. FitzGerald | Colonel Haultain |
| Hon. Mr. Fitzherbert | Mr. Henderson |
| Mr. Gledhill | Mr. Mason |
| Mr. Harrison | Mr. Munro |
| Mr. Haughton | Mr. O'Neill |
| Mr. Jollie | Mr. O'Rorke |
| Mr. Miles | Mr. Paterson |
| Mr. Ormond | Mr. Russell |
| Mr. Pharazyn | Mr. Stafford |
| Mr. Renall | Mr. Crosbie Ward |
| Hon. Major Richardson | Mr. James Williamson |
| Mr. Richmond | Mr. John Williamson |
| Hon. Mr. Sewell | Mr. Macandrew } (Tellers.) |
| Mr. Thomson | Mr. Reynolds } |
| Mr. Wayne | |
| Mr. Wells | |
| Mr. Wilkin | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. W. Taylor } (Tellers.) | |
| Hon. Mr. Weld } | |

So it was resolved in the Affirmative.

Then the original Question being again proposed, Mr. Burns moved and the Question was proposed, That this House do now adjourn.

The Motion for adjournment was, with the leave of the House, withdrawn.

Then the original Question was put and carried.

*Ordered*, That the Representation Bill be committed to a Committee of the whole House for Friday next.

12. *Select Committees.*—The Honourable Mr. Weld, with the leave of the House, and without notice, moved, That it be a Sessional Order that Select Committees shall have leave to sit on days on which the House may not sit;

And the Question being put, it was resolved in the Affirmative.

13. *Provincial Loans Consolidation Bill.*—The Order of the Day being read, for the House in Committee on the Provincial Loans Consolidation Bill;

*Resolved*, That this House will, on Tuesday next, resolve itself into the said Committee.

14. *Legislative Officers Regulation Bill.*—The Order of the Day being read, for the House in Committee on clause 5 of the Legislative Officers Regulation Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 5 read.

To report progress.

On

On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

15. *Gold Fields Acts Amendment Bill.*—The Order of the Day being read, for the House in Committee on the Gold Fields Acts Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 17 read and agreed to.

Clause 18 read. Amendment proposed: In line 7 to omit the words, "Subject to the conditions hereinafter described." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Another amendment proposed: In lines 11, 12, and 13, to omit the words, "but it shall be lawful for the Governor in Council to extend the operation of this Act to any Gold Field which may be hereafter proclaimed," with a view to insert the following in lieu thereof:—"Subject to the conditions hereinafter described, that is to say." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Clause as amended agreed to.

Motion made and Question proposed, That the following do stand as a clause of the Bill:—

"It shall be lawful for the Governor in Council, by Proclamation in the *New Zealand Gazette*, to declare that on and from a day named in such Proclamation, the provisions contained in the last section and sub-sections respectively shall be extended to any Gold Field which may be proclaimed after the passing of this Act, and the same shall be extended accordingly. *(Honourable Mr. Sewell.)*

And the Question being put thereon, it passed in the Affirmative.

Clause 19, as printed, read and agreed to.

Clauses 20 and 21 read and agreed to.

Clause 22 read. Amendment proposed: In line 6, after the word "Governor," to insert the words, "within the limits of any Gold Field." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 23 to 25 read and agreed to.

Clause 26 postponed.

Clause 27 negatived.

Clause 28 and 29 read and agreed to.

Clause 30 read. Amendment proposed: In line 1 to omit the numeral "X." *(Mr. Brodie.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 31 postponed.

Schedule read and agreed to.

To report progress.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

16. *Petitions of Settlers in the Province of Auckland.*—The Order of the Day being read, for receiving the Report of a Resolution from the Committee of the whole House, Mr. Carleton accordingly reported the following Resolution:—

*Resolved*, That, in the opinion of this Committee, the Petitions of certain residents in the Province of Auckland, who suffered losses and sustained injuries during the Maori Insurrection in the Waikato District, together with the report and awards of Mr. Commissioner Beckham, appointed to inquire into the claims preferred, ought to be referred to a Select Committee, to inquire into and report upon those papers.

And the Resolution being read a second time, *Resolved*, That this House doth agree with the Committee in the said Resolution.

17. *Prisoners Removal Bill.*—The Order of the Day being read, for the House in Committee on the Prisoners Removal Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 and 2 read and agreed to.

Clause 3 read. Amendment proposed: In line 1, to omit the words "Superintendent of any Province," with a view to insert the word "Governor" in lieu thereof. (*Honourable Mr. Sewell.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 4 read and agreed to.

Preamble read and agreed to.

To report the Bill with an amendment.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made an amendment thereto.

*Ordered*, That the Report be received on Tuesday next.

18. *Masters and Servants Bill.*—The Order of the Day being read, for receiving the report of the Committee of the whole House on the Masters and Servants Bill, and the same being read;

Mr. Cracroft Wilson, C.B., moved and the Question was proposed, That the Report be now adopted.

Mr. Brodie moved, That the Question be amended by the omission of all the words after the word "That," with a view to insert the words "The Bill be re-committed for the purpose of striking out certain words in the 4th clause and to add certain other words to the said clause; to strike out the two last lines of clause 5; to strike out certain words in clause 6; to add a proviso to clause 8; to strike out certain words in clause 21, to add other words thereto; for the consideration of clauses 10 and 13, and also for the consideration of clause 28" in lieu thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

Then the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

Then the Question as amended being put, Mr. Macandrew moved, That the Question be amended by the omission of all the words after the word "That," with a view to insert the words "the Bill be re-committed to a Committee of the whole House this day six months" in lieu thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 24. | *Noes*, 11. |
|---|---|
| Hon. Major Atkinson | Mr. Colenso |
| Mr. Dillon Bell | Mr. Haughton |
| Mr. Brodie | Mr. Munro |
| Mr. Curtis | Mr. O'Rorke |
| Mr. Domett | Mr. Renall |
| Mr. Gledhill | Mr. Reynolds |
| Mr. G. Graham | Mr. Waring Taylor |
| Mr. Harrison | Mr. Vogel |
| Colonel Haultain | Mr. Crosbie Ward |
| Mr. Jollie | Mr. Buckland } (Tellers.) |
| Mr. Mason | Mr. Macandrew } |
| Mr. Miles | |
| Mr. Paterson | |
| Mr. Pharazyn | |
| Mr. Russell | |
| Mr. Wayne | |
| Hon. Mr. Weld | |
| Mr. Wells | |
| Mr. Wilkin | |
| Mr. James Williamson | |
| Mr. John Williamson | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. Brandon } (Tellers.) | |
| Mr. Carleton } | |

So it was resolved in the Affirmative.

*Ordered*, That the Bill be re-committed for the purpose striking out certain words in the 4th clause, and to add certain other words to the said clause; to strike out the two last lines of clause 5, to strike out certain words in clause 6, to add a proviso to clause 8, to strike out certain words in clause 21, and to add other words thereto; and also, for the consideration of clauses 10, 13, and 28.

*Resolved*, That this House will, on Tuesday next, resolve itself into the said Committee.

19. *Resident Magistrates Criminal Jurisdiction Extension Bill.*—The Order of the Day being read,

read, for the House in Committee on the Resident Magistrates Criminal Jurisdiction Extension Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read. Amendment proposed: In line 2, after the word "Extension," to insert the words "and Amendment." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 2 to 4 read and agreed to.

Motion made, and Question proposed, That the following do stand as a clause in the Bill:—

"In every case where the second and third sections of 'The Resident Magistrates' Jurisdiction Extension Act, 1862,' shall have been or may hereafter be brought into force with respect to the Resident Magistrates' Court of any District by Proclamation in the Government *Gazette*, the powers thereby conferred or to be conferred shall be held and taken to have been conferred on the Resident Magistrate of such Court and on any person thereafter appointed Resident Magistrate of such Court only while holding Courts within the District specified in such Proclamation." (*Honourable Mr. Sewell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"It shall be lawful for the Governor, by Proclamation in the *Government Gazette* of the Colony, at any time to suspend the operation of the second and third clauses of 'The Resident Magistrates Jurisdiction Extension Act, 1862,' with respect to any Resident Magistrate's Court: Provided always that such suspension shall not be held to prevent the issuing of warrants of distress or commitment, or otherwise enforcing due satisfaction of any judgment obtained in such Resident Magistrate's Court previous to such suspension." (*Honourable Mr. Sewell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Preamble read. Amendment proposed: To add the following words:—

"And whereas it is also expedient to amend 'The Resident Magistrates' Jurisdiction Extension Act, 1862.'" (*Honourable Mr. Sewell.*)

Amendment agreed to.

Preamble as amended agreed to.

To report the Bill with amendments.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on Tuesday next.

Then, on motion of the Honourable Mr. Weld,

The House adjourned.

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## ORDERS OF THE DAY AND NOTICES OF MOTION.

*Tuesday, 19th September*, 1865.

1. Colonel HAULTAIN to ask the Honourable the Postmaster-General, Why the Post Office at Tauranga has been made a Sub-office to the Chief Post Offices at Napier and Wellington, instead of the Chief Post Office of Auckland.

ORDERS OF THE DAY.

1. Mining Companies Limited Liability Bill—third reading.
2. Savings Banks Funds Investment Bill—third reading.
3. Railway Accidents Prevention Bill—third reading.
4. Maori Funds Investment Bill—third reading.
5. Prisoners Removal Bill—to be reported.
6. Resident Magistrates Criminal Jurisdiction Extension Bill—to be reported.
7. The Committee of Supply.
8. Question of the propriety of imposing Stamp Duties—to be considered in Committee.
9. Volunteer Force Bill—to be committed.
10. Adjourned Debate on the Question—That the Militia Bill be now read a second time.
11. Provincial Loans Consolidation Bill—to be committed.
12. Petty Sessions Bill—second reading.
13. Clause 5 of the Legislative Officers Regulation Bill—to be further considered in Committee.
14. Gold Fields Acts Amendment Bill—to be further considered in Committee.
15. Masters and Servants Bill—to be re-committed.

16. Building

16. Building and Land Societies Ordinance Amendment Bill—to be committed.
17. Religious Charitable and Educational Trusts Bill—to be committed.
18. Surplus Revenues Repeal Bill—second reading.
19. Native Lands Bill—to be reported.
20. Canterbury Waste Lands Bill—to be further considered in Committee.
21. Loan Allocation Bill—to be further considered in Committee.

NOTICES OF MOTION.

1. Mr. R. GRAHAM to move, For a copy of all Correspondence not yet laid on the Table of this House, concerning the Location of Immigrants at Waikato.
2. Colonel HAULTAIN to move, That there be laid on the Table of this House, Plans shewing the extent and localities of the land confiscated from the Natives.
3. The Honourable Mr. SEWELL to move, That the New Zealand Settlements Act Amendment Bill be committed.
4. Mr. JOHN WILLIAMSON to move, That in accordance with a Resolution of this House, a Select Committee be appointed to inquire into and report upon the Petitions of certain residents in the Province of Auckland, who suffered losses and sustained injuries in the Waikato Districts, and also upon the reports and awards of Mr. Commissioner Beckham, who was appointed to inquire into the claims preferred by those persons: Committee to consist of Mr. Domett, Mr. Stafford, Honourable Mr. Fitzherbert, Mr. Waring Taylor, Mr. Dillon Bell, Mr. Colenso, Mr. Burns, and the mover.
5. Mr. JOHN WILLIAMSON to move, That the House do resolve itself into Committee of the whole House to consider the recommendations of the Private Grievance Committee in the cases of James Callaghan, John Laurie, Robert Ormsby, John Bolton, and Henry Deery.
6. Mr. WILKIN to move, That the Bailors and Mortgagees Protection Bill be referred to a Select Committee, consisting of the Honourable Mr. Sewell, Mr. Dillon Bell, Mr. Wayne, Mr. Russell, Mr. Wells, Mr. Curtis, and Mr. Brandon.
7. Mr. PHARAZYN to move, That there be laid on the Table of this House all Correspondence received by the Government, relative to the case of Walter Tricker, convicted of murder.
8. Mr. VOGEL to move, That a Return be laid on the Table of the House, of the Customs Revenue collected in each Province for the year ending June 30, 1864; also, from June 30, 1864, to the commencement of the new Tariff in December last, and from the commencement of the new Tariff to the 30th June, 1865.

VIDE *Notices of Motion for Friday, 15th Sept.*, 1865, *Page* 133, *for Notices from* 9 *to* 14 *inclusive; and for Notices from* 15 *to* 19 *inclusive, see Notices of Motion for Thursday, 14th Sept.*, 1865, *Page* 128.

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## Tuesday, the 19th day of September, 1865.

PRAYERS:

1. *Lincoln Road Mill Dam Bill.*—Mr. Carleton, from the Select Committee to whom was referred the Lincoln Road Mill Dam Bill, brought up a Report, and the same was read as followeth:

"I report that the Select Committee on the Lincoln Road Mill Dam Bill have examined the allegations of the Bill, and have agreed to the Preamble, and have gone through the clauses, and have added a clause to the Bill."

*Ordered*, That the Bill be read a third time To-morrow.

2. *Duck's Nest Mill Dam Bill.*—Mr. Carleton, from the Select Committee to whom was referred the Duck's Nest Mill Dam Bill, brought up a Report, and the same was read as followeth:

"I report that the Select Committee on the Duck's Nest Mill Dam Bill have examined the allegations of the Bill, and have agreed to the Preamble, and have gone through the clauses, and have added other clauses thereto."

*Ordered*, That the Bill be read a third time To-morrow.

3. *Picton and Blenheim Railway Bill.*—Mr. Carleton, from the Select Committee on the Picton and Blenheim Railway Bill, brought up a Report, and the same was read as followeth:—

"As Chairman of the Picton and Blenheim Railway Bill, I report to the House of Representatives that the allegations of the Bill have been examined by the Committee, and that the Committee have agreed to the Preamble, and have gone through the clauses of the Bill and have made alterations therein. And in pursuance of Standing Order No. 112, I specially report that no report from any Public Department in regard to the Bill or the objects thereof has been referred by the House to the Committee, and that it is intended that the Railway shall cross on a level certain public roads or highways, or intended public roads or highways; and that there is no other circumstance which the Committee has thought it desirable that the House should be informed of."

*Ordered*, That the said Report do lie on the Table.

4. *Papers*

4. *Papers.*—The Honourable Major Richardson laid upon the Table, by command of His Excellency,—

Copies of the last Report of the Inspectors and Engineer Surveyors under the Steam Navigation Act, upon the steamers "New Zealand," "Wakool," and "Favourite;" being Return to an Order of the 31st August last.

5. *Mining Companies Limited Liability Bill.*—The Order of the Day being read, for the third reading of the Mining Companies Limited Liability Bill;

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act to limit the Liability of Mining Companies."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

6. *Savings Banks Funds Investment Bill.*—The Order of the Day being read, for the third reading of the Savings Banks Funds Investment Bill;

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act to enable Trustees of Savings Banks to invest the Funds thereof in Provincial Government Securities."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

7. *Railway Offences Bill.*—The Order of the Day being read, for the third reading of the Railway Offences Bill;

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act for the prevention of Accidents and the Punishment of Offences on Railways."

*Ordered,* That a Message be transmitted to the Legislative Council, acquainting them that this House hath passed the Bill without any amendment.

8. *Maori F nds Investment Bill.*—The Order of the Day being read, for the third reading of the Maori Funds Investment Bill;

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act for the investment and application of Moneys accruing to Maoris in certain cases."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message, requesting their concurrence.

9. *Prisoners Removal Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Prisoners Removal Bill;

The same being read, was agreed to.

*Ordered,* That the Bill be read a third time To-morrow.

10. *Resident Magistrates Criminal Jurisdiction Extension Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Resident Magistrates Criminal Jurisdiction Extension Bill;

The same being read, was agreed to.

*Ordered,* That the Bill be read a third time To-morrow.

11. *Volunteer Force Bill.*—The Order of the Day being read, for the House in Committee on the Volunteer Force Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 read. Amendment proposed: In line 3 of sub-section 3 to omit the word "exclusive," with the view of inserting the word "inclusive" in lieu thereof. *(Honourable Major Atkinson.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 3 to 10 read and agreed to.

Clause 11 read. Amendment proposed: In line 1 to omit the word "may," with the view of inserting the word "shall" in lieu thereof. *(Mr. Crosbie Ward.)*

Amendment agreed to

Clause as amended agreed to.

Clause 12 read. Amendment proposed: To add the following words:—"and all persons so appointed shall be deemed to be Officers or efficient Volunteers for the purposes of this Act." *(Honourable Major Atkinson.)*

Amendment agreed to.

Clause as amended agreed to.

Clause

Clause 13 read. Amendment proposed: In line 1, after the word "shall," to insert the words, "except when on actual service." *(Honourable Major Atkinson.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 14 read. Amendment proposed: In the last line but one, after the word "appointed," to insert the words, "and may be reduced." *(Honourable Major Atkinson.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 15 and 16 read and agreed to.

Clause 17 read. Amendment proposed: To omit all the words after the word "Commissions" in line 3. *(Colonel Haultain.)*

Amendment negatived.

Clause as printed agreed to.

Clauses 18 to 23 read and agreed to.

Clause 24 read. Amendment proposed: In line 2 to omit the words "and non-commissioned officers of the permanent staff." *(Honourable Major Atkinson.)*

Amendment agreed to.

Another amendment proposed: In line 1 of sub-section (*a*) after the word "may," to insert the words "suspend and." *(Honourable Major Atkinson.)*

Amendment agreed to.

Another amendment proposed: In line 3 of sub-section (*a*) before the word "discharge," to insert the word "may." *(Honourable Major Atkinson.)*

Amendment agreed to.

Another amendment proposed: In line 2 of subsection (*b*) to omit the words "or any non-commissioned officer of the permanent staff." *(Honourable Major Atkinson.)*

Amendment agreed to.

Another amendment proposed: In line 15 of sub-section (*b*) to omit the words, "or of any non-commissioned officer of the Volunteer permanent staff." *(Honourable Major Atkinson.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 25 read and agreed to.

Clause 26 read. Amendment proposed: In line 4 to omit the words "three pounds," with the view of inserting the words, "two pounds ten shillings" in lieu thereof. *(Mr. Burns.)*

Amendment negatived.

Clauses as printed agreed to.

Clause 27 read. Amendment proposed: To add the following words:—"Provided that the period of service of every Volunteer enrolled and now serving under 'The Militia Act, 1858,' shall be reckoned for the purpose of this section, and every such Volunteer shall for the same purpose be deemed to be an efficient Volunteer." *(Honourable Major Atkinson.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 28 read. Amendment proposed: In line 1, after the words "and every," to insert the word "efficient." *(Honourable Major Atkinson.)*

Amendment agreed to.

Another amendment proposed: In line 2 to omit the words "so serving in," with a view to insert the words "a member of." *(Honourable Major Atkinson.)*

Another amendment proposed: In line 2 to omit the words "so serving in," with a view to insert the words, "called out on actual service in." *(Mr. Stafford.)*

And the Question being put, That the words proposed to be left out stand part of the Question, it passed in the Negative.

And the Question being put, That the words "a member of" be inserted in lieu thereof, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 14. | *Noes*, 24 |
|---|---|
| Mr. Dillon Bell | Mr. Buckland |
| Mr. Burns | Mr. Butler |
| Mr. Domett | Mr. Colenso |
| Hon. Mr. FitzGerald | Mr. Cox |
| Hon. Mr. Fitzherbert | Mr. Gledhill |
| Colonel Haultain | Mr. G. Graham |
| Mr. Renall | Mr. R. Graham |
| Hon. Major Richardson | Mr. Jollie |
| Hon. Mr. Sewell | Mr. Macandrew |
| Mr. Crosbie Ward | Mr. Mason |
| Hon. Mr. Weld | Dr. Monro |
| Mr. Cracroft Wilson, C.B. | Mr. Munro |
| Hon. Major Atkinson } (Tellers.) | Mr. O'Neill |
| Mr. Bunny } | Mr. O'Rorke |
| | Mr. Paterson |

Mr.

Mr. Pharazyn
Mr. Richmond
Mr. Russell
Mr. Stafford
Mr. Thomson
Mr. Wilkin
Mr. John Williamson
Mr. Reynolds } (Tellers.)
Mr. W. Taylor }

So it passed in the Negative.

And the Question being put, That the words "called out on actual service in" be inserted, it passed in the Affirmative.

Another amendment proposed: In line 2, after the word "corps," to insert the words, "if he shall so claim it." (*Mr. Stafford.*)

Amendment agreed to.

Another amendment proposed: To omit all the words after the word "New Zealand" in line 3. (*Mr. Stafford.*)

Amendment agreed to.

And the Question being put, That the clause as amended stand part of the Bill, the Committee divided, and the names were taken down as follows:—

*Ayes*, 22.
Mr. Buckland
Mr. Butler
Mr. Colenso
Mr. Gledhill
Mr. G. Graham
Mr. R. Graham
Mr. Macandrew
Mr. Mason
Dr. Monro
Mr. Munro
Mr. O'Neill
Mr. O'Rorke
Mr. Paterson
Mr. Pharazyn
Mr. Richmond
Mr. Russell
Mr. Thomson
Mr. Wells
Mr. Wilkin
Mr. John Williamson
Mr. Reynolds } (Tellers.)
Mr. Stafford }

*Noes*, 19.
Mr. Dillon Bell
Mr. Burns
Mr. Cox
Mr. Domett
Hon. Mr. FitzGerald
Hon. Mr. Fitzherbert
Colonel Haultain
Mr. Jollie
Mr. Renall
Hon. Major Richardson
Hon. Mr. Sewell
Mr. Taylor
Mr. Vogel
Mr. Crosbie Ward
Mr. Wayne
Hon. Mr. Weld
Mr. Cracroft Wilson, C.B.
Hon. Major Atkinson } (Tellers.)
Mr. Bunny }

So it passed in the Affirmative.

Clause 29 read. Amendment proposed: In lines 2 and 3 to omit the words, "and of every non-commissioned officer of the Volunteer permanent staff." (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 30 read. Amendment proposed: In line 2 of sub-section (1) to omit the words "or any non-commissioned officer of the Volunteer permanent staff." (*Honourable Major Atkinson.*)

Amendment agreed to.

Another amendment proposed: In line 2 of sub-section (2) to omit the words "or non-commissioned officer as aforesaid." (*Honourable Major Atkinson.*)

Amendment agreed to.

Another amendment proposed: In line 3 of sub-section (3) to omit the words "or non-commissioned officer as aforesaid." (*Honourable Major Atkinson.*)

Amendment agreed to.

Another amendment proposed: In line 4 of sub-section (4) to omit the words "or non-commissioned officer as aforesaid." (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 31 postponed.

Clause 32 read. Amendment proposed: In line 3 to omit the words "and every non-commissioned officer of the permanent staff." (*Honourable Major Atkinson.*)

Amendment agreed to.

Another amendment proposed: In lines 6 and 7 to omit the words "being distant not more than fifty miles from the head quarters of the corps to which he belongs." (*Honourable Major Atkinson.*)

Amendment agreed to.

Another

Another amendment proposed: To add the following words:—"Provided that no Volunteer enrolled under this Act shall, without his own consent, be liable to serve at any place more than fifty miles distant from the head quarters of the corps to which he belongs." (*Honourable Major Atkinson.*)

Amendment agreed to.

Motion made and Question proposed, That the further consideration of clause 32 be postponed. (*Honourable Major Atkinson.*)

And the question being put thereon, it passed in the Affirmative.

Clauses 33 and 34 postponed.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

12. *Message.*—A Message from the Legislative Council, by Thomas John Lucas, Esquire, Clerk of the Legislative Council:

The Legislative Council have passed the following Bill, to which they request the concurrence of the House of Representatives:—

A Bill intituled, "An Act for enabling the General Assembly to obtain the opinion of the Supreme Court on Private Estate Bills."

13. *Private Estate Bills Bill.—Ordered,* That the Bill from the Legislative Council, intituled "An Act for enabling the General Assembly to obtain the opinion of the Supreme Court on Private Estate Bills," be now read a first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

14. *Committee of Supply.*—The Order of the Day being read, for the House in Committee of Supply;

Motion made and Question proposed, That Mr. Speaker do now leave the Chair.

Mr. Renall moved, That the Question be amended by the omission of all the words after the word "That," with a view to insert the words "in voting the Estimates of Expenditure for the current Financial Year, the House is of opinion that the circumstances of the Colony require the most rigid economy to be observed in every branch of the Public Service, and that in regard to existing Departments the sums to be voted, either as respects amount of salaries, number of officials, or otherwise, shall not exceed those authorized by the votes of the House during the Financial Year 1864-5.

And the Question being put, That the words proposed to be omitted stand part of the Question,

It was resolved in the Affirmative.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That there be granted to Her Majesty for the Inspector-General of Militia and Volunteers a sum not exceeding eight hundred pounds. *(Honourable Major Atkinson.)*

Amendment proposed: That the Chairman report progress. (*Mr. Macandrew.*)

And the Question being put upon the amendment, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 22. | *Noes*, 27. |
|---|---|
| Mr. Bunny | Mr. Dillon Bell |
| Mr. Brodie | Mr. Brandon |
| Mr. Buckland | Mr. Curtis |
| Mr. Burns | Mr. Domett |
| Mr. Butler | Hon. Mr. FitzGerald |
| Mr. Colenso | Hon. Mr. Fitzherbert |
| Mr. Creighton | Mr. Gledhill |
| Mr. R. Graham | Mr. Harrison |
| Colonel Haultain | Mr. Haughton |
| Mr. Mason | Mr. Mantell |
| Dr. Monro | Mr. Miles |
| Mr. O'Neill | Mr. Munro |
| Mr. O'Rorke | Mr. Ormond |
| Mr. Paterson | Mr. Pharazyn |
| Mr. Renall | Hon. Major Richardson |
| Mr. Reynolds | Mr. Richmond |
| Mr. Rhodes | Hon. Mr. Sewell |
| Mr. Russell | Mr. W. Taylor, |

Mr.

| | |
|---|---|
| Mr. Stafford | Mr. Thomson |
| Mr. John Williamson | Mr. Crosbie Ward |
| Mr. G. Graham } | Mr. Wayne |
| Mr. Macandrew } (Tellers.) | Hon. Mr. Weld |
| | Mr. Wells |
| | Mr. Wilkin |
| | Mr. Cracroft Wilson, C.B. |
| | Hon. Major Atkinson } |
| | Mr. Walker } (Tellers.) |

So it passed in the Negative.

Motion made and Question proposed, That the Chairman leave the Chair. (*Mr. Macandrew.*)

And the Question being put thereon, it passed in the Negative.

Motion made and Question proposed, That the Chairman report progress. (*Mr. Macandrew.*)

And the Question being put thereon, the Committee divided, and the names were taken down as follows :—

| *Ayes*, 21. | *Noes*, 27. |
|---|---|
| Mr. Bunny | Hon. Major Atkinson |
| Mr. Brodie | Mr. Dillon Bell |
| Mr. Burns | Mr. Curtis |
| Mr. Butler | Mr. Domett |
| Mr. Colenso | Hon. Mr. FitzGerald |
| Mr. Creighton | Mr. Fitzherbert |
| Mr. G. Graham | Mr. Gledhill |
| Mr. R. Graham | Mr. Harrison |
| Colonel Haultain | Mr. Haughton |
| Mr. Macandrew | Mr. Mantell |
| Mr. Mason | Mr. Miles |
| Mr. Munro | Dr. Monro |
| Mr. O'Neill | Mr. Ormond |
| Mr. O'Rorke | Mr. Pharazyn |
| Mr. Paterson | Mr. Richmond |
| Mr. Reynolds | Hon. Mr. Sewell |
| Mr. Russell | Mr. W. Taylor |
| Mr. Stafford | Mr. Thomson |
| Mr. John Williamson | Mr. Walker |
| Mr. Rhodes } | Mr. Crosbie Ward |
| Mr. Vogel } (Tellers.) | Mr. Wayne |
| | Hon. Mr. Weld |
| | Mr. Wells |
| | Mr. Wilkin |
| | Mr. Cracroft Wilson, C.B. |
| | Mr. Brandon } |
| | Hon. Major Richardson } (Tellers.) |

So it passed in the Negative.

Another amendment proposed: To omit the words "a sum not exceeding eight hundred pounds," with a view to insert the words, "a sum not exceeding six hundred pounds (being for nine months at the rate of eight hundred per annum.)" *(Mr. Stafford.)*

Amendment agreed to.

Another amendment proposed: To insert the words "without any other allowances except passages by sea." *(Mr. Colenso.)*

Amendment agreed to.

And the Question being put on the amended Resolution, the Committee divided, and the names were taken down as follows :—

| *Ayes*, 27. | *Noes*, 21. |
|---|---|
| Hon. Major Atkinson | Mr. Bunny |
| Mr. Dillon Bell | Mr. Buckland |
| Mr. Curtis | Mr. Burns |
| Mr. Domett | Mr. Butler |
| Hon. Mr. FitzGerald | Mr. Colenso |
| Hon. Mr. Fitzherbert | Mr. Creighton |
| Mr. Gledhill | Mr. G. Graham |
| Mr. Harrison | Mr. R. Graham |
| Mr. Haughton | Mr. Macandrew |
| Colonel Haultain | Mr. Mason |
| Mr. Mantell | Mr. Munro |
| Mr. Miles | Mr. O'Neill |
| Dr. Monro | Mr. O'Rorke |
| Mr. Ormond | Mr. Paterson |
| Mr. Pharazyn | Mr. Renall |
| Hon. Mr. Sewell | Mr. Reynolds |
| Mr. W. Taylor | Mr. Rhodes |
| Mr. Thomson | Mr. Richmond |
| Mr. Walker | Mr. Russell |

| | |
|---|---|
| Mr. Crosbie Ward<br>Mr. Wayne<br>Hon. Mr. Weld<br>Mr. Wells<br>Mr. Wilkin<br>Mr. Cracroft Wilson, C.B.<br>Mr. Brandon<br>Hon. Major Richardson } (Tellers.) | Mr. Stafford<br>Mr. John Williamson } (Tellers.) |

So it was resolved in the Affirmative.

To report the Resolution.

And the House having continued to sit until after Twelve of the Clock on Wednesday morning,

## Wednesday, the 20th day of September, 1865.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

*Ordered*, That the Committee of Supply be the first Order of the Day for To-day.

Then, on motion of the Honourable Mr. Weld,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Wednesday, 20th September*, 1865.

*Private Business:*

1. Lincoln Road Mill Dam Bill—third reading.
2. Duck's Nest Mill Dam Bill—third reading.

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1. Mr. BRODIE to ask the Honourable the Colonial Treasurer, If he will cause to be laid upon the Table of the House a Return, showing the principle on which Return No. 5, of the Financial Statement, has been prepared, so far as it affects the Province of Otago.
2. Mr. MACANDREW to ask the Honourable the Attorney-General, Whether or not it is intended to appoint a Clerk to the Resident Magistrate's Court at Tokomairiro.

NOTICES OF MOTION.

1. The Honourable Mr. SEWELL to move, That the further consideration, in Committee, of the New Zealand Settlements Act Amendment Bill be made an Order of the Day for Thursday next.
2. Mr. ORMOND to move, That the second reading of "The Hawke's Bay Military Settlers and Colonial Defence Corps Settlement Act, 1865," be made an Order of the Day for the 21st September instant.
3. Mr. ORMOND to move, That the second reading of "The Hawke's Bay Waste Lands Regulations Amendment Act, 1865," be made an Order of the Day for Thursday, the 21st September instant.
4. Mr. GEORGE GRAHAM to move, That the Return to an Order of the House of Representatives, of date 31st of August, 1865, relative to Appointments and Resignations in the Public Service, be printed.
5. Mr. VOGEL to move, That, before entering into questions involving further taxation, it is expedient the House should be placed in possession of the particulars of the alterations which the Government propose to make in the Tariff.
6. Mr. BUNNY to move, That the Return of Lands in the Colony, purchased, or agreed to be purchased from the Natives, laid on the Table of the House by the Native Minister on Friday, the 15th instant, be printed.
7. Mr. R. GRAHAM to move, That the Petition from 290 Waikato Settlers, at Hamilton, and other Petitions of a similar nature from the Waikato Military Settlers, be referred to a Committee, to consist of the Defence Minister, Mr. Russell, Mr. Cox, Mr. Paterson, Mr. Waring Taylor, Mr. Carleton, Mr. Buckland, and the Mover.
8. Mr. CARLETON to move, The appointment of a Printing Committee; Committee to consist of Mr. Creighton, Mr. Domett, Mr. Richmond, Mr. Paterson, the Honourable Mr. Fitz-Gerald, and the Mover.
9. Mr. CARLETON to move, For leave to bring in a Bill for amending "The Law Practitioners Act, 1861."

*For Motions Nos.* 10 *to* 16, *vide Motions Nos.* 1, 2, 4, 5, 6, 7, *and* 8, 19*th September, page* 139; *for Nos.* 17 *to* 21, *vide Motions Nos.* 3, 4, 5, 6. *and* 8, 15*th September, page* 133; *for Nos.* 22 *to* 26, *vide Motions Nos.* 1 *to* 5, *for* 14*th September, page* 128.

ORDERS

ORDERS OF THE DAY.

1. The Committee of Supply.
2. The Mayne Pension Bill—second reading.
3. Prisoners Removal Bill—third reading.
4. Resident Magistrates Criminal Jurisdiction Extension Bill—third reading.
5. Volunteer Force Bill—to be further considered in Committee.
6. Private Estate Bills Bill—second reading.
7. Question of the propriety of imposing Stamp Duties—to be considered in Committee.
8. Adjourned Debate on the Question—That the Militia Bill be now read a second time.
9. Provincial Loans Consolidation Bill—to be committed.
10. Petty Sessions Bill—second reading.
11. Clause 5 of the Legislative Officers Regulation Bill—to be further considered in Committee.
12. Gold Fields Act Amendment Bill—to be further considered in Committee.
13. Masters and Servants Bill—to be re-committed.
14. Building and Land Societies Ordinance Amendment Bill—to be committed.
15. Religious Charitable and Educational Trusts Bill—to be committed.
16. Surplus Revenues Repeal Bill—second reading.
17. Native Lands Bill—to be reported.
18. Canterbury Waste Lands Bill—to be further considered in Committee.
19. Loan Allocation Bill—to be committed.

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## Wednesday, the 20th day of September, 1865.

PRAYERS:

1. *Lincoln Road Mill Dam Bill.*—The Order of the Day being read, for the third reading of the Lincoln Road Mill Dam Bill;

   *Ordered*, That the Bill be now read a third time.

   The Bill was read a third time accordingly.

   *Resolved*, That the Bill do pass, and the Title be, "An Act to enable John Cracroft Wilson, Esquire, C.B., his heirs, executors, administrators, and assigns, to maintain a Dam across the River Heathcote, in the Province of Canterbury, and to divert the waters of the said river."

   *Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

2. *Duck's Nest Mill Dam Bill.*—The Order of the Day being read, for the third reading of the Duck's Nest Mill Dam Bill;

   *Ordered*, That the Bill be now read a third time.

   The Bill was read a third time accordingly.

   *Resolved*, That the Bill do pass, and the Title be, "An Act to enable John Cracroft Wilson, Esquire, C.B., to make and maintain a Dam across the River Heathcote, at a place called Duck's Nest, in the Province of Canterbury."

   *Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

3. *Messages.*—The Honourable Mr. Weld, one of Her Majesty's Executive Council for the Colony, delivered to Mr. Speaker two Messages from His Excellency the Governor, signed by His Excellency; and the said Messages were read by Mr. Speaker, all the Members of the House being uncovered, and are as followeth:—

   G. GREY, Governor. *Message No.* 3.

   The Governor transmits to the House of Representatives the accompanying Supplementary Estimates of Expenditure for the years 1862-3, 1863-4, 1864-5; and, on Her Majesty's behalf, recommends the House to make provision accordingly.

   Government House, Wellington, 20th September, 1865.

   *Ordered*, That the Message of His Excellency be referred to the Committee of Supply.

   G. GREY, Governor. *Message No.* 4.

   The Bills intituled—

   "An Act for indemnifying persons acting in the suppression of the Native Insurrection;"

   And, "An Act to facilitate Leases and Sales of Settled Estates;"

   as finally passed by the Honourable the Legislative Council and House of Representatives, having been presented to the Governor for the Royal Assent, he has, in the name of Her Majesty, assented to the said Bills.

   Government House, Wellington, 20th September, 1865.

4. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency,—

(1.) Further Correspondence relative to the Manawatu Block.

*Ordered*, That the said Paper be printed for the use of Members of this House.

(2.) Further Return, showing the number of Electors in the various Electoral Districts, after revision by the Revising Officers for the year 1865-6.

(3.) Return of the number of Casualties to Shipping at Hokitika, and the loss of life accruing therefrom; being Return to an Order of the 11th August last.

(4.) Correspondence relative to the Dunedin and Port Chalmers Reserves; being Return to an Order of the 28th July last.

(5.) Return showing the number of miles of Road made at Taranaki, by either Military or General Government authority, since 1860; being Return to an Order of the 23rd August last.

5. *New Zealand Settlements Act Amendment Bill.*—On motion of the Honourable Mr. Sewell, *Ordered*, That the further consideration in Committee of the New Zealand Settlements Act Amendment Bill be made an Order of the Day for To-morrow.

6. *The Hawke's Bay Military Settlers and Colonial Defence Corps Bill.*—On motion of Mr. Ormond, *Ordered*, That the second reading of the Hawke's Bay Military Settlers and Colonial Defence Corps Bill be an Order of the Day for To-morrow.

7. *The Hawke's Bay Waste Lands Regulations Amendment Bill.*—On motion of Mr. Ormond, *Ordered*, That the second reading of the Hawke's Bay Waste Lands Regulations Amendment Bill be an Order of the Day for To-morrow.

8. *Civil Service Appointments.*—On motion of Mr. G. Graham, *Ordered*, That the Return to an Order of the House of Representatives of date 31st August, 1865, relative to Appointments and Resignations in the Public Service, be printed for the use of Members of this House.

9. *Message.*—A Message from the Legislative Council, by Thomas John Lucas, Esquire, Clerk of the Legislative Council:—

The Legislative Council have passed the following Bill, with certain amendments, to which they request the concurrence of the House of Representatives:—

A Bill intituled, "An Act to amend the Deeds Registration Amendment Act, 1863."

10. *Deeds and Titles Registration Amendment Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Deeds and Titles Registration Amendment Bill, be an Order of the Day for To-morrow.

11. *Tariff.*—Mr. Vogel moved and the Question was proposed, That, before entering into questions involving further taxation, it is expedient the House should be placed in possession of the particulars of the alterations which the Government propose to make in the Tariff.

Mr. Pharazyn moved, That the Question be amended by the omission of the words "before entering into questions involving further taxation," and the addition of the words "as early as possible" at the end thereof.

A Debate arose thereupon.

And the Question being put, That the words proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 24. | *Noes*, 27. |
|---|---|
| Mr. Brodie | Hon. Major Atkinson |
| Mr. Buckland | Mr. Dillon Bell |
| Mr. Butler | Mr. Bunny |
| Mr. Burns | Mr. Brandon |
| Mr. Carleton | Mr. Curtis |
| Mr. Colenso | Mr. Domett |
| Mr. Creighton | Hon. Mr. FitzGerald |
| Mr. G. Graham | Hon. Mr. Fitzherbert |
| Mr. R. Graham | Mr. Gledhill |
| Colonel Haultain | Mr. Harrison |
| Mr. Henderson | Mr. Haughton |
| Mr. Macandrew | Mr. Jollie |
| Mr. Mason | Mr. Mantell |
| Mr. Munro | Mr. Miles |
| Mr. O'Neill | Mr. Ormond |
| Mr. Paterson | Mr. Rhodes |
| Mr. Renall | Mr. Richmond |
| Mr. Reynolds | Hon. Mr. Sewell |
| Mr. Russell | Mr. Waring Taylor |
| Mr. Stafford | Mr. Thomson |
| Mr. Crosbie Ward | Mr. Walker |

Mr.

| | |
|---|---|
| Mr. John Williamson<br>Mr. O'Rorke<br>Mr. Vogel (Tellers.) | Mr. Wayne<br>Hon. Mr. Weld<br>Mr. Wells<br>Mr. Cracroft Wilson, C.B.<br>Mr. Pharazyn<br>Hon. Major Richardson (Tellers.) |

So it passed in the Negative.

Then, the Question being put, That the words proposed to be added be so added, it was resolved in the Affirmative.

*Resolved*, That it is expedient the House should be placed in possession of the particulars of the alterations which the Government propose to make in the Tariff as early as possible.

12. *Waste Lands Bills Committee.*—Mr. Domett, from the Committee on Waste Lands Bills, to whom was referred the Otago Waste Lands Bill, and the Hawke's Bay Waste Lands Regulation Amendment Bill, brought up Reports, and the same were read as followeth :—

The Committee to whom "The Otago Waste Lands Bill, 1865," was referred for consideration, have agreed to the following Resolutions :—

Your Committee recommend that any legislation affecting the appointment or general powers of a Crown Land Commissioner, whether for the Province of Otago or any other Province, should be effected as heretofore, by Special Act applicable to the whole Colony, and amending, if requisite, "The Crown Lands Act of 1862," which regulates the appointment and defines the general powers of all these Commissioners.

Your Committee consider it of the highest importance that these officers should in future be paid as well as appointed by the General Government in each Province, in order to relieve them from duties and relations towards the Provincial and General Governments inconsistent with each other, greatly impeding their usefulness as public officers, and injuriously affecting the interests of purchasers and others who have transactions connected with the Crown Lands. Your Committee believe that as members of the different Waste Lands Boards in the Provinces where such Boards exist, and which generally consist of from three to five members, the action of these officers would be productive of greater benefit than it can be while they remain in their present anomalous position.

Your Committee recommend that the principle of the existing law with respect to the powers of altering the price of Crown Lands, given to the Governor in Council on recommendation of the Superintendent and Provincial Council, which confines that power to an augmentation of the price, should still be adhered to. They therefore advise that the power of reducing it in the same manner now first proposed in the Act under consideration should be withheld.

Your Committee also recommend that provision be inserted in the Act for appeal to the Supreme Court from the decisions of the Waste Lands Board. And lastly, that any alterations of the law providing for the investment of the legal title in grantees prior to the date of the grant, being a matter of general concernment, should be made by an Act amending the present one. The mode proposed in the last section of the Bill before your Committee is obviously objectionable.

In accordance with the foregoing principles, the following amendments and alterations in the Act are recommended by your Committee :—

That in the third line of section 7 the words "the Crown Lands" be substituted for the words "one chief;" that in the same line the words "to be appointed under 'The Crown Lands Act, 1862'" be inserted after the word "Commissioner;" in the fourth line, the words "who shall" be substituted for the words "all of whom shall;" in the sixth line, that all the words after "Superintendent" be omitted, and the words "with the consent of his Executive Council" be inserted in lieu thereof.

That in section 8 the whole of the words before the word "shall" be omitted, and the words "the salaries of the Commissioners appointed by the Superintendent and of the Officers of the Board" be inserted in lieu thereof.

That in the second line of section 18 the words "except in cases of appeal as hereinafter provided" be inserted after the word "shall."

That sections 22 and 23 be struck out, and similar provisions be inserted in an Act which the Committee recommend should be passed to amend "The Crown Lands Act, 1862."

That in the eighth and ninth lines of section 34 the words "or refuse to grant any application for" be struck out.

That in the fourth line of section 36 the words "or reduction," and in the eighth and ninth lines the words "or reduced" be struck out.

That in section 42 the words "or reduced" be struck out where they occur.

That in the fourth line of section 47 the words "small quantities" be inserted in lieu of "such quantities."

That in the nineteenth and twentieth lines of section 48 the words "the Board" shall be inserted in lieu of "it shall be lawful for the Board to;" and in the twenty-first line the word "to" be struck out.

That

That in the fifth, sixth, and seventh lines of section 62, the words "and on the delivery of such grant, there shall be paid to the Receiver of Land Revenue a fee of one pound" be struck out.

That in the first line of section 89 the words "it shall be lawful for the Board to" be struck out, and the words "the Board shall" inserted in lieu thereof.

That sections 138 to 144 be cancelled, and that in lieu thereof a clause be inserted in the general Act amending "Crown Lands Act."

That section 146 be cancelled, and a general provision in lieu thereof be made in the present Act referring to the subject of the said section.

Report of Waste Lands Bills Committee on the Hawke's Bay Land Regulations Amendment Bill:—

The Committee recommend that this Bill be passed, with the addition of the following proviso to form section 5:—

"Section 5.—Provided always the conditions under which such officers and men have been or shall be enrolled, which in all cases have been duly fulfilled, before any such Grant of Land shall be issued under sections 3 and 4 of this Act."

13. *Return of Lands purchased from Natives.*—On motion of Mr. Bunny, *Ordered*, That the Return of Lands in the Colony, purchased or agreed to be purchased from the Natives, laid on the Table of the House by the Native Minister on Friday, the 15th instant, be printed for the use of Members of this House.

14. *The Committee of Supply.*—The Order of the Day being read for the House in Committee of Supply;

The Honourable Major Atkinson moved, and the Question was proposed, That Mr. Speaker do now leave the Chair.

Mr. Stafford moved, That the Question be amended by the omission of all the words after the word "That," with a view to the insertion of the words "having considered the Question of the proposed Expenditure of the General Government, during the Financial Year ending the 30th of June, 1866, amounting, as appears from official statements, to the very large sum of nearly one million and a half, this House is of opinion that so large an expenditure by the General Government (in addition to the necessary expenses of the respective Provincial Governments) is beyond the means of the Country at the present time, and cannot be undertaken without involving the Colony in great embarrassment and disaster: this House therefore recommends that the proposed expenditure be largely reduced, and especially indicates the estimated charges for Internal Defence and Native Purposes as being, with sundry other proposed charges, those in which such reduction could properly be made," in lieu thereof.

A Debate arose thereupon.

And the House having continued to sit until after Twelve of the Clock on Thursday morning,

## Thursday, the 21st day of September, 1865.

The Debate continued.

And the Question being put, That the words proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 26. | *Noes*, 20. |
|---|---|
| Mr. Dillon Bell | Mr. Buckland |
| Mr. Brandon | Mr. Burns |
| Mr. Bunny | Mr. Butler |
| Mr. Curtis | Mr. Carleton |
| Mr. Domett | Mr. Colenso |
| Mr. Gledhill | Mr. Creighton |
| Mr. Harrison | Mr. G. Graham |
| Mr. Haughton | Mr. R. Graham |
| Mr. Jollie | Mr. Henderson |
| Mr. Miles | Mr. Macandrew |
| Mr. Ormond | Mr. Munro |
| Mr. Pharazyn | Mr. O'Neill |
| Mr. Rhodes | Mr. O'Rorke |
| Hon. Major Richardson | Mr. Paterson |
| Mr. Richmond | Mr. Reynolds |
| Hon. Mr. Sewell | Mr. Russell |
| Mr. W. Taylor | Mr. Vogel |
| Mr. Thomson | Mr. John Williamson |
| Mr. Walker | Mr. Stafford } (Tellers.) |
| Mr. Wayne | Mr. Crosbie Ward } |
| Hon. Mr. Weld | |
| Mr. Wells | |
| Mr. Wilkin | |
| Mr. Cracroft Wilson, C.B. | |
| Hon. Major Atkinson } (Tellers.) | |
| Hon. Mr. FitzGerald } | |

20 So

So it was resolved in the Affirmative.
Then the original Question being put, it was resolved in the Affirmative.
The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That there be granted to Her Majesty, to defray the expenses of allowance to Volunteers a sum not exceeding seven thousand eight hundred pounds." (*Honourable Major Atkinson.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That there be granted to Her Majesty, to defray the expense of Prizes, a sum not exceeding one thousand pounds. (*Honourable Major Atkinson.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the Chairman leave the Chair. (*Mr. Colenso.*)

And the Question being put thereon, it passed in the Negative.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

*Ordered*, That the Committee of Supply be the first Order of the Day for To-day.

Then, on motion of the Honourable Mr. Weld,
The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Thursday, 21st September*, 1865.

1. Mr. J. Cracroft Wilson, C.B., to ask the Honourable the Premier, Under whose instructions the Officer commanding the Garrison of the Weraroa Pa is acting, when he allows gangs of Maoris to prowl about the Pa, without taking measures to dislodge them.
2. Mr. J. Cracroft Wilson, C.B., to ask the Honourable the Attorney-General, Whether he is prepared to amend Clause 2 of "The Provincial Council Powers Extension Act, 1863," by inserting after the word "District" in the 4th line, the words "whether the cost of the same be defrayed by private capital or from the ordinary Revenue of the Province."
3. Mr. Stafford to ask, When the Schedule of all Despatches from His Excellency to the Secretary of State for the Colonies, and from the Secretary of State for the Colonies to His Excellency, requested by this House on the 29th of August last, will be laid on the Table.
4. Mr. Reynolds to ask the Government, Whether they intend to sanction Colonial Savings' Banks to invest their funds in Provincial Government Securities.
5. Mr. Creighton to ask the Honourable Defence Minister, Whether it is the intention of the Government to locate the 1st Regiment Waikato Militia at Tauranga, and if not, whether compensation will be given to the officers, non-commissioned officers, and men of that Regiment, who have been induced to invest their capital in permanent improvements at that place, owing to promises and recommendations of the Government.

### NOTICES OF MOTION.

1. Mr. Haughton to move, That the Petition of the Inhabitants of Oamaru be considered, and that, in accordance with the prayer of such Petition, the Government be requested to bring in a Bill, providing for the establishment of Local Boards with Municipal authority, having power over a certain portion of the Land Fund.
2. Mr. Wells to move, That this House do resolve itself into a Committee of the whole, to consider the Report of the Private Grievance Committee in the case of Clara H. Burton.
3. Mr. Reynolds to move, For leave to introduce a Bill to confer certain powers and authorities on the Corporation of the City of Dunedin, and other towns and places incorporated under an Ordinance of the Superintendent and Provincial Council of the Province of Otago, intituled "The Otago Municipal Corporation Ordinance, 1865."
4. Mr. Harrison to move, That this House do resolve itself into a Committee, to take into consideration the recommendation of the Committee on Private Grievances relative to the Petition of Ellen Eleanor Garner.
5. Mr. Crosbie Ward to move, That there be laid on the Table, copies of all Correspondence, relating to the appointment of Captain Robert Greaves to be a Warden of the Marine Board, and to the continuance of that gentleman in the office of Sub-Collector of Customs at Akaroa.
6. The Honourable Mr. Sewell to move, For leave to bring in a Bill to confirm and effectuate an arrangement for the purchase of a piece of land in the City of Wellington for the site of the Supreme Court.

*For Motions Nos.* 7, 8, *and* 9, *vide Motions Nos.* 7, 8, *and* 9, 20*th September*, *page* 145; *for Nos.* 10 *to* 16, *vide Motions Nos.* 1, 2, 4, 5, 6, 7, *and* 8, 19*th September*, *page* 139; *for Nos.* 17 *to* 21, *vide Motions Nos.* 3, 4, 5, 6, *and* 8, 15*th September*, *page* 133; *for Nos.* 22 *to* 26, *vide Motions Nos.* 1 *to* 5, 14*th September*, *page* 128.

ORDERS

ORDERS OF THE DAY.

1. The Committee of Supply.
2 Deeds Registration Act Amendment Bill—consideration of Amendments by the Legislative Council.
3. New Zealand Settlements Act Amendment Bill—to be further considered in Committee.
4. Hawke's Bay Military Settlers and Colonial Defence Corps Bill—second reading.
5. Hawke's Bay Land Regulations Bill—second reading.

*For Orders Nos. 6 to 23, vide Orders Nos 2 to 19, 20th September, page* 146.

## Thursday, the 21st day of September, 1865.

PRAYERS :

1. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency,—
Schedule of all Despatches to and from the Secretary of State for the Colonies and His Excellency the Governor since 1st July, 1863; being Return to an Address of the 29th August last.

2. *Petition of Inhabitants of Oamaru.*—On motion of Mr. Haughton, *Ordered*, That the Petition of the Inhabitants of Oamaru be considered, and that, in accordance with the prayer of such Petition, leave be given to bring in a Bill, providing for the establishment of Local Boards with Municipal authority, having power over a certain portion of the Land Fund.
*Ordered*, That Mr. Cox, Mr. Haughton, and Mr. Jollie do prepare and bring it in.

3. *Otago Municipal Corporation Bill.—Ordered*, That leave be given to introduce a Bill to confer certain powers and authorities on the Corporation of the City of Dunedin, and other towns and places incorporated under an Ordinance of the Superintendent and Provincial Council of the Province of Otago, intituled "The Otago Municipal Corporation Ordinance, 1865," and that Mr. Vogel, Mr. Paterson, and Mr. Reynolds do prepare and bring it in.
Mr. Reynolds accordingly presented the said Bill, and the same was read for the first time, and ordered to be read a second time on Wednesday next, and to be printed.

4. *Appointment of Captain Greaves as Warden of the Marine Board.*—On motion of Mr. Crosbie Ward. *Ordered*, That there be laid on the Table copies of all Correspondence relating to the Appointment of Captain Robert Greaves to be a Warden of the Marine Board, and to the continuance of that gentleman in the office of Sub-Collector of Customs at Akaroa.

5. *Petition of Waikato Settlers.*—On motion of Mr. R. Graham, *Ordered*, That the Petition from 290 Waikato Settlers, at Hamilton, and other Petitions of a similar nature from the Waikato Military Settlers, be referred to a Committee, to consist of the Defence Minister, Mr. Russell, Mr. Cox, Mr. Paterson, Mr. Waring Taylor, Mr. Carleton, Mr. Buckland, and the mover; five to be a quorum, and to report this day week.

6. *Printing Committee.*—On motion of Mr. Carleton, *Ordered*, That a Printing Committee be appointed, Committee to consist of Mr. Creighton, Mr. Domett, Mr. Richmond, Mr. Paterson, the Honourable Mr. FitzGerald, and the mover; three to be a quorum; the Committee to report from time to time.

7. *Law Practitioners' Act Amendment Bill.—Ordered*, That leave be given to bring in a Bill for amending "The Law Practitioners' Act, 1861," and that Mr. Carleton and Mr. O'Neill do prepare and bring it in;
Mr. Carleton accordingly presented the said Bill, and the same was read for the first time, and ordered to be read a second time on Wednesday next, and to be printed.

8. *Location of Immigrants at Waikato.*—Mr. R. Graham moved, and the Question was proposed, That there be laid upon the Table, a copy of all Correspondence not yet laid on the Table of this House, concerning the location of Immigrants at Waikato.
A Debate arose thereupon.
The hour of Three of the Clock having arrived, the House proceeded to the consideration of the Orders of the Day.

9. *Committee of Supply.*—The Order of the Day being read, for the House in Committee of Supply;
The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That there be granted to Her Majesty, to defray the expenses under the head of Buildings (Armouries, Blockhouses, &c.,) in the Department of Internal Defence, a sum not exceeding four thousand pounds. (*Hon. Major Atkinson.*)

Amendment

Amendment proposed: To reduce this amount by the sum of three thousand five hundred pounds. *(Honourable Major Atkinson.)*

And the Question being put on the amendment, it passed in the Affirmative.

*Resolved*, That there be granted to Her Majesty a sum not exceeding five hundred pounds to defray the expense of Buildings (Armouries, Blockhouses, &c.)

Motion made and Question proposed, That there be granted to Her Majesty, to defray the costs and charges of the Department of Internal Defence the following sums, viz.:—

| | | |
|---|---|---|
| For the Province of Auckland, a sum not exceeding | . . | £3,235 |
| For the Province of Taranaki | ,, . . | 710 |
| For the Province of Wellington | ,, . . | 2,220 |
| For the Province of Hawke's Bay | ,, . . | 810 |
| For the Province of Nelson | ,, . . | 710 |
| For the Province of Marlborough | ,, . . | 420 |
| For the Province of Canterbury | ,, . . | 1,380 |
| For the Province of Otago | ,, . . | 1,380 |
| For the Province of Southland | ,, . . | 590 |

*(Honourable Major Atkinson.)*

And the Question having been put on each of the said several items, it was resolved in the Affirmative.

Motion made and Question proposed, That there be granted to Her Majesty, to defray the costs and charges of the Department of Armed Constabulary for the six months commencing 1st January, 1866, a sum not exceeding sixty thousand pounds. *(Honourable Major Atkinson.)*

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That there be granted to Her Majesty, to defray the following costs and charges under the head "Miscellaneous," in the Department of Internal Defence:—

| | |
|---|---|
| Repair of Arms, a sum not exceeding . . . . . | £350 |
| Carriage and Freight of Arms and Ammunition, a sum not exceeding . . . . . | 200 |
| Allowances to Commanding Officers and others for the forming Militia Rolls, &c., a sum not exceeding . . . . | 400 |
| Extra Drill Instructors, Passage Money of Inspector-General and others, Clerical Assistance, &c., a sum not exceeding . | 300 |
| Advertising Military and Volunteer Regulations, &c., a sum not exceeding . . . . . | 400 |
| General Contingencies, a sum not exceeding . . . . | 2,000 |

*(Honourable Major Atkinson.)*

And the Question being put on each of the said several items, it was resolved in the Affirmative.

Motion made and Question proposed, That there be granted to Her Majesty, to defray the costs and charges under the head "gratuities" in the Department of Internal Defence, a sum not exceeding two thousand pounds. *(Honourable Major Atkinson.)*

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That there be granted to Her Majesty, to defray the costs and charges of the Native Department, a sum not exceeding fifty-eight thousand pounds. *(Honourable Mr. FitzGerald.)*

Amendment proposed: To reduce the item by thirteen thousand pounds. *(Mr. Dillon Bell.)*

And the Question being put on the amendment, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 11. | *Noes*, 16. |
|---|---|
| Mr. Bunny | Hon. Major Atkinson |
| Mr. Curtis | Mr. Brandon |
| Mr. Gledhill | Mr. Cox |
| Mr. Jollie | Mr. Domett |
| Mr. Ormond | Mr. Haughton |
| Mr. Renall | Dr. Monro |
| Mr. Richmond | Mr. Pharazyn |
| Mr. Wayne | Hon. Major Richardson |
| Mr. Cracroft Wilson, C.B. | Hon. Mr. Sewell |
| Mr. Dillon Bell } (Tellers.) | Mr. W. Taylor |
| Mr. Wells } | Mr. Thomson |
| | Mr. Walker |
| | Mr. Crosbie Ward |
| | Mr. Wilkin |
| | Hon. Mr. FitzGerald } (Tellers.) |
| | Colonel Haultain } |

So it passed in the Negative.

And the Question being put on the original Resolution, it was resolved in the Affirmative.

Resolutions to be reported.

On

On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had come to a Resolution.

*Ordered*, That the Report be received To-morrow.

Mr. Carleton also reported, That the Committee had directed him to move that the Committee have leave to sit again.

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

10. *Message.*—A Message from the Legislative Council, by Thomas John Lucas, Esquire, Clerk of the Legislative Council :—

The Legislative Council have passed the following Bill, with an amendment, to which they request the concurrence of the House of Representatives :—

A Bill intituled, "The Outlying Districts Police Bill."

11. *Outlying Districts Police Bill.—Ordered*, That the consideration of the amendment made by the Legislative Council in the Outlying Districts Police Bill be made an Order of the Day for To-morrow.

Then, on motion of the Honourable Mr. FitzGerald,
The House adjourned.

## ORDERS OF THE DAY AND NOTICES OF MOTION.

*Friday, 22nd September*, 1865.

### ORDERS OF THE DAY.

1. Outlying Districts Police Bill—consideration of amendments by the Legislative Council.
2. Resolution to be reported from the Committee of Supply.
3. Deeds and Titles Registration Amendment Bill—consideration of Amendments by the Legislative Council.
4. Hawke's Bay Military Settlers and Colonial Defence Corps Bill—second reading.
5. Hawke's Bay Land Regulations Bill—second reading.
6. The Mayne Pension Bill—second reading.
7. Prisoners Removal Bill—third reading.
8. Resident Magistrates Criminal Jurisdiction Extension Bill—third reading.
9. Private Estate Bills Bill—second reading.
10. Petty Sessions Bill—second reading.
11. Gold Fields Acts Amendment Bill—to be further considered in Committee.
12. Masters and Servants Bill—to be re-committed.
13. Building and Land Societies Ordinance Amendment Bill—to be committed.
14. Religious Charitable and Educational Trusts Bill—to be committed.
15. Canterbury Waste Lands Bill—to be further considered in Committee.
16. Volunteer Force Bill—to be further considered in Committee.
17. Adjourned Debate on the Question—That the Militia Bill be now read a second time.
18. Question of the propriety of imposing Stamp Duties—to be considered in Committee.
19. The Committee of Supply.
20. New Zealand Settlements Act Amendment Bill—to be further considered in Committee.
21. Provincial Loans Consolidation Bill—to be committed.
22. The Representation Bill—to be committed.
23. Clause 5 of the Legislative Officers Regulation Bill—to be further considered in Committee.
24. Surplus Revenues Repeal Bill—second reading.
25. Native Lands Bill—to be reported.
26. Loan Allocation Bill—to be further considered in Committee.

### NOTICES OF MOTION.

1. Adjourned Debate on the Question, That there be laid upon the Table of this House a copy of all Correspondence not yet laid on the Table of this House, concerning the Location of Immigrants at Waikato.
2. Colonel Haultain to move, That there be laid on the Table of this House, Plans showing the extent and localities of the land confiscated from the Natives.
3. Mr. Wells to move, That this House do resolve itself into a Committee of the whole, to consider the Report of the Private Grievance Committee in the case of Clara H. Burton.
4. Mr. Harrison to move, That this House do resolve itself into a Committee, to take into consideration the recommendation of the Committee on Private Grievances relative to the Petition of Ellen Eleanor Garner.
5. The Honourable Mr. Sewell to move, For leave to bring in a Bill to confirm and effectuate an arrangement for the purchase of a piece of land in the City of Wellington for the site of the Supreme Court.

*For Motions Nos.* 6 *to* 10, *vide Motions Nos.* 4 *to* 8, 19*th September*, *page* 139 ; *for Nos.* 11 *to* 15, *vide Nos.* 3, 4, 5, 6, *and* 8, 15*th September*, *page* 133 ; *for Nos.* 16 *to* 20, *vide Nos.* 1 *to* 5, 14*th September*, *page* 128.

Friday,

## Friday, the 22nd day of September, 1865.

PRAYERS :

1. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency,—

(1.) Further Despatches from His Excellency Sir G. Grey, K.C.B., to the Secretary of State for the Colonies.

(2.) Further correspondence between His Excellency Sir G. Grey, K.C.B., and Lieut.-General Sir D. A. Cameron, K.C.B.

(3.) Further Memoranda between Ministers and His Excellency the Governor.

(4.) Papers relative to the formation of a Geological Survey Staff.

*Ordered*, That the said Papers be printed for the use of Members of this House.

(5.) Petitions from Settlers in the Province of Auckland, praying that the awards of Mr. Commissioner Beckham may be speedily carried into effect.

(6.) Petition from Henry Bennett, of Tauranga, for compensation for losses by the Native rebellion.

2. *Outlying Districts Police Bill.*—The Order of the Day being read, for the consideration of the amendment made by the Legislative Council in the Outlying Districts Police Bill;

The same was accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendment.

3. *Supply.*—The Order of the Day being read, for receiving the report of certain Resolutions from the Committee of Supply;

Mr. Carleton accordingly reported the following Resolution :—

*Resolved*, That a sum not exceeding £86,005 be granted to Her Majesty, to defray the costs and charges of the following establishments of the Department of Internal Defence for the Financial Year 1865-6 :—

| | £ |
|---|---|
| Inspector-General (without any other allowances, excepting passages by sea) 9 months, at the rate of £800 per annum | 600 |
| Allowance to Volunteers | 6,800 |
| Prizes | 1,000 |
| Buildings, Armouries, &c. | 500 |
| Internal Defence—Province of Auckland | 3,235 |
| ,, Province of Taranaki | 710 |
| ,, Province of Wellington | 2,220 |
| ,, Province of Hawke's Bay | 810 |
| ,, Province of Nelson | 710 |
| ,, Province of Marlborough | 520 |
| ,, Province of Canterbury | 1,380 |
| ,, Province of Otago | 1,380 |
| ,, Province of Southland | 590 |
| Armed Constabulary Force for six months | 60,000 |
| Miscellaneous | 3,650 |
| Gratuities | 1,000 |

*Resolved*, That a sum not exceeding £58,000 be granted to Her Majesty to defray the costs and charges of the Native Department for the Financial Year 1865-6.

And the Resolutions being read a second time, *Resolved*, That this House doth agree with the Committee in the said Resolutions.

*Resolved*, That this House will, on Tuesday next, resolve itself into a Committee to consider of Ways and Means for raising the Supply granted to Her Majesty.

4. *Deeds and Titles Registration Amendment Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Deeds and Titles Registration Amendment Bill; and the same being read,

On motion of the Honourable Mr. Sewell, *Resolved*, That a Conference be requested with the Legislative Council on the subject of their amendments in the Deeds and Titles Registration Amendment Bill, and that Mr. Brandon, Mr. Domett, Mr. Russell, and the Honourable Mr. Sewell, be the Managers of such Conference on the part of this House.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House desires a Conference on the subject of their amendments in the Deeds and Titles Registration Amendment Bill, and hath appointed a Committee of four Managers on its behalf, and requesting the Legislative Council to appoint a similar Committee, and to name the hour of meeting.

5. *Hawke's Bay Military Settlers and Colonial Defence Force Bill.*—The Order of the Day being read, for the second reading of the Hawke's Bay Military Settlers and Colonial Defence Force Bill;

The

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Wednesday next.

6. *Hawke's Bay Land Regulations Bill.*—The Order of the Day being read, for the second reading of the Hawke's Bay Land Regulations Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Wednesday next.

7. *Mayne Pension Bill.*—The Order of the Day being read, for the second reading of the Mayne Pension Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Tuesday next.

8. *Prisoners Removal Bill.*—The Order of the Day being read, for the third reading of the Prisoners Removal Bill;

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to authorize the removal of Prisoners from one Gaol to another."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence in the amendments made therein.

9. *Resident Magistrates Criminal Jurisdiction Extension Bill.*—The Order of the Day being read, for the third reading of the Resident Magistrates Criminal Jurisdiction Extension Bill;

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act for extending the Jurisdiction of Resident Magistrates in criminal cases, and for amending the Resident Magistrates Jurisdiction Extension Act, 1862."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence in the amendments made therein.

10. *Private Estates Bills Bill.*—The Order of the Day being read, for the second reading of the Private Estates Bills Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Tuesday next.

11. *Petty Sessions Bill.*—The Order of the Day being read, for the second reading of the Petty Sessions Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Wednesday next.

12. *Gold Fields Acts Amendment Bill.*—The Order of the Day being read, for the House in Committee further to consider the Gold Fields Acts Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Postponed clause 26 negatived.

Postponed clause 31 read. Amendment proposed: To add the following words:—"Provided always that no Proclamation or Regulation made by the Superintendent in exercise of any power delegated to him by the Governor, shall remain in force for a period exceeding three months from the date of the publication thereof unless the assent of the Governor thereto shall have been signified in writing to the Superintendent and a notification of such assent shall have been published in the Government *Gazette* of the Province to which the same shall relate." (*Mr. Haughton.*)

Amendment agreed to.

Clause as amended agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

(Re-committed.)

Clause 30 read. Amendment proposed: In line 1 to omit the numerals "48." (*Mr. Brodie.*)

Amendment agreed to.

Clause as amended agreed to.

To report the Bill with amendments.

---

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on Tuesday next.

13. *Masters and Servants Bill.*—The Order of the Day being read, for the House in Committee for the re-committal of the Masters and Servants Bill; The

The House accordingly resolved itself into the said Committee.

(In the Committee.)

(Re-committed for consideration of certain clauses.)

Clause 4 read. Amendment proposed: In line 8 to omit the words, "or misdemeanour." (*Mr. Brodie.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 5 read. Amendment proposed: To omit all the words after the word "month," in the last line but two of the clause. (*Mr. Brodie.*)

And the Question being put, That the words proposed to be left out stand part of the Question, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 13. | *Noes*, 25. |
|---|---|
| Hon. Major Atkinson | Mr. Dillon Bell |
| Mr. Brandon | Mr. Bunny |
| Mr. Gledhill | Mr. Burns |
| Mr. Harrison | Mr. Butler |
| Colonel Haultain | Mr. Colenso |
| Mr. Miles | Mr. Cox |
| Dr. Monro | Mr. G. Graham |
| Mr. Pharazyn | Mr. R. Graham |
| Hon. Mr. Sewell | Mr. Haughton |
| Mr. W. Taylor | Mr. Henderson |
| Mr. Walker | Mr. Jollie |
| Mr. Cracroft Wilson, C.B. } (Tellers.) | Mr. Macandrew |
| Mr. Curtis } | Mr. Munro |
| | Mr. O'Neill |
| | Mr. O'Rorke |
| | Mr. Renall |
| | Mr. Reynolds |
| | Mr. Richmond |
| | Mr. Russell |
| | Mr. Stafford |
| | Mr. Thomson |
| | Mr. Crosbie Ward |
| | Mr. Wilkin |
| | Mr. Brodie } (Tellers.) |
| | Mr. Vogel } |

So it passed in the Negative.

Clause as amended agreed to.

Motion made and Question proposed, That the Chairman leave the Chair. (*Mr. Colenso.*)

And the Question being put thereon, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 15. | *Noes*, 25. |
|---|---|
| Mr. Butler | Hon. Major Atkinson |
| Mr. Colenso | Mr. Dillon Bell |
| Mr. R. Graham | Mr. Brandon |
| Mr. Haughton | Mr. Cox |
| Mr. Henderson | Mr. Curtis |
| Mr. Macandrew | Mr. Domett |
| Mr. Munro | Mr. Gledhill |
| Mr. O'Rorke | Mr. G. Graham |
| Mr. Renall | Mr. Harrison |
| Mr. Richmond | Colonel Haultain |
| Mr. Russell | Mr. Jollie |
| Mr. Waring Taylor | Mr. Mantell |
| Mr. Vogel | Dr. Monro |
| Mr. Burns } (Tellers.) | Mr. O'Neill |
| Mr. Reynolds } | Mr. Pharazyn |
| | Hon. Major Richardson |
| | Hon. Mr. Sewell |
| | Mr. Thomson |
| | Mr. Walker |
| | Mr. Crosbie Ward |
| | Mr. Wilkin |
| | Mr. James Williamson |
| | Mr. Cracroft Wilson, C.B. |
| | Mr. Miles } (Tellers.) |
| | Mr. John Williamson } |

So it passed in the Negative.

Clause 6 read. Amendment proposed: In line 9 to strike out the words "with or without hard labour at the discretion of such Justices." (*Mr. Brodie.*)

Amendment

Amendment agreed to.

Clause as amended agreed to.

Clause 8 read. Amendment proposed: To add the following words—"unless by an Order to be made by a Judge of the Supreme Court in a summary way by suit of master or employer, which Order any Judge is hereby authorized to make if and as he may think fit." (*Mr. Brodie.*)

Amendment agreed to.

Clause as amended negatived.

Clause 10 read. Amendment proposed: In the last line but 2, after the word "Justices," to insert the following words—"to order the payment by every such person of such sum as to them may seem fit, not exceeding in any case £100 for every such offence, and in default of payment." (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 13 read. Amendment proposed: To add the following words:—"or at their discretion to commit such master or employer to a common gaol, there to be kept for any period not exceeding one month." (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 21 read. Amendment proposed: To omit all the words after the word "aforesaid" in line 4 to the word "and" in line 5, with the view of inserting the following words in lieu thereof—"whether such wilful violation shall have been committed by any master, employer, or servant." *(Mr. Brodie.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 28 read and agreed to.

To report the Bill as amended.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on Tuesday next.

14. *Building and Land Societies Ordinance Amendment Bill.*—The Order of the Day being read, for the House in Committee on the Building and Land Societies Ordinance Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 postponed.

Clause 2 read. Amendment proposed: To omit all the words from the commencement of the clause to the word "rules" in line 2, with the view of inserting the following words in lieu thereof—"any Society formed pursuant to the said Ordinance may by its rules." *(Mr. Waring Taylor.)*

Amendment agreed to.

Another amendment proposed: To omit all the words after the word "authorized" in line 4 to the word "at" in line 5. *(Mr. Waring Taylor.)*

Amendment agreed to.

Another amendment proposed: At the end of the clause to add the following words—"Provided that such advances shall not in any case exceed the current value of the said shares, and also that such advances, with accumulations of interest and fines thereupon, shall be taken in part payment in respect of such shares at the close of the Society." *(Mr. Waring Taylor.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 3 read and agreed to.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"And whereas by clause 8 of the said Ordinance, every such Society was authorized to appoint a Committee for general purposes, the number thereof to be declared in the rules, and it was enacted that a majority of any Committee should at all times be necessary to concur in any Act; and whereas when a Committee is composed of a large number of members, such regulation is inconvenient and obstructive of business:

"Be it therefore enacted that all acts that the Committee are empowered to do may be done by a majority of the numbers present at any meeting of which such notice shall have been given as the rules of the Society prescribe: Provided always that no business of any kind shall be transacted unless a quorum of the Committee be present, such quorum to consist of not less than two-thirds of the whole number of such Committee, the Chairman of the meeting being entitled to a deliberative as well as to a casting vote." *(Mr. Waring Taylor.)*

And the Question being put thereon, it passed in the Affirmative.

Motion

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"And whereas doubts have arisen as to whether clause 5 of the said Ordinance, requiring the rules of any Society to be submitted to a Revising Officer and deposited with the Clerk to the Magistrates, applies to Building Societies and Land Societies partaking of a permanent character:

"Be it therefore enacted and declared that the said clause does and shall relate to all Societies, whether the constitution and regulation thereof be of a permanent or terminable character, and notwithstanding there may be provision in the case of permanent Societies for the reservation of a portion of the profits as a rest or reserve fund." *(Mr. Waring Taylor.)*

And the Question being put thereon, it passed in the Affirmative.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"And whereas it is desirable that the rules of all such Societies when certified to by the Revising Officer shall be deposited with the Registrar of Deeds for the district in which the office of the Society is situated, and such rules shall be open for inspection on payment of a fee of one shilling." *(Mr. Waring Taylor.)*

And the Question being put thereon, it passed in the Affirmative.

Postponed clause 1 read. Amendment proposed: To omit all the words after the word "be" in line 1, with the view of inserting the following words in lieu thereof—"An Act to amend the Laws relating to Building and Land Societies." *(Mr. Waring Taylor.)*

Amendment agreed to.

Clause as amended agreed to.

Preamble read. Amendment proposed: Before the word "Be" in line 1 to insert the words, "Whereas in Session 11 of the late Legislative Council of New Zealand, an Ordinance was passed for the regulation of Building and Land Societies, and in Session 4, No. 9, of the General Assembly of New Zealand, an Act was passed to amend the same; and whereas it is expedient further to amend such Ordinance and such Building Societies Amendment Act." *(Mr. Waring Taylor.)*

Amendment agreed to.

Preamble as amended agreed to.

To report the Bill with amendments.

---

On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on Tuesday next.

15. *Religious Charitable and Educational Trusts Bill.*—The Order of the Day being read, for the House in Committee on the Religious Charitable and Educational Trusts Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Report be received on Tuesday next.

16. *Canterbury Waste Lands Bill.*—The Order of the Day being read, for the House in Committee further to consider the Canterbury Waste Lands Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clauses 4 to 7 read and agreed to.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"Nothing herein contained shall affect the powers of the said Waste Lands Board with respect to Waste Lands of the Crown not included in any districts under this Act, and the powers of the said Waste Lands Board in all matters relating to surveys shall be exercised throughout the Province by the said Waste Lands Board only, anything herein contained to the contrary notwithstanding." *(Mr. Cox.)*

And the Question being put thereon, it was resolved in the Affirmative.

Preamble read and agreed to.

To report the Bill with amendments.

---

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on Tuesday next.

17. *Volunteer Force Bill.*—The Order of the Day being read, for the House in Committee further to consider the Volunteer Force Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 35 read. Amendment proposed: In line 2 to omit the words "or is undergoing inspection by the Inspector." *(Mr. Colenso.)*

Amendment negatived.

Another

Another amendment proposed: To omit all the words from the word "and" in line 3 to the word "corps" in line 5, both inclusive, with the view of inserting the following words in lieu thereof: "and the powers thereby created shall be exercised by the Officers and Volunteers of such corps." *(Honourable Major Atkinson.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 36 to 41 read and agreed to.

Clause 42 read. Amendment proposed: In line 11 to omit the words "or non-commissioned officer of permanent staff." (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 43 to 46 read and agreed to.

Postponed clause 31 negatived.

Postponed clause 32 as amended agreed to.

Postponed clause 33 negatived.

Postponed clause 34 negatived.

Preamble read and agreed to.

To report the Bill with amendments.

---

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and made amendments thereto.

*Ordered*, That the Report be received on Wednesday next.

18. *Militia Bill.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the Militia Bill be now read a second time;

And the Question being again proposed, the House resumed the said adjourned Debate.

And the Question being put, it was resolved in the Affirmative.

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Tuesday next.

19. *Stamp Duties.*—The Order of the Day being read, for the House in Committee on the Question of the propriety of imposing Stamp Duties;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

*Resolved*, That this House will, on Tuesday, again resolve itself into the said Committee.

And the House having continued to sit until after Twelve of the Clock on Saturday morning,

## Saturday, the 23rd day of September, 1865.

20. *Messages.*—Messages from the Legislative Council, by Thomas John Lucas, Esquire, Clerk of the Legislative Council:—

The Legislative Council have passed the following Bill, without amendment:—

A Bill intituled, "An Act for the investment and application of moneys accruing to Maoris in certain cases;"

And also, the Legislative Council agree to a Conference with the House of Representatives on the subject of the amendments in the Bill intituled "An Act to amend the Deeds Registration Amendment Act, 1863."

They have appointed a Committee of Three Members on their behalf, to conduct the same, and they have appointed Eleven o'clock To-morrow as the hour of meeting of the Conference.

Then, on motion of the Honourable Mr. Weld,
The House adjourned.

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## ORDERS OF THE DAY AND NOTICES OF MOTION.

*Tuesday, 26th September,* 1865.

*Private Business:*

1. Picton and Blenheim Railway Bill—consideration of the Report of the Select Committee.

---

1. Mr. RICHMOND to ask the Honourable the Postmaster-General, Whether there is any agreement or arrangement, and if any, of what nature, between the General Government and the Provincial Government of Nelson, with reference to the purchase and maintenance of the Harbour Light on the Boulder Bank, at Nelson.

ORDERS OF THE DAY.

1. Private Estate Bills Bill—to be committed.
2. Gold Fields Act Amendment Bill—to be reported.
3. Masters

3. Masters and Servants Bill—to be reported.
4. Building and Land Societies Ordinance Amendment Bill—to be reported.
5. Religious Charitable and Educational Trusts Bill—third reading.
6. Canterbury Waste Lands Bill—to be reported.
7. Question of the propriety of imposing Stamp Duties—to be further considered in Committee.
8. The Committee of Ways and Means.
9. Native Lands Bill—to be reported.
10. The Mayne Pension Bill—to be committed.
11. New Zealand Settlements Act Amendment Bill—to be further considered in Committee.
12. Militia Bill—to be committed.
13. The Representation Bill—to be committed.
14. Clause 5 of the Legislative Officers Regulation Bill—to be further considered in Committee.
15. Surplus Revenues Repeal Bill—second reading.
16. Loan Allocation Bill—to be committed.
17. Provincial Loans Consolidation Bill—to be committed.
18. The Committee of Supply.

NOTICES OF MOTION.

1. Mr. CROSBIE WARD to move, That leave be given to bring in a Bill to provide compensation for John Wynn Hughes Williams.
2. Mr. VOGEL to move, That the House go into Committee to take into consideration the following Resolutions—

(1.) That in the opinion of this House it is desirable to define precisely the conditions upon which the security and repayment of Provincial Loans depend.

(2.) That without making the General Revenue of the Colony liable for Provincial Loans it is desirable the Colony should undertake to enforce on each Province the discharge of its liabilities, either by impounding its revenues or by subjecting it to special taxation.

(3.) That Commissioners should be appointed by the General Government to negociate Provincial Loans, through whom also the investment of the sinking funds and payment of the interest should be made: Provided that it should be a direction to such Commissioners to invest the sinking fund of each Province in the re-purchase of its own loan or loans.

(4.) That as security for the punctual payment of the interest and sinking funds of Provincial Loans two-fifths of the Land Revenue of each Province should be paid to the Commissioners out of which to defray the said interest and sinking fund: Provided that if such two-fifths be not sufficient to defray the payment of such interest and sinking fund, the Government should impound and hand over to the Commissioners so much of the balance of Land Revenue of any Province as may be necessary, added to the two-fifths permanently appropriated to meet the payment of the said interest and sinking fund: Provided further that should the Land Revenue thus impounded be insufficient to meet the payment of interest and sinking fund, and should the Provincial Government not place the Commissioners in funds to pay whatever deficiency there may be, the Colonial Treasurer should be authorized to make payment of the deficiency and to impound the entire revenues of the Province, until such deficiency, together with a fine of not more than one per cent. per diem, be repaid, or until he is able to lay a statement of the case before the Assembly, and the Assembly takes some measure to enforce on the defaulting Province payment of its liabilities. And in case of a continued default, this House is of opinion that the Province defaulting should either be absorbed into one of its neighbours ready to meet and undertake its liabilities, or that the Provincial Government should be suspended, and the Government be administered by a Commission appointed by the Governor, under sanction of a special Act of the Assembly.

(5.) That in the case of any Province the loan liabilities of which, in the opinion of the Governor, are not of an amount sufficient to make it necessary for the due discharge of the interest and sinking fund, that it should put apart so large a contribution as two-fifths of the Land Revenue, it shall be lawful for His Excellency by Proclamation to fix any less amount as the permanent contribution of such Province: Provided that it shall be lawful for him from time to time to raise the amount to the said limit of two-fifths, or to revoke the Proclamation as the liabilities of the Province increase; and in the event of the contribution made by any Province in any one year, being in excess of the amount required for the payment of interest and sinking fund for that year, the said excess shall be held as a contribution towards the future payments of interest and sinking fund when the permanent contribution of two-fifths proves insufficient.

(6.) That as the interest on some of the loans is payable out of the Colony, and as some time is necessary for the transmission of the money, it should be lawful for the Governor to fix by Proclamation the dates on which the several payments of interest are to be held to be due in the Colony and to be payable to the Commissioners.

(7.) That as security against the contracting of unauthorized liabilities it shall be necessary in all contracts entered into by Provincial Governments, that the payments for the same shall be made to depend upon "moneys voted," or "to be voted," as the case may be, "by the Provincial Council," and when such stipulation is omitted from any contract it shall

shall nevertheless be held to apply to it: Provided further that the money shall not be held to be voted until the vote is embodied in an appropriation or indemnification Ordinance.

(8.) That no fresh Provincial Loans should be authorized without the sanction of an Act of the Assembly.

(9.) That it shall be incumbent on the Commissioners to keep accounts in which credit shall be given to each Province for all payments it makes, and in which the mode of disposing of such payments shall be fully set forth; and a statement of such accounts, certified by the Auditor-General, shall be published in the *Gazette* at least once a year: Provided further that the Superintendent of any Province, or an agent appointed by him, shall be entitled at any time to examine the accounts and securities relating to his Province.

(10.) That the above Resolutions should be incorporated into the Provincial Loans Consolidation Act.

3. Mr. G. GRAHAM to move, That there be laid on the Table of this House a Return showing the number and names (if the latter can be supplied) of the Maoris that have been killed or wounded by the Colonial Forces within ten days from their arrival at Opotiki; the names of the Civil Commissioner or Magistrates who accompanied the expedition. Also a copy of the Proclamation or demand made for the surrender of the murderers of the Reverend Mr. Volkner and others.

*For Motions Nos.* 4 *to* 8, *vide Motions Nos.* 1 *to* 5, 22*nd September, page* 152; *for Nos.* 9 *to* 13, *vide Nos.* 1, 2, 4, 5, 6, 7, *and* 8, 19*th September, page* 139; *for Nos.* 14 *to* 18, *vide Nos.* 3, 4, 5, 6, *and* 8, 15*th September, page* 133; *for Nos.* 19 *to* 23, *vide Nos.* 1 *to* 5, 14*th September, page* 128.

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## Tuesday, the 26th day of September, 1865.

PRAYERS:

1. *Picton and Blenheim Railway Bill.*—The Order of the Day being read, for the consideration of the Report of the Select Committee on the Picton and Blenheim Railway Bill;

On motion of the Honourable Mr. FitzGerald, *Ordered*, That the Report be referred back to the said Committee.

2. *Petitions presented.*—(1.) By Mr. Gledhill: The Petition of G. St. George, of Taranaki, praying that he may be allowed to choose certain Land at the Waitara, under Land Orders issued by the New Zealand Company.

Petition received.

(2.) By Mr. Jollie: The Petition of 121 Electors in the Southern part of the Province of Canterbury, praying that "The New Provinces Act" may be neither repealed nor altered.

Petition received.

3. *Papers.*—The Honourable Major Richardson laid upon the Table, by command of His Excellency:—

Petition of W. J. Young, of Auckland, Trader, for compensation for losses incurred by the Native Insurrection.

4. *Bank Shareholders Liability Bill.*—Mr. Reynolds, from the Select Committee, to whom was referred the Bank Shareholders Liability Bill, brought up a Report, and the same was read as followeth:—

The Committee to whom was referred the Bank Shareholders Liability Bill, have the honor to report that they have carefully considered the questions involved in the Bill, and find, first, that the liability of a large number of shareholders, who have under existing laws become possessed of shares in Banks now doing business in New Zealand, would suddenly and without notice, if this Bill were passed, be materially increased; and secondly, that by this Bill no means are provided for effectively bringing the shareholders of some of these Banks within its provisions.

Your Committee are therefore of opinion that it is not desirable to proceed with the Bill in question during the present Session.

Having regard at the same time to the interests of the general public as holders of notes, which by custom have become the principal currency of the country, your Committee are of opinion that the Government should, as soon as possible after the termination of the present Session, prepare a Bill affording the security aimed at by the Bill now before this Committee.

Your Committee recommend the embodiment in such a Bill of the principle applied to the issue of Bank notes, and the liability of shareholders in respect of them, as contained in "The Companies Act, 1862."

Your Committee further recommend that in the framing of this Bill, the Government should keep in view the establishment of uniformity in the Banking system of the Colony, as far as may be consistent with the constitutions of the existing Banks.

5. *Private*

5. *Private Estates Bills Bill.*—The Order of the Day being read, for the House in Committee on the Private Estates Bills Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 read. Amendment proposed: In lines 1 and 2 to omit the words "or any Private Bill comprised within the third class of Private Bills." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: In line 8, before the word "Council," to insert the word "said." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: In line 11 to omit the word "Legislative," with a view to insert the word "said" in lieu thereof. (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: In line 11 to omit the words "in Parliament assembled." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Clause as amended agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

6. *Gold Fields Acts Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Gold Fields Acts Amendment Bill;

The same was accordingly received and adopted.

*Ordered*, That the Bill be read a third time To-morrow.

7. *Masters and Servants Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Masters and Servants Bill;

*Ordered*, That the Report be received To-morrow.

8. *Building and Land Societies Ordinance Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Building and Land Societies Ordinance Amendment Bill;

The same was accordingly received and adopted.

*Ordered*, That the Bill be read a third time To-morrow.

9. *Religious Charitable and Educational Trusts Bill.*—The Order of the Day being read, for the third reading of the Religious Charitable and Educational Trusts Bill;

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to remove doubts as to the interpretation of 'The Religious Charitable and Educational Trusts Act,' and to enable Diocesan Synods of the branch of the United Church of England and Ireland in New Zealand to manage and regulate Church property within their respective Dioceses."

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath passed the Bill without any amendment.

10. *Canterbury Waste Lands Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Canterbury Waste Lands Bill;

The same was accordingly received and adopted.

*Ordered*, That the Bill be read a third time To-morrow.

11. *Stamp Duties.*—The Order of the Day being read, for the House in Committee further to consider the propriety of imposing Stamp Duties;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed—"That it is expedient that, for the purpose of providing additional Revenue, there should be raised within the Colony duties on deeds or instruments, on legacies and residues under wills and intestacies, and on successions to real or personal estate." (*Honourable Mr. Sewell.*)

Amendment proposed: To omit the words "for the purpose of providing additional Revenue," with a view of inserting the following words in lieu thereof—"with the view of reducing the burdens imposed by existing methods of taxation." (*Mr. Crosbie Ward.*)

And the Question being put, That the words proposed to be left out stand part of the Question, it passed in the Negative.

And

And the Question being put, That the words proposed to be inserted be so inserted, the Committee divided, and the names were taken down as follows :—

| *Ayes*, 19. | *Noes*, 21. |
|---|---|
| Mr. Bunny | Hon. Major Atkinson |
| Mr. Buckland | Mr. Brandon |
| Mr. Burns | Mr. Cox |
| Mr. Colenso | Mr. Curtis |
| Mr. Creighton | Mr. Domett |
| Mr. G. Graham | Mr. Eyes |
| Mr. R. Graham | Hon. Mr. FitzGerald |
| Colonel Haultain | Hon. Mr. Fitzherbert |
| Mr. Macandrew | Mr. Gledhill |
| Mr. Mason | Mr. Harrison |
| Mr. Munro | Mr. Jollie |
| Mr. O'Neill | Mr. Mantell |
| Mr. O'Rorke | Mr. Pharazyn |
| Mr. Paterson | Hon. Major Richardson |
| Mr. Reynolds | Mr. Thomson |
| Mr. Stafford | Mr. Wayne |
| Mr. John Williamson | Hon. Mr. Weld |
| Mr. Russell } (Tellers.) | Mr. Wells |
| Mr. Crosbie Ward } | Mr. Cracroft Wilson, C.B. |
| | Hon. Mr. Sewell } (Tellers.) |
| | Mr. W. Taylor } |

So it passed in the Negative.

Another amendment proposed : To omit all the words after the word "That," with a view to insert the following words in lieu thereof—"it is inexpedient to levy Stamp Duties so long as the amount of taxation under the Customs Acts shall remain at the amount at present levied." (*Mr. Reynolds.*)

And the Question being put, That the words proposed to be omitted stand part of the Question, the Committee divided, and the names were taken down as follows :—

| *Ayes*, 24. | *Noes*, 18. |
|---|---|
| Hon. Major Atkinson | Mr. Buckland |
| Mr. Dillon Bell | Mr. Burns |
| Mr. Bunny | Mr. Colenso |
| Mr. Brandon | Mr. G. Graham |
| Mr. Cox | Mr. R. Graham |
| Mr. Curtis | Colonel Haultain |
| Mr. Domett | Mr. Macandrew |
| Mr. Eyes | Mr. Mason |
| Hon. Mr. FitzGerald | Mr. Munro |
| Hon. Mr. Fitzherbert | Mr. O'Neill |
| Mr. Gledhill | Mr. O'Rorke |
| Mr. Harrison | Mr. Paterson |
| Mr. Mantell | Mr. Russell |
| Dr. Monro | Mr. Stafford |
| Mr. Pharazyn | Mr. Crosbie Ward |
| Hon. Major Richardson | Mr. John Williamson |
| Hon. Mr. Sewell | Mr. Creighton } (Tellers.) |
| Mr. W. Taylor | Mr. Reynolds } |
| Mr. Thomson | |
| Hon. Mr. Weld | |
| Mr. Wells | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. Jollie } (Tellers.) | |
| Mr. Wayne } | |

So it was resolved in the Affirmative.

Another amendment proposed : To add the following words—"but that no such duties should be levied and brought to account until the whole question of the taxation of the people of New Zealand has been considered by the next Parliament. (*Mr. Stafford.*)

And the Question being put, That the words proposed to be added be so added, the Committee divided, and the names were taken down as follows :—

| *Ayes*, 19. | *Noes*, 24. |
|---|---|
| Mr. Bunny | Hon. Major Atkinson |
| Mr. Buckland | Mr. Dillon Bell |
| Mr. Burns | Mr. Brandon |
| Mr. Colenso | Mr. Cox |
| Mr. Creighton | Mr. Curtis |
| Mr. R. Graham | Mr. Eyes |
| Colonel Haultain | Hon. Mr. FitzGerald |
| Mr. Macandrew | Hon. Mr. Fitzherbert |
| Mr. Mason | Mr. Gledhill |
| Mr. Munro | Mr. Harrison |

| | |
|---|---|
| Mr. O'Neill | Mr. Jollie |
| Mr. O'Rorke | Mr. Mantell |
| Mr. Paterson | Dr. Monro |
| Mr. Reynolds | Hon. Major Richardson |
| Mr. Russell | Mr. Richmond |
| Mr. Crosbie Ward | Hon. Mr. Sewell |
| Mr. John Williamson | Mr. Taylor |
| Mr. G. Graham } (Tellers.) | Mr. Thomson |
| Mr. Stafford } | Mr. Wayne |
| | Hon. Mr. Weld |
| | Mr. Wells |
| | Mr. Cracroft Wilson, C.B. |
| | Mr. Domett } (Tellers.) |
| | Mr. Pharazyn } |

So it passed in the Negative.

And the Question being put on the Resolution as amended, it was resolved in the Affirmative.

Resolution to be reported.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had come to a Resolution.

*Ordered*, That the Report be received To-morrow.

12. *Committee of Ways and Means.*—The Order of the Day being read, for the House in Committee of Ways and Means;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

13. *Native Lands Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Native Lands Bill;

*Ordered*, That the Report be received on Friday next.

14. *Mayne Pension Bill.*—The Order of the Day being read, for the House in Committee on the Mayne Pension Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported that the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Report be received To-morrow.

15. *New Zealand Settlements Act Amendment Bill.*—The Order of the Day being read, for the House in Committee further to consider the New Zealand Settlements Act Amendment Bill;

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

16. *Militia Bill.*—The Order of the Day being read, for the House in Committee on the Militia Bill;

*Resolved*, That this House will, To-morrow, resolve itself into the said Committee.

17. *Representation Bill.*—The Order of the Day being read, for the House in Committee on the Representation Bill;

Mr. G. Graham moved, and the Question was proposed, That it be an instruction to the Committee that they have power to make provision in the Bill in accordance with the following Resolutions:—

(1.) That in order to secure the better government of the Aboriginal Natives of New Zealand, it is expedient to confer on them the Elective Franchise.

(2.) That with the view of the better securing of that object, this House is of opinion that the qualification for the Native Suffrage should be a manhood qualification.

(3.) That the number of Members returned to represent the Aboriginal Natives in New Zealand, in the House of Representatives, should be Five.

(4.) That the Aboriginal Natives in the Province of Auckland shall be entitled to Three Representatives, viz., One for the Northern District of the Province, and Two for the Waikato and Tauranga or Southern Districts; that the Natives of Taranaki, Wanganui, and part of Wellington be entitled to One Member; and that the Natives of Hawke's Bay and part of Wellington be entitled to One Member.

(5.) That the Aboriginal Natives be required to choose as their Members, Europeans qualified for a Seat in the House of Representatives, in whom they may have confidence.

(6.) That the Government be requested to give effect to the foregoing resolutions.

A Debate arose thereupon.

The

The motion was, with the leave of the House, withdrawn.

And the Question being put, it was resolved in the Affirmative.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 read. Amendment proposed: To omit the word "seventy," with a view to insert the word "sixty" in lieu thereof. (*Mr. Dillon Bell.*)

Motion made and Question proposed, That the Chairman report progress.

And the Question being put thereon, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 24. | *Noes*, 17. |
|---|---|
| Mr. Buckland | Hon. Major Atkinson |
| Mr. Burns | Mr. Bunny |
| Mr. Colenso | Mr. Cox |
| Mr. Curtis | Mr. Creighton |
| Mr. Domett | Hon. Mr. FitzGerald |
| Mr. Eyes | Hon. Mr. Fitzherbert |
| Mr. G. Graham | Mr. Gledhill |
| Mr. Jollie | Mr. R. Graham |
| Mr. Macandrew | Mr. Haughton |
| Mr. Mason | Mr. Renall |
| Dr. Monro | Hon. Major Richardson |
| Mr. Munro | Mr. Thomson |
| Mr. O'Neill | Mr. Crosbie Ward |
| Mr. O'Rorke | Hon. Mr. Weld |
| Mr. Paterson | Mr. Cracroft Wilson, C.B. |
| Mr. Pharazyn | Colonel Haultain } (Tellers.) |
| Mr. Reynolds | Mr. Mantell } |
| Mr. Russell | |
| Hon. Mr. Sewell | |
| Mr. Stafford | |
| Mr. W. Taylor | |
| Mr. John Williamson | |
| Mr. Wayne } (Tellers.) | |
| Mr. Wells } | |

So it was resolved in the Affirmative.

To report progress.

And the Committee having continued to sit until after Twelve of the Clock on Wednesday morning,

## Wednesday, the 27th day of September, 1865.

On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

Then, on motion of the Honourable Mr. Weld,

The House adjourned.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Wednesday, 27th September*, 1865.

1. Mr. Dillon Bell to ask the Honourable the Native Minister, Whether the House correctly understood from his statement in introducing the Native Estimates, that he had consulted with the Superintendent of Auckland as to the advisability of making reductions in the expenditure for Native Services in that Province, and that the Superintendent had informed him that he was unable, with due regard to the safety of that Province, to recommend the reduction of any of the officers now employed there, or any material diminution in the general charges.
2. Mr. Reynolds to ask the Government when the Statistics of the Colony for 1864 are likely to be in the hands of Members.

### NOTICES OF MOTION.

1. Mr. Crosbie Ward to move,

   (1.) That in the opinion of this House it is desirable that before any new Province shall be constituted under "The New Provinces Act, 1858," inquiry shall be made by the Governor as to the revenue received and the expenditure made within the district by the Government of the Province from which separation is required for a period of at least twelve months preceding; and that no such new Province shall be constituted out of any district where such expenditure shall be proved to have amounted to an equitable proportion of such revenue.

   (2.) That leave be given to bring in a Bill to amend the law relating to the constitution of new Provinces accordingly.

2. Mr. STAFFORD to move, That in the event of an additional Judge of the Supreme Court being appointed, with a view to the large and increasing population on the West Coast of the Middle Island, and in the Province of Nelson, it is fitting that such Judge should reside in Nelson.
3. Mr. O'RORKE to move, That it is the opinion of this House, that so long as this Colony continues to be one united Colony, the General Charges of the Government ought to be borne by the several Provinces that compose the Colony in proportion to the Ordinary and Territorial Revenues raised in each Province.
4. Mr. VOGEL to move, That a map of the Lowry Bay District, together with the names of the holders of property in the neighbourhood be laid on the Table of this House, and that the Treasurer cause to be prepared an approximate statement of the increase, if any, to the value of property in the neighbourhood consequent upon the purchase of the Government Domain.
5. The Honourable Mr. FITZGERALD to move, For leave to introduce a Bill for constituting certain extra Provincial districts of the Northern Island of the Colony, inhabited wholly or principally by Maoris, in order that a system of Government may be established therein suitable to the wants and requirements of the inhabitants thereof.

*For Motions Nos.* 6 *to* 8, *vide Motions Nos.* 1, 2, *and* 3, 26*th September, pages* 160 *and* 161; *for Nos.* 9 *to* 13, *vide Motions Nos.* 1 *to* 5, 22*nd September, page* 153; *for Nos.* 14 *to* 18, *vide Motions Nos.* 4 *to* 8, 19*th September, page* 139; *for Nos.* 19 *to* 23, *vide Motions Nos.* 3, 4, 5, 6, *and* 8, 15*th September, page* 133; *for Nos.* 24 *to* 28, *vide Motions Nos.* 1 *to* 5, 14*th September, page* 128.

ORDERS OF THE DAY.

1. Otago Municipal Corporation Bill—second reading.
2. Law Practitioners' Act Amendment Bill—second reading.
3. Hawke's Bay Military Settlers and Colonial Defence Corps Bill—to be committed.
4. Hawke's Bay Land Regulations Bill—to be committed.
5. Petty Sessions Bill—to be committed.
6. Volunteer Force Bill—to be reported.
7. Private Estate Bills Bill—to be reported.
8. Gold Fields Acts Amendment Bill—third reading.
9. Masters and Servants Bill—to be reported.
10. Building and Land Societies Ordinance Amendment Bill—third reading.
11. Canterbury Waste Lands Bill—third reading.
12. The following Resolution to be reported from Committee of the whole House,—That it is expedient that there should be raised within the Colony, duties on Deeds or Instruments, on Legacies and Residues under Wills and Intestacies, and on Successions to Real or Personal Estate.
13. The Committee of Ways and Means.
14. The Mayne Pension Bill—to be reported.
15. New Zealand Settlements Act Amendment Bill—to be further considered in Committee.
16. Militia Bill—to be committed.
17. Representation Bill—to be further considered in Committee.
18. Clause 5 of the Legislative Officers Regulation Bill—to be further considered in Committee.
19. Surplus Revenues Repeal Bill—second reading.
20. Loan Allocation Bill—to be further considered in Committee.
21. Provincial Loans Consolidation Bill—to be committed.
22. The Committee of Supply.

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## Wednesday, the 27th day of September, 1865.

PRAYERS:

1. *Papers.*—The Honourable Mr. Sewell laid upon the Table, by command of His Excellency,—Further Papers relative to the Sub-Marine Telegraph across Cook's Straits.

2. *Messages.*—The Honourable Major Richardson, one of Her Majesty's Executive Council for the Colony, delivered to Mr. Speaker two Messages from His Excellency the Governor, signed by His Excellency; and the said Messages were read by Mr. Speaker, all the Members of the House being uncovered, and are as followeth:—

G. GREY, Governor. *Message No.* 5.

Pursuant to section 56 of the Constitution Act, the Governor returns "The British Companies Act, 1865," to the House of Representatives, with the amendment hereinafter mentioned for their consideration.

*Additional Clause.*

"Before any such British Company shall commence business in New Zealand, the agent representing such company in New Zealand shall deposit in the Supreme Court Office, nearest

nearest to the place where such company purposes commencing business, a certified copy of the original power of attorney, or authority under which he claims to represent such company, and it shall be the duty of the Registrar of the said Supreme Court to ascertain that such copy so deposited is a true copy of the original instrument, and such copy so deposited shall be open to the inspection of the public on payment of a fee of one shilling."

Government House, Wellington, 27th September, 1865.

*Ordered,* That the consideration of the amendment proposed by His Excellency the Governor in the British Companies Bill do stand as the first Order of the Day for To-day.

G. GREY, Governor. *Message No. 6.*

The Bills intituled—

"The District Courts Act Amendment Act, 1865;"
"The Otago Provincial Public Offices Sites Trusts Act, 1865;"
"The Commencement of Acts Act, 1865;"
"The Public Domains Amendment Act, 1865;"
"The Panama Mail Service Act, 1864, Amendment Act, 1865;"
"The Armitage Pension Act, 1865;"
"The Native Rights Act, 1865;"
"The Native Commission Act, 1865;"
"The Parliamentary Privileges Act, 1865;"
"The Wellington Hospital Reserves Act, 1865;"
"The Marine Board Amendment Act, 1865;"
"The Howard Pension Act, 1865;"
"The Legislative Council Quorum Act, 1865;"

as finally passed by the Honourable the Legislative Council and House of Representatives, having been presented to the Governor for the Royal Assent, he has, in the name of Her Majesty, assented to the said Bills.

Government House, Wellington, 27th September, 1865.

3. *Private Grievance Committee.*—Mr. Jollie, for the Private Grievance Committee, brought up a Report, and the same was read as followeth:—

(1.) *Petition of Edward Catchpool:*

The papers in this case were referred to the Private Grievance Committee of last Session, but without any Petition upon the subject, and at so late a period of the Session that it was impossible for the Committee to agree upon any Report.

Mr. Catchpool's claim is in part a claim to a certain quantity of land (100 acres) under a Land Order of the New Zealand Company, and in part a claim to compensation for having been kept out of possession of a certain section of land which he had selected under that Land Order, by reason of *laches* on the part of the Government in not informing him whether that section had or had not been reserved for the Natives by Governor Sir George Grey, in 1853.

The circumstances of this case require to be briefly stated. For the Land Order above referred to, Mr. Catchpool originally selected section No. 22, in the Wainui-o-mata Valley. Under the arrangement come to in 1849, between the Company's Agent and the Wellington landowners, for a re-selection of land by those parties who were dissatisfied with their existing selections, Mr. Catchpool threw up that section, and selected a section at Porirua. This, however, it appears he afterwards found to be short of the full measurement by some twenty or thirty acres, which had been taken out of it for Government and Native purposes, in consequence of which he resigned it, and again fell back upon his original choice, section No. 22 in the Wainui-o-mata, which it was agreed by Mr. F. D. Bell, the then Commissioner of Crown Lands at Wellington, that he should be allowed to retain, provided the Governor had not in the meantime reserved it for the Natives. The section, however, it appears, was reserved by the Governor, at a meeting of the Executive Council in Wellington, on the 3rd of March, 1853, and the reservation was immediately notified, by direction of His Excellency, to the Commissioner for Crown Lands there, and by him duly entered on the records of his office; but from that time to the year 1864, when Mr. Fitzherbert, being Commissioner of Crown Lands, investigated the matter at the request of the Colonial Secretary, and reported the existence of the minute of reservation, Mr. Catchpool failed to obtain from the office, and from every other department of the Government to which he appealed, any positive and reliable information as to whether the section had or had not been reserved, and consequently whether he was to consider it to be his own or otherwise, notwithstanding very frequent and earnest applications on his part to obtain satisfaction on those points, as may easily be understood when it is stated that he very much desired to be allowed the section, as it adjoined other sections belonging to him; that whilst the question of the reserve remained in doubt he could not select elsewhere; that after a certain period (that is, from 1857 to 1859) he lost the opportunity of acquiring certain lands which were available to him, and likely to be more valuable than the Wainui-o-mata section; and that he was all this time losing the interest of his purchase-money and the use of the land.

It is on the other hand to be admitted that Mr. Catchpool was informed by Mr. F. D. Bell, in November, 1854, "that not having heard from the Governor in reply to his (Mr. Bell's) letter on the subject of the 11th October, 1853, and presuming from that circumstance that His Excellency had actually promised the Natives the section, he regretted that he was unable now to take the responsibility of placing it at your disposal;" but Mr. Catchpool's fair answer to that would be, that whilst the Commissioner of Crown Lands so wrote to him, he or the office over which he presided, was in full possession of positive and official information that the section had been reserved; that that fact should have been formally stated to him then and previously, but was not; and that, in the absence of such an intimation from the quarter which could alone be expected to be acquainted with the actual facts, and responsible for their communication to him, he was, and remained (as is stated in the petition), "fully impressed with the idea that such section of land could never have been reserved for the Natives, otherwise there could be no difficulty in settling the question by a reference to official records."

The fact seems to be, that there was on the part of the Commissioner of Crown Lands and his establishment an unaccountable oversight as to what had occurred and been recorded in reference to this matter, and that the same oversight prevailed till the middle of 1864, and under different Commissioners, notwithstanding special applications to them for information by Mr. Catchpool, and the like by them to other officers and departments.

Considering all the features of this case, and the fact that a former Government, as well as two Commissioners of Crown Lands at Wellington, have expressed the opinion that Mr. Catchpool is entitled to compensation, and that it was intimated to him in October, 1864, that the then Ministry, if it remained in office, would place a sum on the Estimates for the purpose, the Committee would recommend that the Petitioner should be paid the sum of £200 in satisfaction of his entire claim (that is to say, the 100 acres of land, and compensation in respect of it), and that a vote should be taken during the Session to that amount and for that purpose.

(2.) *Petition of J. W. Peake and seven others:*

This Petition is from certain settlers residing in the immediate vicinity of Woodall's Redoubt, or other outposts on the Kai-iwi stream, ten or twelve miles north-west of the town of Wanganui, who complain of having been for months past subject to repeated and very serious robberies of their sheep, pigs, poultry, and potatoes, as well as household property, by soldiers of the 18th Royal Irish and the 14th Regiments, which they find it impossible to prevent, or to obtain any redress for from the officers commanding, or the superior military authorities in the Colony.

The loss of stock, potatoes, household furniture, and other effects, suffered by the several parties whose names are attached to this Petition since March last, when the Imperial troops relieved the militia stationed at Woodall's and the other two Redoubts on the Kai-iwi, is stated by them to amount to no less a sum than £1,449 10s.

The Committee have only been able to examine one of the Petitioners, Mr. J. W. Peake, the largest sufferer, but they are satisfied by his and other evidence, that a wholesale system of robbery and depredation upon the property of the settlers in the neighbourhood of the Redoubts, and more particularly Woodall's, has been carried on by the men of the 18th Regiment almost ever since they were stationed there; and that no adequate measures have been taken by the officer commanding to inquire into, prevent, or punish these disgraceful outrages, which have rendered the presence of Her Majesty's troops in that particular locality a source of insecurity and spoliation less tolerable in some respects than that of hostile gangs of plundering Maoris.

The Committee understand that compensation has been awarded by Mr. Beckham to Northern Settlers whose property has been taken or destroyed under circumstances similar to the above, and they consider that compensation cannot be refused in the present instance, where it is quite clear undisguised and systematic spoliation has proceeded upon a very large scale, and apparently still continues,—for it is in evidence that since the Petition was forwarded for presentation, the house of Mr. Peake has again been broken open, and property to the value of £20 taken away. The precise extent to which Mr. Peake and the other Petitioners may have suffered loss, and consequently may be entitled to receive compensation, it is impossible for the Committee to ascertain. They recommend that this should be made the subject of inquiry by the Government on the spot in each individual case, when the detachments on the Kai-iwi shall have been relieved, and that provision should then be made for satisfying all claims properly authenticated, out of the proceeds of the sale of confiscated territory, in default of any other available means of meeting them.

The Committee would also recommend that the Government should bring to the notice of His Excellency the Governor the disgraceful conduct of the detachment of the 18th Royal Irish, which has chiefly given rise to this Petition, with a view to some effectual check being put upon their lawlessness, and better discipline being enforced for the future by the commanding officers, who, so far as the Committee are able to judge, must share the disgrace of these proceedings with their men. No good would appear to have come from the appeal which was made to the Lieutenant-General lately commanding, after

repeated

repeated remonstrances on the part of Mr. Peake. To limit as far as practicable further loss to himself, Mr. Peake has lately removed from his farm more than 400 sheep, and this, involving as it does a great sacrifice to him, forms a considerable item in the claim which he has preferred to the military authorities for compensation. His Excellency the Governor will probably be the best judge as to how far such a claim, if preferred by the Colony, is likely to be acknowledged or can be enforced. Of course, the recommendation which the Committee have above made in favor of the Petitioners is without prejudice to any steps which His Excellency may think proper to adopt with a view to urging the claim in that quarter, which the Committee cannot but think, under all the circumstances, is the proper one to entertain it.

None of the Petitioners, so far as the Committee can ascertain, suffered any loss or molestation whilst the posts on the Kai-iwi were garrisoned by the militia and small detachments of the 57th Regiment; it was only after March last, when detachments of the 18th and 14th Regiments came to be stationed there, that the mischief would appear to have commenced.

(3.) *Petition of Ellen Anne Hewett:*

The Petitioner is the widow of the late Mr. J. D. Hewett, of Pakarere, near Wanganui, who was murdered by Maoris in February last, and the Petitioner prays for relief on that account, and also on account of the loss of property plundered by the murderers, as well as of stock and farm produce either destroyed by the Maoris or sacrificed in consequence of the family having been obliged at different times to abandon their home, and take refuge in Wanganui.

Mr. Hewett was a captain in the Wanganui Militia, and is stated to have been under orders for active service at the time of his murder.

The loss of property sustained both before Mr. Hewett's murder and after it, has no doubt been very considerable. Household and personal effects appear to have been taken on the night of the murder to the value, as stated to the Committee by Mr. James Baker, the brother of the Petitioner, of about £300, whilst the loss to the family arising from repeated removals into and out of town, house rent, the straying away or destruction of stock, hay crop wasted, damage to fences, yards, &c., is estimated as amounting to £600 more.

The Petitioner, as the widow of a captain in the Militia, had her husband met his death whilst in the field, would have been entitled to a pension of from £50 to £80 per annum, together with a certain annual allowance for each child, should the same appear to be, on compassionate grounds, really required. She may, however, in the opinion of the Committee, claim from the Government the most liberal relief that it is in their power to extend to her, in consideration of the distressing circumstances of her whole case, and the very considerable loss of property which she has sustained.

If the Committee were called upon to make a specific recommendation in this case, and one that might be applicable to the case of others who hereafter may suffer from a like misfortune, they would be disposed to suggest that a block of 500 acres (that is to say, 100 for the widow, and the same for each of the children) should be granted by the Government out of the territory recently confiscated from the rebel tribes of the Wellington and Taranaki Provinces.

(4.) *Petition of F. A. Carrington:*

Mr. Carrington prays for a re-consideration of a claim to further compensation for certain losses incurred by him as one of the Taranaki settlers, which was preferred to Mr. Commissioner Beckham, and appears to have been negatived by that gentleman.

The Committee have of course the greatest disinclination to re-open questions of compensation already heard and decided upon by the Commissioner specially charged with the determination of such questions, unless indeed some grounds of evident justice or necessity be shown to justify such a course. It does not appear to the Committee (after taking evidence on the allegations contained in the Petition) that such exist in this case, and they therefore cannot recommend the House to grant its prayer.

(5.) *Case of J. C. Johnstone:*

The papers relating to the case of this gentleman have been referred to the Private Grievance Committee without a Petition from him, and without any precise instructions as to the object of such reference; but the Committee infer that they have been so referred with a view to an expression of opinion by the Committee as to the manner in which the obligations incurred by the Government, in consequence of the recent arbitration of Captain Johnstone's claim, should be carried into effect.

Captain Johnstone's claim arises out of his purchase, in the year 1854, of some 1600 acres of land at Raglan from the General Government, of which land it was found that the Government could not give him possession, and which in fact had not then been purchased from the original Native owners. The land was purchased subsequently, and Captain Johnstone put in possession, although after much delay and considerable outlay on his part, on account of which he preferred a claim to compensation. This claim appears to have been contested by the Stafford Government, but admitted by the succeeding one, which, in June, 1864,

1864, agreed to refer the question of amount to arbitration, and appointed Mr. Domett to be its arbitrator. The arbitration took place, and an award was made in favor of Captain Johnstone, on the 12th of July, 1864, for the sum of £560 6s. 8d.

Captain Johnston was thereupon informed that the Ministry was prepared to carry out the award by submitting a vote for the amount awarded to the House of Representatives; but when they met the House in November 1864, Ministers had resigned, and the new Government did not submit Estimates, and possibly had they done so might not have been prepared to include therein a sum in satisfaction of the arbitrators' award without a distinct recommendation to that effect from the Committee on Private Grievances, to which in a former Session (1863) a Petition from Captain Johnstone was referred for consideration, and which, under some misapprehension apparently of the real origin of the claim or desire of the Petitioner, reported against its being entertained by the House until after it should have been submitted to the Auckland Provincial Council.

The present Private Grievance Committee have, in deference to the Orders of the House of Representatives, and to the urgency of a case the settlement of which has been so long delayed, carefully examined the papers relating to it, and they are of opinion that the Government should without delay arrange for the payment to Captain Johnstone of £560 6s. 8d., the amount awarded by Mr. Domett and Mr. C. Partridge, by proposing a vote for the same during this Session. Such payment was actually promised him (subject to the approval of the House) by the Whittaker-Fox Government, and it seems upon the whole the best if not the only mode of now disposing of the case.

4. *New Provinces.*—Mr. Crosbie Ward moved, and the Question was proposed, That in the opinion of this House, it is desirable that before any new Province shall be constituted under "The New Provinces Act, 1858," inquiry shall be made by the Governor as to the revenue received and the expenditure made within the district by the Government of the Province from which separation is required for a period of at least twelve months preceding; and that no such new Province shall be constituted out of any district where such expenditure shall be proved to have amounted to an equitable proportion of such revenue.

Mr. Cox moved, That the Question be amended by the omission of all the words after the word "That," with a view to insert the words, "no proposition for the repeal or amendment of the New Provinces Act will be acceptable to the House, or adequately protect the interests of country districts, which does not provide for the reservation of at least twenty-five per cent. of the gross Territorial Revenue arising within such districts, and the local expenditure of the same upon district roads, bridges, and other objects of special utility to the inhabitants," in lieu thereof.

A Debate arose thereupon.

On motion of Mr. Brodie, *Ordered*, That this Debate be now adjourned until To-morrow.

5. *Additional Puisne Judge.*—On motion of Mr. Stafford, *Resolved*, That in the event of an additional Judge of the Supreme Court being appointed, with a view to the large and increasing population on the West Coast of the Middle Island, and in the Province of Nelson, it is fitting that such Judge should reside in Nelson.

6. *Natives killed at Opotiki.*—On motion of Mr. G. Graham, *Ordered*, That there be laid on the Table of this House a Return showing the number and names (if the latter can be supplied) of the Maoris that have been killed or wounded by the Colonial Forces within ten days from their arrival at Opotiki; the names of the Civil Commissioner or Magistrates who accompanied the expedition; also, a copy of the Proclamation or demand made for the surrender of the murderers of the Reverend Mr. Volkner and others.

7. *British Companies Bill.*—The Order of the Day being read, for the consideration of the amendment proposed by His Excellency the Governor in the British Companies Bill;

The same was accordingly read and agreed to.

*Ordered*, That the British Companies Bill, and the amendment proposed therein by His Excellency the Governor, be transmitted to the Legislative Council, together with a Message acquainting the Council that this House hath adopted the said amendment, and requesting their concurrence.

8. *Otago Municipal Corporation Bill.*—The Order of the Day being read, for the second reading of the Otago Municipal Corporation Bill;

The Bill was read a second time accordingly.

On motion of Mr. Haughton, *Ordered*, That the Otago Municipal Corporation Bill be referred to a Select Committee, consisting of Mr. Mason, Mr. Jollie, Mr. Cox, Mr. Wayne, Mr. Waring Taylor, the Honourable Major Richardson, and the Mover; three to be a quorum, and to report this day week.

9. *Law Practitioners' Act Amendment Bill.*—The Order of the Day being read, for the second reading of the Law Practitioners' Act Amendment Bill;

The

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

10. *Hawke's Bay Military Settlers and Colonial Defence Corps Bill.*—The Order of the Day being read, for the House in Committee on the Hawke's Bay Military Settlers and Colonial Defence Corps Bill;

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

11. *Hawke's Bay Land Regulations Bill.*—The Order of the Day being read, for the House in Committee on the Hawke's Bay Land Regulations Bill;

*Resolved,* That this House will, on Tuesday next, resolve itself into the said Committee.

12. *Petty Sessions Bill.*—The Order of the Day being read, for the House in Committee on the Petty Sessions Bill;

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

13. *Private Estate Bills Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Private Estate Bills Bill;

The same was accordingly received and adopted.

*Ordered,* That the Bill be read a third time To-morrow.

14. *Gold Fields Acts Amendment Bill.*—The Order of the Day being read, for the third reading of the Gold Fields Acts Amendment Bill;

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act to facilitate the construction of Water Races upon the Gold Fields, and otherwise to amend the Gold Fields Acts of 1862 and 1863."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

15. *Masters and Servants Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Masters and Servants Bill;

On motion of Mr. Dillon Bell, *Ordered,* That the Bill be re-committed to a Committee of the whole House for the re-consideration of clauses 8 and 21.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That the following do stand as a clause in the Bill:

"Whenever the estate of any master or employer shall have been placed under sequestration in pursuance of any law of bankruptcy or insolvency, all wages due and unpaid to any servant of such master or employer at the date of and for a period of twelve months before such sequestration shall have such priority over claims of other creditors as shall be specially provided by any law in force for the time being relating to Bankruptcy or Insolvency, and if there shall be no such special provision in force, then such wages shall be a first charge on the assets of such estate, and shall be paid before any distribution of such assets among the creditors, and the amount of wages so unpaid with the names of the persons entitled to the same shall be ascertained and certified by the Registrar of the Supreme Court acting in the district within which such sequestration shall have been made, and upon his order payment shall be made by the official or other assignee or trustee of the estate (if or so far as the funds of the estate will permit) and before any payment to creditors." (*Mr. Dillon Bell.*)

Then the Question being put thereon, it was resolved in the Affirmative.

Clause 21 read. Amendment proposed: To omit the following words—"punish by fine or imprisonment, or both, any wilful violation of the provisions of such indentures or other written agreement as last aforesaid, whether such wilful violation shall have been committed by any master, employer, or servant, and also to." (*Mr. Dillon Bell.*)

Amendment agreed to.

Another amendment proposed: At the end of the clause to add the following words—"and in case any such master or servant shall upon such hearing be adjudged to have been guilty of a wilful violation of the provisions of such indentures or other written agreement as aforesaid, or if any misdemeanor or misconduct by a servant during his service or employment, it shall be lawful for such Justices to punish the offender by the infliction of any fine not exceeding thirty pounds, or by imprisonment for any period not exceeding one calendar month." (*Mr. Dillon Bell.*)

Amendment agreed to.

Clause as amended agreed to.

To report the Bill as amended.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto. *Ordered,*

*Ordered*, That the Report be received To-morrow.

16. *Building and Land Societies Ordinance Amendment Bill.*—The Order of the Day being read, for the third reading of the Building and Land Societies Ordinance Amendment Bill;

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass.

Question proposed, That the following be the Title of the Bill:—"An Act to amend an Ordinance of the Governor and late Legislative Council of the Colony, intituled, An Ordinance for the Regulation of Building and Land Societies."

Mr. Waring Taylor moved, That the question be amended by the omission of all the words after the word "amend" in the first line, and the insertion of the words, "The Building and Land Societies Ordinance, Session XI., No. 11," and "The Building Societies Amendment Act, 1856," in lieu thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

Then the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

*Resolved*, That the Title be, "An Act to amend the Building and Land Societies Ordinance, Session XI., No. 11," and "The Building Societies Amendment Act, 1856."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence in the amendments made therein.

17. *Canterbury Waste Lands Bill.*—The Order of the Day being read, for the third reading of the Canterbury Waste Lrnds Bill;

*Ordered*, That the Bill be read a third time on Friday next.

18. *Stamp Duties.*—The Order of the Day being read, for receiving the Report of a Resolution from the Committee of the whole House on the advisability of imposing Stamp Duties;

Mr. Carleton accordingly reported the following Resolution:—

*Resolved*, That it is expedient that there should be raised within the Colony, duties on deeds or instruments, on legacies and residues under wills and intestacies, and on succession to real or personal estate.

And the Resolution being read a second time,

Motion made and Question proposed, That this House doth agree with the Committee in the said Resolution;

And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 22. | *Noes*, 20. |
|---|---|
| Hon. Major Atkinson | Mr. Bunny |
| Mr. Dillon Bell | Mr. Buckland |
| Mr. Brandon | Mr. Burns |
| Mr. Cox | Mr. Carleton |
| Mr. Curtis | Mr. Colenso |
| Mr. Domett | Mr. Creighton |
| Mr. Eyes | Mr. G. Graham |
| Hon. Mr. FitzGerald | Mr. R. Graham |
| Hon. Mr. Fitzherbert | Mr. Macandrew |
| Mr. Gledhill | Mr. Mason |
| Mr. Harrison | Mr. Munro |
| Mr. Haughton | Mr. O'Neill |
| Mr. Jollie | Mr. O'Rorke |
| Mr. Mantell | Mr. Paterson |
| Mr. Miles | Mr. Renall |
| Hon. Major Richardson | Mr. Reynolds |
| Mr. Waring Taylor | Mr. Russell |
| Mr. Wayne | Mr. John Williamson |
| Hon. Mr. Weld | Mr. Stafford } (Tellers.) |
| Mr. Wells | Mr. Crosbie Ward } |
| Hon. Mr. Sewell } (Tellers.) | |
| Mr. Cracroft Wilson, C.B. } | |

So it was resolved in the Affirmative.

19. *Committee of Ways and Means.*—The Order of the Day being read, for the Committee of Ways and Means;

*Resolved*, That this House will, To-morrow, resolve itself into the said Committee.

20. *The Mayne Pension Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Mayne Pension Bill;

The same was accordingly received and adopted.

*Ordered*, That the Bill be read a third time To-morrow.

21. *Orders of the Day.*—On motion of the Honourable Mr. Sewell, *Ordered,* That Orders of the Day, standing from 15 to 22 inclusive, on this day's Order Paper, be postponed until To-morrow.

22. *Location of Immigrants at Waikato.*—The Order of the Day being read for resuming the adjourned Debate on the Question, That there be laid upon the Table of this House a copy of all Correspondence not yet laid on the Table of this House, concerning the Location of Immigrants at Waikato;

And the Question being again proposed, the House resumed the said adjourned Debate.

And the Question being put, it was resolved in the Affirmative.

23. *Land Confiscated from Natives.*—On motion of Colonel Haultain, *Ordered,* That there be laid upon the Table of this House, Plans, showing the extent and localities of the land confiscated from the Natives.

24. *Wellington Supreme Court Site Bill.—Ordered,* That leave be given to bring in a Bill to confirm and effectuate an arrangement for the purchase of a piece of land in the City of Wellington for the site of the Supreme Court, and that the Honourable Mr. Sewell and Mr. Brandon do prepare and bring it in.

25. *Petitions of Settlers who suffered Losses by the Insurrection.*—On motion of Mr. John Williamson, *Ordered,* That in accordance with a Resolution of this House, a Select Committee be appointed to inquire into and report upon the Petitions of certain residents in the Province of Auckland, who suffered losses and sustained injuries in the Waikato Districts, and also upon the Reports and Awards of Mr. Commissioner Beckham, who was appointed to inquire into the claims preferred by those persons: Committee to consist of Mr. Domett, Mr. Stafford, Honourable Mr. Fitzherbert, Mr. Waring Taylor, Mr. Dillon Bell, Mr. Colenso, Mr. Burns, and the mover; three to be a quorum, and to report on Tuesday next.

26. *Bailors and Mortgagees Protection Bill.*—On motion of Mr. Thomson, *Ordered,* That the Bailors and Mortgagees Protection Bill be referred to a Select Committee, consisting of the Honourable Mr. Sewell, Mr. Dillon Bell, Mr. Wayne, Mr. Russell, Mr. Wells, Mr. Curtis, Mr. Brandon, and the Mover; three to be a quorum, and to report this day week.

27. *Petition of Hannibal Marks.*—On motion of Mr. John Williamson, *Ordered,* That a Select Committee be appointed to inquire and report on the matter of the Petition of Mr. Hannibal Marks, late Commander of Her Majesty's Colonial Gunboat "Sandfly," to consist of Mr. Macandrew, Mr. Henderson, Mr. Colenso, Mr. Creighton, Mr. Pharazyn, Mr. Waring Taylor, Mr. Richmond, and the Mover; three to be a quorum, and to report this day week.

28. *Crown Lands (Nelson) Leasing Bill.—Ordered,* That leave be given to bring in a Bill to authorize the leasing, for depasturing purposes, of Crown Lands in the Province of Nelson, and that Mr. Domett and Mr. Richmond do prepare and bring it in.

29. *Southland Waste Lands Amendment Bill.—Ordered,* That leave be given to bring in a Bill to amend the law for the sale, disposal, and occupation of the Waste Lands in the Province of Southland, and that Mr. Dillon Bell do prepare and bring it in.

30. *Wanganui Campaign.*—On motion of Colonel Haultain, *Ordered,* That there be laid upon the Table of this House, a Return of the sums expended by the Colonial Government in the conduct of the Wanganui Campaign, showing the amount expended under the different heads of pay and rations of Militia and Native allies, transport, and miscellaneous expenses.

31. *Proclamation of Amnesty to Natives.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That, in the opinion of this House, it is most desirable that it should be fully informed as to the reasons why certain persons of the Maori race, guilty at various times and in divers places of the barbarous murder of more than twenty English settlers, (comprising men, women and children,) were declared, in a Proclamation dated the 2nd instant, to be fully pardoned: seeing that such murderers were specially exempted in the Proclamation of October 25th, and again in another of December 17th, 1864; that against some of them verdicts of "Wilful Murder" have been returned by several Coroners' juries; and that this House is in possession of no papers nor information which, in its present opinion, could have sanctioned such a proceeding;

And the Question being again proposed, the House resumed the said adjourned Debate.

Mr. Buckland moved, That the Question be amended by the omission of the word "women" in the 4th line thereof.

Debate continued.

And the House having continued to sit until after Twelve of the Clock on Thursday morning,

## Thursday, the 28th day of September, 1865.

And the Question being put, That the word proposed to be omitted stand part of the Question, it passed in the Affirmative.

Then the original Question being put, the House divided, and there being no Teller on the side of the Noes, Mr. Speaker declared the Ayes to have it.

So it was resolved in the Affirmative.

32. *Security for Public Moneys.*—On motion of Mr. Thomson (for Mr. Wilkin), *Resolved*, That this House is of opinion that it ought to be a rule of the Public Service of this Colony, that every official through whose hands money passes in the course of duty, should be required to give a bond of security for an amount sufficient to cover any possible loss by defalcation, or otherwise.

That the Government be requested to carry the above Resolution into effect with as little delay as possible.

33. *Message.*—A Message from the Legislative Council, by Thomas John Lucas, Esquire, Clerk of the Legislative Council:

The Legislative Council have received a Bill intituled "An Act for making temporary provision for the Representation of the Mining Population of the West Coast of the Province of Canterbury in the Provincial Council of that Province," from His Excellency, with certain amendments, which they have adopted, and to which they request the concurrence of the House of Representatives.

And also, the Legislative Council have passed the following Bill, with certain amendments, to which they request the concurrence of the House of Representatives:—

A Bill intituled "An Act to limit the liability of Mining Companies."

34. *West Coast Miners Representation Bill.—Ordered*, That the consideration of the amendments made by His Excellency the Governor in the West Coast Miners Representation Bill be an Order of the Day for To-day.

35. *Mining Companies Limited Liability Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Mining Companies Limited Liability Bill be an Order of the Day for Friday.

Then, on motion of the Honourable Mr. Weld,
The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Thursday, 28th September*, 1865.

NOTICES OF MOTION.

1. Mr. STAFFORD to move, That a respectful Address be presented to His Excellency requesting His Excellency to cause copies of His Excellency's Despatches to the Right Honourable the Secretary of State for the Colonies, No. 46, of the 7th April, and No. 60, of the 7th May, 1865, with any Memoranda from Ministers relating thereto, to be laid on the Table.
2. Mr. BURNS to move, That all unauthorized expenditure now going on at the Government Domain, Lowry Bay, be suspended until there is a legal appropriation for the same.
3. Colonel HAULTAIN to move, That the House go into Committee to consider the Petition of Howard Hutton as Attorney for the sisters of the late Colonel Nixon.
4. Mr. CRACROFT WILSON, C.B., to move, For a list of all the Correspondence connected with Provincial Governments which was lost in the wreck of the "White Swan," with a view to obtaining duplicates of the same.
5. Mr. CARLETON to move, That a Standing Orders Committee be appointed, the Committee to consist of the Honourable Mr. Weld, Mr. Brandon, Mr. Stafford, Mr. O'Rorke, Mr. Cracroft Wilson, C.B., and the Honourable Dr. Monro.
6. Adjourned Debate on the Question—

   (1.) That in the opinion of this House it is desirable that before any new Province shall be constituted under "The New Provinces Act, 1858," inquiry shall be made by the Governor as to the revenue received and the expenditure made within the district by the Government of the Province from which separation is required for a period of at least twelve months preceding; and that no such new Province shall be constituted out of any district where such expenditure shall be proved to have amounted to an equitable proportion of such revenue.

   (2.) That leave be given to bring in a Bill to amend the law relating to the constitution of new Provinces accordingly.
7. Mr. MACANDREW to move, That the New Provinces Bill, be read a second time.
8. The Honourable Mr. FITZGERALD to move, For leave to introduce a Bill for constituting certain extra Provincial districts of the Northern Island of the Colony, inhabited wholly or principally by Maoris, in order that a system of Government may be established therein suitable to the wants and requirements of the inhabitants thereof.

9. Mr.

9. Mr. CROSBIE WARD to move, That leave be given to bring in a Bill to provide compensation for John Wynn Hughes Williams.

*For Motions Nos.* 10, 11, *and* 12, *vide Motions Nos.* 3, 4, *and* 5, 14*th September*, *page* 128.

ORDERS OF THE DAY.

1. West Coast Miners Representation Bill—consideration of an Amendment by His Excellency the Governor.
2. Mining Companies Limited Liability Bill—consideration of Amendments by the Legislative Council.
3. Law Practitioners Act Amendment Bill—to be committed.
4. Volunteer Force Bill—to be reported.
5. Private Estate Bills Bill—third reading.
6. Masters and Servants Bill—to be reported.
7. The Committee of Ways and Means.
8. The Mayne Pension Bill—third reading.
9. New Zealand Settlements Act Amendment Bill—to be further considered in Committee.
10. Militia Bill—to be committed.
11. The Representation Bill—to be further considered in Committee.
12. Clause 5 of the Legislative Officers Regulation Bill—to be further considered in Committee.
13. Surplus Revenues Repeal Bill—second reading.
14. Loan Allocation Bill—to be further considered in Committee.
15. Provincial Loans Consolidation Bill—to be committed.
16. The Committee of Supply.

## Thursday, the 28th day of September, 1865.

PRAYERS:

1. *Proclamation of Amnesty to Natives.*—The Honourable Mr. Weld moved and the Question was proposed, That Standing Order No. 367 be suspended, to enable him to make a Motion without a notice first given.

And the Question being put, it was resolved in the Affirmative.

On motion of the Honourable Mr. Weld, the following Resolution, adopted by the House yesterday, was read:—

That, in the opinion of this House, it is most desirable that it should be fully informed as to the reasons why certain persons of the Maori race, guilty at various times and in divers places of the barbarous murder of more than twenty English settlers, (comprising men, women, and children,) were declared, in a Proclamation dated the 2nd instant, to be fully pardoned: seeing that such murderers were specially exempted in the Proclamation of October 25th, and again in another of December 17th, 1864; that against some of them verdicts of "Wilful Murder" have been returned by several Coroners' juries; and that this House is in possession of no papers nor information which, in its present opinion, could have sanctioned such a proceeding.

The Honourable Mr. Weld moved and the Question was proposed, That the Resolution just read be rescinded.

And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 21. | *Noes*, 3. |
|---|---|
| Hon. Major Atkinson | Mr. Burns |
| Mr. Brandon | Mr. Colenso } (Tellers.) |
| Mr. Cox | Mr. Creighton } |
| Mr. Curtis | |
| Mr. Eyes | |
| Hon. Mr. FitzGerald | |
| Hon. Mr. Fitzherbert | |
| Mr. Gledhill | |
| Mr. Harrison | |
| Mr. Haughton | |
| Mr. Miles | |
| Mr. Pharazyn | |
| Hon. Major Richardson | |
| Hon. Mr. Sewell | |
| Mr. Waring Taylor | |
| Mr. Thomson | |
| Mr. Wayne | |
| Mr. Wells | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. Richmond } (Tellers.) | |
| Hon. Mr Weld } | |

So it was resolved in the Affirmative.

2. *Picton and Blenheim Railway Bill.*—Mr. Carleton, from the Committee to whom was referred back the Picton and Blenheim Railway Bill, brought up a Report, and the same was read and ordered to lie on the Table.

*Ordered*, that the Report be taken into consideration on Tuesday next.

3. *Despatches to the Secretary of State.*—Mr. Stafford moved and the Question was proposed, That a respectful address be presented to His Excellency, requesting His Excellency to cause copies of His Excellency's Despatches to the Right Honourable the Secretary of State for the Colonies, No. 46, of the 7th April, and No. 60, of the 7th May, 1865, with any Memoranda from Ministers relating thereto, to be laid on the Table.

The Motion was, with the leave of the House, withdrawn.

4. *Government Domain, Lowry Bay.*—Mr. Burns moved and the Question was proposed, That all unauthorized expenditure now going on at the Government Domain, Lowry Bay, be suspended until there is a legal appropriation for the same.

A Debate arose thereupon.

The hour of Three of the Clock having arrived, the House proceeded to the consideration of the Orders of the Day.

5. *West Coast Miners Representation Bill.*—The Order of the Day being read, for the consideration of an amendment by His Excellency the Governor in the West Coast Miners Representation Bill;

The same being read, was agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath adopted the said amendment.

6. *Mining Companies Limited Liability Bill.*—The Order of the Day being read, for the consideration of an amendment made by the Legislative Council in the Mining Companies Limited Liability Bill;

The same was accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendment.

7. *Law Practitioners Act Amendment Bill.*—The Order of the Day being read, for the House in Committee on the Law Practitioners Act Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 read. Amendment proposed: In line 2 after the word "barrister" to insert the words "in Great Britain or Ireland." (*Mr. O'Neill.*)

Amendment agreed to.

Another amendment proposed: In line 3 to omit the words "of any of the Courts at Westminster or Dublin." (*Mr. O'Neill.*)

Amendment agreed to.

Another amendment proposed: In line 4 after the word "barrister" to insert the words "or solicitor." (*Mr. O'Neill.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 3 read. Amendment proposed: In the last line but one after the word "had" to insert the word "duly." (*Mr. O'Neill.*)

Amendment agreed to.

Another amendment proposed: At the end of the clause to add the words "under the provisions of the said Act." (*Mr. O'Neill.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 4 read and agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

---

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on Tuesday next.

8. *Message.*—The Honourable Mr. Fitzherbert, one of Her Majesty's Executive Council for the Colony, delivered to Mr. Speaker a Message from His Excellency the Governor, signed by His Excellency; and the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

G. GREY,

G. GREY, Governor. *Message No. 7.*

The Governor transmits to the House of Representatives the enclosed Estimate of probable Expenditure of balance of Loan of Three Millions for the year 1865-6, and, on Her Majesty's behalf, recommends the House to make provision accordingly.

Government House, Wellington, 28th September, 1865.

*Ordered*, That the Message of His Excellency be referred to the Committee of Supply.

9. *Volunteer Force Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Volunteer Force Bill;

*Ordered*, That the Report be received on Tuesday next.

10. *Private Estates Bills Bill.*—The Order of the Day being read, for the third reading of the Private Estates Bills Bill;

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act for enabling the General Assembly to obtain the opinion of the Supreme Court on Private Estate Bills."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence in the amendment made therein.

11. *Masters and Servants Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Masters and Servants Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be read a third time To-morrow.

12. *Committee of Ways and Means.*—The Order of the Day being read, for the House in Committee of Ways and Means;

*Resolved*, That this House will, To-morrow, resolve itself into the said Committee.

13. *Mayne Pension Bill.*—The Order of the Day being read, for the third reading of the Mayne Pension Bill;

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to grant a retiring Allowance to Edward Mayne, Esquire, Sergeant-at-Arms of the House of Representatives."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

14. *Orders of the Day postponed.*—On motion of the Honourable Mr. Sewell, *Ordered*, That Orders of the Day from 9 to 16, inclusive, standing on this day's Order Paper, be postponed until To-morrow.

15. *Notices of Motion.*—On motion of Mr. Stafford, *Resolved*, That the House proceed to the consideration of the Motions on this day's Order Paper.

16. *Government Domain, Lowry Bay.*—The House accordingly resumed the adjourned Debate on the Question, That all unauthorized expenditure now going on at the Government Domain, Lowry Bay, be suspended, until there is a legal appropriation for the same.

Mr. Creighton moved, That the Question be amended by the omission of all the words after the word "That," with a view to insert the words "the House desires to record its opinion, that a Select Committee ought to be appointed to investigate the circumstances connected with the purchase of the Lowry Bay Estate by the Government; as also the purchase of, or negociations for other lands and buildings for General Government purposes," in lieu thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

Then the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

*Resolved*, That the House desires to record its opinion, That a Select Committee ought to be appointed to investigate the circumstances connected with the purchase of the Lowry Bay Estate by the Government; as also the purchase of, or negociations for other lands and buildings for General Government purposes.

17. *Pension to the Sisters of the late Colonel Nixon.*—A Motion being made, That this House do now resolve itself into a Committee to consider the Petition of Howard Hutton, as Attorney for the sisters of the late Colonel Nixon;

The Honourable Major Atkinson, by His Excellency's command, acquainted the House that His Excellency, having been informed of the subject matter of this Motion, recommends it to the consideration of this House.

*Resolved*, That this House will, To-morrow, resolve itself into a Committee to consider that Motion.

18. *Correspondence*

18. *Correspondence lost in "White Swan."*—On motion of Mr. Cracroft Wilson, C.B., *Ordered*, That there be laid upon the Table, a list of all the Correspondence connected with Provincial Governments which was lost in the wreck of the "White Swan," with a view to obtaining duplicates of the same.

19. *Standing Orders Committee.*—On motion of Mr. Carleton, *Ordered*, That a Standing Orders Committee be appointed, the Committee to consist of the Honourable Mr. Weld, Mr. Brandon, Mr. Stafford, Mr. O'Rorke, Mr. Cracroft Wilson, C.B., Mr. Speaker, and the Mover.

20. *New Provinces Bill.*—On motion of Mr. Macandrew, *Ordered*, That the second reading of the New Provinces Bill be made an Order of the Day for To-morrow.

21. *New Provinces.*—The Order of the Day being read, for resuming the adjourned Debate on the Question,—

(1.) That, in the opinion of this House, it is desirable that before any new Province shall be constituted under "The New Provinces Act, 1858," inquiry shall be made by the Governor as to the revenue received and the expenditure made within the district by the Government of the Province from which separation is required for a period of at least twelve months preceding; and that no such new Province shall be constituted out of any district where such expenditure shall be proved to have amounted to an equitable proportion of such revenue.

(2.) That leave be given to bring in a Bill to amend the law relating to the constitution of new Provinces accordingly.

*Resolved*, That this House will, on Tuesday next, again resume the said adjourned Debate.

22. *New Maori Provinces.*—The Honourable Mr. FitzGerald moved and the Question was proposed, That he have leave to introduce a Bill for constituting certain extra Provincial Districts of the Northern Island of the Colony, inhabited wholly or principally by Maoris, in order that a system of Government may be established therein suitable to the wants and requirements of the inhabitants thereof;

Mr. Graham moved, That the Question be amended by the insertion of the words "six months hence" after the word "Bill" in the first line.

A Debate arose thereupon.

And the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

Then the Question as amended being put, *Ordered*, That the Honourable Mr. FitzGerald have leave to introduce a Bill, six months hence, for constituting certain extra Provincial Districts of the Northern Island of the Colony, inhabited wholly or principally by Maoris, in order that a system of Government may be established therein suitable to the wants and requirements of the inhabitants thereof.

23. *Petition of J. W. H. Williams.*—On motion of Mr. Crosbie Ward, the House resolved itself into a Committee to consider the Question, That leave be given to bring in a Bill to provide compensation for John Wynn Hughes Williams.

(In the Committee.)

Motion made and Question proposed, "That in the opinion of this Committee it is desirable that compensation be granted to John William Hughes Williams on account of damages arising from breach of contract by the Canterbury Association." (*Mr. Crosbie Ward.*)

And the Question being put thereon, it passed in the Affirmative.

Resolution to be reported.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had come to a Resolution.

*Ordered*, That the Report be received To-morrow.

24. *Wellington Supreme Court Site Bill.*—The Honourable Mr. Sewell presented a Bill to confirm and effectuate an arrangement for the purchase of a piece of land in the City of Wellington for the site of the Supreme Court; and the same was read the first time, and ordered to be read a second time To-morrow.

25. *Commission on the Finances of the Colony.*—The Order of the Day being read, for resuming the adjourned Debate on the Question,—

That a Commission ought to be appointed to investigate and report upon the general management and administration of the Finances of the Colony since the month of June, 1863; and particularly as to the manner in which the Three Million Loan authorized by "The Loan Act, 1863," has been raised and expended;

That the members of the Audit Committee should be Commissioners, and that such Commission should have power to call for and examine papers and persons; the Commissioners to report to the Governor within six months from this date; the Report to be laid before the General Assembly next Session;

That

That a Bill ought to be brought in for the above purpose;
Mr. Crosbie Ward moved the Previous Question.
And the Question being put, That this Question be now put, it passed in the Negative.
Then, on motion of the Honourable Mr. Weld,
The House adjourned.

## ORDERS OF THE DAY AND NOTICES OF MOTION.

*Friday, 29th September,* 1865.

ORDERS OF THE DAY.

1. Hawke's Bay Military Settlers and Colonial Defence Corps Bill—to be committed.
2. Petty Sessions Bill—to be committed.
3. Canterbury Waste Lands Bill—third reading.
4. Native Lands Bill—to be reported.
5. Masters and Servants Bill—third reading.
6. Committee of Ways and Means.
7. The following Resolution to be considered in Committee,—That the Petition of Howard Hutton, as Attorney for the sisters of the late Colonel Nixon, be now considered.
8. New Provinces Bill—second reading.
9. A Resolution to be reported from Committee of the whole House,—That, in the opinion of this Committee it is desirable that compensation be granted to John W. H. Williams, on account of damages arising from breach of contract by the Canterbury Association.
10. Wellington Supreme Court Site Bill—second reading.
11. New Zealand Settlements Act Amendment Bill—to be further considered in Committee.
12. Militia Bill—to be committed.
13. Representation Bill—to be further considered in Committee.
14. Clause 5 of the Legislative Officers Regulation Bill—to be further considered in Committee.
15. Surplus Revenues Repeal Bill—second reading.
16. Loan Allocation Bill—to be further considered in Committee.
17. Provincial Loans Consolidation Bill—to be committed.
18. The Committee of Supply.

NOTICES OF MOTION.

1. Mr. HAUGHTON to move, That the Honourable the Attorney-General, Mr. Reynolds, and Mr. Dillon Bell be added to the Select Committee on the Otago Municipal Corporation Bill.
2. Mr. JOLLIE to move, That the Petition from certain electors and householders of the Timaru District, praying that "The New Provinces Act, 1858," may neither be repealed nor altered, be printed.
3. The Honourable Major RICHARDSON to move, That a Select Committee, consisting of Mr. Speaker, Dr. Featherston, Mr. Russell, Mr. Creighton, Mr. Curtis, Mr. Reynolds, and Mr. Dillon Bell, be appointed to inquire into and report on the Postal Arrangements of the Colony: three members shall be a quorum, and the Report brought up on the 8th proximo.
4. Mr. THOMSON to move, That leave of absence be granted to Mr. L. Walker for the remainder of the Session.
5. Mr. RUSSELL to move, That leave of absence be granted to Mr. Butler for the remainder of the Session.
6. Mr. JOHN WILLIAMSON to move, That the House do resolve itself into Committee of the whole to consider the recommendations of the Private Grievance Committee in the cases of James Callaghan, John Laurie, Robert Ormsby, John Bolton, Rhoda B. Hamlin, and Henry Deery.

## Friday, the 29th day of September, 1865.

PRAYERS:

1. *Nelson Waste Lands Bill.*—Mr. Domett presented a Bill to authorize the leasing, for depasturing purposes, of Crown Lands in the Province of Nelson; and the same was read for the first time, and ordered to be read a second time on Tuesday next.

2. *Southland Waste Lands Bill.*—Mr. Dillon Bell presented a Bill to amend the law for the sale, disposal, and occupation of the Waste Lands in the Province of Southland; and the same was read the first time, and ordered to be read a second time on Tuesday next.

3. *Hawke's Bay Military Settlers and Colonial Defence Corps Bill.*—The Order of the Day being read, for the House in Committee on the Hawke's Bay Military Settlers and Colonial Defence Corps Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported that the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Report be received on Tuesday next.

4. *Petty*

4. *Petty Sessions Bill.*—The Order of the Day being read, for the House in Committee on the Petty Sessions Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 6 read and agreed to.

Clause 7 read. Amendment proposed: In line 7 to omit the words "and the Justice present at such meeting," with the view of inserting the following words in lieu thereof—"five Justices at such meeting shall form a quorum and." (*Mr. O'Rorke.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 8 and 9 read and agreed to.

Clause 10 read. Amendment proposed: To add the words "At each Court the Chairman and one Justice, or in case of the Chairman's absence, three Justices shall form a quorum." (*Mr. O'Rorke.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 11 to 13 read and agreed to.

Clause 14 read. Amendment proposed: To add the words "Provided that in every such case the quorum of Justices shall be three, including such temporary Chairman." (*Mr. O'Rorke.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 15 to 18 read and agreed to.

Clause 19 negatived.

Clauses 20 and 21 read and agreed to.

Clause 22 read. Amendment proposed: To omit all the words from the word "shall" in line 1 to the word "receive" in line 5. (*Mr. O'Rorke.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 23 read and agreed to.

Clauses 24 to 39 negatived.

Clauses 40 and 41 read and agreed to.

Clause 42 negatived.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"Every Court of Petty Sessions established under this Act shall have and exercise the same powers and the same jurisdiction in all cases both civil and criminal as may now be exercised by a Resident Magistrate: saving always the extended jurisdiction in civil cases conferred on Resident Magistrates by "The Resident Magistrate's Extension of Jurisdiction Act, 1862." (*Mr. O'Rorke.*)

And the Question being put thereon, it was resolved in the Affirmative.

Preamble read and agreed to.

To report the Bill with amendments.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on Tuesday next.

5. *Canterbury Waste Lands Bill.*—The Order of the Day being read, for the third reading of the Canterbury Waste Lands Bill;

*Ordered*, That the said Order be discharged.

*Ordered*, That the Bill be re-committed to a Committee of the whole House for Tuesday next.

6. *Native Lands Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Native Lands Bill;

On motion of the Honourable Mr. Sewell, *Ordered*, That the Bill be re-committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 59 read and agreed to.

Clause 60 read. Amendment proposed: To add the following words—"and if any such costs shall not be paid in accordance with the order of the Court, the same or such part thereof as shall be unpaid, may be recovered by the party who ought to receive the same from the other party, as a debt, whereof an official copy of the Order of the Court shall be sufficient proof." (*Mr. FitzGerald.*)

Amendment agreed to.

Clause as amended agreed to.

Clause

Clauses 61 to 76 read and agreed to.

Clause 77 read. Motion made and Question proposed, That the Chairman report progress. (*Mr. Reynolds.*)

And the Question being put thereon, it passed in the Negative.

And the Question being put that the clause as read stand part of the Bill, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 24. | *Noes*, 6. |
|---|---|
| Hon. Major Atkinson | Mr. R. Graham |
| Mr. Dillon Bell | Colonel Haultain |
| Mr. Bunny | Mr. Mantell |
| Mr. Brandon | Mr. Rhodes |
| Mr. Burns | Mr. Colenso (Tellers.) |
| Mr. Cox | Mr. Stafford (Tellers.) |
| Mr. Curtis | |
| Hon. Mr. Fitzherbert | |
| Mr. Gledhill | |
| Mr. Harrison | |
| Mr. Jollie | |
| Mr. Macandrew | |
| Mr. Munro | |
| Mr. O'Neill | |
| Mr. O'Rorke | |
| Hon. Major Richardson | |
| Hon. Mr. Sewell | |
| Mr. Thomson | |
| Hon. Mr. Weld | |
| Mr. Wells | |
| Mr. John Williamson | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. Creighton (Tellers.) | |
| Mr. W. Taylor (Tellers.) | |

So it was resolved in the Affirmative.

Clause 78 read and agreed to.

Schedules read and agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

On motion of the Honourable Mr. FitzGerald, *Ordered*, That the Bill be re-committed to a Committee of the whole House forthwith, to consider clauses 76 and 78, and the Schedule, and for the purpose of adding a new clause.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 76 read. Amendment proposed: To add the following words—"Provided that no such order for a re-hearing shall be made after six months shall have elapsed from the date of the original decision by the Court." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Clause as amended agreed to.

To report progress.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

*Resolved*, That this House will, next Sitting Day, again resolve itself into the said Committee.

7. *Masters and Servants Bill.*—The Order of the Day being read, for the third reading of the Masters and Servants Bill;

Mr. Cracroft Wilson, C.B., moved, and the Question was proposed, That the Bill be now read a third time.

Mr. Henderson moved, That the Question be amended by the omission of the word "now," and the addition of the words "this day six months," at the end thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 22. | *Noes*, 22. |
|---|---|
| Hon. Major Atkinson | Mr. Bunny |
| Mr. Brandon | Mr. Buckland |
| Mr. Carleton | Mr. Burns |
| Mr. Cox | Mr. Colenso |
| Mr. Curtis | Mr. Creighton |
| Mr. Domett | Mr. Haughton |

| | |
|---|---|
| Hon. Mr. Fitzherbert | Mr. Henderson |
| Mr. Gledhill | Mr. Macandrew |
| Mr. G. Graham | Mr. Mason |
| Mr. R. Graham | Mr. Munro |
| Mr. Harrison | Mr. O'Neill |
| Colonel Haultain | Mr. O'Rorke |
| Mr. Jollie | Mr. Paterson |
| Mr. Pharazyn | Mr. Reynolds |
| Mr. Rhodes | Mr. Richmond |
| Hon. Major Richardson | Mr. Russell |
| Hon. Mr. Sewell | Mr. W. Taylor |
| Mr. Thomson | Mr. Crosbie Ward |
| Mr. Wayne | Mr. Wells |
| Hon. Mr. Weld | Mr. John Williamson |
| Mr. Dillon Bell } (Tellers.) | Hon. Mr. FitzGerald } (Tellers.) |
| Mr. Cracroft Wilson, C.B. } | Mr. Stafford } |

The numbers being even, Mr. Speaker declared that he gave his vote with the Noes.

So it passed in the Negative.

Then the Question being put that the words proposed to be added be so added, it was resolved in the Affirmative.

*Ordered,* That the Masters and Servants Bill be read a third time this day six months.

8. *Committee of Ways and Means.*—The Order of the Day being read, for the House in Committee of Ways and Means;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

9. *Pension to the Sisters of the late Colonel Nixon.*—The Order of the Day being read, for the House in Committee on the Question, That the Petition of Howard Hutton, as Attorney for the sisters of the late Colonel Nixon, be now considered;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, "That this Committee is of opinion that an allowance equal to the ordinary rate of widow's pension should be granted collectively to the two unmarried sisters of the late Colonel Nixon, commencing from the day of his death, and that fifty pounds a year be added in consideration of Colonel Nixon's special services to the Colony." (*Colonel Haultain.*)

And the Question being put thereon, it passed in the Affirmative.

Resolution to be reported.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had come to a Resolution.

*Ordered,* That the Report be received on Tuesday next.

10. *New Provinces Bill.*—The Order of the Day was read, for the second reading of the New Provinces Bill;

And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 27. | *Noes*, 15. |
|---|---|
| Mr. Bunny | Hon. Major Atkinson |
| Mr. Brandon | Mr. Brodie |
| Mr. Burns | Mr. Carleton |
| Mr. Creighton | Mr. Colenso |
| Mr. G. Graham | Mr. Curtis |
| Mr. R. Graham | Mr. Domett |
| Mr. Harrison | Hon. Mr. FitzGerald |
| Mr. Haughton | Hon. Mr. Fitzherbert |
| Mr. Mason | Colonel Haultain |
| Mr. Miles | Mr. Jollie |
| Mr. Munro | Hon. Major Richardson |
| Mr. O'Neill | Hon. Mr. Sewell |
| Mr. O'Rorke | Hon. Mr. Weld |
| Mr. Paterson | Mr. Dillon Bell } (Tellers.) |
| Mr. Pharazyn | Mr. Cox } |
| Mr. Rhodes | |
| Mr. Richmond | |
| Mr. Russell | |

| | |
|---|---|
| Mr. Stafford | |
| Mr. W. Taylor | |
| Mr. Thomson | |
| Mr. Crosbie Ward | |
| Mr. Wells | |
| Mr. John Williamson | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. Macandrew (Tellers.) | |
| Mr. Reynolds (Tellers.) | |

So it was resolved in the Affirmative.

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Tuesday next.

Then, on motion of the Honourable Mr. Weld,
The House adjourned.

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## ORDERS OF THE DAY AND NOTICES OF MOTION.

*Tuesday, 3rd October*, 1865.

*Private Business:*

1. Picton and Blenheim Railway Bill—consideration of the Report of the Select Committee.

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1. Mr. Cox to move, For ten days' leave of absence for Mr. Wilkin.
2. Mr. THOMSON to move, That leave of absence be granted to Mr. L. Walker for the remainder of the Session.
3. Mr. RUSSELL to move, That leave of absence be granted to Mr. Butler for the remainder of the Session.
4. Mr. DILLON BELL to ask the Honourable Gentleman at the Head of the Government, Whether it is the intention of the Government to advise His Excellency to assent to the Loan Bill passed at the last session of the Southland Provincial Council.
5. Mr. DILLON BELL to ask the Native Minister, Whether the Government have seen or are in possession of the Correspondence between Mr. Dillon Bell and Mr. Buller, referred to in the papers on the Manawatu purchase recently laid on the Table; and if not, whether the Native Minister will obtain the same.

### ORDERS OF THE DAY.

1. Hawke's Bay Land Regulations Bill—to be committed.
2. Law Practitioners Act Amendment Bill—to be reported.
3. Volunteer Force Bill—to be reported.
4. Crown Lands (Nelson) Leasing Bill—second reading.
5. Southland Waste Lands Bill—second reading.
6. Hawke's Bay Military Settlers and Colonial Defence Corps Bill—to be reported.
7. Petty Sessions Bill—to be reported
8. Canterbury Waste Lands Bill—to be re-committed.
9. Native Lands Bill—to be further considered in Committee.
10. The Committee of Ways and Means.
11. The following Resolution to be reported from a Committee of the whole House:—
    That this Committee is of opinion that an allowance, equal to the ordinary rate of widow's pension, should be granted collectively to the two unmarried sisters of the late Colonel Nixon, commencing from the day of his death; and that fifty pounds a year be added in consideration of Colonel Nixon's special services to the Colony.
12. New Provinces Bill—to be committed.
13. A Resolution to be reported from Committee of the whole House,—That in the opinion of this Committee it is desirable that compensation be granted to John Wm. H. Williams, on account of damages arising from breach of contract by the Canterbury Association.
14. Wellington Supreme Court Site Bill—second reading.
15. New Zealand Settlements Act Amendment Bill—to be further considered in Committee.
16. Militia Bill—to be committed.
17. Representation Bill—to be further considered in Committee.
18. Clause 5 of the Legislative Officers Regulation Bill—to be further considered in Committee.
19. Surplus Revenues Repeal Bill—second reading.
20. Loan Allocation Bill—to be further considered in Committee.
21. Provincial Loans Consolidation Bill—to be committed.
22. The Committee of Supply.

### NOTICES OF MOTION.

1. Adjourned Debate on the Question—
    (1.) That in the opinion of this House it is desirable that before any new Province shall be constituted under "The New Provinces Act, 1858," inquiry shall be made by the Governor as to the revenue received and the expenditure made within the district by the Government of the Province from which separation is required for a period of at least twelve

twelve months preceding; and that no such new Province shall be constituted out of any district where such expenditure shall be proved to have amounted to an equitable proportion of such revenue.

(2.) That leave be given to bring in a Bill to amend the law relating to the constitution of new Provinces accordingly.

2. The Honourable Major ATKINSON to move, For leave to bring in a Bill to enable Superintendents and Provincial Councils to offer grants of Land to Volunteers and Militia.
3. The Honourable Major ATKINSON to move, For leave to bring in a Bill to repeal clause 15 "Waste Lands Act, 1858," so far as it affects the Province of Taranaki; and also to repeal Section VI., clauses 37, 38, and 39 of "The Regulations for the Sale and Disposal of the Waste Lands of the Crown within the Province of New Plymouth," proclaimed 20th October, 1855, and confirmed by the said "Waste Lands Act, 1858."
4. Mr. HAUGHTON to move, That the Honourable the Attorney-General, Mr. Reynolds, and Mr. Dillon Bell be added to the Select Committee on the Otago Municipal Corporation Bill.
5. Mr. JOLLIE to move, That the Petition from certain electors and householders of the Timaru District, praying that "The New Provinces Act, 1858," may neither be repealed nor altered, be printed.
6. The Honourable Major RICHARDSON to move, That a Select Committee, consisting of Mr. Speaker, Dr. Featherston, Mr. Russell, Mr. Creighton, Mr. Curtis, Mr. Reynolds, and Mr. Dillon Bell, be appointed to inquire into and report on the Postal Arrangements of the Colony: three members shall be a quorum, and the Report brought up on the 8th proximo.
7. Mr. JOHN WILLIAMSON to move, That the House do resolve itself into Committee of the whole to consider the recommendations of the Private Grievance Committee in the cases of James Callaghan, John Laurie, Robert Ormsby, John Bolton, Rhoda B. Hamlin, and Henry Deery.

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## Tuesday, the 3rd day of October, 1865.

PRAYERS:

1. *Picton and Blenheim Railway Bill.*—The Order of the Day being read, for the consideration of the Report of the Select Committee on the Picton and Blenheim Railway Bill;

The same being read was adopted.

*Ordered*, That the Bill be read a third time To-morrow.

2. *Petition presented.*—By Mr. Carleton: The Petition of Major Wm. Jackson, on behalf of his Company of Forest Rangers, praying for the Crown Grant of their land.

Petition received.

3. *Papers.*—The Honourable Mr. Weld laid upon the Table, by command of His Excellency,—

(1.) Further Return showing the number of Electors on the Electoral Rolls after revision by the Revising Officers for the year 1865–6.

*Ordered*, That the said Paper be printed for the use of Members of this House.

(2.) Papers connected with the claim of Mr. B. Cochrane to compensation for losses occasioned by the Natives at Hokianga.

4. *Hawke's Bay Land Regulations Bill.*—The Order of the Day being read, for the House in Committee on the Hawke's Bay Land Regulations Bill;

*Resolved*, That this House will, To-morrow, resolve itself into the said Committee.

5. *Law Practitioners Act Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Law Practitioners Act Amendment Bill;

Mr. O'Neill moved and the Question was proposed, That the Report be now received.

Mr. Carleton moved, That the Question be amended by the omission of all the words after the word "That," and the insertion of the words, "the Bill be re-committed to a Committee of the whole House for further consideration of clauses 3 and 4," in lieu thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

Then the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

*Resolved*, That the Law Practitioners Act Amendment Bill be re-committed to a Committee of the whole House for re-consideration of clauses 3 and 4;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"Any person who shall have been admitted to the degree of B.C.L. or M.A., in the Universities of Oxford, Cambridge, or Dublin, shall be entitled to be admitted as a Barrister of the Supreme Court of New Zealand, after he shall have passed such examination as provided in clause 6 of "The Law Practitioners Act, 1861." (*Mr. Haughton.*)

Amendment

Amendment proposed: To omit the words "to the degree of B.C.L. or M.A., in the Universities of Oxford, Cambridge, or Dublin," and insert the words "a graduate of any University of the United Kingdom." (*Mr. Pharazyn.*)

Amendment agreed to.

Another amendment proposed: After the word "Kingdom" to insert the words "or of any of the British Colonies." (*Mr. Russell.*)

Amendment agreed to.

Another amendment proposed: In line 4 after the numeral "6" to insert the words "and 9." (*Mr. Russell.*)

Amendment agreed to.

Clause as amended agreed to and added to the Bill.

To report the Bill as amended.

---

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and made amendments thereto.

*Ordered*, That the Report be received To-morrow.

6. *Volunteer Force Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Volunteer Force Bill;

*Ordered*, That the Report be received To-morrow.

7. *Crown Lands (Nelson) Leasing Bill.*—The Order of the Day being read, for the second reading of the Crown Lands (Nelson) Leasing Bill;

The Bill was accordingly read a second time, and referred to the Committee on Waste Lands Bills.

8. *Southland Waste Lands Bill.*—The Order of the Day being read, for the second reading of the Southland Waste Lands Bill;

The Bill was accordingly read a second time, and referred to the Committee on Waste Lands Bills.

9. *Hawke's Bay Military Settlers and Colonial Defence Corps Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Hawke's Bay Military Settlers and Colonial Defence Corps Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be read a third time To-morrow.

10. *Petty Sessions Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Petty Sessions Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be read a third time To-morrow.

11. *Canterbury Waste Lands Bill.*—The Order of the Day being read, for the House in Committee on the Canterbury Waste Lands Bill;

*Resolved*, That this House will, To-morrow, resolve itself into the said Committee.

12. *Native Lands Bill.*—The Order of the Day being read, for the House in Committee on the Native Lands Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 78 read. Amendment proposed: To omit all the words after the word "been" in line 2, and insert the following words in lieu thereof—"or may hereafter be made between the owners of Native Land or other persons interested therein on the one part, and officers duly authorized to enter into the same on the other part for the cession of Native Land to Her Majesty: Be it enacted it shall be lawful for the Governor to refer any such agreement to the Court, and the Court shall investigate the title to and the interests in such land in the manner prescribed in this Act: And the Court shall make such order either for the completion of the agreement upon such terms and conditions as the Court shall think fit, or for the apportionment of the land between the parties interested therein in such manner as the Court shall think equitable: Provided that all Native Lands in respect to which any such agreement shall be outstanding and incomplete at the time of the passing of this Act shall, unless the Governor shall otherwise direct, be excluded from the operation of this Act until the 31st day of September, 1866." (*Honourable Mr. FitzGerald.*)

Amendment agreed to.

Schedule 2 negatived.

To report the Bill as amended.

---

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

13. *Committee*

13. *Committee of Ways and Means.*—The Order of the Day being read, for the House in Committee of Ways and Means;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That the following duty be agreed to:—

"Agreement or any minute or memorandum of an agreement under hand only where the matter thereof shall be of the value of five pounds or upwards, whether the same shall only be evidence of a contract or obligatory on the parties from its being a written instrument, together with every schedule receipt or other matter put or indorsed thereon or annexed thereto, one shilling: Provided always that where divers letters shall be offered in evidence to prove any agreement between the parties who shall have written such letters, it shall be sufficient if any of such letters shall be stamped with a duty of two shillings and sixpence."

Amendment proposed: In line 2 to omit the word "five" with a view to insert the word "twenty" in lieu thereof. (*Mr. Creighton.*)

And the Question being put thereon, it passed in the Negative.

And the Question being put on the Resolution, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 21. | *Noes*, 16. |
|---|---|
| Hon. Major Atkinson | Mr. Brodie |
| Mr. Dillon Bell | Mr. Buckland |
| Mr. Brandon | Mr. Burns |
| Mr. Cox | Mr. Creighton |
| Mr. Curtis | Mr. G. Graham |
| Mr. Domett | Colonel Haultain |
| Hon. Mr. FitzGerald | Mr. Macandrew |
| Mr. Gledhill | Mr. Mason |
| Mr. Haughton | Mr. Munro |
| Mr. Jollie | Mr. O'Neill |
| Dr. Monro | Mr. O'Rorke |
| Mr. Pharazyn | Mr. Paterson |
| Hon. Major Richardson | Mr. Russell |
| Mr. Richmond | Mr. John Williamson |
| Hon. Mr. Sewell | Mr. Colenso, Mr. Reynolds (Tellers.) |
| Mr. W. Taylor | |
| Hon. Mr. Weld | |
| Mr. Wells | |
| Mr. Cracroft Wilson, C.B. | |
| Hon. Mr. Fitzherbert, Mr. Wayne (Tellers.) | |

So it was resolved in the Affirmative.

Motion made and Question proposed, That the following duties be agreed to:—

*Bills of Exchange:*

| | | | |
|---|---|---|---|
| Inland Bill of Exchange, Draft, Order, or Promissory Note for the payment to the bearer or to order, either on demand or otherwise, of any sum of money not exceeding £50 | 0 | 1 | 0 |
| Do. not exceeding £100 | 0 | 2 | 0 |
| And where the same shall exceed £100, then for every £50, and also for any fractional part of £50 | 0 | 1 | 0 |
| Foreign Bill of Exchange or Promissory Note drawn in, but payable out of the Colony of New Zealand— | | | |
| If drawn singly or otherwise than in a set of three or more. | The same duty as on an Inland Bill of the same amount & tenor. | | |
| If drawn in sets of three or more, for every Bill of each set, where the sum payable thereby shall not exceed £50 | 0 | 0 | 4 |
| And where it shall exceed £50 and not exceed £100 | 0 | 0 | 8 |
| And where the same shall exceed £100, then for every £50, and also any fractional part of £50 | 0 | 0 | 4 |
| Exemption from the foregoing duties on Bills of Exchange and Promissory Notes:—All Debentures and Treasury Bills issued by the Government of New Zealand. | | | |
| Exemptions from the foregoing duties on Bills of Exchange and Promissory Notes, but not from any other duty to which the same may be liable:—All Promissory Notes for the payment of money on demand issued by any Bank or Banking Company in New Zealand authorized to issue such notes, and making such returns, and paying such compositions, and taking out such licenses as in this Act respectively mentioned. | | | |

Bill

| | |
|---|---|
| Bill of Exchange, Draft, Order, or Promissory Note, drawn or indorsed out of the Colony for payment of money on demand . . | The same duty as on an Inland Bill of the same amount & tenor. |

Amendment proposed: In line one, between the words "Draft" and "Order," to insert the word "or." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Another amendment proposed: In line 1 to omit the words "or Promissory Note." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Another amendment proposed: In line 2 to omit the words "either on demand or otherwise," with a view to insert the words "at any time otherwise than on demand." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: In line 7 to omit the words "or Promissory Note." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Another amendment proposed: In lines 15 and 16 to omit the words "and Promissory Notes." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Another amendment proposed: In lines 18 and 19 to omit the words "and Promissory Notes." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Another amendment proposed: After the word "mentioned," in line 24, to insert the following words:—"all Drafts or Orders for the payment of any sum of money to the bearer on demand, drawn upon any Banker, or person, or Company acting as Bankers, residing or transacting the business of a Banker within any Province where such Drafts or Orders are issued, are exempt from the foregoing duties, but are subject to the duty of one penny charged upon Drafts or Orders not otherwise charged." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Another amendment proposed: In line 25 to omit the words "Draft, Order, or Promissory Note." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: In line 26 to omit the words "for payment of money on demand," and insert the words "and payable within the Colony." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: At the end of the Resolution to add the following words—"Bill of Exchange drawn out of the Colony and payable out of the Colony, but indorsed or negotiated within the Colony, the same duty as a Bill of Exchange drawn within the Colony and payable within the Colony; Promissory Notes for the payment in any other manner than to the bearer on demand of any sum of money not exceeding £25, sixpence; exceeding £25, and not exceeding £50, one shilling; but a Promissory Note for the payment either to the bearer on demand or in any other manner than to the bearer on demand of any sum of money exceeding £50, and not exceeding £100, twopence; and when the sum shall exceed £100, then for every £50, and also for every fractional part of £50, one penny." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Resolution as amended agreed to.

Resolution to be reported.

---

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had come to certain Resolutions.

*Ordered*, That the Report be received To-morrow.

Mr. Carleton also reported, That the Committee had directed him to move, That the Committee have leave to sit again.

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

14. *Pension to Sisters of the late Colonel Nixon.*—The Order of the Day being read, for receiving the Report of a Resolution from the Committee of the whole House;

Mr. Carleton accordingly reported the following Resolution:—

*Resolved*, That this Committee is of opinion that an allowance, equal to the ordinary rate of widow's pension, should be granted collectively to the two unmarried sisters of the late Colonel Nixon, commencing from the day of his death, and that fifty pounds a year be added in consideration of Colonel Nixon's special services to the Colony.

And the Resolution being read a second time,

*Resolved*, That this House doth agree with the Committee in the said Resolution.

*Ordered*, That Colonel Haultain and Mr. Russell have leave to prepare and bring in a Bill for the above purpose.

15. *New*

15. *New Provinces Bill.*—The Order of the Day being read, for the House in Committee on the New Provinces Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 read. Amendment proposed: In line 1 to omit the words "from and after the passing of this Act." (*Mr. Brodie.*)

Amendment negatived.

And the Question being put on the clause as printed, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 23. | *Noes*, 15. |
|---|---|
| Mr. Bunny | Hon. Major Atkinson |
| Mr. Brandon | Mr. Dillon Bell |
| Mr. Buckland | Mr. Colenso |
| Mr. Burns | Mr. Cox |
| Mr. Creighton | Mr. Curtis |
| Mr. G. Graham | Mr. Domett |
| Mr. Haughton | Hon. Mr. FitzGerald |
| Mr. Mason | Hon. Mr. Fitzherbert |
| Mr. Miles | Mr. Jollie |
| Mr. O'Neill | Mr. Munro |
| Mr. O'Rorke | Hon. Major Richardson |
| Mr. Paterson | Hon. Mr. Sewell |
| Mr. Reynolds | Mr. Wayne |
| Mr. Rhodes | Mr. Brodie } (Tellers.) |
| Mr. Richmond | Mr. Gledhill } |
| Mr. W. Taylor | |
| Mr. Crosbie Ward | |
| Mr. Wells | |
| Mr. James Williamson | |
| Mr. John Williamson | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. Macandrew } (Tellers.) | |
| Mr. Pharazyn } | |

So it passed in the Affirmative.

16. Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"And whereas for the removal of discontent, the better development of the resources of the Provinces, and the protection of the several districts thereof as between themselves, it is expedient that such districts should receive a certain fixed proportion of their Territorial Revenue, and that Road Boards should be constituted within the same for the purpose of expending the funds so to be received upon district roads and Bridges, and other objects of special utility to the inhabitants of such districts." (*Mr. Jollie.*)

And the Question being put thereon,

17. Amendment proposed: That the Chairman report progress. (*Honourable Major Richardson.*)

And the Question being put on the amendment, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 17. | *Noes*, 22. |
|---|---|
| Hon. Major Atkinson | Mr. Brandon |
| Mr. Dillon Bell | Mr. Buckland |
| Mr. Brodie | Mr. Creighton |
| Mr. Curtis | Mr. G. Graham |
| Mr. Domett | Mr. R. Graham |
| Hon. Mr. FitzGerald | Mr. Macandrew |
| Hon. Mr. Fitzherbert | Mr. Mason |
| Mr. Gledhill | Mr. Miles |
| Mr. Haughton | Mr. O'Neill |
| Colonel Haultain | Mr. O'Rorke |
| Mr. Jollie | Mr. Paterson |
| Mr. Mantell | Mr. Pharazyn |
| Dr. Monro | Mr. Reynolds |
| Hon. Major Richardson | Mr. Rhodes |
| Hon. Mr. Sewell | Mr. Richmond |
| Mr. Colenso } (Tellers.) | Mr. W. Taylor |
| Hon. Mr. Weld } | Mr. Crosbie Ward |
| | Mr. Wells |
| | Mr. John Williamson |
| | Mr. Cracroft Wilson, C.B. |
| | Mr. Bunny } (Tellers.) |
| | Mr. Burns } |

18.

19.

20.

So it passed in the Negative.

And

And the Question being put, That the clause as read stand part of the Bill, the Committee divided, and the names were taken down as follows :—

| *Ayes*, 18. | *Noes*, 22. |
|---|---|
| Hon. Major Atkinson | Mr. Bunny |
| Mr. Dillon Bell | Mr. Brandon |
| Mr. Brodie | Mr. Buckland |
| Mr. Colenso | Mr. Burns |
| Mr. Cox | Mr. Creighton |
| Mr. Curtis | Mr. G. Graham |
| Mr. Domett | Mr. R. Graham |
| Hon. Mr. FitzGerald | Mr. Macandrew |
| Hon. Mr. Fitzherbert | Mr. Mason |
| Mr. Gledhill | Mr. O'Neill |
| Mr. Jollie | Mr. O'Rorke |
| Mr. Mantell | Mr. Paterson |
| Dr. Monro | Mr. Pharazyn |
| Hon. Major Richardson | Mr. Reynolds |
| Hon. Mr. Sewell | Mr. Rhodes |
| Hon. Mr. Weld | Mr. Richmond |
| Mr. Haughton } (Tellers.) | Mr. W. Taylor |
| Mr. Wayne } | Mr. Wells |
| | Mr. John Williamson |
| | Mr. Cracroft Wilson, C.B. |
| | Mr. Miles } (Tellers.) |
| | Mr. Crosbie Ward } |

So it passed in the Negative.

Motion made and Question proposed, That the Chairman report progress. (*Mr. Mantell.*)

And the Question being put thereon, it passed in the Negative.

Preamble read and agreed to.

To report the Bill.

---

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Report be received To-morrow.

16. *Williams' Compensation.*—The Order of the Day being read, for receiving the Report of a Resolution from the Committee of the whole House;

Mr. Carleton accordingly reported the following Resolution :—

*Resolved*, That, in the opinion of this Committee, it is desirable that compensation be granted to John William H. Williams, on account of damages arising from breach of contract by the Canterbury Association.

And the Resolution being read a second time,

*Resolved*, That this House doth agree with the Committee in the said Resolution.

17. *Williams' Compensation Bill.—Ordered*, That leave be given to introduce a Bill to provide compensation for J. W. Hughes Williams in Government Scrip, to be laid out by him in the purchase of land in the Province of Canterbury, on account of damages arising from breach of contract by the Canterbury Association, and that Mr. Crosbie Ward and Mr. Cracroft Wilson, C.B., do prepare and bring it in;

Mr. Crosbie Ward accordingly presented the said Bill, and the same was read the first time, and ordered to be read a second time To-morrow, and to be printed.

18. *Messages.*—Messages from the Legislative Council, by Thomas John Lucas, Esquire, Clerk of the Legislative Council :—

The Legislative Council have concurred in the amendments made by the House of Representatives in the Bill intituled "An Act for enabling the General Assembly to obtain the opinion of the Supreme Court on Private Estate Bills;"

And also, the Legislative Council have concurred in the amendment made by the House of Representatives in the Bill intituled "An Act to amend the Building and Land Societies Ordinance," Session XI., No. 11, and "The Building Societies Amendment Act, 1856."

And also, the Legislative Council have adopted the amendment proposed by His Excellency the Governor in the Bill intituled, "An Act to facilitate the carrying on of business by Companies incorporated in Great Britain."

19. *Wellington Supreme Court Site Bill.*—The Order of the Day being read, for the second reading of the Wellington Supreme Court Site Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

20. *New Zealand Settlements Act Amendment Bill.*—The Order of the Day being read, for the House

House in Committee further to consider the New Zealand Settlements Act Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clauses 6 to 16 read and agreed to.

Clause 17 read.

To report progress.

On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

And the House having continued to sit until after Twelve of the Clock on Wednesday morning,

## Wednesday, the 4th day of October, 1865.

21. *Militia Bill.*—The Order of the Day being read, for the House in Committee on the Militia Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 4 read and agreed to.

Clause 5 read. Amendment proposed: In line 4 after the word "Militia" to insert the words "and all other Colonial Forces." (*Colonel Haultain.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 6 negatived.

Clause 7 read. Amendment proposed: In line 2 to omit the word "sixteen," with the view of inserting the word "eighteen" in lieu thereof. (*Mr. Colenso.*)

And the Question being put, That the words proposed to be left out stand part of the Question, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 15. | *Noes*, 18. |
|---|---|
| Hon. Major Atkinson | Mr. Brodie |
| Mr. Brandon | Mr. Buckland |
| Mr. Bunny | Mr. Burns |
| Mr. Cox | Mr. Colenso |
| Hon. Mr. FitzGerald | Mr. Creighton |
| Hon. Mr. Fitzherbert | Mr. Domett |
| Mr. Jollie | Mr. G. Graham |
| Mr. Pharazyn | Mr. Haughton |
| Hon. Mr. Sewell | Mr. Macandrew |
| Hon. Mr. Weld | Mr. Mason |
| Mr. Wells | Mr. Reynolds |
| Mr. James Williamson | Mr. Russell |
| Mr. Cracroft Wilson, C.B. | Mr. Stafford |
| Colonel Haultain (Tellers.) | Mr. Waring Taylor |
| Hon. Major Richardson (Tellers.) | Mr. Wayne |
| | Mr. John Williamson |
| | Mr. O'Neill (Tellers.) |
| | Mr. Paterson (Tellers.) |

So it passed in the Negative.

And the Question being put, That the word proposed to be inserted be so inserted, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 20. | *Noes*, 17. |
|---|---|
| Mr. Brodie | Hon. Major Atkinson |
| Mr. Buckland | Mr. Bunny |
| Mr. Burns | Mr. Brandon |
| Mr. Colenso | Mr. Cox |
| Mr. Creighton | Hon. Mr. FitzGerald |
| Mr. Domett | Hon. Mr. Fitzherbert |
| Mr. G. Graham | Mr. Jollie |
| Mr. Haughton | Mr. Pharazyn |
| Mr. Macandrew | Hon. Major Richardson |
| Mr. Mason | Hon. Mr. Sewell |
| Dr. Monro | Mr. Stafford |
| Mr. O'Neill | Mr. Crosbie Ward |
| Mr. Reynolds | Hon. Mr. Weld |
| Mr. Russell | Mr. Wells |
| Mr. W. Taylor | Mr. Cracroft Wilson, C.B. |
| Mr. Thomson | Colonel Haultain (Tellers.) |
| Mr. Wayne | Mr. James Williamson (Tellers.) |
| Mr. John Williamson | |
| Mr. Dillon Bell (Tellers.) | |
| Mr. Paterson (Tellers.) | |

So

So it was resolved in the Affirmative.

Another amendment proposed: In lines 4 and 5 to omit the words "sixteen and eighteen," with the view of inserting the words "eighteen and nineteen," in lieu thereof. *(Mr. Colenso.)*

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

And the Question being put, That the words proposed to be inserted be so inserted, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 19. | *Noes*, 15. |
|---|---|
| Mr. Brodie | Hon. Major Atkinson |
| Mr. Buckland | Mr. Bunny |
| Mr. Burns | Mr. Cox |
| Mr. Colenso | Hon. Mr. Fitzherbert |
| Mr. Creighton | Mr. Haughton |
| Mr. Domett | Colonel Haultain |
| Mr. G. Graham | Mr. Jollie |
| Mr. Macandrew | Dr. Monro |
| Mr. Mason | Mr. Pharazyn |
| Mr. O'Neill | Hon. Major Richardson |
| Mr. Paterson | Hon. Mr. Sewell |
| Mr. Reynolds | Hon. Mr Weld |
| Mr. W. Taylor | Mr. Cracroft Wilson, C.B. |
| Mr. Crosbie Ward | Mr. Brandon, Hon. Mr. FitzGerald (Tellers.) |
| Mr. Wayne | |
| Mr. James Williamson | |
| Mr. John Williamson | |
| Mr. Russell, Mr. Stafford (Tellers.) | |

So it was resolved in the Affirmative.

And the Question being put, That the clause as amended stand part of the Bill;

Amendment proposed: That the Chairman report progress. *(Hon. Major Atkinson.)*

Amendment agreed to.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

Then, on motion of the Honourable Mr. Weld,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Wednesday, 4th October*, 1865.

*Private Business:*

1. Picton and Blenheim Railway Bill—third reading.

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1. Mr. MACANDREW to ask the Honourable Gentleman at the head of the Government, Whether or not in the event of the Provincial Government of Otago undertaking the erection at Port Chalmers, of a Patent Slip or Ship Lift, capable of accommodating vessels of the largest class, the Government will be prepared to recommend the Imperial Authorities to grant a loan in aid of such erection in terms of "The Colonial Docks Loan Act, 1865."

NOTICES OF MOTION.

1. Mr. STAFFORD to move—

That it is contrary to the usage of Parliament, and derogatory to the character and estimation of this House, that any of its members should hold any office or place of profit or emolument in the Public Service of New Zealand. This House is therefore of opinion that with a view to securing the freedom and independence of Parliament, and guarding its dignity and authority, no person who shall hold any office or place of profit or emolument (except such as may for the time be held in connection with the office of a Minister of the Crown in New Zealand), or who shall have, in whole or in part, any contract on account of the Public Service, should be capable of being elected, or of sitting or voting as a member of this House, during the time that he shall hold or enjoy any office or place of profit or contract, or any benefit or emolument arising from the same:

That leave be given to bring in a Bill to give effect to this Resolution.

2. Mr. BRODIE to move, That, considering the present state of parties in this House, it is desirable that, saving "The Representation Act," and the necessary votes required for the purpose of securing a Supply to Her Majesty, no new business should be considered by the House during the present Session. That this House should be dissolved as speedily as possible; and that writs should be at once issued for fresh elections.
3. Mr. REYNOLDS to move, The second reading of the Otago Waste Lands Bill.

4. Mr.

4. Mr. HAUGHTON to move, That the Select Committee on the Otago Municipal Corporation Bill have extension of time to bring up their Report to Wednesday, 11th October instant.
5. Mr. CREIGHTON to move, That all Papers and Correspondence arising out of and connected with the resignation of Major Von Tempsky be laid on the Table.

*For Motions Nos.* 6 *to* 12, *vide Motions Nos.* 1 *to* 7, *3rd October, pages* 183 *and* 184.

ORDERS OF THE DAY.

1. Law Practitioners Act Amendment Bill—to be reported.
2. Hawke's Bay Military Settlers and Colonial Defence Corps Bill—third reading.
3. Petty Sessions Bill—third reading.
4. Native Lands Bill—to be reported.
5. Resolutions to be reported from the Committee of Ways and Means.
6. The Committee of Ways and Means.
7. New Provinces Bill—third reading.
8. The Williams Compensation Bill—second reading.
9. Wellington Supreme Court Site Bill—to be committed.
10. New Zealand Settlements Act Amendment Bill—to be further considered in Committee.
11. Militia Bill—to be further considered in Committee.
12. Volunteer Force Bill—to be reported.
13. Hawke's Bay Land Regulations Bill—to be committed.
14. Canterbury Waste Lands Bill—to be re-committed.
15. Representation Bill—to be further considered in Committee.
16. Clause 5 of the Legislative Officers Regulation Bill—to be further considered in Committee.
17. Surplus Revenues Repeal Bill—second reading.
18. Loan Allocation Bill—to be further considered in Committee.
19. Provincial Loans Consolidation Bill—to be committed.
20. The Committee of Supply.

## Wednesday, the 4th day of October, 1865.

PRAYERS:

1. *Picton and Blenheim Railway Bill.*—The Order of the Day being read, for the third reading of the Picton and Blenheim Railway Bill;

The Bill was read a third time accordingly.

Question proposed, That the Bill do now pass.

And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 28. | *Noes*, 7. |
|---|---|
| Hon. Major Atkinson | Mr. Dillon Bell |
| Mr. Brandon | Mr. Brodie |
| Mr. Buckland | Mr. Russell |
| Mr. Bunny | Hon. Mr. Sewell |
| Mr. Carleton | Mr. Wayne |
| Mr. Cox | Hon. Mr. FitzGerald } (Tellers.) |
| Mr. Curtis | Mr. Stafford } |
| Hon. Mr. Fitzherbert | |
| Mr. Gledhill | |
| Mr. G. Graham | |
| Mr. Haughton | |
| Colonel Haultain | |
| Mr. Jollie | |
| Mr. Macandrew | |
| Mr. O'Neill | |
| Mr. O'Rorke | |
| Mr. Paterson | |
| Mr. Pharazyn | |
| Mr. Rhodes | |
| Hon. Major Richardson | |
| Mr. W. Taylor | |
| Mr. Thomson | |
| Mr. Crosbie Ward | |
| Mr. Wells | |
| Mr. John Williamson | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. Burns } (Tellers.) | |
| Mr. Richmond } | |

So it was resolved in the Affirmative.

*Resolved*, That the Bill do pass, and the Title be "An Act to make provision for enabling certain

certain persons to construct a Railway between the Towns of Picton and Blenheim, in the Province of Marlborough."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

2. *Petition presented.*—By Mr. Stafford: The Petition of six Members of the Wanganui Separation Committee, praying that Wanganui may be separated from Wellington and made into a separate Province.

Petition received.

3. *Papers.*—The Honourable Major Richardson laid upon the Table, by command of His Excellency:

(1.) Map showing the boundaries of certain Electoral Districts of the Province of Otago.

(2.) Map of the Gold Fields of the Province of Otago.

(3.) Correspondence relative to the appointment of Captain Greaves as a Warden of the Marine Board; being Return to an Order of the House of the 21st September ultimo.

(4.) Copy of Despatch from the Secretary of State to His Excellency the Governor, dated 26th July ultimo.

The Honourable Mr. FitzGerald laid upon the Table, by command of His Excellency:—

(5.) Papers respecting the formation of a Company for the settlement of a Block of Land in the Ngatiruanui country.

(6.) Papers relative to the murder of Kereti, the Native Policeman, at Waitotara.

The Honourable Mr. Fitzherbert laid upon the Table, by command of His Excellency:—

(7.) Letter from the Inspector of the Bank of New Zealand to the Colonial Treasurer, stating that £12,000 worth of £8 per cent. debentures had been disposed of in Sydney.

4. *Debtors and Creditors Bill.*—Mr. Thomson, from the Select Committee to whom was referred the Debtors and Creditors Bill, brought up a Report, and the same was read as followeth:—

Your Committee have carefully considered the present "Debtors and Creditors Act," with a view to its amendment, and after perusing the correspondence relative thereto, now before the House, recommend certain alterations which they have embodied in a Bill, and which they believe will correct many of the most objectionable defects in the law as it now stands.

5. *Official Disqualification of Members.*—Mr. Stafford moved and the Question was proposed, That it is contrary to the usage of Parliament, and derogatory to the character and estimation of this House, that any of its Members should hold any office or place of profit or emolument in the Public Service of New Zealand. This House is therefore of opinion that, with a view to securing the freedom and independence of Parliament, and guarding its dignity and authority, no person who shall hold any office or place of profit or emolument (except such as may for the time be held in connection with the office of a Minister of the Crown in New Zealand), or who shall have, in whole or in part, any contract on account of the Public Service, should be capable of being elected, or of sitting or voting as a Member of this House, during the time that he shall hold or enjoy any office or place of profit or contract, or any benefit or emolument arising from the same.

That leave be given to bring in a Bill to give effect to this Resolution.

A Debate arose thereupon.

On motion of Mr. Brodie, *Ordered*, That this Debate be now adjourned until To-morrow.

6. *District Boards Bill.*—Mr. Haughton presented a Bill providing for the establishment of Local Boards with Municipal authority, having power over a certain portion of the Land Fund; and the same was read the first time and ordered to be read a second time on Wednesday next, and to be printed.

7. *Law Practitioners Act Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Law Practitioners Act Amendment Bill;

Mr. O'Neill moved and the Question was proposed, That the Report be now received.

Mr. Carleton moved, That the Question be amended by the omission of all the words after the word "That," and the insertion of the words, "the Bill be re-committed to the Committee of the whole House."

And the Question being put, That the words proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 23. | *Noes*, 3. |
|---|---|
| Hon. Major Atkinson | Mr. John Williamson |
| Mr. Brandon | Mr. Carleton (Tellers.) |
| Mr. Colenso | Mr. Russell (Tellers.) |
| Mr. Curtis | |
| Mr. Domett | |
| Hon. Mr. FitzGerald | |
| Hon. Mr. Fitzherbert | |
| Mr. Gledhill | |
| Mr. Haughton | |
| Mr. Miles | |
| Mr. O'Rorke | |

Mr. Pharazyn
Mr. Reynolds
Hon. Major Richardson
Mr. Richmond
Hon. Mr. Sewell
Mr. W. Taylor
Mr. Thomson
Mr. Crosbie Ward
Mr. Wayne
Mr. Cracroft Wilson, C.B.
Mr. Cox } (Tellers.)
Mr. O'Neill }

So it was resolved in the Affirmative.

The same was accordingly read and agreed to.

*Ordered*, That the Bill be read a third time To-morrow.

8. *Hawke's Bay Military Settlers and Colonial Defence Corps Bill.*—The Order of the Day being read, for the third reading of the Hawke's Bay Military Settlers and Colonial Defence Corps Bill;

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to authorize Free Grants of Land to Military Settlers and Members of the Colonial Defence Force in the Province of Hawke's Bay."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

9. *Petty Sessions Bill.*—The Order of the Day being read, for the third reading of the Petty Sessions Bill;

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to establish Courts of Petty Sessions of the Peace, of Civil and Criminal Jurisdiction in the Colony of New Zealand."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

10. *Native Lands Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Native Lands Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be read a third time To-morrow.

11. *Committee of Ways and Means.*—The Order of the Day being read, for receiving the Report of certain Resolutions from the Committee of Ways and Means;

On motion of the Honourable Mr. Sewell, *Ordered*, That the said Resolutions be referred back to the said Committee.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Resolution No. 1. Amendment proposed: In line 3 to omit the word "five," with a view to insert the word "ten" in lieu thereof. *(Honourable Mr. Sewell.)*

Amendment agreed to.

Resolution No. 2. Amendment proposed: In line 9 to omit the word "three," with a view to insert the word "two" in lieu thereof. *(Honourable Mr. Sewell.)*

Amendment agreed to.

Another amendment proposed: Between lines 9 and 10 to insert the following words—"If drawn in sets of two, then for every bill of each set, where the sum payable shall not exceed £50, sixpence; and where it shall exceed £50, and not exceed £100, one shilling; and where the same shall exceed £100, then for every £50, and also any fractional part of £50, sixpence." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: In line 15 to omit the words "Bills of Exchange," and insert the words "Promissory Notes" in lieu thereof. (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: To omit lines 15 to 21, with a view to inserting them at the end of the Resolution. (*Honourable Mr. Sewell.*)

Amendment agreed to.

Resolutions as amended to be reported.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had re-considered the said Resolutions.

*Ordered*, That the Report be received To-morrow.

The Order of the Day being read, for the House in Committee of Ways and Means;

The House accordingly resolved itself into the said Committee.

(In

(In the Committee.)

Motion made and Question proposed, That the following Resolution be agreed to—"All Bills, Drafts, or Orders, or Promissory Notes for the payment by any Bank or Banking Company of any sum of money, though not made payable to the bearer or to order, and whether delivered to the payee or not, and all writings or documents entitling any person to the payment by any Bank or Banking Company of any sum of money, whether the person to whom payment is to be made shall be named or designated therein or not, or whether the same shall be delivered to him or not, shall respectively be deemed to be Bills, Drafts, or Orders for the payment of money chargeable with Stamp Duty, as if the same had been made payable to bearer or to order." (*Honourable Mr. Sewell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following Resolution be agreed to—"Bill of Lading or receipt from the Master, Mate, or Agent of any vessel, for any goods, merchandise, or effects to be carried to any place beyond the boundaries of the Colony :—

| | £ | s. | d. |
|---|---|---|---|
| For every such Bill of Lading or copy thereof . . . . | 0 | 1 | 0 |
| For every such Receipt or copy thereof . . . . . | 0 | 0 | 6 |

(*Honourable Mr. Sewell.*)

Amendment proposed: To omit the words "or receipt from the Master, Mate, or Agent of any vessel." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: To omit the last line "For every such Receipt or copy thereof, sixpence." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Resolution as amended agreed to.

Motion made and Question proposed, That the following Resolution be agreed to :—

*Conveyance :*

Of any kind or description whatsoever, upon the sale of any property in respect of the principal or only writing whereby the property sold shall be conveyed to or vested in the purchaser, or any other person or persons by his direction, except transfers expressly provided for by this Act :—

| | £ | s. | d. |
|---|---|---|---|
| Where the purchase or consideration money therein or thereupon expressed shall not exceed £50 . . . . . | 0 | 5 | 0 |
| And where the same shall exceed £50, and not exceed £100 . . | 0 | 10 | 0 |
| And where the same shall exceed £100, then for every £100, and any fractional part of £100 . . . . . | 0 | 10 | 0 |

The purchase money or consideration shall be truly expressed and set forth in words at length in or upon every such principal or only deed or instrument of conveyance and where such consideration shall consist either wholly or in part of any stock or security the value thereof respectively, to be ascertained as hereinafter mentioned, shall also be truly expressed and set forth in manner aforesaid in or upon every such deed or instrument and such value shall be deemed and taken to be the purchase or consideration money or part of the purchase or consideration money as the case may be in respect whereof the *ad valorem* duty shall be charged as aforesaid.

And where the consideration or any part of the consideration shall be any stock in any of the public funds or Government Debentures or stock or any debenture or stock of any person payable only at the will of the debtor, the said duty shall be calculated (taking the same respectively whether constituting the whole or a part only of such consideration) according to the average selling price thereof respectively on the day or on either of the ten days preceding the day of the date of the deed or instrument of conveyance, or if no sale shall have taken place within such ten days, then according to the average selling price thereof on the day of the last preceding sale, and if such consideration or part of such consideration shall be a mortgage judgment or bond or a debenture the amount whereof shall be recoverable by the holder or any other security whatsoever, whether payable in money or otherwise, then such calculation shall be made according to the sum due thereon for both principal and interest.

And where any lands or other property of different tenures or holdings or held under different titles, contracted to be sold at one entire price for the whole, shall be conveyed to the purchaser in separate parts or parcels by different deeds or instruments, the purchase or consideration money shall be divided and apportioned in such manner as the parties shall think fit, so that a distinct price or consideration for each separate part or parcel may be set forth in or upon the principal or only deed or instrument of conveyance relating thereto, which shall be charged with the said *ad valorem* duty in respect of the price or consideration money therein set forth.

And where any property contracted to be purchased by two or more persons jointly, or by any person for himself and others or wholly for others, at one entire price for the whole, shall be conveyed in parts or parcels by separate deeds or instruments to the person for whom the same shall be purchased for distinct parts or shares of the purchase money, the

principal

principal or only deed or instrument of conveyance of each separate part or parcel shall be charged with the said *ad valorem* duty in respect of the sum of money therein specified as the consideration for the same.

But if separate parts or parcels of such property shall be conveyed to or to the use of or in trust for different persons in and by one and the same deed or instrument, then such deed or instrument shall be charged with the said *ad valorem* duty in respect of the aggregate amount of the purchase or consideration moneys therein mentioned to be paid, or agreed to be paid for the property thereby conveyed.

And where any person having contracted for the purchase of any property, but not having obtained a conveyance thereof, shall contract to sell to any other person, and the same shall in consequence be conveyed immediately to the sub-purchaser, the principal or only deed or instrument of conveyance shall be charged with the said *ad valorem* duty in respect of the purchase or consideration money therein mentioned to be paid, or agreed to be paid by the sub-purchaser.

And where any person having contracted for the purchase of any property, but not having obtained a conveyance thereof, shall contract to sell the whole or any part or parts thereof to any other person or persons, and the same shall in consequence be conveyed by the original seller to different persons in parts or parcels, the principal or only deed or instrument of conveyance of each part or parcel thereof shall be charged with the said *ad valorem* duty in respect only of the purchase or consideration money which shall be therein mentioned to be paid or agreed to be paid for the same by the person to whom or to whose use or in trust for whom the conveyance shall be made, without regard to the amount of the original purchase money.

And in all cases of such sub-sales as aforesaid, the sub-purchaser and the person immediately selling to him, shall be deemed and taken to be the purchaser and seller within the intent and meaning of this Act.

But where any sub-purchaser shall take an actual conveyance of the interest of the person immediately selling to him, which shall be chargeable with the said *ad valorem* duty in respect of the purchase or consideration money paid or agreed to be paid by him, and shall be duly stamped accordingly, any deed or instrument of conveyance to be afterwards made to him of the property in question by the original seller, shall be exempt from the said *ad valorem* duty, and be charged only with the ordinary duty on deeds or instruments of the same kind not upon a sale.

And where any property separately contracted to be purchased of different persons at separate and distinct prices shall be conveyed to the purchaser or as he shall direct in and by one and the same deed or instrument, such deed or instrument shall be charged with the said *ad valorem* duty in respect of the aggregate amount of the purchase or consideration moneys therein mentioned to be paid or agreed to be paid for the same.

And where any property shall be sold and conveyed in consideration wholly or in part of any sum of money charged thereon by way of mortgage or otherwise and then due and owing to the purchaser, or shall be sold and conveyed subject to any mortgage or other debt or to any gross or entire sum of money to be afterwards paid by the purchaser, such sum of money or debt shall be deemed the purchase or consideration money or part of the purchase or consideration money as the case may be in respect whereof the said *ad valorem* duty is to be paid.

Exemptions from the preceding Duties on conveyances—

Any grant from the Crown under the hand of the Governor for the time being of the Colony of New Zealand to any purchaser of Crown Lands in New Zealand.

Any Certificate of Title granted under the hand of the District Registrar pursuant to "The Land Registry Act, 1860." (*Honourable Mr. Sewell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following Resolution be agreed to:—

Deed or instrument of any kind whatever not otherwise charged in this Schedule £1.

Exemptions from the preceding Duties on deeds or instruments not otherwise charged in this Schedule—

Apprenticeship and Clerkship—All instruments relating to the services of apprentices, clerks, or servants.

Mortgage—All mortgages of real property, mortgages given by way of Bill of Sale or otherwise of *live* stock, goods, chattels, and effects, and personal estate generally, and all transfers, agreements, releases, re-conveyances and discharges thereof.

All preferable liens under "The Wool and Oil Securities Act, 1858."

All Customs bonds.

All administration bonds.

All bonds on appointment of special bailiffs.

Amendment proposed: In line 1 to omit the amount "£1," and insert the amount "10s." in lieu thereof. (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: In sub-section headed Mortgage, to omit the words "All mortgages of real property, mortgages given by way of Bill of Sale or otherwise, of *live* stock,

stock, goods, chattels and effects, and personal estate generally," with a view to insert the following words in lieu thereof—"All bonds or mortgages, whether affecting real or personal estate." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: In line 4 of the same sub-section to omit the words "transfers, agreements." (*Mr. Dillon Bell.*)

Amendment negatived.

Another amendment proposed: To omit the words "All preferable liens under 'The Wool and Oil Securities Act, 1858.'" (*Mr. Dillon Bell.*)

And the Question being put, That the words proposed to be omitted stand part of the Question, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 12. | *Noes*, 11. |
|---|---|
| Hon. Major Atkinson | Mr. Brandon |
| Hon. Mr. Fitzherbert | Mr. Colenso |
| Mr. Macandrew | Mr. Cox |
| Mr. Miles | Mr. Curtis |
| Dr. Monro | Mr. Domett |
| Mr. Pharazyn | Mr. Gledhill |
| Mr. Reynolds | Mr. Jollie |
| Hon. Mr. Sewell | Mr. Wayne |
| Mr. W. Taylor | Mr. Wells |
| Mr. Cracroft Wilson, C.B. | Mr. Dillon Bell } (Tellers.) |
| Mr. Bunny } (Tellers.) | Mr. Crosbie Ward } |
| Hon. Mr. FitzGerald } | |

So it was resolved in the Affirmative.

Resolution as amended agreed to.

Motion made and Question proposed, That the following Resolution be agreed to:—

"Draft or order for the payment of any sum of money to the bearer or to order, either on demand or otherwise, not otherwise charged—one penny." (*Honourable Mr. Sewell.*)

Amendment proposed: In line 1, after the word "order," to insert the words "including cheques or orders on Bankers." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Another amendment proposed: To omit the word "the" before the word "bearer," and insert the words "a payee named or to." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Resolution as amended agreed to.

Motion made and Question proposed, That the following Resolutions be agreed to:—

Lease or agreement for a lease, or any written document for the tenancy or occupancy of any lands, tenements, or hereditaments, the following duties in respect of the yearly rent:—

| | £ | s. | d. |
|---|---|---|---|
| Where the yearly rent shall not exceed £50 . . . . | 0 | 2 | 6 |
| Where the same shall exceed £50, and not exceed £100 . . | 0 | 5 | 0 |
| Above £100, for every fractional part of £100 . . . . | 0 | 5 | 0 |
| Lease of any lands, tenements, or hereditaments granted in consideration of a sum of money by way of premium, and also of a yearly rent amounting to £20 and upwards . . . . (*Honourable Mr. Sewell.*) | Both the *ad valorem* duties payable upon a conveyance according to the consideration therein expressed and for a lease in consideration of a rent of the same amount. | | |

And the Question being put thereon, it passed in the Affirmative.

To report the Resolution.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had come to certain Resolutions.

*Ordered*, That the Report be received To-morrow.

12. *Messages.*—Messages from the Legislative Council, by Thomas John Lucas, Esquire, Clerk of the Legislative Council:—

The Legislative Council have passed the following Bills, to which they request the concurrence of the House of Representatives:—

A Bill intituled, "An Act to confer on Superintendents of Provinces certain powers with regard to the appointment of Constables within such Provinces."

A Bill intituled, "An Act to remove doubts as to the powers of Provincial Legislatures to create Municipal and other Corporations."

A Bill intituled, "An Act to amend the Law relating to Masters and Apprentices."

A Bill intituled, "An Act to authorize the Governor to issue Commissions respecting certain exchanges in the Town of New Plymouth."

A Bill intituled, "An Act to authorize the construction, establishment, and maintenance of Electric Telegraph communication, and to provide for the regulation thereof."

A Bill

A Bill intituled, "An Act to grant additional facilities for depositing small savings at interest, wtth the security of the Government for the re-payment thereof."

A Bill intituled, "An Act to provide for the issue of certified copies, in certain cases, of lost depasturing Licenses or Leases."

A Bill intituled, "An Act to enable Provincial Legislatures to make Laws affecting Public Roads and Watercourses."

And also, the Legislative Council have passed the Bill intituled, "An Act to grant a retiring allowance to Edward Mayne, Esquire, Sergeant-at-Arms of the House of Representatives," without any amendment.

And also, the Legislative Council desire a Conference with the House of Representatives, on the subject of their amendments in the Prisoners Removal Bill. They have appointed a Committee of four Managers on their behalf, and they request the House of Representatives to appoint a similar number; and they appoint Friday, at Eleven of the Clock, as the hour of the Conference.

13. *Provincial Constabulary Bill.—Ordered,* That the Bill from the Legislative Council, intituled, "An Act to confer on Superintendents of Provinces certain powers with regard to the appointment of Constables within such Provinces," be now read for the first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

14. *Provincial Corporations Bill.—Ordered,* That the Bill from the Legislative Council, intituled, "An Act to remove doubts as to the powers of Provincial Legislatures to create Municipal and other Corporations," be now read for the first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

15. *Masters and Apprentices Bill.—Ordered,* That the Bill from the Legislative Council, intituled, "An Act to amend the Law relating to Masters and Apprentices, be now read for the first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

16. *New Plymouth Exchanges Commission Bill.—Ordered,* That the Bill from the Legislative Council, intituled, "An Act to authorize the Governor to issue Commissions respecting certain Exchanges in the Town of New Plymouth," be now read for the first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

17. *Electric Telegraph Bill.—Ordered,* That the Bill from the Legislative Council, intituled, "An Act to authorize the construction, establishment, and maintenance of Electric Telegraph communication, and to provide for the regulation thereof," be now read for the first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

18. *The Post Office Savings Banks Bill.—Ordered,* That the Bill from the Legislative Council, intituled, "An Act to grant additional facilities for depositing small savings at interest, with the security of the Government for the re-payment thereof," be now read for the first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

19. *Lost Licenses and Leases Bill.—Ordered,* That the Bill from the Legislative Council intituled "An Act to provide for the issue of certified copies in certain cases of Lost Depasturing Licenses or Leases," be now read for the first time;

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

20. *Provincial Councils Powers Extension Bill.—Ordered,* That the Bill from the Legislative Council intituled "An Act to enable Provincial Legislatures to make Laws affecting Public Roads and Watercourses," be now read for the first time;

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow.

21. *Prisoners Removal Bill.—Resolved,* That this House agrees to a Conference with the Legislative Council on the amendments made by this House in the Bill intituled "An Act to authorize the removal of Prisoners from one Gaol to another," and that Mr. Pharazyn, Mr. Brandon, Mr. Carleton, and the Honourable Mr. Sewell be the Managers of such Conference on the part of this House.

*Ordered,* That a Message be transmitted to the Legislative Council, acquainting them that this House agrees to a Conference on the amendments made in the Prisoners Removal Bill.

22. *New*

22. *New Provinces Bill.*—The Order of the Day being read, for the third reading of the New Provinces Bill;

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act to regulate the establishment of New Provinces in the Colony of New Zealand."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

23. *Williams' Compensation Bill.*—The Order of the Day being read, for the second reading of the Williams' Compensation Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

24. *Wellington Supreme Court Site Bill.*—The Order of the Day being read, for the House in Committee on the Wellington Supreme Court Site Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read. Amendment proposed: To omit the words "Presbyterian Church Trust Lands," with a view to insert the words "Supreme Court Site" in lieu thereof. (*Mr. Brandon.*)

Amendment agreed to.

Clause 2 read and agreed to.

Schedule read and agreed to.

Preamble read and agreed to.

To report the Bill with an amendment.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made an amendment thereto.

*Ordered,* That the Report be received To-morrow.

And the House having continued to sit until after Twelve of the Clock on Thursday morning,

## Thursday, the 5th day of October, 1865.

25. *New Zealand Settlements Act Amendment Bill.*—The Order of the Day being read, for the House in Committee further to consider the New Zealand Settlements Act Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 17 read. Amendment proposed: To omit all the words from the word "applied" in line 3, to the word "in" in the last line but one. (*Honourable Mr. Sewell.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 18 to 21 negatived.

Preamble read and agreed to.

To report the Bill with amendments.

---

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered,* That the Report be received To-day.

26. *Militia Bill.*—The Order of the Day being read, for the House in Committee further to consider the Militia Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 7 as amended further considered.

Another amendment proposed: To add the following words—"Provided always that no officer who may have retired from the regular army shall be required to serve in a lower rank than that which he held in Her Majesty's service." (*Colonel Haultain.*)

Amendment negatived.

Clause as amended agreed to.

Clause 8 read. Amendment proposed: To omit sub-section 3. (*Mr. Colenso.*)

Amendment negatived.

Another amendment proposed: To add to sub-section 3 the following words—"during Session." (*Colonel Haultain.*)

And the Question being put thereon, the Committee divided, and the names were taken down as follows:—

*Ayes,*

*Ayes*, 9.
Mr. Colenso
Mr. Creighton
Mr. O'Neill
Mr. Russell
Mr. Stafford
Mr. John Williamson
Mr. Cracroft Wilson, C.B.
Mr. Bunny
Colonel Haultain } (Tellers.)

*Noes*, 20.
Hon. Major Atkinson
Mr. Dillon Bell
Mr. Brandon
Mr. Brodie
Mr. Cox
Mr. Domett
Hon. Mr. FitzGerald
Hon. Mr. Fitzherbert
Mr. Jollie
Mr. Macandrew
Mr. Mason
Dr. Monro
Mr. Paterson
Mr. Reynolds
Hon. Major Richardson
Hon. Mr. Sewell
Mr. Wayne
Mr. Wells
Mr. Curtis
Mr. Haughton } (Tellers.)

So it passed in the Negative.

Another amendment proposed: To omit sub-section 4. (*Mr. Colenso.*)

Amendment negatived.

Another amendment proposed: To omit sub-section 7. (*Mr. Colenso.*)

Amendment negatived.

Another amendment proposed: To omit sub-section 9. (*Mr. Stafford.*)

Amendment agreed to.

Another amendment proposed: To omit sub-section 11. (*Mr. Haughton.*)

Amendment negatived.

Another amendment proposed: To omit sub-section 12. (*Mr. Colenso.*)

Amendment agreed to.

Another amendment proposed: In sub-section 16 to omit the words "Medical Practitioners," with a view to insert the words "duly qualified medical men in practice." (*Dr. Monro.*)

Amendment agreed to.

Another amendment proposed: To add as another sub-section "Members of any Fire Brigade." (*Mr. Russell.*)

Amendment negatived.

Clause as amended agreed to.

Clause 9 read. Amendment proposed: In line 1 after the word "persons" to insert the words "while resident in any proclaimed Gold Field, and." (*Honourable Major Atkinson.*)

Amendment agreed to.

Another amendment proposed: In line 2 to omit the words "any proclaimed Gold Field," with a view to insert the words "the same" in lieu thereof. (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 10 read and agreed to.

Clause 11 read. Amendment proposed: In line 3 to omit the word "sixteen," with a view to insert the word "eighteen" in lieu thereof. (*Mr. Colenso.*)

Amendment agreed to.

Another amendment proposed: In line 5 to omit the word "sixteen," with a view to insert the word "eighteen" in lieu thereof. (*Mr. Colenso.*)

Amendment agreed to.

Another amendment proposed: After the words "forty years of age" in line 5 to insert the words "and unmarried men who can prove that relatives are dependent upon them for their support." (*Mr. Russell.*)

Amendment agreed to.

Another amendment proposed: At the end of the clause to add the following words—"the Militia may be further classified according to their proficiency in rifle shooting, and men who according to the army regulations are qualified as marksmen shall be exempt from training and exercise." (*Colonel Haultain.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 12 read. Amendment proposed: To add the following proviso—"Provided always that any officer by virtue of such appointment, and while inspecting any corps shall be senior in rank to all officers of such corps." (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

To report progress.

On

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

Then, on motion of the Honourable Mr. Sewell,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Thursday, 5th October,* 1865.

1. Mr. JOLLIE to ask the Government, Whether any and what steps have been taken to carry out the objects of "The Definition of Districts Act, 1858."

### NOTICES OF MOTION.

1. Mr. STAFFORD to move, That the large permanent population of Nelson and Marlborough, amounting as appears from the Census of 1864, to 17,894 persons, (as well as the additional requirements of the Mining population on the West Coast of the Middle Island,) renders it proper that one of the Judges of the Supreme Court should be stationed at Nelson.
2. Mr. STAFFORD to move, For leave to bring in a Bill to provide for the protection of certain Animals in New Zealand.
3. Mr. CREIGHTON to move, That a Select Committee be appointed to inquire into, and report upon, the circumstances connected with the purchase of the Lowry Bay Estate by the Government; as also the purchase of, or negotiations for, other lands and buildings for General Government purposes: Committee to consist of Mr. Crosbie Ward, Mr. Cox, Mr. Wayne, Mr. A. Richmond, Mr. Mason, Mr. Thomson, Mr. Domett, Mr. Dillon Bell, and the Mover, with power to call for persons and papers.
4. Mr. THOMSON to move, That the committal of the Bailors and Mortgagees Protection Bill be made an Order of the Day for the 6th October.
5. Mr. THOMSON to move, That the Select Committee on the Bailors and Mortgagees Protection Bill be authorized to confer with a Select Committee of the Legislative Council on the same Bill.
6. Mr. BRANDON to move, That there be laid on the Table a copy of all Papers relating to, and the issue of Grants promised to Natives, showing by whom promised, situation of land, title, when issued; if not issued, why not; and particularly, certain Correspondence and Memoranda between the Native Office and Mr. Parris, and Mr. Fox, and Mr. Andrew Sinclair, Chief Surveyor of the General Government.
7. Mr. BRANDON to move, For a Statistical Return of Native Population, furnished to the Government by Commissioners and Resident Magistrates, in pursuance of instructions issued by Mr. Fox when Native Minister.
8. The Honourable Major RICHARDSON to move, That the following names be added to the Select Committee on the Postal Arrangements of the Colony: Mr. Crosbie Ward, Mr. Colenso, and Mr. W. Taylor.

*For Motions Nos.* 9 *to* 13, *vide Nos.* 1 *to* 5, *4th October, pages* 191 *and* 192; *for Motions Nos.* 14 *to* 20, *vide Nos.* 1 *to* 7, *3rd October, pages* 183 *and* 184.

### ORDERS OF THE DAY.

1. Law Practitioners Act Amendment Bill—third reading.
2. Native Lands Bill—third reading.
3. Resolutions to be reported from the Committee of Ways and Means.
4. The Committee of Ways and Means.
5. Provincial Constabulary Bill—second reading.
6. Provincial Corporations Bill—second reading.
7. Master and Apprentice Bill—second reading.
8. New Plymouth Exchanges Commission Bill—second reading.
9. Electric Telegraph Bill—second reading.
10. Post Office Savings Bank Bill—second reading.
11. Lost Licenses and Leases Bill—second reading.
12. Provincial Council Powers Extension Bill—second reading.
13. The Williams' Compensation Bill—to be committed.
14. Wellington Supreme Court Site Bill—to be reported.
15. New Zealand Settlements Act Amendment Bill—to be reported.
16. Militia Bill—to be further considered in Committee.
17. Volunteer Force Bill—to be reported.
18. Hawke's Bay Land Regulations Bill—to be committed.
19. Canterbury Waste Lands Bill—to be re-committed.
20. Representation Bill—to be further considered in Committee.
21. Clause 5 of the Legislative Officers Regulation Bill—to be further considered in Committee.
22. Surplus Revenues Repeal Bill—second reading.
23. Loan Allocation Bill—to be further considered in Committee.
24. Provincial Loans Consolidation Bill—to be committed.
25. The Committee of Supply.

## Thursday, the 5th day of October, 1865.

PRAYERS :

1. *Resident Judge at Nelson.*—On motion of Mr. Stafford, *Resolved,* That the large permanent population of Nelson and Marlborough, amounting, as appears from the Census of 1864, to 17,894 persons (as well as the additional requirements of the mining population on the West Coast of the Middle Island), renders it proper that one of the Judges of the Supreme Court should be stationed at Nelson.

2. *Protection of certain Animals Bill.—Ordered,* That leave be given to bring in a Bill to provide for the protection of certain Animals in New Zealand, and that Mr. Stafford and Mr. Richmond do prepare and bring it in ;

   Mr. Stafford accordingly presented the said Bill, and the same was read a first time, and ordered to be read a second time on Wednesday next, and to be printed.

3. *Nixon Pension Bill.*—Colonel Haultain presented a Bill for granting a Pension to the sisters of the late Colonel Nixon, and the same was read a first time, and ordered to be read a second time To-morrow, and to be printed.

4. *Lowry Bay Estate Committee.*—Mr. Creighton moved, and the Question was proposed, That a Select Committee of nine Members be appointed to inquire into and report upon the circumstances connected with the purchase of the Lowry Bay Estate by the Government, as also the purchase of, or negociations for, other lands and buildings for Government purposes, with power to call for persons and papers; three to be a quorum, and to report this day week.

   Mr. Brodie moved, That the Question be amended by the addition of the words "the Committee to be appointed by Ballot" at the end thereof.

   And the Question being put, That the words proposed to be added be so added, it was resolved in the Affirmative.

   And the Ballot being taken, Mr. Domett, Mr. Stafford, Mr. Buckland, Mr. Macandrew, Mr. Crosbie Ward, Mr. Cox, Mr. Wayne, Mr. Pharazyn, and Mr. Creighton were elected to serve on the said Committee.

5. *Bailors and Mortgagees Protection Bill.*—On motion of Mr. Thomson, *Ordered,* That the Bailors and Mortgagees Protection Bill be committed to a Committee of the whole House for To-morrow.

   On motion of Mr. Thomson, *Ordered,* That the Select Committee on the Bailors and Mortgagees Protection Bill be authorized to confer with a Select Committee of the Legislative Council on the same Bill.

6. *Grants issued to Natives.*—On motion of Mr. Brandon, *Ordered,* That there be laid upon the Table a copy of all Papers relating to, and the issue of Grants promised to Natives, showing by whom promised, situation of land, title, when issued (if not issued, why not) ; and particularly, certain Correspondence and Memoranda relating thereto, between the Native Office and Mr. Parris, and Mr. Fox, and Mr. Andrew Sinclair, Chief Surveyor of the General Government.

7. *Statistical Return of Native Population.*—On motion of Mr. Brandon, *Ordered,* That there be laid upon the Table a Statistical Return of Native Population, furnished to the Government by Commissioners and Resident Magistrates, in pursuance of instructions issued by Mr. Fox when Native Minister.

8. *Official Disqualification of Members.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That it is contrary to the usage of Parliament, and derogatory to the character and estimation of this House, that any of its Members should hold any office or place of profit or emolument in the Public Service of New Zealand : This House is therefore of opinion that, with a view to securing the freedom and independence of Parliament, and guarding its dignity and authority, no person who shall hold any office or place of profit or emolument (except such as may for the time be held in connection with the office of a Minister of the Crown in New Zealand), or who shall have, in whole or in part, any contract on account of the Public Service, should be capable of being elected, or of sitting or voting as a Member of this House, during the time that he shall hold or enjoy any office or place of profit or contract, or any benefit or emolument arising from the same : That leave be given to bring in a Bill to give effect to this Resolution.

   And the Question being again proposed, the House resumed the said adjourned Debate.

   And the Question being put, it was resolved in the Affirmative.

9. *Disqualification Bill.—Ordered,* That leave be given to bring in a Bill intituled "An Act for better securing the freedom and independence of Parliament," and that Mr. Stafford and Mr. Wells do prepare and bring it in.

Mr.

Mr. Stafford accordingly presented the said Bill, and the same was read for the first time, and ordered to be read a second time on Wednesday next, and to be printed.

10. *Otago Waste Lands Bill.*—Mr. Reynolds moved, and the Question was proposed, That the Otago Waste Lands Bill be now read a second time.

Mr. Macandrew moved, That the Question be amended by the omission of the word "now," and the addition of the words "this day six months" at the end thereof.

A Debate arose thereupon.

The hour of Three of the Clock having arrived, the House proceeded to the consideration of the Orders of the Day.

11. *Law Practitioners Act Amendment Bill.*—The Order of the Day being read, for the third reading of the Law Practitioners Act Amendment Bill;

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act to amend the Law Practitioners Act, 1861."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

12. *Native Lands Bill.*—The Order of the Day being read, for the third reading of the Native Lands Bill;

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act to amend and consolidate the Laws relating to Lands in the Colony in which the Maori Proprietary Customs still exist, and to provide for the ascertainment of the Titles to such Lands, and for regulating the descent thereof, and for other purposes."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

13. *Committee of Ways and Means.*—The Order of the Day being read, for receiving the Report of certain Resolutions from the Committee of Ways and Means;

*Ordered,* That the Report be received To-morrow.

The Order of the Day being read, for the House in Committee of Ways and Means, the House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That the following Resolution be agreed to:—

Licence to be taken out yearly by any Bank or Banking Company, or other person or persons who shall issue any Promissory Notes for money payable to the bearer on demand, and allowed to be re-issued, £30. *(Honourable Mr. Sewell.)*

And the Question being put thereon, it passed in the Negative.

Motion made and Question proposed, That the following Resolution be agreed to:—

Memorandum of Transfer under "The Land Registry Act, 1860," the same duty as for a conveyance upon the sale of lands for a like sum, the consideration of such transfer. *(Honourable Mr. Sewell.)*

And the Question being put thereon, it passed in the Affirmative.

Motion made and Question proposed, That the following Resolution be agreed to:—

Policy of Insurance against risk of loss or damage by fire or other casualty to any property on land—

| | £ | s. | d. |
|---|---|---|---|
| For every £100 insured for any period above six months . . | 0 | 1 | 0 |
| For every £100 insured for any period under six months . . | 0 | 0 | 6 |

*(Honourable Mr. Sewell.)*

Amendment proposed: To omit the third and fourth lines of the Resolution, with a view to insert the following words in lieu thereof:—"For every sum insured, if the sum insured shall not exceed £100—1s.; if the sum insured shall exceed £100, then for every £100 insured and for the fractional part of £100—1s.; and such sum shall be payable yearly and every year during which such insurance shall be renewed or continued." *(Honourable Mr. Sewell.)*

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

And the Question being put, That the words proposed to be inserted be so inserted, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 13. | *Noes*, 13. |
|---|---|
| Hon. Major Atkinson | Mr. Dillon Bell |
| Mr. Cox | Mr. Bunny |
| Hon. Mr. FitzGerald | Mr. Colenso |
| Hon. Mr. Fitzherbert | Mr. Creighton |
| Mr. Gledhill | Colonel Haultain |
| Mr. Jollie | Mr. Mason |
| Hon. Major Richardson | Mr. O'Neill |

Mr.

| | |
|---|---|
| Hon. Mr. Sewell | Mr. Pharazyn |
| Mr. W. Taylor | Mr. Reynolds |
| Mr. Wells | Mr. Russell |
| Mr. Cracroft Wilson, C.B. | Mr. Stafford |
| Mr. Curtis } (Tellers.) | Mr. G. Graham } (Tellers.) |
| Mr. Wayne } | Mr. Crosbie Ward } |

And the Votes being even, the Chairman declared that he voted with the Noes.

So it passed in the Negative.

Motion made and Question proposed, That the following Resolution be agreed to :—

Policy of Insurance or other instrument whereby any insurance shall be made upon any ship or vessel, or upon any goods, merchandise, or other property on board of any ship or vessel, or upon the freight thereof—covered by a time policy for any period exceeding three months—2s. 6d.

And for all other policies, for every sum of £100 and for every fractional part of £100—1s. *(Honourable Mr. Sewell.)*

Amendment proposed : In the last line but one, before the word "policies," to insert the word "marine." *(Honourable Mr. Sewell.)*

Amendment agreed to.

Resolution as amended agreed to.

Motion made and Question proposed, That the following Resolution be agreed to :—

Progressive Duty, that is to say—

Where any deed or instrument chargeable with any stamp duty under this Act together with any schedule, receipt, or other matter put or indorsed thereon, or annexed thereto, shall contain two thousand one hundred and sixty words or upwards, then for every one thousand and eighty words over and above the first one thousand and eighty words there shall be charged the further progressive duty following, that is to say—

Where such deed or instrument shall be chargeable with any *ad valorem* stamp duty or duties not exceeding in the whole the sum of five shillings, a further progressive duty equal to the amount of such *ad valorem* duty or duties, and in every other case a further progressive duty of 5s. *(Honourable Mr. Sewell.)*

And the Question being put thereon, it passed in the Negative.

Motion made and Question proposed, That the following Resolution be agreed to :—

Promissory Notes payable to the bearer on demand issued by any Bank or Banking Company at the rate of for every one hundred pounds of the average annual amount in circulation as certified under "The Bankers Returns Act, 1858,"—£2. *(Hon. Mr. Sewell.)*

And the Question being put thereon, it passed in the Affirmative.

Motion made and Question proposed, That the following Resolution be agreed to :—

Receipt or discharge given for or on payment of any sum of money to the amount of forty shillings or upwards—1d.

Exemptions from the preceding duties on receipts—

Receipts given for or upon the payment of money to or for the use of Her Majesty.

Receipts indorsed upon any instrument duly stamped under this Act acknowledging the receipt of the consideration money therein expressed.

Acknowledgment given for money deposited in any bank to be accounted for : Provided that this exemption shall not extend to receipts or acknowledgments for sums paid or deposited for or upon any letters of allotment of shares, or in respect of calls upon any scrip or shares of or in any joint stock or other company, or intended company, which last-mentioned receipts or acknowledgments by whomsoever given shall be liable to the duty charged upon receipts. *(Hon. Mr. Sewell.)*

Amendment proposed : To omit all the words after the word "for" in line 7. *(Honourable Mr. Sewell.)*

Amendment agreed to.

Resolution as amended agreed to.

Motion made and Question proposed, That the following Resolution be agreed to :—

Transfer of any run or station held under lease or promise of lease from the Crown, or of any interest therein, where the declared value of the said run or station, or interest, or the value thereof assessed as in this Act provided, shall not exceed £100—10s.

And where such value shall exceed £100, then for every £100 and any fractional part of £100—10s. *(Honourable Mr. Sewell.)*

Amendment proposed : To omit the first item, "ten shillings," and insert the amount "one pound" in lieu thereof. *(Mr. Dillon Bell.)*

Amendment agreed to.

Resolution as amended agreed to.

Motion made and Question proposed, That the following Resolutions be agreed to :—

Transfer of any share or shares in the stock and funds of any corporation, company, or society whatever in New Zealand upon sale thereof—

| | | | |
|---|---|---|---|
| Where the purchase or consideration money therein expressed shall not exceed £50 | 0 | 2 | 6 |
| Exceeding £50, not exceeding £100 | 0 | 5 | 0 |
| For every additional £50 or fractional part of £50 | 0 | 2 | 6 |

*Duties*

*Duties on Probates of Wills and Letters of Administration.*

Probate of a Will and Letters of Administration with a Will annexed where the effects, as sworn to by the Executor or Administrator, shall be—

| | | | | £ | s. | d. |
|---|---|---|---|---|---|---|
| Under the value of | £100 | | | 1 | 0 | 0 |
| Above the value of | £100 | and under | £200 | 2 | 0 | 0 |
| Do. | £200 | do. | £300 | 3 | 0 | 0 |
| Do. | £300 | do. | £400 | 4 | 0 | 0 |
| Do. | £400 | do. | £500 | 5 | 0 | 0 |

And above £500 one per cent.

Letters of Administration without a Will annexed, where the effects, as sworn to by the Administrator, shall be—

| | | | | £ | s. | d. |
|---|---|---|---|---|---|---|
| Under the value of | £100 | | | 1 | 10 | 0 |
| Above the value of | £100 | and under | £200 | 3 | 0 | 0 |
| Do. | £200 | do. | £300 | 4 | 10 | 0 |
| Do. | £300 | do. | £400 | 6 | 0 | 0 |
| Do. | £400 | do. | £500 | 7 | 10 | 0 |

And above £500 one and a half per cent. (*Honourable Mr. Sewell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following Resolutions be agreed to—

*Duties on Legacies and Successions to Personal Estate under any Testamentary Disposition or upon Intestacy.*

For every legacy specific or pecuniary or of any other description of the amount or value of £20 or upwards, given by any will or testamentary instrument, of any person who shall have died after the passing of this Act, either out of his or her personal estate, or out of or charged upon his or her real estate, or out of any moneys to arise by sale mortgage or other disposition of his or her real estate or any part thereof, and which shall be paid, delivered, retained, satisfied or discharged after the passing of this Act

Also for the clear residue (when devolving to one person) and for every share of the clear residue (when devolving to two or more persons) of the personal estate of any person who shall have died after the passing of this Act (after deducting debts, funeral expenses, legacies and other charges first payable thereout), whether the title to such residue or any share thereof shall accrue by virtue of any testamentary disposition or upon a partial or total intestacy, where such residue or share of residue shall be of the amount or value of £20 or upwards, and where the same shall be paid, delivered, retained, satisfied or discharged after the passing of this Act

And also for the clear residue (when given to one person) and for every share of the clear residue (when given to two or more persons) of the moneys to arise from the sale, mortgage or other disposition of any real estate directed to be sold, mortgaged or otherwise disposed of by any will or testamentary instrument of any person who shall have died after the passing of this Act (after deducting debts, funeral expenses, legacies and other charges first made payable thereout, if any,) where such residue or share of residue shall amount to £20 or upwards, and where the same shall be paid retained or discharged after the passing of this Act

Where any such legacy or residue or any share of such residue shall have been given or have devolved to or for the benefit of a child of the deceased, or any descendant of a child of the deceased, or to or for the benefit of the father or mother or any lineal ancestor of the deceased, a duty at and after the rate of one pound per centum on the amount or value thereof—£1 per centum.

Where any such legacy or residue or any share of such residue shall have been given or have devolved to or for the benefit of a brother or sister of the deceased or any descendant of a brother or sister of the deceased, a duty at and after the rate of three pounds per centum on the amount thereof—£3 per centum.

Where any such legacy or residue or any share of such residue shall have been given or have devolved to or for the benefit of a brother or sister of the father or mother of the deceased or any descendant of a brother or sister of the father or mother of the deceased, a duty at and after the rate of five pounds per centum on the amount or value thereof—£5 per centum.

Where any such legacy or residue or any share of such residue shall have been given or have devolved to or for the benefit of a brother or sister of a grandfather or grandmother of the deceased, or any descendant of a brother or sister of a grandfather or grandmother of the deceased, a duty at and after the rate of six pounds per centum on the amount or value thereof—£6 per centum.

And where any such legacy or residue or any share of such residue shall have been given or have devolved to or for the benefit of any person in any other degree of collateral consanguinity to the deceased than is above described, or to or for the benefit of any stranger in blood to the deceased, a duty at and after the rate of ten pounds per centum on the amount or value thereof—£10 per centum.

And all gifts of annuities or by way of annuity or of any other partial benefit or interest out

out of any such estate or effects as aforesaid, shall be deemed legacies within the intent and meaning of this Schedule.

And where any legatee shall take two or more distinct legacies or benefits under any will or testamentary instrument which shall together be of the amount or value of £20 each, shall be charged with duty, though each or either may be separately under that amount or value.

Excepting always devises and bequests to charitable or religious purposes, which shall not be charged with any duty. (*Honourable Mr. Sewell.*)

Amendment proposed: To omit the following words—"Excepting always devises and bequests to charitable or religious purposes, which shall not be charged with any duty." (*Mr. Thomson.*)

Amendment agreed to.

Another amendment proposed: To add the following words—"Exemptions from the foregoing duties—All legacies or shares of residue of any estate or effects given or devolving to or for the benefit of the husband or wife of the deceased." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Resolution as amended agreed to.

Motion made and Question proposed, That the following Resolutions be agreed to:—

*Duties on Successions to Real and Personal Estate.*

Where the successor shall be the lineal issue or lineal ancestor of the predecessor, a duty upon the value of the succession at the rate of £1 per centum.

Where the successor shall be a brother or sister, or a descendant of a brother or sister of the predecessor, a duty upon the value of the succession of £3 per centum.

Wher the successor shall be a brother or sister of the father or mother, or a descendant of a brother or sister of the father or mother of the predecessor, a duty upon the value of the succession of £5 per centum.

Where the successor shall be a brother or sister of the grandfather or grandmother, or a descendant of a brother or sister of the grandfather or grandmother of the predecessor, a duty upon the value of the succession of £6 per centum.

Where the successor shall be in any other degree of collateral consanguinity to the predecessor than is hereinbefore described, or shall be a stranger in blood to him, a duty upon the value of the succession of £10 per centum.

Exemptions from the foregoing duties—All successions that shall be acquired upon trust for charitable or religious purposes. (*Honourable Mr. Sewell.*)

Amendment proposed: To omit the words "All successions that shall be acquired upon trust for charitable or religious purposes." (*Mr. Thomson.*)

Amendment agreed to.

Another amendment proposed: To add the following words—"All successions given to or in trust for, or which shall devolve upon or be acquired by the husband or wife of the predecessor." (*Honourable Mr. Sewell.*)

Amendment agreed to.

Resolutions as amended agreed to.

To report the Resolutions.

---

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had come to certain Resolutions.

*Ordered*, That the Report be received To-morrow.

14. *Master and Apprentice Bill.*—The Order of the Day being read, for the second reading of the Master and Apprentice Bill;

The Honourable Mr. Sewell moved and the Question was proposed, That the Bill be now read a second time.

Mr. Stafford moved, That the Question be amended by the omission of the word "now," and the addition of the words, "this day six months" at the end thereof.

And the Question being put, That the word proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 18. | *Noes*, 18. |
|---|---|
| Hon. Major Atkinson | Mr. Dillon Bell |
| Mr. Brandon | Mr. Bunny |
| Mr. Brodie | Mr. Buckland |
| Mr. Carleton | Mr. Burns |
| Mr. Curtis | Mr. Colenso |
| Mr. Domett | Mr. Creighton |
| Hon. Mr. FitzGerald | Mr. G. Graham |
| Hon. Mr. Fitzherbert | Mr. Macandrew |
| Mr. Harrison | Mr. Mason |
| Mr. Haughton | Mr. Miles |
| Colonel Haultain | Mr. Munro |
| Mr. Jollie | Mr. O'Neill |

Mr.

| | |
|---|---|
| Mr. Pharazyn | Mr. Paterson |
| Hon. Major Richardson | Mr. Reynolds |
| Mr. W. Taylor | Mr. Richmond |
| Mr. Wayne | Mr. John Williamson |
| Hon. Mr. Sewell (Tellers.) | Mr. Stafford (Tellers.) |
| Mr. Cracroft Wilson, C.B. (Tellers.) | Mr. Crosbie Ward (Tellers.) |

The Votes being even, Mr. Speaker declared that he voted with the Ayes.

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

15. *New Plymouth Exchanges Commission Bill.*—The Order of the Day being read, for the second reading of the New Plymouth Exchanges Commission Bill;

*Ordered*, That the Bill be read a second time on Tuesday next.

16. *Post Office Savings Bank Bill.*—The Order of the Day being read, for the second reading of the Post Office Savings Bank Bill;

*Ordered*, That the Bill be read a second time To-morrow.

17. *Lost Licenses and Leases Bill.*—The Order of the Day being read, for the second reading of the Lost Licenses and Leases Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Wednesday next.

18. *Provincial Council Powers Extension Bill.*—The Order of the Day being read, for the second reading of the Provincial Council Powers Extension Bill;

*Ordered*, That the Bill be read a second time on Tuesday next.

19. *The Williams' Compensation Bill.*—The Order of the Day being read, for the House in Committee on the Williams Compensation Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 read. Amendment proposed: In the last line but two to omit the words "at any time hereafter." *(Mr. Crosbie Ward.)*

Amendment agreed to.

Another amendment proposed: At the end of the clause to add the following words:—"Provided that such debenture shall not be so received after the 31st December, 1866." *(Mr. Crosbie Ward.)*

Amendment agreed to.

Clause as amended agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on Wednesday next.

20. *Wellington Supreme Court Site Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Wellington Supreme Court Site Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be read a third time To-morrow.

21. *New Zealand Settlements Act Amendment Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the New Zealand Settlements Act Amendment Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be read a third time To-morrow.

22. *Message.*—A Message from the Legislative Council, by Thomas John Lucas, Esquire, Clerk of the Legislative Council:—

The Legislative Council have passed a Bill, intituled, "An Act to facilitate the construction of Water Races upon the Gold Fields, and otherwise to amend the Gold Fields Acts of 1862 and 1863," with certain amendments, to which they request the concurrence of the House of Representatives.

23. *Gold Fields Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Gold Fields Bill be an Order of the Day for To-morrow.

And the House having continued to sit until after Twelve of the Clock on Friday morning,

Friday,

## Friday, the 6th day of October, 1865.

24. *Militia Bill.*—The Order of the Day being read, for the House in Committee further to consider the Militia Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 13. Amendment proposed: In line 3 to omit the word "command." (*Mr. Stafford.*)

Amendment agreed to.

Another amendment proposed: In line 6 to omit the word "such," with a view to insert the words "the Militia staff or to any" in lieu thereof. (*Mr. Stafford.*)

Amendment agreed to.

Another amendment proposed: To add the words "and provided further that no commission shall be revoked or cancelled until a Court of Inquiry duly appointed shall have inquired into and reported upon the conduct of any officer holding such commission." (*Honourable Major Atkinson.*)

Amendment agreed to.

Another amendment proposed: After the word "commission" to add the following words—"except while such officer or the force to which he may be attached shall be on actual service." (*Mr. Russell.*)

Amendment agreed to.

Another amendment proposed: After the word "service" to add the following words—"Provided always that no such inquiry shall be necessary unless the officer himself shall demand the same." (*Colonel Haultain.*)

Amendment agreed to.

Motion made and Question proposed, That the further consideration of this clause be postponed. (*Honourable Major Atkinson.*)

And the Question being put thereon, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 23. | *Noes*, 13. |
|---|---|
| Hon. Major Atkinson | Mr. Bunny |
| Mr. Dillon Bell | Mr. Burns |
| Mr. Buckland | Mr. G. Graham |
| Mr. Colenso | Mr. Macandrew |
| Mr. Curtis | Mr. Mason |
| Mr. Domett | Mr. Munro |
| Hon. Mr. FitzGerald | Mr. Paterson |
| Hon. Mr. Fitzherbert | Mr. Pharazyn |
| Mr. Gledhill | Mr. Reynolds |
| Mr. Harrison | Mr. Richmond |
| Mr. Haughton | Mr. Stafford |
| Colonel Haultain | Mr. Brodie, Mr. Miles (Tellers.) |
| Mr. Jollie | |
| Dr. Monro | |
| Hon. Major Richardson | |
| Hon. Mr. Sewell | |
| Mr. W. Taylor | |
| Mr. Crosbie Ward | |
| Mr. Wayne | |
| Mr. Wells | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. Russell, Mr. John Williamson (Tellers.) | |

So it was resolved in the Affirmative.

Clauses 14 and 15 read and agreed to.

Clauses 16 and 17 negatived.

Clause 18 read and agreed to.

Clause 19 read. Amendment proposed: In line 4 after the word "himself" to insert the words "And shall thereupon give in his name to the officer commanding the company." (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 20 read. Amendment proposed: In line 4 after the word "militiaman" to insert the words "of the first class." (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 21 read and agreed to.

Clause 22 read. Amendment proposed: In line 2 to omit the word "five," with a view to insert the word "three" in lieu thereof. (*Mr. Colenso.*)

Amendment negatived.

Another

Another amendment proposed: In line 5 to omit the word "and," with a view to insert the word "be" in lieu thereof. (*Mr. Stafford.*)

Amendment agreed to.

Clause as amended agreed to.

Clausa 23 read and agreed to.

Clause 24 read. Amendment proposed: In line 1 after the word "shall" to insert the words "except in cases of emergency." (*Mr. Domett.*)

And the Question being put, That the words proposed to be inserted be so inserted, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 18. | *Noes*, 16. |
|---|---|
| Mr. Curtis | Mr. Dillon Bell |
| Mr. Domett | Mr. Brandon |
| Hon. Mr. FitzGerald | Mr. Buckland |
| Mr. Fitzherbert | Mr. Colenso |
| Mr. Gledhill | Mr. G. Graham |
| Colonel Haultain | Mr. Harrison |
| Mr. Jollie | Mr. Macandrew |
| Mr. Miles | Mr. Mason |
| Dr. Monro | Mr. Munro |
| Mr. Reynolds | Mr. Paterson |
| Hon. Major Richardson | Mr. Pharazyn |
| Hon. Mr. Sewell | Mr. Rhodes |
| Mr. W. Taylor | Mr. Stafford |
| Mr. Wayne | Mr. John Williamson |
| Mr. Wells | Mr. Bunny (Tellers.) |
| Mr. Cracroft Wilson, C.B. | Mr. Russell (Tellers.) |
| Mr. Atkinson (Tellers.) | |
| Mr. Burns (Tellers.) | |

So it was resolved in the Affirmative.

Another amendment proposed: In line 2 to omit the word "fifty," with a view to insert the word "twenty" in lieu thereof. (*Mr. Colenso.*)

Amendment agreed to.

Another amendment proposed: In lines 2 and 3 to omit the words "if he be of the first class, or five miles, if he be of the second class." (*Honourable Major Atkinson.*)

Amendment agreed to.

Another amendment proposed: To add the following proviso—"Provided always that if he be of the second or third class he shall not be liable to march to or serve at any place more distant than five miles from the headquarters of his regiment: Provided also that nothing herein contained shall prevent any person from volunteering to serve in any part of the Colony of New Zealand, and any person so volunteering shall be deemed to be on actual service for all the purposes of this Act until released by the Governor's authority." (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 25 read and agreed to.

Clause 26 read. Amendment proposed: In line 3 to omit the words "officer who according to military rules shall be in command," with the view of inserting the words "the senior officer then present" in lieu thereof. (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 27 read. Amendment proposed: In line 3 to omit the word "twenty," with a view to insert the word "fifty" in lieu thereof. (*Colonel Haultain.*)

Amendment negatived.

Clause as printed agreed to.

Clause 28 read and agreed to.

Clause 29 read. Amendment proposed: In line 3 after the words "like period" to insert the words "unless he shall volunteer for a longer period:" (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

Motion made and Question proposed, That the Chairman report progress.

And the Question being put thereon, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 14. | *Noes*, 18. |
|---|---|
| Mr. Buckland | Hon. Major Atkinson |
| Mr. Domett | Mr. Bunny |
| Mr. G. Graham | Mr. Brandon |
| Mr. Harrison | Mr. Burns |
| Colonel Haultain | Mr. Curtis |
| Mr. Jollie | Hon. Mr. FitzGerald |
| Mr. Macandrew | Hon. Mr. Fitzherbert |

| | |
|---|---|
| Mr. Mason | Mr. Gledhill |
| Mr. Miles | Mr. Haughton |
| Mr. Paterson | Dr. Monro |
| Mr. Reynolds | Hon. Major Richardson |
| Mr. Rhodes | Hon. Mr. Sewell |
| Mr. Colenso } (Tellers.) | Mr. W. Taylor |
| Mr. John Williamson } | Mr. Crosbie Ward |
| | Mr. Wayne |
| | Mr. Cracroft Wilson, C.B. |
| | Mr. Dillon Bell } (Tellers.) |
| | Mr. Pharazyn } |

So it passed in the Negative.

Clause 30 postponed.

Clauses 31 and 32 read and agreed to.

Clauses 33 to 41 read and agreed to.

Clause 42 read. Amendment proposed: In line 1 after the word "operation" to insert the words "on and after." (*Honourable Major Atkinson.*)

Amendment agreed to.

Another amendment proposed: At the end of the clause to add the words "in such districts as the Governor may from time to time specify and appoint by Proclamation in the *New Zealand Gazette*, or by such other notification as he may think fit." (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

Postponed clause 30. Amendment proposed: In line 2 to omit the words "or be out for training." (*Honourable Major Atkinson.*)

Amendment agreed to.

Another amendment proposed: In line 6 after the words "apply to" to insert the words "and the powers thereby created shall be exercised by." (*Honourable Major Atkinson.*)

Amendment agreed to.

Another amendment proposed: In line 8 to omit the words "and to all other persons." (*Honourable Major Atkinson.*)

Amendment agreed to.

Another amendment proposed: In line 10 to omit the words "death or." (*Mr. John Williamson.*)

And the Question being put, That the words proposed to be left out stand part of the clause, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 20. | *Noes*, 6. |
|---|---|
| Hon. Major Atkinson | Mr. Colenso |
| Mr. Dillon Bell | Mr. Gledhill |
| Mr. Brandon | Mr. G. Graham |
| Mr. Brodie | Mr. Harrison |
| Mr. Burns | Mr. Macandrew } (Tellers.) |
| Mr. Curtis | Mr. John Williamson } |
| Hon. Mr. FitzGerald | |
| Hon. Mr. Fitzherbert | |
| Mr. Haughton | |
| Mr. Jollie | |
| Mr. Miles | |
| Dr. Monro | |
| Mr. Paterson | |
| Mr. Pharazyn | |
| Mr. Rhodes | |
| Hon. Major Richardson | |
| Hon. Mr. Sewell | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. Bunny } (Tellers.) | |
| Mr. Wayne } | |

So it was resolved in the Affirmative.

Another amendment proposed: To omit all the words after the word "articles" in line 11. (*Honourable Major Atkinson.*)

Amendment agreed to.

Clause as amended agreed to.

To report progress.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

Then, on motion of the Honourable Mr. Sewell,

The House adjourned.

ORDERS

## ORDERS OF THE DAY AND NOTICES OF MOTION.

*Friday, 6th October,* 1865.

1. Mr. BRODIE to ask, Whether it is the intention of the Government to obtain an expression of opinion from this House as to effect and bearing upon the future welfare of the Colony, of the policy indicated in the Despatch No. 50, and dated 26th July, 1865, from the Right Honourable E. Cardwell.

ORDERS OF THE DAY.

1. Wellington Supreme Court Site Bill—third reading.
2. New Zealand Settlements Act Amendment Bill—third reading.
3. Gold Fields Acts Amendment Bill—consideration of amendments by the Legislative Council.
4. Militia Bill—to be further considered in Committee.
5. Volunteer Force Bill—to be reported.
6. Provincial Loans Consolidation Bill—to be committed.
7. Loan Allocation Bill—to be further considered in Committee.
8. Surplus Revenues Repeal Bill—second reading.
9. The Committee of Supply.
10. Hawke's Bay Land Regulations Bill—to be committed.
11. Canterbury Waste Lands Bill—to be re-committed.
12. Representation Bill—to be further considered in Committee.
13. Clause 5 of the Legislative Officers Regulation Bill—to be further considered in Committee.
14. The Nixon Pension Bill—second reading.
15. Bailors and Mortgagees Protection Bill—to be committed.
16. Resolutions to be reported from the Committee of Ways and Means.
17. Master and Apprentice Bill—to be committed.
18. Post Office Savings Bank Bill—second reading.
19. Provincial Constabulary Bill—second reading.
20. Provincial Corporations Bill—second reading.
21. Electric Telegraph Bill—second reading.

NOTICES OF MOTION.

1. Mr. WARING TAYLOR to move, That the House go into Committee to consider the Report of the Private Grievance Committee on the Petition of Ellen A. Hewitt.
2. Mr. RUSSELL to move, That the claim of Mr. D. R. Cochrane for compensation (stated in Papers laid on Table of this House) be referred to the Private Grievance Committee.
3. Mr. DILLON BELL to move, That the Southland Waste Lands Bill be committed.
4. Adjourned Debate on the Question—
   That the Otago Waste Lands Bill be ordered to be read a second time on Tuesday next.

*For Motions Nos.* 6 *and* 7, *vide Nos.* 4 *and* 5, *4th October, page* 192; *for Motions Nos.* 8 *to* 13, *vide Nos.* 2 *to* 6, *3rd October, pages* 183 *and* 184.

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## Friday, the 6th day of October, 1865.

PRAYERS:

1. *Message.*—The Honourable Mr. FitzGerald, one of Her Majesty's Executive Council for the Colony, delivered to Mr. Speaker a Message from His Excellency the Governor, signed by His Excellency; and the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

G. GREY, Governor. *Message No.* 8.

The Bills intituled—

"The West Coast Gold Field Provincial Representation Act, 1865;" and

"The Arms Act Continuance Act, 1865;"

as finally passed by the Honourable the Legislative Council and House of Representatives, having been presented to the Governor for the Royal Assent, he has, in the name of Her Majesty, assented to the said Bills.

Government House, Wellington, 5th October, 1865.

2. *Petitions presented.*—(1.) By Mr. Harrison: The Petition of Lieut.-Colonel Rookes, praying for a Court of Inquiry into the cause of his dismissal from the Colonial Service.

Petition received.

(2.) By the Honourable Mr. FitzGerald: The Petition of certain Natives, resident at Otaki.

Petition received.

(3.) By the Honourable Mr. FitzGerald: The Petition of certain Natives, resident at Waikanae.

Petition received.

3. *Papers.*

3. *Papers.*—The Honourable Mr. Sewell laid upon the Table, by command of His Excellency,—
Correspondence relating to the management of the confiscated territory in the Province of Auckland.

4. *Sale of Poisons Bill.*—Mr. O'Neill, from the Select Committee to whom was referred the Sale of Poisons Bill, brought up a Report, and the same was read as followeth :—

Your Committee having considered the Bill referred to them to regulate the sale of Poisons, with a view to its amendment, have to submit the following resolutions by way of report :—

1. That the effect of the sale of Poisons Bill would be to lower the estimation of druggists in the eyes of the public, by proclaiming them as "Sellers of Poison," and that it would entail upon them a very large amount of additional trouble and expense in the conduct of their business, and at the same time hamper and inconvenience the public in what appears to the Committee an unnecessary manner.

2. That under the existing state of things, your Committee see no reason to believe that poisoning either intentional or accidental is other than a very rare occurrence.

3. That your Committee are of opinion that the unrestrained sale of certain of the more commonly asked for and more poisonous drugs is an evil, and they therefore recommend that with regard to the substances named in the Schedule, all persons selling them should be required to label the containing packages "Poison," and to enter the name of the purchaser in a special Registry Book.

4. Your Committee are further of opinion that it would be well if arsenic were to be coloured in some manner which would not interfere with the purposes for which it is used, with a view to prevent its being mistaken for other substances to which it bears a resemblance.

5. Schedule—Arsenic, Strychnine, Oxalic Acid, Corrosive Sublimate, Opium and Laudanum, Prussic Acid, Oil of Bitter Almonds, Chloroform, Sulphuric Acid, Nitric Acid, Muriatic Acid.

5. *Petition of Hannibal Marks.*—Mr. John Williamson, from the Select Committee to whom was referred the Petition of Hannibal Marks, brought up a Report, and the same was read as followeth :—

The Select Committee appointed to enquire and report on the matter of the Petition of Mr. Hannibal Marks, late Commander of Her Majesty's Colonial Gunboat "Sandfly," have the honor to report :—

That having carefully considered the Petition of Hannibal Marks, together with all the letters and correspondence connected therewith, having further taken the evidence of Mr. Russell, formerly Minister of Colonial Defence, and also that of the Honourable Major Atkinson, present Minister of Colonial Defence, is of opinion,—

1st. That Captain Marks' dismissal from the service was not solely in consequence of Captain Cadell's complaint, but chiefly in consequence of the Government disposing of the "Sandfly." That, without pronouncing upon the justice of the charges submitted by Captain Cadell, the Committee are disposed to believe, from the general character of Captain Marks, and from the peculiar nature of the service in which he was employed, and the long period during which he served the Government (eleven years), that these charges would not in all probability have been sustained had they been referred at the time to a competent Court of Inquiry.

2nd. That the suspension of Captain Marks does not appear to the Committee to imply any delinquency on the part of that officer, inasmuch as the Honourable the Defence Minister, fully recognizing the value of his past services, has communicated to the Committee his readiness to appoint him to any suitable vacancy which may occur.

Under all the circumstances of the case, and considering the length of service of the Petitioner, the Committee is unanimously of opinion that he should be paid a gratuity equivalent to two months' pay, and therefore recommend accordingly.

6. *Postponement of Orders of the Day.*—The Honourable Mr. Sewell moved, without notice, and with the leave of the House, that consideration of the Orders of the Day be postponed until after the Notices of Motion.

And the Question being put, it was resolved in the Affirmative.

7. *Southland Waste Lands Bill.*—On motion of Mr. Dillon Bell, *Ordered,* That the Southland Waste Lands Bill be committed to a Committee of the whole House.

8. *Otago Waste Lands Bill.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That the Otago Waste Lands Bill be ordered to be read a second time on Tuesday next;

And the Question being again proposed, the House resumed the said adjourned Debate.

And the Question being put, it was resolved in the Affirmative.

*Ordered,* That the Otago Waste Lands Bill be read a second time on Tuesday next.

9. *Otago Municipal Corporation Bill.*—On motion of Mr. Haughton, *Ordered*, That the Otago Municipal Corporation Bill Committee have extension of time for bringing up their Report to Wednesday, the eleventh day of this instant October.

10. *The Volunteers Land Bill.—Ordered*, That leave be given to bring in a Bill to enable Superintendents and Provincial Councils to offer grants of Land to Volunteers and Militia, and that the Honourable Major Atkinson and the Honourable Mr. Sewell do prepare and bring it in.

The Honourable Major Atkinson accordingly presented the said Bill, and the same was read a first time, and ordered to be read a second time on Tuesday next and to be printed.

11. *Taranaki Military and Naval Settlers Bill.—Ordered*, That leave be given to bring in a Bill to repeal clause 15, "Waste Lands Act, 1858," so far as it affects the Province of Taranaki; and also, to repeal Section VI, clauses 37, 38, and 39, of "The Regulations for the Sale and Disposal of the Waste Lands of the Crown within the Province of New Plymouth," proclaimed 20th October, 1855, and confirmed by the said "Waste Lands Act, 1858," and that the Honourable Major Atkinson, and the Honourable Mr. Sewell do prepare and bring it in.

The Honourable Major Atkinson accordingly presented the said Bill, and the same was read a first time, and ordered to be read a second time on Tuesday next and to be printed.

12. *Otago Municipal Corporation Bill Committee.*—On motion of Mr. Haughton, *Ordered*, That the Honourable the Attorney-General, Mr. Reynolds, and Mr. Dillon Bell be added to the Select Committee on the Otago Municipal Corporation Bill.

13. *Petition of Electors of Timaru District.*—On motion of Mr. Jollie, *Ordered*, That the Petition from certain Electors and Householders of the Timaru District, praying that "The New Provinces Act, 1858," may be neither repealed nor altered, be printed for the use of Members of this House.

14. *Postal Arrangements.*—The Honourable Major Richardson moved, and the Question was proposed, That a Select Committee, consisting of Mr. Speaker, Mr. Russell, Mr. Creighton, Mr. Curtis, Mr. Reynolds, Mr. Dillon Bell, Mr. Crosbie Ward, Mr. Colenso, and Mr. Waring Taylor, be appointed to inquire into and report on the Postal Arrangements of the Colony: three members to be a quorum, and the Report brought up on the 17th instant.

And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 22. | *Noes*, 11. |
|---|---|
| Mr. Dillon Bell | Mr. Buckland |
| Mr. Bunny | Mr. Burns |
| Mr. Carleton | Mr. Creighton |
| Mr. Colenso | Mr. G. Graham |
| Mr. Cox | Mr. Mason |
| Mr. Domett | Mr. Munro |
| Hon. Mr. Fitzherbert | Mr. O'Neill |
| Mr. Gledhill | Mr. Paterson |
| Mr. Harrison | Mr. Reynolds |
| Mr. Haughton | Mr. Macandrew } (Tellers.) |
| Mr. Jollie | Mr. John Williamson } |
| Mr. Miles | |
| Mr. Pharazyn | |
| Hon. Mr. Sewell | |
| Mr. Stafford | |
| Mr. Waring Taylor | |
| Mr. Crosbie Ward | |
| Mr. Wayne | |
| Mr. Wells | |
| Mr. Cracroft Wilson, C.B. | |
| Hon. Mr. FitzGerald } (Tellers.) | |
| Hon. Major Richardson } | |

So it was resolved in the Affirmative.

15. *Wellington Supreme Court Site Bill.*—The Order of the Day being read, for the third reading of the Wellington Supreme Court Site Bill;

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to confirm an arrangement entered into between the Superintendent of the Province of Wellington and the Trustees of the Presbyterian Church at Wellington, for the acquisition of a piece of Land for public purposes.

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.



16. *New*

16. *New Zealand Settlements Act Amendment Bill.*—The Order of the Day being read, for the third reading of the New Zealand Settlements Act Amendment Bill;

The Honourable Mr. Sewell moved and the Question was proposed, That the New Zealand Settlements Act Amendment Bill be now read a third time.

Mr. John Williamson moved, That the Question be amended by the omission of the word "now," and the addition of the words "on some future day," at the end thereof.

And the Question being put, That the word proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 17. | *Noes*, 16. |
|---|---|
| Mr. Bunny | Mr. Dillon Bell |
| Mr. Cox | Mr. Brodie |
| Mr. Domett | Mr. Buckland |
| Hon. Mr. FitzGerald | Mr. Burns |
| Hon. Mr. Fitzherbert | Mr. Carleton |
| Mr. Gledhill | Mr. Colenso |
| Mr. Haughton | Mr. Creighton |
| Mr. Jollie | Colonel Haultain |
| Mr. Miles | Mr. Macandrew |
| Mr. Pharazyn | Mr. Mason |
| Hon. Mr. Sewell | Mr. Munro |
| Mr. W. Taylor | Mr. Paterson |
| Mr. Wayne | Mr. Reynolds |
| Mr. Wells | Mr. Stafford |
| Mr. Cracroft Wilson, C.B. | Mr. O'Neill } (Tellers.) |
| Hon. Major Atkinson } (Tellers.) | Mr. John Williamson } |
| Hon. Major Richardson } | |

So it was resolved in the Affirmative.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to alter, amend, and continue the New Zealand Settlements Act, 1863."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

17. *Gold Fields Acts Amendment Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Gold Fields Acts Amendment Bill; and the same being read;

On motion of Mr. Brodie, *Resolved*, That a Conference be requested with the Legislative Council on the subject of their amendments in the Gold Fields Acts Amendments Bill, and that the Honourable the Attorney-General, Mr. Dillon Bell, Mr. Haughton, and Mr. Brodie, be the Managers of such Conference on the part of this House.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House desires a Conference on the subject of their amendments in the Gold Fields Acts Amendment Bill, and hath appointed a Committee of four Managers on its behalf, and requesting the Legislative Council to appoint a similar Committee, and to name the hour of meeting.

18. *Militia Bill.*—The Order of the Day being read, for the House in Committee further to consider the Militia Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Postponed clause 13 as amended agreed to.

Motion made and Question proposed, That the following do stand as clauses in the Bill:—

(15.) The Governor may from time to time make orders for the assembling at some convenient place of the whole or any part of the inhabitants of any district liable to serve in the militia once in each year for enrolment, and any man neglecting without good and sufficient reason, the sufficiency of which shall rest with the officer commanding, to attend for that purpose after notice shall have been posted up in his district at least twenty days before the day fixed for such assembling, shall be liable to a penalty not exceeding five pounds for each such offence: Provided always that the infliction of any penalty under this section shall not in any way exempt the person upon whom the penalty has been inflicted from training and actual service in the militia.

(16.) Upon the assembling of the inhabitants of any district, as provided in the last preceding section, the officer commanding companies shall take down the names (showing whether married or single), ages, and occupations of every person belonging to the company then present, and shall transmit the roll so made out to the officer commanding within seven days after such assembling, or failing to do so, shall be liable to a penalty not exceeding thirty pounds: But it is hereby expressly provided that no person liable to be enrolled in the militia shall be relieved from training or service by the omission from or erroneous entry of his name in such roll.

(17.) The

(17.) The officer commanding shall in the month of January in each year (unless some other month is fixed by the Governor which the Governor is hereby empowered to do) compile and forward to the Commander-in-chief a complete roll of all persons resident in the district liable to be enrolled in the militia, and shall classify the persons whose names are on such roll as hereinbefore provided.

(18.) Any person who shall have moved out of the limits of his district, and any person who shall become liable to serve in the militia after the annual enrolment, shall within thirty days thereafter give in his name, age, and place of residence, to the officer commanding, or failing to do so shall be liable to a penalty not exceeding five pounds. (*Honourable Major Atkinson.*)

And the Question being put on each of the said several clauses, it passed in the Affirmative.

Motion made and Question proposed, That the following do stand as clauses in the Bill :—

(38.) The arms and accoutrements of every officer of the militia and of every militiaman, and the horses used by any of the same while in discharge of their duties as militiamen, shall be exempt from seizure in execution and from distress and assessment.

(39.) Any duty or toll leviable at any pier, wharf, quay, landing-place, or bridge, ferry, or at any turnpike gate or bar, or at other gate or bar on a public road, shall not be demanded or taken for :—

(1.) Any officer of the militia or any militiaman being on march or duty, or going to or returning from the place appointed for, and on the day for exercise, inspection, review, or other public duty, and being armed or in uniform.

(2.) Any horse when ridden or used by any officer or militiaman as aforesaid on march or duty or going or returning as aforesaid.

(3.) Any cart, waggon, or carriage, public or private, employed only in carrying or conveying any officer or militiaman as aforesaid, being on march or duty or going and returning as aforesaid, and being in uniform with or without any conductor or driver of such cart, waggon, or carriage, or domestic servant of such officer or militiaman.

(4.) Any cart, waggon, or carriage, public or private, employed only in carrying or conveying or returning empty from carrying or conveying having been employed only in carrying or conveying any arms or baggage of any officer or militiaman as aforesaid being on march or duty or going to or returning from the place appointed for exercise, inspection, review, or other public duty, or any military stores belonging to or for the use of or any gun belonging to or used by the militia.

(5.) Any horse or other beast drawing any such cart, waggon, or carriage as aforesaid.

If any person demands or takes any duty or toll in contravention of the present section, or if any person makes any false representation respecting himself or any other person, or any animal or thing, with intent to obtain for himself or otherwise, or fraudulently obtain for himself or otherwise, any exemption under the present section, he shall for every such offence be liable to a penalty not exceeding five pounds. (*Honourable Major Atkinson.*)

And the Question being put on each of the said clauses, it passed in the Affirmative.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

The Governor may, in the name and on behalf of Her Majesty, under the Public Seal of the Colony, appoint an Adjutant-General, who shall hold no political office, nor be a member of the Colonial Legislature, but who shall be responsible to the Government for the organization, efficiency, and good conduct of the Colonial Forces. (*Colonel Haultain.*)

And the Question being put thereon, it passed in the Negative.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on Tuesday next.

19. *Volunteer Force Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Volunteer Force Bill ;

On motion of the Honourable Major Atkinson, *Ordered*, That the Volunteer Force Bill be re-committed to a Committee of the whole House, for re-consideration of clauses 2 and 32.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 2 read. Amendment proposed : In line 1 of the first sub-section, after the word "a," to insert the words "troop or company of artillery." (*Honourable Major Atkinson.*)

Amendment agreed to.

Another amendment proposed : At the end of the sub-section to add the words, "or a Fire Brigade." (*Honourable Major Atkinson.*)

Amendment

Amendment agreed to.
Clause as amended agreed to.
Clause 32 read. Amendment proposed: To omit the proviso with a view to insert the following in lieu thereof:—
Provided always that no member of the Volunteer Force shall, except with his own consent or in case of emergency, be compelled to march or to serve at any place, being distant more than twenty miles from the Head Quarters of the Corps to which he belongs. (*Honourable Major Atkinson.*)
Amendment agreed to.
Clause as amended agreed to.

To report the Bill with amendments.

On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had gone through the clauses, and had made further amendments thereto.
*Ordered*, That the Report be received on Tuesday next.

20. *Provincial Loans Consolidation Bill.*—The Order of the Day being read, for the House in Committee on the Provincial Loans Consolidation Bill;
The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.
Clause 1 read and agreed to.
Clause 2 read.

To report progress.

On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had made progress, and had directed him to move that the Committee have leave to sit again.
*Resolved*, That this House will, on Tuesday next, again resolve itself into the said Committee.

21. *Loan Allocation Bill.*—The Order of the Day being read, for the House in Committee further to consider the Loan Allocation Bill;
The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 1 read. Amendment proposed: In line 3 to omit the word "six," with a view to insert the word "seven" in lieu thereof. (*Mr. Crosbie Ward.*)

To report progress.

On Mr. Speaker resuming the Chair, Mr. Carleton reported that the Committee had made progress, and had directed him to move that the Committee have leave to sit again.
*Resolved*, That this House will, on Tuesday next, again resolve itself into the said Committee.

22. *Adjournment (special).*—On motion of the Honourable Mr. Sewell, *Resolved*, That this House will, at the rising of the House this day, adjourn until Tuesday next at Five of the Clock.

Then, on motion of the Honourable Mr. Sewell,
The House adjourned.

## ORDERS OF THE DAY AND NOTICES OF MOTION.

*Tuesday, 10th October*, 1865.

1. Mr. CARLETON to ask the Defence Minister, What course the Government intend to take in the matter of the Petition signed by William Jackson, a Major in Her Majesty's Colonial Forces, on behalf of the officers and men of the original company of Forest Rangers.

ORDERS OF THE DAY.

1. Militia Bill—to be reported.
2. Volunteer Force Bill—to be reported.
3. Resolutions to be reported from the Committee of Ways and Means.
4. Provincial Loans Consolidation Bill—to be further considered in Committee.
5. The Committee of Supply.
6. Representation Bill—to be further considered in Committee.
7. New Plymouth Exchanges Commission Bill—second reading.
8. Provincial Council Powers Extension Bill—second reading.
9. Southland Waste Lands Bill—to be committed.
10. Otago Waste Lands Bill—second reading.
11. Grants of Land to Militia and Volunteers Bill—second reading.

12. Taranaki

12. Taranaki Naval and Military Settlers Bill—second reading.
13. Surplus Revenues Repeal Bill—second reading.
14. Hawke's Bay Land Regulations Bill—to be committed.
15. Canterbury Waste Lands Bill—to be re-committed.
16. Clause 5 of the Legislative Officers Regulation Bill—to be further considered in Committee.
17. The Nixon Pension Bill—second reading.
18. Bailors and Mortgagees Protection Bill—second reading.
19. Master and Apprentice Bill—to be committed.
20. Post Office Savings Bank Bill—second reading.
21. Provincial Constabulary Bill—second reading.
22. Provincial Corporations Bill—second reading.
23. Electric Telegraph Bill—second reading.

NOTICES OF MOTION.

1. The Honourable Mr. FITZHERBERT to move, For leave to bring in a Bill to control the Executive in the Expenditure of Public Money.
2. Mr. WARING TAYLOR to move, That the House go into Committee to consider the Report of the Private Grievance Committee on the Petition of Ellen A. Hewitt.
3. Mr. CREIGHTON to move, That all Papers and Correspondence arising out of and connected with the resignation of Major Von Tempsky be laid on the Table.
4. Mr. COLENSO to move, That the House go into Committee to consider the Report of the Private Grievance Committee on the Petition of Edward Catchpool.
5. Mr. CARLETON to move, That leave of absence for one fortnight be granted to Mr. Robert Graham, on the ground of his presence being required for the performance of public duties in the Province of Auckland.
6. Mr. VOGEL to move, the Resolutions on Provincial Loans, printed on the Order Paper of the 27th ultimo.
7. Mr. JOHN WILLIAMSON to move, That the House do resolve itself into Committee of the whole House to consider the recommendations of the Private Grievance Committee in the cases of James Callaghan, John Bolton, Rhoda B. Hamlin, and Henry Deery.
8. The Honourable Mr. SEWELL to move the following Resolutions:—

(1.) That it is expedient that the confiscated lands in the Province of Auckland should, with certain exceptions, and subject to certain conditions, be transferred to Provincial administration in that Province, for the purposes of colonization.

(2.) That the General Government cannot properly divest itself of the duty of settling those Natives who may desire to return to the districts comprised in such lands, and to accept the Queen's authority, and to take grants from the Crown. That therefore this duty should be retained in the hands of the General Government; and that it is incumbent on such Government to deal with the matter promptly and definitely before transferring the rest of the lands to Provincial management.

(3.) That after this liability is disposed of, the remaining confiscated lands in the Province of Auckland be transferred to Provincial administration, subject to the undermentioned charges and conditions—

1. Such lands to be liable for all sums expended under "The New Zealand Settlements Act" for the permanent benefit of the Province, including any charges which may still come in course of payment under that head. The amount of such liability to be defined in Act or Acts of the General Assembly—

2. Such lands to be liable for any compensation to Natives, whether in money or land, as awarded by the Compensation Court under "The New Zealand Settlements Act."

3. Such lands to be liable for the completion of all engagements with Military and other Settlers, except pay and rations to Military Settlers.

4. Such lands to be liable for compensation to Settlers in the Province of Auckland, for losses incurred in the war, as awarded by proper authority.

5. A sum of two shillings and sixpence per acre for all lands so handed over to the Province of Auckland to be paid to the General Government from time to time as the lands are sold or otherwise disposed of by the Province.

6. Regulations for the disposal of the lands to be made by Order in Council, as provided for by "The New Zealand Settlements Act," upon the recommendation of the Superintendent and Provincial Council, but subject to revocation or alteration in default of the Provincial Government in any stipulation on their part.

(4.) That the General Government retain the right of excluding from this arrangement any lands, such as a part of those at Tauranga, to which the title is still doubtful, and which cannot be settled without creating fresh difficulty; but that such lands be handed over as soon as the difficulty attaching to them is removed.

(5.) That the ordinary power of making reserves, as contained in "The Waste Lands Act, 1858," be also retained by the General Government.

(6.) That, in anticipation of the above arrangement, and in order to provide the Provincial Government of Auckland with immediate means for the employment of the Immigrants and Military Settlers on the Waikato, introduced by the General Government into the Province of

of Auckland, an advance of ten thousand pounds (£10,000) is authorized on the following terms:—The money to be expended by the Provincial Government, but a right of control to be reserved to the General Government. This advance to be made in 8 per cent. debentures at par, and to be reimbursed out of the sale of confiscated lands; failing an arrangement of the kind referred to in the foregoing Resolutions, this advance is chargeable against the Revenues of the Province of Auckland.

9. The Honourable Mr. SEWELL to move, That the Committee of Ways and Means be ordered to sit from day to day.
10. Mr. HARRISON to move, That the House do resolve itself into a Committee to consider the recommendation of the Private Grievance Committee, relative to the Petition of J. W. Peake and others.
11. Mr. HARRISON to move, For a Select Committee to inquire into and report on the Petition of Charles C. Rookes; such Committee to consist of the Honourable Major Richardson, Colonel Haultain, Mr. Waring Taylor, Mr. Mason, Mr. Russell, and the Mover. Report to be brought up on the 12th instant.
12. Mr. BRODIE to move, That this House, having been made acquainted with the views of the Imperial Government in reference to the Native difficulty forced upon the Colony by the adoption of an Imperial policy which had for its object the education and civilization of the Maori Race, is of opinion that such a result cannot be accomplished with the means which are now at the disposal of the Colonial Government, and that the assistance of the Imperial Government is therefore absolutely necessary; that should that assistance not be forthcoming, this House will consider itself at liberty to take such steps as may be necessary to reduce the Native Race to obedience, and that it will in no wise be guided by any consideration of the policy hitherto pursued by the Imperial Government in its dealings with the Native Race.

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## Tuesday, the 10th day of October, 1865.

PRAYERS:

1. *Papers.*—The Honourable Mr. Sewell laid upon the Table, by command of His Excellency,—
   Further Despatches to and from the Secretary of State for the Colonies.
   *Ordered,* That the said Paper be printed for the use of Members of this House.

2. *Petitions presented.*—By Mr. Russell: (1.) The Petition of the Auckland Chamber of Commerce in reference to the Tariff.
   Petition received.
   (2.) By Mr. O'Rorke: The Petition of J. Fahey, of Ponui, Auckland, praying, that his parents having been murdered by the Natives and their property destroyed, the House will take his destitute circumstances into consideration.
   The Honourable Major Atkinson, by His Excellency's command, acquainted the House that His Excellency having been informed of the subject matter of this Petition, recommends it to the consideration of this House.
   Petition received.

3. *Message.*—The Honourable Mr. FitzGerald, one of Her Majesty's Executive Council for the Colony, delivered to Mr. Speaker a Message from His Excellency the Governor, signed by His Excellency; and the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—
   G. GREY, Governor. *Message No. 9.*
   The Bills intituled—
   "The British Companies Act, 1865;"
   "The Injuries by Dogs Act, 1865;"
   "The Private Estate Bills Act, 1865;"
   "The Railway Offences Act, 1865;"
   "The Outlying Districts Police Act, 1865;"
   "The Religious Charitable and Educational Trusts Act Amendment Act, 1865;"
   as finally passed by the Honourable the Legislative Council and House of Representatives, having been presented to the Governor for the Royal Assent, he has, in the name of Her Majesty, assented to the said Bills.
   Government House, Wellington, 10th October, 1865.

4. *Militia Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Militia Bill;
   The same was accordingly read and agreed to.
   *Ordered,* That the Bill be read a third time To-morrow.

5. *Volunteer Force Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Volunteer Force Bill; The

The same was accordingly read and agreed to.
*Ordered*, That the Bill be read a third time To-morrow.

6. *Postponement of Orders of the Day.*—On motion of the Honourable Mr. Sewell, *Ordered*, That Orders of the Day numbered from three to five, inclusive, be postponed.

7. *Representation Bill.*—The Order of the Day being read, for the House in Committee further to consider the Representation Bill;
The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 2 under consideration.
The Question being put, That the word "seventy" proposed to be omitted stand part of the clause, it passed in the Negative.
And the Question being put, That the word "sixty" be inserted in lieu thereof, it passed in the Negative.
Clause postponed.
Clauses 3 to 8 postponed.
Schedule. Sub-sections 1 to 9 read and agreed to.
Sub-section 10 read and agreed to.
Sub-section 11 read and agreed to.
Sub-section 12 read. Amendment proposed: To omit the words "one member," and insert the words "two members" in lieu thereof. (*Honourable Mr. FitzGerald.*)
Amendment negatived.
Motion made and Question proposed, That the following words be inserted after sub-section 12:—

*Cobden—One Member.*

This Electoral District comprises so much of the present Electoral District of Waimea as is bounded on the North by a straight line drawn from the mouth of the Karamea River to Mount Arthur; on the East by a straight line drawn from Mount Arthur to Princess Mountain; and thence by a straight line to the head of Lake Sumner; on the South by the southern boundary of the Province of Nelson; and on the West by the sea. (*Mr. Richmond.*)
Amendment agreed to.
Sub-section 13 read. Amendment proposed: To omit the words "two members," with a view to insert the words "four members" in lieu thereof. (*Mr. Reynolds.*)

To report progress.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.
*Resolved*, That this House will, To-morrow, again resolve itself into the said Committee.

8. *Stamp Duties.*—The Order of the Day being read, for receiving the Report of certain Resolutions from the Committee of Ways and Means;
The Honourable Mr. Sewell moved and the Question was proposed, That the Resolutions be referred back to the said Committee.
And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 20. | *Noes*, 20. |
|---|---|
| Hon. Major Atkinson | Mr. Buckland |
| Mr. Dillon Bell | Mr. Bunny |
| Mr. Brandon | Mr. Burns |
| Mr. Brodie | Mr. Colenso |
| Mr. Carleton | Mr. Creighton |
| Mr. Cox | Mr. G. Graham |
| Mr. Curtis | Colonel Haultain |
| Mr. Domett | Mr. Macandrew |
| Hon. Mr. Fitzherbert | Mr. Mason |
| Mr. Haughton | Mr. Miles |
| Mr. Jollie | Mr. O'Neill |
| Mr. Pharazyn | Mr. O'Rorke |
| Hon. Major Richardson | Mr. Paterson |
| Mr. Stafford | Mr. Reynolds |
| Mr. Thomson | Mr. Russell |
| Mr. Wayne | Mr. Vogel |
| Mr. Wells | Mr. James Williamson |
| Mr. Cracroft Wilson, C.B. | Mr. John Williamson |
| Hon. Mr. FitzGerald, Hon. Mr. Sewell (Tellers.) | Mr. W. Taylor, Mr. Crosbie Ward (Tellers.) |

The Votes being equal, Mr. Speaker declared that he voted with the Ayes.
The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported, That the Committee

Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

Then, on motion of the Honourable Mr. FitzGerald,
The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Wednesday, 11th October*, 1865.

1. Mr. CARLETON to ask the Defence Minister, What course the Government intend to take in the matter of the Petition signed by William Jackson, a Major in Her Majesty's Colonial Forces, on behalf of the officers and men of the original company of Forest Rangers.

NOTICES OF MOTION.

1. The Honourable Major ATKINSON to move, That leave of absence be granted to Mr. Ormond for the remainder of the Session, on public duty.
2. Mr. BRANDON to move, That leave of absence be granted to Dr. Featherston for the remainder of the Session on account of illness.
3. Mr. MACANDREW to move, That, in the opinion of this House, it is expedient to promote the construction of Docks, Patent Slips, or Ship Lifts, capable of accommodating vessels of the largest class, in the principal Ports of the Colony; and that in the event of such Works being undertaken either by public or private enterprise, it will be the duty of the Government to recommend to the Imperial Authorities to grant Loans in aid of such Works in terms of "The Colonial Docks Loan Act, 1865."
4. Mr. MACANDREW to move, That, in the opinion of this House, it is expedient that the request embodied in the Address to His Excellency the Governor from the Provincial Council of Otago, respecting the extension to that Province of the provisions of "The Crown Grants Act, 1862," be complied with forthwith.
5. Mr. CURTIS to move, That, in the opinion of this House, the claims made for loss of their effects by those persons who were wrecked in the "Lord Worsley," as revised and reported on by Mr. Commissioner Beckham, be charged against and paid out of the Taranaki Compensation Fund, and that it be an instruction to the Government to pay the said claims out of the said fund forthwith.
6. Mr. VOGEL to move, That in the distribution of Provincial Revenue the Stamp Duties be placed on the same footing as the Customs Duties.
7. Mr. VOGEL to move, That the Appropriations be granted for not longer than eight months, from the 30th June ultimo.
8. Mr. VOGEL to move, That a Return be laid on the Table of the Advances received from the Commissariat since the 1st of December last, and the reimbursements on account of same.
9. Mr. RUSSELL to move, That the claim of Mr. D. B. Cochrane for compensation (stated in Papers laid on Table of this House) be referred to the Private Grievance Committee.
10. Mr. CARLETON to move, as a Sessional Order, That on Thursdays the House shall not proceed to the Orders of the Day until all the Notices of Motion shall have been disposed of.

*For Motions Nos.* 11 *to* 21, *vide Nos.* 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, *and* 12, 10*th October*, *pages* 217 *and* 218.

*Contingent Notice of Motion.*

1. Mr. VOGEL to move, on the House going into Committee on the Provincial Loans Consolidation Bill—

(1.) That, in the opinion of this House, it is desirable to define precisely the conditions upon which the security and repayment of Provincial Loans depend.

(2.) That without making the General Revenue of the Colony liable for Provincial Loans it is desirable the Colony should undertake to enforce on each Province the discharge of its liabilities, either by impounding its revenues or by subjecting it to special taxation.

(3.) That Commissioners should be appointed by the General Government to negociate Provincial Loans, through whom also the investment of the sinking funds and payment of the interest should be made: Provided that it should be a direction to such Commissioners to invest the sinking fund of each Province in the re-purchase of its own loan or loans.

(4.) That as security for the punctual payment of the interest and sinking funds of Provincial Loans two-fifths of the Land Revenue of each Province should be paid to the Commissioners out of which to defray the said interest and sinking fund: Provided that if such two-fifths be not sufficient to defray the payment of such interest and sinking fund, the Government should impound and hand over to the Commissioners so much of the balance of Land Revenue of any Province as may be necessary, added to the two-fifths permanently appropriated to meet the payment of the said interest and sinking fund: Provided further that should the Land Revenue thus impounded be insufficient to meet the payment of interest and sinking fund, and should the Provincial Government not place the Commissioners in funds to pay whatever deficiency there may be, the Colonial Treasurer should be

be authorized to make payment of the deficiency and to impound the entire revenues of the Province, until such deficiency, together with a fine of not more than one per cent. per diem, be re-paid, or until he is able to lay a statement of the case before the Assembly, and the Assembly takes some measure to enforce on the defaulting Province payment of its liabilities. And in case of a continued default, this House is of opinion that the Province defaulting should either be absorbed into one of its neighbours ready to meet and undertake its liabilities, or that the Provincial Government should be suspended, and the Government be administered by a Commission appointed by the Governor, under sanction of a special Act of the Assembly.

(5.) That in the case of any Province the loan liabilities of which, in the opinion of the Governor, are not of an amount sufficient to make it necessary for the due discharge of the interest and sinking fund, that it should put apart so large a contribution as two-fifths of the Land Revenue, it shall be lawful for His Excellency by Proclamation to fix any less amount as the permanent contribution of such Province: Provided that it shall be lawful for him from time to time to raise the amount to the said limit of two-fifths, or to revoke the Proclamation as the liabilities of the Province increase; and in the event of the contribution made by any Province in any one year, being in excess of the amount required for the payment of interest and sinking fund for that year, the said excess shall be held as a contribution towards the future payments of interest and sinking fund when the permanent contribution of two-fifths proves insufficient.

(6.) That as the interest on some of the loans is payable out of the Colony, and as some time is necessary for the transmission of the money, it should be lawful for the Governor to fix by Proclamation the dates on which the several payments of interest are to be held to be due in the Colony and to be payable to the Commissioners.

(7.) That as security against the contracting of unauthorized liabilities it shall be necessary in all contracts entered into by Provincial Governments, that the payments for the same shall be made to depend upon "moneys voted," or "to be voted," as the case may be, "by the Provincial Council," and when such stipulation is omitted from any contract it shall nevertheless be held to apply to it: Provided further that the money shall not be held to be voted until the vote is embodied in an Appropriation or Indemnification Ordinance.

(8.) That no fresh Provincial Loans should be authorized without the sanction of an Act of the Assembly.

(9.) That it shall be incumbent on the Commissioners to keep accounts in which credit shall be given to each Province for all payments it makes, and in which the mode of disposing of such payments shall be fully set forth; and a statement of such accounts, certified by the Auditor-General, shall be published in the *Gazette* at least once a year: Provided further that the Superintendent of any Province, or an agent appointed by him, shall be entitled at any time to examine the accounts and securities relating to his Province.

(10.) That the above Resolutions should be incorporated into the Provincial Loans Consolidation Act.

ORDERS OF THE DAY.

1. District Boards Bill—second reading.
2. Protection of Certain Animals Bill—second reading.
3. Disqualification Act Amendment Bill—second reading.
4. Lost Licenses and Leases Bill—to be committed.
5. The Williams' Compensation Bill—to be reported.
6. Loan Allocation Bill—to be further considered in Committee.
7. Militia Bill—third reading.
8. Volunteer Force Bill—third reading.
9. Representation Bill—to be further considered in Committee.
10. The Committee of Ways and Means.
11. Provincial Loans Consolidation Bill—to be further considered in Committee.
12. The Committee of Supply.

*For Orders* 13 *to* 29, *vide Nos.* 7 *to* 23, 10*th October, page* 217.

## Wednesday, the 11th day of October, 1865.

PRAYERS:

1. *Papers.*—The Honourable Major Atkinson laid upon the Table, by command of His Excellency,—

(1.) Correspondence relative to the payment of £500,000 of Debentures on account of the debt due by the Colonial Government to the Imperial Government.

(2.) Despatch from the Secretary of State for the Colonies, dated 28th December, 1863, forwarding copy of Correspondence from the Governor of South Australia, relative to Members of Executive and Legislative Councils being allowed to retain the title of Honourable after they have ceased to be Councillors.

(3.) Further

(3.) Further Return of the number of Electors in the various Electoral Districts after revision by the Revising Officers for the year 1865–6.

2. *Fisheries Bill.*—Mr. Stafford, from the Select Committee to whom was referred the Fisheries Bill, brought up a Report, and the same was read as followeth:—

The Committee to whom was referred the question of considering the expediency of providing for the protection of the Fisheries of New Zealand, have considered the question referred to them in connection with a Bill prepared on the subject; and, having taken evidence thereon, have the honor to report, that, in their opinion, it is not requisite at the present time to make any provision for protecting other of the fish of New Zealand than the oyster, as from the large quantity of fish known to exist on the coast, the small proportion of the population who occasionally engage in fishing will not diminish to any appreciable extent the number of fish. The Committee, however, recommend that means be taken to obtain as full information as possible as to the time of breeding, habits, and character of the fish of New Zealand, with a view to such further action as may appear to be necessary in order to preserve any of those fish of superior quality which might otherwise be diminished in numbers.

As regards the preservation of the Oyster Fisheries, the information obtained by the Committee leads them to believe that it is necessary to pass a measure to restrain the present indiscriminate taking throughout the whole year of oysters of all sizes, which has already led to a serious diminution in the supply of oysters in some parts of the Colony where they had at one time been abundant.

The Bill now before the Legislature, in so far as it relates to oysters, would, it is believed, be sufficient for the purpose. A copy of the Bill, as amended by the Committee, is appended.

The Committee has had its attention directed to the question of introducing salmon into the waters of this country, and is of opinion that it would be injudicious to recommend the appropriation, during the present Session, of any moneys for the purpose of attempting to introduce salmon into New Zealand, having regard to the known risk which would attend any such attempt, and in view of the fact that the neighbouring Colonies of Tasmania and Victoria have taken steps to introduce salmon into those countries; and if the undertaking should be successful, salmon could be obtained from thence at a comparatively slight risk and expense. The Committee having, however, been informed by one of its members (Mr. Burns) that an offer has been made on the part of a person having experience in the transmission of the salmon ova, to supply some to New Zealand on moderate terms, recommend that, with a view to such action as may be deemed necessary next Session, the Government should take steps to ascertain on what conditions the ova of salmon and other valuable fish could be supplied for the purpose of being hatched in New Zealand waters.

3. *Leave of Absence.*—On motion of the Honourable Major Atkinson, *Ordered,* That leave of absence be granted to Mr. Ormond for the remainder of the Session, on public duty.

On motion of Mr. Brandon, *Ordered,* That leave of absence be granted to Dr. Featherston for the remainder of the Session, on account of illness.

4. *Construction of Docks, &c.*—On motion of Mr. Macandrew, *Resolved,* That, in the opinion of this House, it is expedient to promote the construction of Docks, Patent Slips, or Ship Lifts, capable of accommodating vessels of the largest class, in the principal ports of the Colony; and that in the event of such Works being undertaken either by public or private enterprise, it will be the duty of the Government to recommend to the Imperial Authorities to grant Loans in aid of such Works in terms of "The Colonial Docks Act, 1865:"

Provided that no such recommendation shall be held to involve pecuniary responsibility on the part of the Government.

5. *Losses by Wreck of s.s. Lord Worsley.*—Mr. Curtis moved and the Question was proposed, That, in the opinion of this House, the claims made for loss of their effects by those persons who were wrecked in the "Lord Worsley," as revised and reported on by Mr. Commissioner Beckham, be charged against and paid out of the Taranaki Compensation Fund, and that it be an instruction to the Government to pay the said claims out of the said fund forthwith.

The Honourable Mr. Sewell moved, That the Question be amended by the omission of all the words after the word "That," and the insertion of the words "if after satisfying the existing claims upon the Taranaki Compensation Fund there shall remain an available surplus of such fund, such surplus will be properly applicable to the satisfaction of claims for losses sustained by persons wrecked in the 'Lord Worsley,' according to the amounts ascertained by Mr. Commissioner Beckham."

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

Then the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

*Resolved,*

*Resolved*, That, if, after satisfying the existing claims upon the Taranaki Compensation Fund there shall remain an available surplus of such fund, such surplus will be properly applicable to the satisfaction of claims for losses sustained by persons wrecked in the "Lord Worsley" according to the amounts ascertained by Mr. Commissioner Beckham.

6. *Crown Grants Act*, 1862.—Mr. Macandrew moved and the Question was proposed, That, in the opinion of this House, it is expedient that the request embodied in the Address to His Excellency the Governor from the Provincial Council of Otago, respecting the extension to that Province of the provisions of "The Crown Grants Act, 1862," be complied with forthwith.

The Motion was, with the leave of the House, withdrawn.

7. *Stamp Duties*.—Mr. Vogel moved and the Question was proposed, That this House do resolve itself into Committee to consider the Question, That in the distribution of Provincial Revenue, the Stamp Duties be placed on the same footing as the Customs Duties;

And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 17. | *Noes*, 17. |
|---|---|
| Mr. Brodie | Hon. Major Atkinson |
| Mr. Buckland | Mr. Brandon |
| Mr. Burns | Mr. Domett |
| Mr. Carleton | Mr. Gledhill |
| Mr. Creighton | Mr. Harrison |
| Mr. G. Graham | Mr. Jollie |
| Mr. Haughton | Mr. Miles |
| Colonel Haultain | Mr. Pharazyn |
| Mr. Macandrew | Hon. Major Richardson |
| Mr. Mason | Mr. Richmond |
| Mr. O'Rorke | Hon. Mr. Sewell |
| Mr. Paterson | Mr. W. Taylor |
| Mr. Vogel | Mr. Wayne |
| Mr. Crosbie Ward | Mr. Wells |
| Mr. John Williamson | Mr. Cracroft Wilson, C.B. |
| Mr. Reynolds, Mr. Russell (Tellers.) | Hon. Mr. FitzGerald, Hon. Mr. Fitzherbert (Tellers.) |

The Votes being equal, Mr. Speaker observed that the Motion was, on constitutional grounds of a doubtful character. Its effect would be, if carried, to make an appropriation to the Provinces. It might be said (the Stamp Act not yet having passed) that no revenue had accrued under it; but still it appeared to be an appropriation by anticipation. This was a proceeding opposed to the principle well understood and generally acted on, that in the appropriation of the Public Revenues the Legislature should wait for the suggestion of the Crown; on these grounds he was opposed to the passing of the Motion, and voted with the Noes.

So it passed in the Negative.

8. *Commissariat Advances*.—Mr. Vogel moved and the Question was proposed, That a Return be laid on the Table, of the Advances received from the Commissariat since the 1st December last, and the reimbursement on account of same.

Mr. Russell moved, That the Question be amended by the insertion of the words "or money paid by the Commissariat on Colonial account, and the value of rations and supplies issued by the Commissariat on account of the Colony" after the word "Commissariat" in the second line.

And the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

*Resolved*, That there be laid on the Table a Return of the Advances received from the Commissariat, or money paid by the Commissariat on Colonial account, and the value of rations and supplies issued by the Commissariat on account of the Colony since the 1st December last, and the reimbursements on account of the same.

9. *Sessional Order*.—On motion of Mr. Carleton, *Ordered*, That it be a Sessional Order that on Thursdays, unless otherwise ordered, the House shall not proceed to the Orders of the Day until all the Notices of Motion shall have been disposed of, and that Government Orders shall stand last on the Order Paper of the day.

10. *Petition of Ellen A. Hewitt*.—Mr. Waring Taylor moved, and the Question was proposed, That the House go into Committee to consider the Report of the Private Grievance Committee on the Petition of Ellen A. Hewitt.

The Honourable Major Atkinson, by His Excellency's command, acquainted the House that His Excellency, having been informed of the subject matter of this Motion, recommends it to the consideration of the House.

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

11. *Petition of E. Catchpool.*—Mr. Colenso moved, and the Question was proposed, That the House go into Committee to consider the Report of the Private Grievance Committee on the Petition of Edward Catchpool.

The Honourable Mr. Fitzherbert, by His Excellency's command, acquainted the House that His Excellency, having been informed of the subject matter of this Motion, recommends it to the consideration of the House.

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

12. *Leave of Absence.*—On motion of Mr. Carleton, *Ordered*, That leave of absence for one fortnight be granted to Mr. Robert Graham, on the ground of his presence being required for the performance of public duties in the Province of Auckland.

13. *Petitions of James Callaghan and others.*—Mr. John Williamson moved, and the Question was proposed, That the House do resolve itself into Committee of the whole House to consider the recommendations of the Private Grievance Committee in the cases of James Callaghan, John Bolton, Rhoda B. Hamlin, and Henry Deery.

The Honourable Major Atkinson, by His Excellency's command, acquainted the House that His Excellency, having been informed of the subject matter of this Motion, recommends it to the consideration of the House.

*Resolved*, That this House will To-morrow resolve itself into the said Committee.

14. *Committee of Ways and Means.*—On motion of the Honourable Mr. Sewell, *Ordered*, That the Committee of Ways and Means be ordered to sit from day to day.

15. *Protection of Certain Animals Bill.*—The Order of the Day being read, for the second reading of the Protection of Certain Animals Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

16. *Disqualification Bill.*—The Order of the Day being read, for the second reading of the Disqualification Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

17. *Lost Licenses and Leases Bill.*—The Order of the Day being read, for the House in Committee on the Lost Licenses and Leases Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 and 2 read and agreed to.

Clause 3 read. Amendment proposed: In line 8 to omit the words "occupy or depasture stock as aforesaid," with a view to insert in lieu thereof the words "the immediate possession of such license or lease." (*Mr. Cracroft Wilson, C.B.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 4 and 5 read and agreed to.

Clause 6 read. Amendment proposed: To omit all the words after the word "lease" in line 2. (*Mr. Cracroft Wilson, C.B.*)

Amendment agreed to.

Clause as amended agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

On Mr. Speaker resuming the Chair, Mr. Carleton reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

18. *The Williams' Compensation Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Williams' Compensation Bill;

The same being read, was agreed to.

*Ordered*, That the Bill be read a third time To-morrow.

19. *Loan Allocation Bill.*—The Order of the Day being read, for the House in Committee on the Loan Allocation Bill;

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

20. *Militia Bill.*—The Order of the Day being read, for the third reading of the Militia Bill;

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act for the regulation of the Militia." *Ordered*,

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

21. *Volunteer Force Bill.*—The Order of the Day being read, for the third reading of the Volunteer Force Bill;

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act for the regulation of the Volunteer Force."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

22. *Representation Bill.*—The Order of the Day being read, for the House in Committee further to consider the Representation Bill;

The Honourable Major Atkinson moved and the Question was proposed, That this Order be postponed, to stand as an Order of the Day for To-morrow.

And the Question being put, the House divided, and the names were taken down as follows:—

*Ayes*, 22.

Mr. Brandon
Mr. Bunny
Mr. Cox
Mr. Curtis
Mr. Domett
Hon. Mr. FitzGerald
Hon. Mr. Fitzherbert
Mr. Gledhill
Mr. Haughton
Mr. Jollie
Mr. Miles
Mr. Pharazyn
Mr. Renall
Mr. Rhodes
Hon. Major Richardson
Hon. Mr. Sewell
Mr. Thomson
Mr. Crosbie Ward
Mr. Wells
Mr. Cracroft Wilson, C.B.
Hon. Major Atkinson, Mr. Wayne (Tellers.)

*Noes*, 15.

Mr. Brodie
Mr. Buckland
Mr. Burns
Mr. Carleton
Mr. Colenso
Mr. Creighton
Mr. G. Graham
Mr. Macandrew
Mr. Mason
Mr. Munro
Mr. O'Neill
Mr. Paterson
Mr. Reynolds
Mr. Vogel, Mr. John Williamson (Tellers.)

So it was resolved in the Affirmative.

*Resolved*, That this House will, To-morrow, resolve itself into the said Committee.

22. *Adjournment (Special).*—On motion of the Honourable Mr. Fitzherbert, *Resolved*, That this House will, at the rising of the House this day, adjourn until Friday next at noon.

Then, on motion of the Honourable Mr. Fitzherbert,

The House adjourned.

## ORDERS OF THE DAY AND NOTICES OF MOTION.

*Friday, 13th October*, 1865.

ORDERS OF THE DAY.

1. The following Resolutions to be considered in Committee—
   (1.) That the House go into Committee to consider the Report of the Private Grievance Committee on the Petition of Ellen A. Hewitt.
   (2.) That the House go into Committee to consider the Report of the Private Grievance Committee on the Petition of Edward Catchpool.
   (3.) That the House do resolve itself into Committee of the whole House to consider the recommendations of the Private Grievance Committee in the cases of James Callaghan, John Bolton, Rhoda B. Hamlin, and Henry Deery.
2. The Committee of Ways and Means.
3. Protection of Certain Animals Bill—to be committed.
4. Disqualification Bill—to be committed.
5. Lost Licenses and Leases Bill—to be reported.
6. The Williams Compensation Bill—third reading.
7. Loan Allocation Bill—to be further considered in Committee.
8. Representation Bill—to be further considered in Committee.
9. Provincial Loans Consolidation Bill—to be further considered in Committee.
10. The Committee of Supply.

*For Orders Nos.* 11 *to* 27, *vide Nos.* 7 *to* 23, 10*th October, page* 217.

NOTICES OF MOTION.

1. Mr. CROSBIE WARD to move, That in the opinion of this House, it is desirable that the Telegraph Offices at the principal stations, namely, Nelson, Picton, Blenheim, Christchurch, Lyttelton, Dunedin, Invercargill, and the Bluff, in the Middle Island, should be kept open for public business every day during sixteen hours out of the twenty-four.
2. Mr. VOGEL to move, The following Resolutions,—

   1. That the Colony cannot continue to undertake the cost of preserving order amongst the Natives.

   2. That the Provinces are better able to fulfil this duty for the following reasons :—

   (1.) They can exercise a discretion as to which settlements to protect, which to abandon.

   (2.) They can push the progress of settlement forward as they continue to subdue the Natives.

   (3.) They can shape their expenses precisely according to their means and can effectually guarantee themselves that the proceeds of confiscated lands cover the cost to which they are subjected.

   3. For these reasons the House is of opinion that the preservation of order amongst the Natives should in future be left to the several Provinces affected.

   4. That in consideration of their undertaking such charge they should enjoy the proceeds of the confiscated lands acquired from the Natives.

   5. That the Middle Island should undertake for a period of seven years to meet the entire cost of the interest and sinking fund of the Three Million Loan.
3. Mr. BRODIE to move, For leave to bring in a Bill to remove doubts as to the operation of "The Miners' Representation Act, 1862," so far as it affects the right of the Miners to vote for Members of the House of Representatives, or Provincial Councils, in those districts where no Gold Fields Members have been appointed.
4. The Honourable Mr. SEWELL to move, For leave to bring in a Bill to remove the restrictions which prohibit the sale below par of Debentures authorized to be issued under "The New Zealand Loan Act, 1863."
5. The Honourable Mr. SEWELL to move, For leave to bring in a Bill authorizing the extension of the currency of the Debentures issuable under "The Debentures Act, 1864," until June 30th, 1868.

## Friday, the 13th day of October, 1865.

PRAYERS :

1. *Adjournment.*—On motion of Mr. Stafford, *Resolved,* That this House do now adjourn until Tuesday next at noon,

Then, the House adjourned accordingly.

### ORDERS OF THE DAY AND NOTICES OF MOTION.

*Tuesday, 17th October,* 1865.

ORDERS OF THE DAY.

*For Orders Nos.* 1 *to* 10, *vide Nos.* 1 *to* 10, 13*th October, page* 225 ; *for Orders Nos.* 11 *to* 27, *vide Nos.* 7 *to* 23, 10*th October, page* 217.

NOTICES OF MOTION.

*For Motions Nos.* 1 *and* 2, *vide Nos.* 1 *and* 8, 10*th October, pages* 217 *and* 218 ; *for Motions Nos.* 3 *to* 7, *vide Nos.* 1 *to* 5, 13*th October, page* 226.

## Tuesday, the 17th day of October, 1865.

PRAYERS :

1. *Paper.*—The Honourable Mr. Stafford laid upon the Table, by command of His Excellency,—

   Further Return, showing the number of Electors in the various Electoral Districts after revision by the Revising Officers, for the year 1865–6.

2. *Otago Municipal Corporation Bill.*—Mr. Wayne, from the Select Committee to whom was referred the Otago Municipal Corporation Bill, brought up a Report, and the same was read as followeth :—

   The Select Committee to whom was referred the Otago Municipal Corporation Bill have the honor to report that they have gone through the Bill, and have made certain amendments therein, which they recommend for the adoption of the House.

3. *Waste Lands Bills Committee.*—Mr. Domett, from the Waste Lands Bills Committee brought up Reports on the Southland Waste Lands Bill and the Nelson Crown Lands Leasing Bill, and the same were read as followeth :—

(1.) *Southland Waste Lands Bill.*—The Select Committee for the examination of Waste Lands Bills report—

That they have examined the Southland Waste Lands Bill to them referred, and that they recommend the Bill to be passed, subject to the alterations and additions hereunder stated :—

1. Sections VII., XIX., XX., XXIV., and XCVII. to be cancelled.
2. A section to the following effect to be introduced into the Act :—

"All the powers and authorities by 'The Waste Lands Act, 1858,' vested in the Governor shall continue to be vested in the Governor in like manner as if this Act were included in the Schedule of the said 'Waste Lands Act, 1858.'"

Section XXVII. The following proviso to be added: "Provided always that no such period shall include any additional term beyond the unexpired term of the present licenses."

Section XXXVI. In the fourth line the words "twelve months" to be struck out, and the words "two years" to be inserted in lieu thereof.

Section XCIII. In the second line the word "ensuing" to be struck out, and the words "after the coming into operation of this Act" to be inserted in lieu thereof.

Section XCV. In the second line the word "two" to be struck out, and the word "three" to be inserted in lieu thereof.

(2.) *Nelson Crown Lands Leasing Bill.*—The Select Committee for the consideration of Waste Lands Bills recommend—

That the Bill intituled "An Act to authorize the Leasing of Crown Lands in the Province of Nelson" be passed, with the following amendments :—

The addition of the following words to Section XI. : "Under the same conditions and regulations as are contained in 'The Nelson Waste Lands Act, 1863,' with respect to the price of lands for sale"

The substitution of the words "five pounds sterling" for the words "seven pounds ten shillings sterling."

4. *Message.*—A Message from the Legislative Council, by Leonard Stowe, Esquire, Clerk of the Legislative Council :—

The Legislative Council have passed the Private Bill intituled, "An Act to enable John Cracroft Wilson, Esquire, C.B., to make and maintain a Dam across the River Heathcote, at a place called Duck's Nest, in the Province of Canterbury," without any amendment ;

And also, the Legislative Council have passed the following Private Bill intituled, "An Act to enable John Cracroft Wilson, Esquire, C.B., his heirs, executors, administrators, and assigns, to maintain a Dam across the River Heathcote, in the Province of Canterbury," with certain amendments, to which they request the concurrence of the House of Representatives.

5. *The Lincoln Road Mill Dam Bill.—Ordered,* That the consideration of the amendments made by the Legislative Council in the Lincoln Road Mill Dam Bill be made an Order of the Day for Thursday next.

6. *Adjournment (Special).*—On motion of the Honourable Mr. Stafford, *Resolved,* That this House will, at the rising of the House this day, adjourn until Thursday next at Noon,

Then the House adjourned accordingly.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Thursday, 19th October,* 1865.

*Private Business :*

Lincoln Road Mill Dam Bill—consideration of Amendments by the Legislative Council.

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1. Mr. DILLON BELL, To ask the Honourable Gentleman at the head of the Government, whether it is the intention of the Government to advise His Excellency to assent to the Loan Bill passed at the last Session of the Provincial Council of Southland.
2. Mr. FITZGERALD, To ask the Honourable Member at the head of the Government, whether it is true that, before acceptance of office, he asked for and obtained from the Governor a promise that His Excellency would dissolve the Assembly, if so advised, whether Supplies were granted by this House to Her Majesty or not : or any promise to the like effect.

### NOTICES OF MOTION.

1. Mr. THOMSON to move, For leave to bring in a Bill to amend "The Debtors and Creditors Act, 1862."
2. Mr. CREIGHTON to move, That all Papers and Correspondence arising out of and connected with the resignation of Major Von Tempsky, be laid on the Table.

3. Mr.

3. Mr. CRACROFT WILSON, C.B., to move, That the statements of Joseph Jeans and Dr. Agassiz, relative to the murder of Mr. Volkner, be laid on the table of the House.
4. Mr. REYNOLDS to move, That the Otago Municipal Corporation Bill be committed next sitting day.

*For Motions* 5 *and* 6, *vide Nos.* 1 *and* 8, 10*th October, pages* 217 *and* 218; *for Motions Nos.* 7 *to* 11, *vide Nos* 1 *to* 5, 13*th October, page* 226.

ORDERS OF THE DAY.

*For Orders Nos.* 1 *to* 10, *vide Nos.* 1 *to* 10, 13*th October, page* 225; *for Orders Nos.* 11 *to* 27, *vide Nos.* 7 *to* 23, 10*th October, page* 217.

## Thursday, the 19th day of October, 1865.

The Clerk communicated to the House a letter from Mr. Speaker, requesting the House to excuse his unavoidable absence, and in accordance with Standing Order No. 25, Mr. Carleton took the Chair as Speaker.

PRAYERS:

1. *Lincoln Road Mill Dam Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Lincoln Road Mill Dam Bill,

The same being read were agreed to.

*Ordered,* That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

2. *Papers.*—The Honourable Colonel Haultain laid upon the Table, by command of His Excellency,—

(1.) Return of all Sums Expended by the Colonial Government in the Wanganui Campaign; being Return to an Order of the House of the 27th September last.

The Honourable Mr. Stafford laid upon the Table, by command of His Excellency,—

(2.) Further Papers relative to the Sub-marine Telegraph across Cook's Straits. In continuation of Papers presented 27th September, 1865.

(3.) Map showing the position and acreage of Confiscated Lands; being Return to an Order of the House of the 27th September last.

(4.) Report of an interview between R. C. Mainwaring, R.M., and William Thompson.

3. *Petitions presented.*—By Mr. Dillon Bell: (1.) The Petition of Mr. A. C. Strode, Resident Magistrate at Dunedin, praying that a Committee may be appointed to inquire into the circumstances connected with the winding up of the estate of the late Robert Craig, of which estate he acted as Official Administrator.

Petition received.

(2.) By Mr. Wilkin: The Petition of 22 Bankers and Merchants in the Province of Canterbury, praying that the Bailors and Mortgagees Protection Bill may become law.

Petition received.

4. *Bailors and Mortgagees Protection Bill.*—Mr. Wilkin, from the Joint Select Committee to whom was referred the Bailors and Mortgagees Protection Bill, brought up a Report, and the same was read as followeth:—

The Joint Committee on the Bailors and Mortgagees Protection Bill, beg to report that they have carefully considered the said Bill, and have made amendments therein, subject to which they beg to recommend the Bill for adoption by the Honourable the Legislative Council and the Honourable the House of Representatives.

5. *Private Grievance Committee.*—Mr. Jollie, from the Select Committee on Private Grievances, brought up a Report, and the same was read as followeth:—

*Petition of Samuel John Edmonds and Abraham Bennett White:*

These Petitions are from the owner and the charterer of the cutter "Kate," which fell into the hands of the Maoris whilst lying off Whakatane, in Poverty Bay, on the 22nd July last, when Mr. Fulloon and other persons on board were murdered by them under circumstances only too well known.

The Committee regret they are unable to recommend the case of these Petitioners to the favourable consideration of the House. Considerable loss of property they have both undoubtedly suffered, the one through the seizure and destruction of his vessel, the other through the destruction of the cargo she had on board, and which belonged to him. But it is obvious that a trading expedition to Whakatane such as this, and at such a time, could not be unattended with great risk both of property and person. That risk was however, in this

this instance, undertaken, with a view, of course, to obtaining certain advantages that might possibly accrue to the individuals concerned in the enterprise. They entered into it upon a calculation of probabilities, and on their own responsibility alone; and if they have failed and suffered loss, it is only reasonable that they should bear the consequences of their own voluntary acts. Had the country, or that part of it, been in a state of profound peace, and a calamity like this of the "Kate" nevertheless befallen individuals trading there, they might perhaps be thought to have a fair claim to some indemnification at the hands of the State, for losses suddenly and unexpectedly inflicted by Maoris, representing a whole community, itself criminal by instigation or connivance; but these are not the circumstances under which the present Petitioners appear to come before the House, and however much their misfortunes in respect to the "Kate" are to be commiserated, the Committee cannot think them entitled to much consideration at the present moment, when there is a difficulty on the part of the Colony in providing adequately for the many cases of extreme hardship, often attended with deplorable loss of life, which the casualties of war are constantly forcing upon the attention of the Government.

If the Government were in any way instrumental to the sailing of the "Kate" for Whakatane, on account of Mr. Fulloon's mission there, or otherwise, the views of the Committee might be different, but they have no evidence before them to establish any such connection. As to the loss alleged to have been suffered by Mr. White, of produce stored on shore to the value of £250, and destroyed by the Natives at the same time they burnt the vessel, and likewise of property of which his store was robbed in June to the value of £150, and of which he states Mr. Fulloon intended to procure the restoration, the Committee would recommend that inquiry should be made into the facts of the case as soon as possible, and that the loss sustained by Mr. White, whatever it may be, should be made good to him out of the lands which the Whakatane Maoris have forfeited by their conduct.

6. *Debtors and Creditors Act Amendment Bill.—Ordered,* That leave be given to bring in a Bill to amend "The Debtors and Creditors Act, 1862," and that Mr. Thomson and Mr. Wayne do prepare and bring it in;

Mr. Thomson accordingly presented the said Bill, and the same was read the first time, and ordered to be read a second time To-morrow, and to be printed.

7. *Major Von Tempsky.*—On motion of Mr. Creighton, *Ordered,* That all Papers and Correspondence arising out of and connected with the resignation of Major Von Tempsky be laid upon the Table.

8. *Murder of the Rev. Mr. Volkner.*—Mr. Cracroft Wilson, C.B., moved and the Question was proposed, That the statements of Joseph Jeans and Dr. Agassiz, relative to the murder of Mr. Volkner, be laid on the Table.

The Motion was, with the leave of the House, withdrawn.

9. *Otago Municipal Corporation Bill.*—On motion of Mr. Reynolds, *Ordered,* That the Otago Municipal Corporation Bill be committed to a Committee of the whole House next sitting day.

10. *Native Affairs.*—Mr. Reynolds moved (for Mr. Vogel) and the Question was proposed,—

1. That the Colony cannot continue to undertake the cost of preserving order amongst the Natives.

2. That the Provinces are better able to fulfil this duty for the following reasons:—

(1.) They can exercise a discretion as to which settlements to protect, which to abandon.

(2.) They can push the progress of settlement forward as they continue to subdue the Natives.

(3.) They can shape their expenses precisely according to their means and can effectually guarantee themselves that the proceeds of confiscated lands cover the cost to which they are subjected.

3. For these reasons the House is of opinion that the preservation of order amongst the Natives should in future be left to the several Provinces affected.

4. That in consideration of their undertaking such charge they should enjoy the proceeds of the confiscated lands acquired from the Natives.

5. That the Middle Island should undertake for a period of seven years to meet the entire cost of the interest and sinking fund of the Three Million Loan.

The Motion was, with the leave of the House, withdrawn.

11. *Miners Representation Act Amendment Bill.—Ordered,* That leave be given to bring in a Bill to remove doubts as to the operation of "The Miners Representation Act, 1862," so far as it affects the right of the Miners to vote for Members of the House of Representatives or Provincial Councils in those districts where no Gold Fields Members have been appointed, and that Mr. Richmond and Mr. Brodie do prepare and bring it in.

Mr.

Mr. Brodie accordingly presented the said Bill, and the same was read a first time, and ordered to be read a second time To-morrow, and to be printed.

12. *New Zealand Loan Act Amendment Bill.—Ordered,* That leave be given to bring in a Bill to remove the restrictions which prohibit the sale below par of debentures authorized to be issued under "The New Zealand Loan Act, 1863," and that the Honourable Mr. Stafford and the Honourable Mr. Patterson do prepare and bring it in;

The Honourable Mr. Stafford accordingly presented the said Bill, and the same was read a first time, and ordered to be read a second time on Tuesday next and to be printed.

13. *Debentures Act Extension Bill.—Ordered,* That leave be given to bring in a Bill authorizing the extension of the currency of the Debentures issuable under "The Debentures Act, 1864," until 30th June, 1868, and that the Honourable Mr. Stafford and the Honourable Mr. Paterson do prepare and bring it in.

The Honourable Mr. Stafford accordingly presented the said Bill, and the same was read a first time, and ordered to be read a second time on Tuesday next and to be printed.

14. *Public Expenditure Control Bill.—Ordered,* That leave be given to bring in a Bill to control the Executive in the Expenditure of Public Money, and that the Honourable Mr. Stafford and the Honourable Mr. Paterson do prepare and bring it in.

The Honourable Mr. Stafford accordingly presented the said Bill, and the same was read a first time, and ordered to be read a second time on Tuesday next and to be printed.

15. *Deeds Registration Bill.*—Mr. Sewell, from the Conference on the Deeds Registration Bill, brought up a Report, and the same was read as followeth:—

The Committee of the House of Representatives, appointed to confer with a Committee of the Legislative Council on the Deeds Registration Act Amendment Bill, have agreed, and beg to recommend as follows:—

That clauses V., VI., and VII. of the Bill be omitted.

That Government be requested to make such inquiries during the Recess into the mode of Registration in the different Provinces, under the Deeds Registration Acts, with the view of assimilating the practice, and to provide if possible for the Registration of Certificates of Selection and other documents, notifying purchases of land from the Crown previous to the issue of the Grant, and subsequent instrument affecting such purchases.

16. *Prisoners Removal Bill.*—Mr. Sewell, from the Conference on the Prisoners Removal Bill, brought up a Report, and the same was read as followeth:—

The Conference, having taken into their consideration the amendment made by the House of Representatives in clause 3 of the Prisoners Removal Bill, *Resolved,* That clause 3 of the Bill be erased, and that the following clause be substituted in lieu thereof:—

Clause 3. "It shall be lawful for the Governor in Council, under his hand and the Public Seal of the Colony, from time to time to delegate to the Superintendent of any Province, the powers hereby vested in the Governor to be exercised within such Province and not elsewhere, and may from time to time in like manner rescind any such delegation."

17. *Reports of Private Grievance Committee.*—The Order of the Day being read, for the House in Committee on the Reports of the Private Grievance Committee, on the Petitions of Ellen A. Hewitt and Edward Catchpool, and the recommendations of the Private Grievance Committee in the cases of James Callaghan, John Bolton, Rhoda B. Hamlin, and Henry Deery;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

On motion of Mr. Taylor, *Resolved,* (1.) That the Committee recommend that a pension, during her widowhood, of fifty pounds a year be granted to the widow of the late Captain Hewett; and that a block of four hundred acres of land, to be indicated by the Government, out of the territory recently confiscated from the rebel tribes of the Wellington and Taranaki Provinces—being one hundred acres for each of the children—be granted for her use and benefit, to devolve on the children in equal proportions.

On motion of Mr. Colenso, *Resolved,* (2.) That, in the opinion of this Committee, the recommendation of the Private Grievance Committee in the case of Mr. Edward Catchpool, should be adopted by the House.

On motion of Mr. John Williamson, *Resolved,* (3.) That, in the opinion of this Committee, the recommendations of the Private Grievance Committee, in the cases of James Callaghan, John Bolton, Rhoda B. Hamlin, and Henry Deery, ought to be adopted; and that the House ought to request the Government to take measures for giving effect to those recommendations.

To report the Resolutions.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had come to certain Resolutions.

*Ordered*, That the Report be received To-morrow.

18. *Committee of Ways and Means.*—The Order of the Day being read, for the House in Committee of Ways and Means;

*Resolved*, That this House will, To-morrow, resolve itself into the said Committee.

19. *Protection of Certain Animals Bill.*—The Order of the Day being read, for the House in Committee on the Protection of Certain Animals Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 15 read and agreed to.

Clause 16 read. Amendment proposed: To add the words "but may be altered and revoked from time to time as though they had been issued under this Act." (*Honourable Mr. Stafford.*)

Amendment agreed to.

Clause as amended agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made an amendment thereto.

*Ordered*, That the Report be received To-morrow.

20. *Disqualification Bill.*—The Order of the Day being read, for the House in Committee on the Disqualification Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 read. Amendment proposed: In line 3 to omit the words "Civil Commissioners," with a view to insert the words "Judges of the Native Lands Court" in lieu thereof. (*Honourable Mr. Stafford.*)

Amendment agreed to.

Another amendment proposed: In line 3 after the word "at" to insert the words "or to take any public part in influencing" in lieu thereof. (*Honourable Mr. Stafford.*)

Amendment agreed to.

Another amendment proposed: At the end of the clause to add the following words—"Provided always that nothing hereinbefore contained shall apply to the exercise of a casting vote by any returning officer in the discharge of his duty." (*Honourable Mr. Stafford.*)

Amendment agreed to.

Clause as amended agreed to.

To report progress.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

21. *Lost Licenses and Leases Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Lost Licenses and Leases Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to provide for the issue of certified copies, in certain cases, of lost Depasturing Licenses or Leases."

*Ordered*, That a Message be transmitted to the Legislative Council, requesting their concurrence in the amendments made therein.

22. *The Williams' Compensation Bill.*—The Order of the Day being read, for the third reading of the Williams' Compensation Bill;

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to provide for John Wynn Hughes Williams, compensation in Government Scrip, to be laid out by him in the purchase of Land in the Province of Canterbury, on account of damages arising from breach of contract by the Canterbury Association."

*Ordered*,

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

23. *Postponement of Orders of the Day.—Ordered*, That Orders of the Day, standing numbers 7 to 10, inclusive, on this day's Order Paper, be postponed until To-morrow.

24. *New Plymouth Exchanges Commission Bill.*—The Order of the Day being read, for the second reading of the New Plymouth Exchanges Commission Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

25. *Provincial Council Powers Extension Bill.*—The Order of the Day being read, for the second reading of the Provincial Council Powers Extension Bill;

*Ordered*, That the Bill be read a second time To-morrow.

26. *Adjournment.*—The Honourable Mr. Stafford moved and the Question was proposed, That this House do now adjourn.

The Motion was, with the leave of the House, withdrawn.

27. *Southland Waste Lands Bill.*—The Order of the Day being read, for the House in Committee on the Southland Waste Lands Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 25 read and agreed to.

Clauses 26 to 28 postponed.

Clause 34. Amendment proposed: In line 2 to omit the word "Commissioners," with a view to insert the word "Board" in lieu thereof. (*Mr. Dillon Bell.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 35 and 36 read and agreed to.

Clause 37 postponed.

Clauses 38 to 43 read and agreed to.

Clause 44 read. Amendment proposed: In lines 4 and 5 to omit the words "to determine the description of cattle to be depastured thereon." (*Mr. Dillon Bell.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 45 to 73 read and agreed to.

Clause 74 postponed.

Clause 75 read and agreed to.

Clause 76 read. Amendment proposed: In line 1 after the word "Council" to insert the words "if he shall think fit." (*Mr. Dillon Bell.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 77 to 79 read and agreed to.

Clause 80 read. Amendment proposed: In line 1 before the word "license" to insert the words "a timber." (*Mr. Dillon Bell.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 86 read. Amendment proposed: In line 1 to omit the words "license to cut timber," with a view to insert the words "timber license" in lieu thereof. (*Mr. Dillon Bell.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 82 to 84 read and agreed to.

To report progress.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

And the House having continued to sit until after Twelve of the Clock on Friday morning,

## Friday, the 20th day of October, 1865.

28. *Otago Waste Lands Bill.*—The Order of the Day being read, for the second reading of the Otago Waste Lands Bill;

Mr. Reynolds moved and the Question was proposed, That the Bill be now read a second time.

Mr.

Mr. Macandrew moved, That the Question be amended by the omission of the word "now," and the addition of the words "this day six months," at the end thereof.

And the Question being put, That the word proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 19. | *Noes*, 13. |
|---|---|
| Mr. Dillon Bell | Mr. Bunny |
| Mr. Brandon | Mr. G. Graham |
| Mr. Cox | Mr. Harrison |
| Mr. Curtis | Mr. Haughton |
| Hon. Colonel Haultain | Mr. Mantell |
| Mr. Jollie | Mr. Mason |
| Mr. Miles | Mr. Munro |
| Mr. Ormond | Mr. O'Rorke |
| Hon. Mr. Paterson | Mr. Renall |
| Mr. Pharazyn | Mr. Russell |
| Major Richardson | Mr. John Williamson |
| Hon. Mr. Stafford | Mr. Burns } (Tellers.) |
| Mr. Thomson | Mr. Macandrew } |
| Mr. Wayne | |
| Mr. Wells | |
| Mr. Wilkin | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. Brodie } (Tellers.) | |
| Mr. Reynolds } | |

So it was resolved in the Affirmative.

The Bill was accordingly read a second time, and committed to a Committee of the whole House on this day.

29. *Private Grievance Committee.*—Mr. Jollie, from the Private Grievance Committee, brought up a Report on the Petition of James Moore, and the same was read as followeth:—

*Petition of James Moore:*

This Petition arises out of the arrest of the Petitioner by order of Lieutenant-Colonel Logan, C.B., and his confinement for ten days in the Garrison Guard Room, at Wanganui, upon a charge of attempting to hold correspondence with the rebel Natives at Weraroa, the Petitioner being at the time a private in the Militia, and a canteen-keeper and sutler to the troops at the posts on the West Coast, as well as a contractor for Commissariat supplies.

The Petition is one of those presented early in the Session, and it would have been reported upon before this, but for the delay that has occurred in receiving from Colonel Logan, now stationed at Pipiriki, and other parties immediately concerned, the explanations which were thought necessary to the proper investigation of the grievance complained of.

Colonel Logan's statement has now been received, and the Committee have examined certain witnesses, as well as all the accessible documentary evidence; but it seems impossible to ascertain the real merits of the case without sending for and examining the Petitioner himself; Lieut.-Colonel Logan; the Officer lately commanding the Militia and Volunteers at Wanganui (Major Rookes); Mr. White, the Resident Magistrate; and Captain Baker, Deputy Assistant Adjutant-General,—if not also the Native Policemen to whom the Petitioner is alleged to have tendered a letter or letters with a view to their conveying the same to the rebel Natives.

It is hardly possible at this period of the Session to obtain the attendance of any of those persons in Wellington, with a view to their examination; but the Committee would call the attention of the House to the facts, that the Petitioner was placed under arrest on the 15th April last; that he alleges he was not made acquainted with the charge against him until the 20th; [the Committee, however, believe it was communicated to his solicitor on the 18th;] that he was released on the 24th, "the evidence of the principal witness not being forthcoming;" that he was at the same time informed the charge would be brought against him when that evidence was obtained; that, nevertheless, six months have elapsed, and as yet no Court of Inquiry has been held, and he is still kept in suspense as to the result: all which bears certainly the semblance of a grievance, for which redress by the ordinary process of law is debarred by the Indemnity Act of the present Session, the benefit of which in this matter has been expressly extended to Lieut.-Colonel Logan by the Governor's Proclamation of the 15th September.

It will be competent to the Petitioner to memoralize the House of Representatives next Session, should he see fit; but under existing circumstances the Committee can only state that it appears to them that the requirements of the case might possibly be met by its being referred through His Excellency the Governor to the Major-General commanding Her Majesty's Forces in New Zealand, in order that a Court of Inquiry may be appointed to investigate the charge against the Petitioner, and that he should either be tried by Court Martial or released from all further liability.

Then, on motion of the Honourable Mr. Stafford,

The House adjourned.

## ORDERS OF THE DAY AND NOTICES OF MOTION.

*Friday, 20th October,* 1865.

### ORDERS OF THE DAY.

1. Deeds and Titles Registration Act Amendment Bill—consideration of the Report of the Conference.
2. Prisoners Removal Bill—consideration of the Report of the Conference.
3. The following Resolutions to be reported from Committee of the whole House :—

   (1.) That the Committee recommend that a pension, during her widowhood, of fifty pounds a year be granted to the widow of the late Captain Hewett; and that a block of four hundred acres of land, to be indicated by the Government, out of the territory recently confiscated from the rebel tribes of the Wellington and Taranaki Provinces (being one hundred acres for each of the children), be granted for her use and benefit, to devolve on the children in equal proportions.

   (2.) That, in the opinion of this Committee, the recommendation of the Private Grievance Committee in the case of Mr. Edward Catchpool, should be agreed to by the House.

   (3.) That, in the opinion of this Committee, the recommendations of the Private Grievance Committee, in the cases of James Callaghan, John Bolton, Rhoda B. Hamlin, and Henry Deery, ought to be agreed to; and that the House ought to request the Government to take measures for giving effect to those recommendations.
4. Debtors and Creditors Act Amendment Bill—second reading.
5. Otago Municipal Corporation Bill—to be committed.
6. Protection of Certain Animals Bill—to be reported.
7. New Plymouth Exchanges Commission Bill—to be committed.
8. Disqualification Bill—to be further considered in Committee.
9. Southland Waste Lands Bill—to be further considered in Committee.
10. Miners Representation Act Amendment Bill—second reading.
11. Taranaki Naval and Military Settlers Bill—second reading.
12. Hawke's Bay Land Regulations Bill—to be committed.
13. Canterbury Waste Lands Bill—to be re-committed.
14. The Nixon Pension Bill—second reading.
15. Loan Allocation Bill—to be further considered in Committee.
16. Representation Bill—to be further considered in Committee.
17. Provincial Loans Consolidation Bill—to be further considered in Committee.
18. Clause 5 of the Legislative Officers Regulation Bill—to be further considered in Committee.
19. The Committee of Supply.
20. Provincial Council Powers Extension Bill—second reading.
21. Otago Waste Lands Bill—to be committed.
22. Grants of Land to Militia and Volunteers Bill—second reading.
23. Surplus Revenues Repeal Bill—second reading.
24. Bailors and Mortgagees Protection Bill—to be committed.
25. Master and Apprentice Bill—to be committed.
26. Post Office Savings Bank Bill—second reading.
27. Provincial Constabulary Bill—second reading.
28. Provincial Corporations Bill—second reading.
29. Electric Telegraph Bill—second reading.
30. The Committee of Ways and Means.

### NOTICES OF MOTION.

1. Mr. HARRISON to move, That the House do resolve itself into a Committee, to consider the recommendation of the Private Grievance Committee relative to the petition of J. W. Peake and others.
2. Mr. DILLON BELL to move, That the letter from certain Natives justifying the murder of Mr. Volkner, laid on the Table at the commencement of the Session, be printed.
3. Mr. DILLON BELL to move, That a Select Committee be appointed to consider the Petition of A. C. Strode: Committee to consist of Mr. Cracroft Wilson, C.B., Mr. Russell, Mr. Sewell, Mr. A. Richmond, Mr. Brandon, and the Mover.
4. Mr. JOHN WILLIAMSON to move, That the House do resolve itself into Committee of the whole House to consider the recommendation of the Select Committee appointed to inquire into the Petition of Mr. Hannibal Marks.
5. Mr. CRACROFT WILSON, C.B., to move, That the Statement of Joseph Jeans, now on the Table of the House, be printed.
6. The Honourable Mr. STAFFORD to move, That for the remainder of the Session the House shall meet at Five of the clock, and that the sitting days of the House be Monday, Tuesday Wednesday, Thursday, and Friday, unless otherwise ordered.

## Friday, the 20th day of October, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker, in accordance with Standing Order No. 25, Mr. Carleton took the Chair as Speaker.

PRAYERS:

1. *Petition.*—The Honourable Mr. Stafford laid upon the Table, by command of His Excellency:—
Petition from John McGregor, of Cherry Bank, Wanganui, for compensation for losses sustained by him through depredations by the Natives during the war of 1847.

2. *Paper.*—The Honourable Mr. Stafford laid upon the Table, by command of His Excellency:—
Further Return of the number of Electors on the Electoral Rolls, after revision by the Revising Officers for the year 1865-6.

3. *Message.*—A Message from the Legislative Council, by Leonard Stowe, Esquire, Clerk of the Legislative Council:—
The Legislative Council have passed the following Bill, to which they request the concurrence of the House of Representatives:—
A Bill intituled, "An Act to declare that in actions and suits in which judgment or decree is recovered or obtained against the Superintendent of any Province, no execution, attachment, or other process shall issue to satisfy or enforce such judgment or decree."
And also, the Legislative Council have adopted the Report of the Conference on the Bill intituled, "An Act to authorize the removal of Prisoners from one Gaol to another."

4. *Provincial Lawsuits Act Declaratory Bill.—Ordered*, That the Bill from the Legislative Council, intituled, "An Act to declare that in actions and suits in which judgment or decree is recovered or obtained against the Superintendent of any Province, no execution, attachment, or other process shall issue to satisfy or enforce such judgment or decree," be now read a first time.
The Bill was accordingly read for the first time, and ordered to be read a second time on Tuesday next.

5. *Deeds and Titles Registration Act Amendment Bill.*—The Order of the Day being read, for the consideration of the Report of the Conference on the Deeds and Titles Registration Act Amendment Bill;
The same being read, was adopted.
*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath adopted the Report of the Conference on the amendment in the Deeds and Titles Registration Act Amendment Bill;

6. *Prisoners Removal Bill.*—The Order of the Day being read, for the consideration of the Report of the Conference on the Prisoners Removal Bill;
The same being read, was adopted.
*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath adopted the Report of the Conference on the amendments in the Prisoners Removal Bill.

7. *Postponement of Orders of the Day.*—On motion of the Honourable Colonel Haultain, *Ordered*, That the Orders of the Day be postponed in order to proceed to the consideration of the Motion standing No. 5 on this day's Order Paper.

8. *Sitting Days of the House.*—On motion of the Honourable Mr. Stafford, *Resolved*, That for the remainder of the Session the House shall meet at Five of the Clock on Mondays and Wednesdays, and at Three of the Clock on Tuesdays, Thursdays, and Fridays, and that the Sitting days of the House be Monday, Tuesday, Wednesday, Thursday, and Friday, unless otherwise ordered, and that on all Sitting days the House shall sit continuously.

9. *Private Grievance Committee.*—The Order of the Day being read, for receiving the Report of certain Resolutions from the Committee of the whole House;
Mr. O'Rorke accordingly reported the following Resolutions:—
*Resolved*, That the Committee recommend that a Pension, during her widowhood, of fifty pounds a year be granted to the widow of the late Captain Hewitt, and that a block of four hundred acres of land, to be indicated by the Government out of the territory recently confiscated from the rebel tribes of the Wellington and Taranaki Provinces (being one hundred acres for each of the children), be granted for her use and benefit, to devolve on the children in equal proportions.
*Resolved*, That in the opinion of this Committee, the recommendation of the Private Grievance

Grievance Committee in the case of Mr. Edward Catchpool, should be agreed to by the House.

*Resolved*, That in the opinion of this Committee, the recommendations of the Private Grievance Committee in the cases of James Callaghan, John Bolton, Rhoda B. Hamlin, and Henry Deery, ought to be agreed to; and that the House ought to request the Government to take measures for giving effect to those recommendations.

And the Resolutions being read a second time, *Resolved*, That this House doth agree with the Committee in the said Resolutions.

10. *Debtors and Creditors Act Amendment Bill.*—The Order of the Day being read, for the second reading of the Debtors and Creditors Act Amendment Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for next sitting day.

11. *Otago Municipal Corporation Bill.*—The Order of the Day being read, for the House in Committee on the Otago Municipal Corporation Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.
Clauses 1 and 2 read and agreed to.
Clause 3 negatived.
Clause 4 read and agreed to.
Clause 5 negatived.
Clause 6 read. Amendment proposed: To omit all the words after the word "city" in line 13. (*Mr. Haughton.*)
Amendment agreed to.
Clause as amended agreed to.
Clause 7 negatived.
Clauses 8 to 15 read and agreed to.
Clause 16 read. Amendment proposed: In line 6 after the word "dangerous" to insert the following words—"be not so enclosed, covered, or filled in, or otherwise secured." (*Mr. Haughton.*)
Amendment agreed to.
Clause as amended agreed to.
Clauses 17 to 32 read and agreed to.
Clause 33 read. Amendment proposed: In line 2 to omit the word "inserted," with a view to insert the word "published" in lieu thereof. (*Mr. Haughton.*)
Amendment agreed to.
Another amendment proposed: In lines 3 and 4 to strike out the words "daily newspapers of the city," with a view to insert the words "other manner as by the Council" in lieu thereof. (*Mr. Haughton.*)
Amendment agreed to.
Another amendment proposed: To omit all the words after the word "arrears" in line 8. (*Mr. Sewell.*)
Amendment agreed to.
Clause as amended agreed to.
Clause 34 negatived.
Clause 35 read. Amendment proposed: In line 10 after the word "served" to insert the following—"either personally or by affixing a copy of the same on the house or land as aforesaid." (*Mr. Haughton.*)
Amendment agreed to.
Another amendment proposed: In the last line to omit the words "under the provisions hereof." (*Mr. Haughton.*)
Amendment agreed to.
Clause as amended agreed to.
Clauses 38 to 41 read and agreed to.
Clause 42 read. Amendment proposed: In line 3 to omit the words "intituled the Town and Country Police Ordinance, 1862," with a view to insert the following words in lieu thereof—"specified in the Schedule herein marked D." (*Mr. Haughton.*)
Amendment agreed to.
Another amendment proposed: In line 5 to omit the words "of an act," with a view to insert the words "to do any act" in lieu thereof. (*Mr. Haughton.*)
Amendment agreed to.
Clause as amended agreed to.
Clause 43 read. Amendment proposed: In line 9 after the word "same" to insert the words "Provided that, notwithstanding anything herein contained, it shall be lawful for the Superintendent and Provincial Council of Otago to alter or repeal all or any of the provisions of the said Ordinance." (*Mr. Haughton.*)
Amendment agreed to.

Another

Another amendment proposed: In the last line to add the words "and done." (*Mr. Haughton.*)

Amendment agreed to.

Clause as amended agreed to.

Schedules A., B., and C. read and agreed to.

Motion made and Question proposed, That the following do stand as clause 3 of the Bill:—

It shall be the duty of every Town Clerk, immediately after the election of a Mayor for the City or incorporated town in which he acts as Town Clerk, to give notice in writing to the Colonial Secretary for the time being of such election and of the name of the person elected, and it shall be lawful for the Governor, if he shall think fit, to nominate and appoint such person to be a Justice of the Peace of the Colony and also a Resident Magistrate, or to be a Justice of the Peace only, and if such person be a Justice of the Peace at the time of his election, it shall be lawful for the Governor, if he shall think fit, to appoint such person to be a Resident Magistrate: Provided that in every such case such appointment shall continue no longer than the mayoralty of such person, and immediately on the expiration or other determination of his office of Mayor, such appointment shall cease: Provided also that such appointment shall be without salary, and notwithstanding anything herein to the contrary, shall continue only during the Governor's pleasure. It shall be lawful for the Mayor, if appointed as Justice of the Peace or Resident Magistrate, to sit and adjudicate as such Justice or Resident Magistrate in any matter or thing depending before him, notwithstanding that the interests of the Council or City in which he is Mayor may be involved, and to hear and determine any informations, complaints or applications made under this Act or the said Ordinance. *(Mr. Haughton.)*

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following do stand as a clause in the Bill, to come after printed clause 13:—

If the Council shall put a kerb of stone or other material to any footpath in the City to which no kerb has already been put, the Council may, by a notice under the hand of the Mayor or Town Clerk, require each owner of land abutting on such footpath to pay a sum not exceeding four shillings and sixpence for every lineal foot of kerb put opposite the land of such owner, and in default of payment of the same within twenty-one days from the service of such notice on such owner, then the Council may, by writing under the hand of the Mayor or Town Clerk, order payment thereof by such owner: Provided that if such owner cannot be found, such notice shall be deemed to be sufficiently served by affixing a copy thereof on the land or any building thereon. *(Mr. Haughton.)*

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following do stand as a clause in the Bill, to come after printed clause 33:—

"All rates and arrears of rates payable under this Act shall be recoverable under and in accordance with the provisions of 'The Sale for Non-payment of Rates Act, 1862.'" (*Mr. Sewell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following Schedule be added to the Bill:—

"The Town and Country Police Ordinance, 1862;"

"The Dunedin Building Ordinance, 1862;"

"The Common Lodging Houses Ordinance, 1862." (*Mr. Reynolds.*)

And the Question being put thereon, it was resolved in the Affirmative.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on next sitting day.

12. *Protection of Certain Animals Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Protection of Certain Animals Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to provide for the Protection of Certain Animals in New Zealand."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

13. *New Plymouth Exchanges Commission Bill.*—The Order of the Day being read, for the House in Committee on the New Plymouth Exchanges Commission Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment. *Ordered*,

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act to authorize the Governor to issue Commissions respecting certain Exchanges in the Town of New Plymouth."

*Ordered,* That a Message be transmitted to the Legislative Council, acquainting them that this House hath passed the Bill without any amendment.

14. *Disqualification Bill.*—The Order of the Day being read, for the House in Committee further to consider the Disqualification Bill;

*Ordered,* That the said Order of the Day be discharged.

*Ordered,* That the Bill be withdrawn.

15. *Southland Waste Lands Bill.*—The Order of the Day being read, for the House in Committee on the Southland Waste Lands Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clauses 85 and 86 negatived.

Postponed clause 26. Amendment proposed: To omit all the words from the word "the" in line 2, to the word "shillings" in line 7, with the view of inserting the words "fixed price of twenty," in lieu thereof. *(Mr. Dillon Bell.)*

Amendment agreed to.

Another amendment proposed: In line 8 to omit the words "within such period." *(Mr. Dillon Bell.)*

Amendment agreed to.

Another amendment proposed: To omit all the words from the word "price" in line 10, to the word "Provided" in line 16, with a view to insert the following words in lieu thereof —"then it shall be lawful for the Governor in Council, if he shall see fit, to raise such price in accordance with such recommendation." *(Mr. Dillon Bell.)*

Amendment agreed to.

Another amendment proposed: To omit all the words from the word "then" in line 18, to the word "provided" in line 22, with the view of inserting the following words in lieu thereof—"Such land shall be put up to public auction at an upset price of the same amount as the fixed price for the time being." *(Mr. Dillon Bell.)*

Amendment agreed to.

Clause as amended agreed to.

Postponed clauses 27 and 28 read and agreed to.

Postponed clause 37. Amendment proposed: In sub-section 2, line 3, to omit the word "sanction," with a view to insert the word "recommendation" in lieu thereof. (*Mr. Dillon Bell.*)

Amendment agreed to.

Another amendment proposed: At the end of sub-section 2 to add the following words—"confirmed by the Governor in Council by a Proclamation to be issued in the *New Zealand Gazette.*" (*Mr. Dillon Bell.*)

Amendment agreed to.

Clause as amended agreed to.

Postponed clause 74 agreed to.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"Notwithstanding that any person who having heretofore purchased land under the regulations for the time being in force in the district comprised within the Province of Southland shall not have expended on such land forty shillings per acre in improvements, a Crown Grant may at once be issued for such land: Provided always that where any person shall have paid ten shillings per acre in accordance with the provisions of 'The Southland Waste Lands Act, 1863,' such person may select land to the extent of one acre for every pound so paid by him, and receive a free grant for the same. And where any person shall have, under the same provisions, surrendered any part of the land originally purchased by him, he may receive a free grant for the same notwithstanding such surrender." (*Mr. Dillon Bell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"All the powers and authorities by 'The Waste Lands Act, 1858,' vested in the Governor shall continue to be vested in the Governor in like manner as if this Act were included in the Schedule of the said Waste Lands Act, 1858. (*Mr. Dillon Bell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

(5.) "This Act shall not come into force or operation until Her Majesty's pleasure shall have been taken thereon, and shall have been confirmed by Her Majesty, with the advice of Her Privy Council, and a Proclamation of such confirmation having been given shall have been

been made by the Governor, and published in the *New Zealand Gazette*, nor until sixty days shall have elapsed after the date of such Proclamation." (*Mr. Dillon Bell.*)

And the Question being put thereon, it was resolved in the Affirmative.

Preamble read and agreed to.

To report the Bill with amendments.

(Re-committed.)

Clause 12 read. Amendment proposed: To omit the proviso. (*Mr. Dillon Bell.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 18 read. Amendment proposed: At the end of the clause to add the words—"assented to by the Superintendent." (*Mr. Dillon Bell.*)

Amendment agreed to.

Clause as amended agreed to.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made further amendments thereto.

*Ordered*, That the Report be received on Monday next.

16. *Miners Representation Act Amendment Bill.*—The Order of the Day being read, for the second reading of the Miners Representation Act Amendment Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Monday next.

17. *Taranaki Naval and Military Settlers Bill.*—The Order of the Day being read, for the second reading of the Taranaki Naval and Military Settlers Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Monday next.

18. *Hawke's Bay Land Regulations Bill.*—The Order of the Day being read, for the House in Committee on the Hawke's Bay Land Regulations Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to amend the Waste Lands Act, 1858, so far as it affects the Province of Hawke's Bay."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

19. *Canterbury Waste Lands Bill.*—The Order of the Day being read, for the House in Committee to re-consider the Canterbury Waste Lands Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

And whereas it is desirable that in certain parts of the said Province now comprised within the West Canterbury Gold Fields, rural land should, upon its being withdrawn and excluded from the said Gold Field, be sold by auction at an upset price of not less than £2 per acre: Be it enacted—it shall be lawful for the Governor, upon the application of the Superintendent and Provincial Council of the said Province, by Proclamation in the *New Zealand Gazette*, to set apart and define blocks of rural land in any part of the said Province now comprised within the said Gold Field, which lands may, when withdrawn from the said Gold Field, be sold by public auction at an upset price of not less than £2 per acre, and to make regulations for the due and proper management of such auction sales, and for all things necessary and incidental thereto; such Proclamation and such Regulations, when published in the *New Zealand Gazette*, shall have the force of law. (*Mr. Cox.*)

And the Question being put thereon, it was resolved in the Affirmative.

To report the Bill with amendments.

---

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made further amendments thereto.

*Ordered*, That the Report be received on Monday next.

20. *The Nixon Pension Bill.*—The Order of the Day being read, for the second reading of the Nixon Pension Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for next sitting day.

21. *Loan Allocation Bill.*—The Order of the Day being read, for the House in Committee further to consider the Loan Allocation Bill;

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

22. *Representation Bill.*—The Order of the Day being read, for the House in Committee further to consider the Representation Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Schedule under consideration. Sub-section 13, "City of Dunedin," agreed to.

Motion made and Question proposed, That the sub-sections "Roslyn," "Caversham," "Port Chalmers," "Taieri," "Bruce," and "Clutha" be omitted, with a view to insert the following in lieu thereof:—

*Roslyn—One Member.*

This Electoral District comprises all that area which is bounded on the North by the boundary of the hundreds and by Port Chalmers Electoral District; on the East by Otago Harbour; on the South by Caversham Electoral District; on the West by Abbott's Creek and its eastern branch from the Main South Road to the south-west corner of Waikari Survey District; thence by Blocks VI. and IV. Dunedin and East Taieri Survey District, excepting the Dunedin City District, as hereinbefore specified.

*Caversham—One Member.*

This Electoral District comprises all that area which is bounded on the North by the Main South Road from Abbott's Creek Bridge to Dunedin Town Belt; thence by the said Town Belt and Otago Harbour on the East and South by the ocean; and on the West by Kaikorai Stream and Abbott's Creek.

*Port Chalmers—One Member.*

This Electoral District comprises all that area bounded on the North by Waikouaiti Survey District and Blueskin Bay; on the East by Blueskin Bay and the ocean; on the South by Otago Harbour; on the South-west and West by the north-east boundary of Block II. North Harbour and Blueskin Survey District, extending to the Harbour and the boundary of the hundred; thence by the boundary of North Harbour and Blueskin Survey District to Waikouaiti Survey District.

*Taieri—One Member.*

This Electoral District comprises all that area bounded on the North by Waikouaiti District; on the East by the Districts of Port Chalmers, Roslyn, Caversham, and by the ocean; on the South and South-west by the Taieri River, Lake Waipori, and Nuggetburn; thence by a line to the boundary of the hundreds; thence by the boundary of the hundreds to Maungatua; thence by the North watershed of Waipori River to Lammerlaw; and on the West and North-west by the Lammermoor Range.

*Bruce—One Member.*

This Electoral District comprises all that area bounded on the North by a line from the source of Spylaw Burn to the Clutha River; thence by the watershed of Menzion and Fruid Burns to Lammerlaw; on the North-east by Taieri District; on the East and South-east by the ocean; on the South and South-west by Wangaroa Creek; thence by Lovel's Creek to its source; thence by a line to the source of Crook Burn; thence by Crook Burn, the Clutha River, and Blackcleugh Creek, to the Tapanui Mountains; and on the West by the Tapanui Ranges.

*Clutha—One Member.*

This Electoral District comprises all that area bounded on the North and North-east by Bruce District; on the East and South by the ocean; and on the West by the Tautuku River to its source; thence by a line to Otaraia Peak; thence by a line to the source of the Waipahi Stream; thence by the Waipahi Stream and the Tapanui Ranges. *(Mr. Reynolds.)*

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the sub-sections "Hampden," "Oamaru," "Lindis," and "Idaburn" be omitted, with a view to insert the following in lieu thereof:—

*Oamaru—One Member.*

This Electoral District comprises all that area bounded on the North by Canterbury Province; on the East by the ocean; on the South and South-west by the watershed of the Horse Ranges and the Kakanui Mountains, from Shag Point to Kyeburn Hill; and on the West by a line from Kyeburn Hill to the source of the Kurau Stream; thence by the Kurau Stream to the Waitaki River.

*Waikouaiti—One Member.*

This Electoral District comprises all that area bounded on the North by Oamaru District; on the East by the ocean; on the South by Port Chalmers District; thence by a line to the confluence of Deep Stream with the Taieri River; thence by the Taieri River to the confluence

confluence of Sutton's Stream; thence by Sutton's Stream to the Lammermoor Range; and on the West by the Lammermoor Range to Rock and Pillar Mount; thence by a line to the confluence of the Kyeburn with the Taieri River; thence by the Kyeburn to Kyeburn Hill.

*Manuherikia—One Member.*

This Electoral District comprises all that area bounded on the North by the Kawarau River to the confluence of the Kirtle Burn; thence by the Kirtle Burn to its first feeder; thence by a line to the source of Park Burn; thence by Park Burn to its confluence with the Clutha; thence by a line to Mount St. Bathan's; thence by the Hawkdun Mountains to Kyeburn Hill; on the East by Waikouaiti District; on the South by Taieri and Tokomairiro Districts, and by the Spylaw Burn to its confluence with the Pomahaka; thence by a line extending through Wart Hill, White Umbrella, and White Comb to Rocky Mount; thence by a line to the source of Allen Creek; and on the West by the eastern watershed of Lake Wakatipu, and by Ben Nevis.

*Hampden—One Member.*

This Electoral District is bounded on the North by Canterbury Province; on the East by Canterbury Province and Oamaru District; on the South by Manuherikia District, Allen's Creek, and the Province of Southland; thence by the western watershed of Lake Wakatip to Moffat's Peak; thence by a line to the ocean at Carswell's Sound; and on the West by the ocean. *(Mr. Reynolds.)*

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the sub-section "Gold Fields Boroughs" be omitted, with a view to insert the following in lieu thereof:—

*Gold Field Towns—One Member.*

This Electoral District comprises the Townships of Lawrence, Queenstown, Clyde, Alexandra, Cromwell, Arrowtown, Hamilton, Dunstan Creek, Roxburg, Havelock, as the same are delineated on the Record Maps of the Province of Otago. *(Mr. Reynolds.)*

Amendment proposed: To omit the words "Arrowtown, Hamilton, Dunstan Creek, Roxburgh." *(Mr. Brodie.)*

And the Question being put, That the words proposed to be left out stand part of the sub-section, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 28. | *Noes*, 2. |
|---|---|
| Major Atkinson | Mr. Brodie } (Tellers.) |
| Mr. Dillon Bell | Mr. Haughton } |
| Mr. Brandon | |
| Mr. Buckland | |
| Mr. Burns | |
| Mr. Colenso | |
| Mr. Cox | |
| Mr. Creighton | |
| Mr. Curtis | |
| Mr. G. Graham | |
| Hon. Colonel Haultain | |
| Mr. Jollie | |
| Mr. Miles | |
| Mr. Munro | |
| Mr. Ormond | |
| Hon. Mr. Paterson | |
| Mr. Renall | |
| Mr. Reynolds | |
| Major Richardson | |
| Mr. Russell | |
| Hon. Mr. Stafford | |
| Mr. W. Taylor | |
| Mr. Wayne | |
| Mr. Wilkin | |
| Mr. John Williamson | |
| Mr. Cracroft Wilson, C.B. | |
| Mr. Bunny } (Tellers.) | |
| Mr. Macandrew } | |

So it was resolved in the Affirmative.

And the Question being put on the sub-section, it was resolved in the Affirmative.

Sub-sections "Invercargill," "Mataura," "Riverton," and "Wallace," read and agreed to.

Schedule as amended agreed to.

Postponed clauses 2 to 8 read and agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

(Re-committed

(Re-committed for consideration of Schedule.)

Following items :—"Cheviot," "Ashley," "Kaiapoi," "Avon," "Heathcote," "Ellesmere," "Akaroa," "Selwyn," "Coleridge," "Timaru," "Gladstone," "Westland," and "Cobden."

Motion made and Question proposed, To omit the sub-sections "Cheviot," "Ashley," "Kaiapoi," "Avon," "Heathcote," "Ellesmere," "Akaroa," "Selwyn," "Coleridge," "Timaru," "Gladstone," "Westland," and "Cobden," with a view to insert the following in lieu thereof:—

*Cheviot—One Member.*

This Electoral District is bounded on the North by the Wairau Electoral District; on the West by a right line from Princess Mountain to the top of the saddle dividing the Hurunui from the Teramakau River; thence by a right line to the source of the River Poulter, following the western bank of that river to its confluence with the Waimakariri; on the south by the River Waipara from the sea to the source of its southern branch; thence by a right line to the source of the River Ashley; thence along that river to the south-east boundary of Pasturage Run 235; thence by a straight line passing over the summit of Oxford Hill to the River Waimakariri, and by the south bank of the Waimakariri River; on the East by the sea, from the mouth of the River Waipara to the mouth of the River Clarence.

*Ashley—One Member.*

This Electoral District is bounded on the North by the Cheviot District, hereinbefore defined; on the West and South by the south bank of the River Waimakariri from the boundary of the Cheviot District to the boundary of the Kaiapoi District, hereinafter defined, and by the said Kaiapoi District; on the East by a line drawn due north and south through Trig. Pole, c. 29, on the south bank of the Waimakariri, from the Waimakariri to the River Ashley, and by the sea.

*Kaiapoi—One Member.*

This Electoral District is bounded on the North by the River Ashley; on the West by the Ashley District, hereinbefore defined; on the South by the south bank of the River Waimakariri and a line drawn from Trig. Pole c. 19, on the south bank of that river, to Trig. Pole c. 27, on the sea-coast; and on the East by the sea.

*Avon—One Member.*

This Electoral District is bounded on the North by the Kaiapoi District hereinbefore defined; on the West by a line drawn due north and south through Trig. Pole c. 29; on the South by the North bank of the River Avon, from its mouth to the point where it meets the boundary of the City of Christchurch Electoral District; thence by the boundary of that district, as far as the south-east corner of Rural Section No. 10; thence by the south boundary of that section and the south-east boundary of Section 145, till it is crossed by a creek running easterly into the River Heathcote; thence by that creek till it is intersected by a line in continuation of the south-eastern boundary line of Section 180; thence by that line to the south-east corner of Section 180; thence by the south boundaries of Sections 180, 211, 240, and 337, and by the north side of the road on the south boundaries of those sections continued to the point where that road first meets a branch of the River Heathcote, and thence by a line due west to the Selwyn District hereinafter defined; and on the East by the sea.

*Heathcote—One Member.*

This Electoral District is bounded on the North by the Avon District hereinbefore defined, and by the City of Christchurch District; on the West by the Weeden and Springs Road, the Waterholes Road by Tancreds, the Ellesmere and Lincoln Road, and the Drain Road, to the River Selwyn; on the South by the north bank of the River Selwyn to Lake Ellesmere, and by Lake Ellesmere to the mouth of the Halswell; on the East by the western bank of the River Halswell to the western boundary of Section No. 1879; thence by that boundary and the Ahuriri Bush Road south to the southern boundary of Section No. 1901, by that boundary and the ridge of hills by Cooper's Knob and Cass' Peak to the Trig. Station on Mount Pleasant; thence by a straight line to the Heathcote Swing Bridge; thence by the southern shore of the estuary to the sea coast.

*Ellesmere—One Member.*

This Electoral District is bounded on the North by the southern shore of Lake Ellesmere the Heathcote District hereinbefore defined, and the sea coast; on the West by the Heathcote District hereinbefore defined, by Lake Ellesmere, and the outlet therefrom to the sea; on the South by the sea coast and the northern shore of Lake Forsyth; on the East by the River Okute to the eastern boundary of the Town of Waiwera, thence by a right line to the summit of Barry's Pass; thence by a right line to the Trig. Station on Mount Sinclair, and thence by a right line to a point on the sea coast being midway between Port Levey and Pigeon Bay, including the Islands in Port Lyttelton, but excepting the Town of Lyttelton District hereinafter defined.

*Akaroa—*

*Akaroa—One Member.*

This Electoral District is bounded on the North, East and South by the sea, and on the West by the Ellesmere District hereinbefore defined.

*Selwyn—One Member.*

This Electoral District is bounded on the East by the Avon and Heathcote Districts hereinbefore described, and by the western shore of Lake Ellesmere and the outlet therefrom; on the South by the sea and by the south bank of the Rakaia River from the sea to the Great South Road; on the West by the Great South Road from the Rakaia River to the Selwyn River, thence by the Selwyn and Waimakarini Road along the western boundary of Run No. 39 to the south bank of the Waimakariri River, and on the North by the Ashley District hereinbefore defined.

*Coleridge—One Member.*

This Electoral District is bounded on the East by the Selwyn District hereinbefore defined and by the sea; on the South by the north bank of the Rangitata River, from the sea to the source of the main branch of that river; on the West and North by the summit of the main range of the Southern Alps; on the North by the south bank of the Waimakariri River from the boundary of the Selwyn District to the River Poulter and along the summit of the hills on the western side of that river to the summit of the main range before mentioned.

*Timaru—One Member.*

This Electoral District is bounded on the North by the north bank of the Rangitata River from the sea to the western boundary of Pasturage Run No. 20; on the West by the western boundary of the said run to the point where it meets the Orari River; thence by a right line to the western boundary of Pasturage Run No. 28; thence along that boundary to the point at which it strikes the Opihi River; thence along that river to its junction with the Tengawai River; thence along the east bank of that river to a point opposite Section 5209; thence crossing the river and following the eastern boundary of that section to the saddle; thence following down a small stream to the River Pareroa; on the South by the south bank of the River Pareroa; on the East by the sea.

*Gladstone—One Member.*

This Electoral District is bounded on the North by the Timaru District and the Coleridge District hereinbefore defined; on the West by the summit of the main range of the Southern Alps; on the South by the southern boundary of the Province of Canterbury; on the East by the sea and the Timaru District hereinbefore defined.

*Westland—One Member.*

Bounded on the North and North-east by the River Buller from the sea to its junction with the River Gowan, and thence by a straight line to Princess Mountain; on the East by a straight line from Princess Mountain to the head of Lake Summer, and thence by the western boundaries of the Cheviot and Coleridge Electoral Districts, and thence by a line along the summit of the main range of the Southern Alps; on the South by the southern boundary of the Province of Canterbury; and on the West by the sea. (*Mr. Wilkin.*)

And the Question being put, it was resolved in the Affirmative.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received on Monday next.

23. *Provincial Loans Consolidation Bill.*—The Order of the Day being read for the House in Committee further to consider the Provincial Loans Consolidation Bill;

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

24. *Legislative Officers Bill.*—The Order of the Day being read, for the House in Committee further to consider clause 5 of the Legislative Officers Bill;

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

25. *The Committee of Supply.*—The Order of the Day being read, for the House in Committee of Supply;

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

26. *Provincial Council Powers Extension Bill.*—The Order of the Day being read, for the second reading of the Provincial Council Powers Extension Bill;

*Ordered*, That the Bill be read a second time on Monday next.

27. *Otago Waste Lands Bill.*—The Order of the Day being read, for the House in Committee on the Otago Waste Lands Bill; The

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

To report progress.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

*Resolved,* That this House will, presently, again resolve itself into the said Committee.

28. *Grants of Land to Militia and Volunteers Bill.*—The Order of the Day being read, for the second reading of the Grants of Land to Militia and Volunteers Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Monday next.

29. *Surplus Revenues Repeal Bill.*—The Order of the Day being read, for the second reading of the Surplus Revenues Repeal Bill;

*Ordered,* That the Bill be read a second time on Monday next.

30. *Message.*—A Message from the Legislative Council, by Leonard Stowe, Esquire, Clerk of the Legislative Council:—

The Legislative Council have passed—

A Bill intituled, "An Act to provide for the formation of Jury Lists in newly Settled Districts," to which they request the concurrence of the House of Representatives;

And also, A Bill intituled, "An Act to amend the Law Practitioners Act, 1861," with certain amendments, to which they request the concurrence of the House of Representatives.

And also, a Bill intituled, "An Act to authorize Free Grants of Land to Military Settlers and Members of the Colonial Defence Force in the Province of Hawke's Bay," without any amendment.

31. *Provisional Jury List Bill.—Ordered,* That the Bill from the Legislative Council, intituled "An Act to provide for the formation of Jury Lists in newly settled Districts," be now read a first time;

The Bill was accordingly read for the first time, and ordered to be read a second time on Monday next.

32. *Law Practitioners Act Amendment Bill.—Ordered,* That the consideration of the amendments made by the Legislative Council in the Law Practitioners Act Amendment Bill be an Order of the Day for Monday next.

33. *Bailors and Mortgagees Protection Bill.*—The Order of the Day being read, for the House in Committee on the Bailors and Mortgagees Protection Bill;

*Resolved,* That this House will, on Monday next, resolve itself into the said Committee.

34. *Master and Apprentice Bill.*—The Order of the Day being read, for the House in Committee on the Master and Apprentice Bill;

Mr. Cracroft Wilson, C.B., moved and the Question was proposed, That the Masters and Apprentice Bill be now committed to a Committee of the whole House.

Mr. Colenso moved, That the Question be amended by the omission of the word "now," and the addition of the words "this day six months," at the end thereof.

And the Question being put, That the word proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 15. | *Noes*, 14. |
|---|---|
| Mr. Dillon Bell | Mr. Buckland |
| Mr. Brodie | Mr. Burns |
| Mr. Cox | Mr. Colenso |
| Mr. Haughton | Mr. Creighton |
| Hon. Colonel Haultain | Mr. G. Graham |
| Mr. Jollie | Mr. Macandrew |
| Mr. Mantell | Mr. Mason |
| Mr. Miles | Mr. Munro |
| Hon. Mr. Paterson | Mr. O'Rorke |
| Mr. W. Taylor | Mr. Russell |
| Mr. Wells | Hon. Mr. Stafford |
| Mr. James Williamson | Mr. John Williamson |
| Mr. Cracroft Wilson, C.B. | Mr. Bunny } (Tellers.) |
| Mr. Brandon } (Tellers.) | Mr. Renall } |
| Mr. Wilkin } | |

So it was resolved in the Affirmative.

The House accordingly resolved itself into the said Committee.

(In

(In the Committee.)

Preamble postponed.

To report progress.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

*Resolved*, That this House will, on Monday next, resolve itself into the said Committee.

35. *Post Office Savings Bank Bill.*—The Order of the Day being read, for the second reading of the Post Office Savings Bank Bill;

*Ordered*, That the Bill be read a second time on Monday next.

36. *Provincial Constabulary Bill.*—The Order of the Day being read, for the second reading of the Provincial Constabulary Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Monday next.

37. *Provincial Corporations Bill.*—The Order of the Day being read, for the second reading of the Provincial Corporations Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Monday next.

38. *Electric Telegraph Bill.*—The Order of the Day being read, for the second reading of the Electric Telegraph Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Monday next.

39. *Committee of Ways and Means.*—The Order of the Day being read, for the House in Committee of Ways and Means;

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

40. *Otago Waste Lands Bill.*—The Order of the Day being read, for the House in Committee further to consider the Otago Waste Lands Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 1 read.

Motion made and Question proposed, That the Chairman leave the Chair. (*Mr. Macandrew.*)

And the Question being put thereon, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 16. | *Noes*, 11. |
|---|---|
| Mr. Brodie | Mr. Dillon Bell |
| Mr. Buckland | Mr. Carleton |
| Mr. Bunny | Hon. Colonel Haultain |
| Mr. Burns | Mr. Jollie |
| Mr. Colenso | Hon. Mr. Paterson |
| Mr. G. Graham | Hon. Mr. Stafford |
| Mr. Haughton | Mr. Wells |
| Mr. Mason | Mr. Wilkin |
| Mr. Miles | Mr. Cracroft Wilson, C.B. |
| Mr. Munro | Mr. Reynolds, Mr. Wayne (Tellers.) |
| Mr. Renall | |
| Mr. Rhodes | |
| Mr. Russell | |
| Mr. John Williamson | |
| Mr. Creighton, Mr. Macandrew (Tellers.) | |

So it was resolved in the Affirmative.

Mr. Carleton resumed the Chair.

41. *Message.*—A Message from the Legislative Council, by Leonard Stowe, Esquire, Clerk of the Legislative Council:—

The Legislative Council have passed a Bill intituled, "An Act to allow the Distillation, Rectifying, and Compounding of Spirits in New Zealand," to which they request the concurrence of the House of Representatives.

42. *The Distillation Prohibition Ordinance Amendment Bill.—Ordered*, That the Bill from the Legislative Council intituled "An Act to allow the Distillation, Rectifying, and Compounding of Spirits in New Zealand," be now read for the first time; The

The Bill was accordingly read for the first time, and ordered to be read a second time on Tuesday next.

43. *Murder of the Reverend Mr. Volkner.*—On motion of Mr. Dillon Bell, *Ordered,* That the letter from certain Natives, justifying the murder of Mr. Volkner (laid on the Table at the commencement of the Session), be printed for the use of Members of this House.

44. *Petition of Mr. Strode.*—On motion of Mr. Dillon Bell, *Ordered,* That a Select Committee be appointed to consider the Petition of A. C. Strode: Committee to consist of Mr. Cracroft Wilson, C.B., Mr. Russell, Mr. Sewell, Mr. A. Richmond, Mr. Brandon, and the Mover.

45. *Petition of Mr. Marks.*—A Motion being made, That the House do resolve itself into Committee of the whole House, to consider the recommendation of the Select Committee appointed to inquire into the Petition of Mr. Hannibal Marks;

The Honourable Colonel Haultain, by His Excellency's command, acquainted the House that His Excellency, having been informed of the subject matter of this Motion, recommends it to the consideration of the House.

*Resolved,* That this House will, on Monday next, resolve itself into a Committee to consider that Motion.

Then, on motion of the Honourable Colonel Haultain,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Monday, 23rd October,* 1865.

### NOTICES OF MOTION.

1. Mr. DOMETT to move, That the House go into Committee on the Nelson Waste Lands Bill.
2. The Honourable Mr. STAFFORD to move, That the country having been led to expect that a revision of the Tariff would be effected this Session, it is desirable that such revision should be made.
3. Mr. CREIGHTON to move, That the House do resolve itself into Committee, to consider the Report of the Private Grievance Committee on the Petition of Alfred Edmonds.
4. Mr. CARLETON to move, That the Land Claims Bill be ordered to be committed on Tuesday next.
5. Mr. CRACROFT WILSON, C.B., to move, That the Statement of Dr. Agassiz, relative to the murder of Mr. Volkner, be laid on the Table of the House.

### ORDERS OF THE DAY.

1. Debtors and Creditors Act Amendment Bill—to be committed.
2. Otago Municipal Corporation Bill—to be reported.
3. Southland Waste Lands Bill—to be reported.
4. Taranaki Naval and Military Settlers Bill—to be committed.
5. Canterbury Waste Lands Bill—to be reported.
6. Representation Bill—to be reported.
7. Miners Representation Act Amendment Bill—to be committed.
8. Electric Telegraph Bill—to be committed.
9. Provincial Loans Consolidation Bill—to be further considered in Committee.
10. The Nixon Pension Bill—to be committed.
11. Law Practitioners Act Amendment Bill—consideration of Amendments by the Legislative Council.
12. Loan Allocation Bill—to be further considered in Committee.
13. Clause V. of the Legislative Officers Regulation Bill—to be further considered in Committee.
14. The Committee of Supply.
15. Provincial Council Powers Extension Bill—second reading.
16. Grants of Land to Militia and Volunteers Bill—to be committed.
17. Provisional Jury List Bill—second reading.
18. Surplus Revenues Repeal Bill—second reading.
19. Bailors and Mortgagees Protection Bill—to be committed.
20. Master and Apprentice Bill—to be further considered in Committee.
21. Post Office Savings Bank Bill—second reading.
22. Provincial Constabulary Bill—to be committed.
23. Provincial Corporations Bill—to be committed.
24. The Committee of Ways and Means.
25. Distillation Prohibition Ordinance Amendment Bill—second reading.
26. The Report of the Select Committee appointed to inquire into the Petition of Mr. Hannibal Marks—to be considered in Committee.

Monday,

## Monday, the 23rd day of October, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker, in accordance with Standing Order No. 25, Mr. Carleton took the Chair as Speaker.

PRAYERS:

1. *Gold Fields Act Amendment Bill.*—Mr. Brodie, from the Committee appointed to confer with a Committee of the Legislative Council, on the amendments made by the Legislative Council in the Gold Fields Act Amendment Bill, brought up a Report, and the same was read as followeth:—

Clause VIII. Between the words "Assessors" and "if" to insert, "whether the ground of appeal be matter of law or matter of fact."

Between the word "Court" in the 21st line, and the word "such" in the 24th line, to insert the words, "and if the ground of appeal shall be a matter of fact, such Court may order the case to be re-heard by the Court below, and if the ground of appeal be matter of law, then."

After the word "decision," in the 37th line, insert the words, "and upon the hearing of any such appeal, the Court may order such issues to be tried by the Court below as it may think fit."

Clause XIII. Between the word "thereof" in the 17th line, and the word "and" in the 18th line," insert the words, "although no certificate shall have been filed as hereinafter provided."

Clause XV. As originally printed to be re-inserted.

Clause XIX. As sent from the House of Representatives to be re-inserted.

Clause XXVII. For the clause inserted as clause 26 by the Legislative Council, the following to be substituted:—

"Any District proclaimed, or to be proclaimed a Gold Field, shall not be subject to the provisions of the 'Waste Lands Act, 1858,' or of any other law for the time being in force, regulating the sale, disposal, and occupation of Waste Lands of the Crown within the Province in which such Gold Field is situate, except so far as such provisions may relate to the occupation of land under any Depasturing Lease or License granted before the issue of the Proclamation establishing such Gold Field, or to land reserved for public purposes, or except so far as such provisions may specially authorize the sale or leasing of land within a Gold Field: Provided that it shall be lawful for the Governor at any time subsequent to the proclamation of a Gold Field to reserve or withdraw therefrom any lands which he may deem necessary; and such lands shall thenceforth be dealt with under the Waste Land Regulations of the Province in which such Gold Field is situate."

Clause XXVIII. For the clause inserted as clause 27, by the Legislative Council, the following to be substituted:—

"Whenever, after the proclamation of a Gold Field, any person holding a License or Lease for depasturing stock over any lands included within such Gold Field, shall make an application to the Governor to have his License or Lease cancelled or suspended over a part or the whole of the lands included therein, the Governor shall, in conformity with such application, cancel or suspend such License or Lease accordingly; and the Licensee or Lessee shall, upon such cancelling or suspension, be entitled to compensation as provided in the said Act: Provided that it shall not be lawful for any person to make any such application until a period of three months shall have expired after the date of the proclamation of such Gold Field."

Clause XXXI. In the 1st line, the numeral "X." to to be struck out, and the numerals "XLVIII." to be inserted.

Clause XXXII. In the 7th line, the numerals "XXV." and "XXVIII." to be struck out, and instead thereof the numerals "XIX." and "XXIX." to be inserted.

The following words to be added after the word "Act" in the 8th line:—"Subject or not to any limitations or restrictions as he may think fit, and in like manner to alter or revoke any such powers."

2. *Lowry Bay Estate Committee.*—Mr. Pharazyn, from the Select Committee on the Lowry Bay Estate, brought up a Report, and the same was read as followeth:—

Your Committee having very fully investigated the circumstances referred to them, have the honor to report as follows:—

1. Lowry Bay Estate. It appears that the origin of this purchase was a determination on the part of the Government to provide a suitable residence for the Governor. In carrying out this design negotiations were entered into in connection with the purchase of what were deemed to be the most suitable sites in the immediate neighbourhood of Wellington. The prices asked or fixed by arbitration were so much in excess of what the Government felt itself warranted to give, that it was determined that the present site for a town house should

should be retained, and a country house provided beyond the precincts of Wellington. The Government in consequence selected the Lowry Bay Estate, as the most available site that could be procured. Your Committee are of opinion that the estate in question is in many respects suitable for a country residence for the Governor, should it be deemed advisable to provide one at the public expense; but they very much question the expediency in the present state of the Colony of expending so large a sum as will be required to render this estate available for that purpose.

2. With respect to the price paid for the Lowry Bay Estate, it appears to your Committee to have represented a monopoly value, and was in fact what is called a "fancy price," which both buyer and seller agreed upon without having taken any steps towards procuring an ordinary valuation to ascertain the market price of the property.

3. Your Committee are of opinion that the sum of £9000 paid for this estate could not be now recouped by the sale of the same either in one block, or in allotments, and they therefore recommend that it should be retained by the Government in order to make use of it at some future time as originally intended, or for some other public purpose, or to sell it when land is of greater value than at present.

4. Your Committee do not consider it necessary to make any comment upon any of the circumstances connected with the purchase of other lands, or the erection of buildings alluded to in the Order of Reference.

3. *Papers.*—The Honourable Mr. Stafford laid upon the Table, by command of His Excellency,—

(1.) Despatch from the Right Honourable the Secretary of State for the Colonies, No. 66, of the 23rd August, 1865, on the subject of the disposal of the Debentures for £500,000, forwarded by the New Zealand Government in liquidation of the claims of the Imperial Government on the Colony.

(2.) Despatch from the Right Honourable the Secretary of State for the Colonies, No. 70, of the 26th August, 1865, respecting the state of affairs in the Colony of New Zealand.

(3.) Statement respecting the existing Expenditure for Colonial Defence.

(4.) Further Correspondence relative to the erection of Public Buildings in the Province of Auckland.

4. *Nelson Waste Lands Bill.*—On motion of Mr. Domett, *Resolved*, That the House will, To-morrow, resolve itself into a Committee on the Nelson Waste Lands Bill.

5. *Tariff.*—The Honourable Mr. Stafford moved, and the Question was proposed, That the Country having been led to expect that a revision of the Tariff would be effected this Session, it is desirable that such revision should be made.

The Motion was, with the leave of the House, withdrawn.

6. *Petition of A. Edmonds.*—On motion of Mr. Creighton, *Resolved*, That the House will, To-morrow, resolve itself into a Committee to consider the Report of the Private Grievance Committee on the Petition of Alfred Edmonds.

7. *Murder of the Reverend Mr. Volkner.*—On motion of Mr. Cracroft Wilson, C.B., *Ordered*, That the Statement of Dr. Agassiz, relative to the murder of Mr. Volkner, be laid on the Table, and printed for the use of Members of this House.

8. *Debtors and Creditors Act Amendment Bill.*—The Order of the Day being read, for the House in Committee on the Debtors and Creditors Act Amendment Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 4 read and agreed to.

Clause 5 read. Amendment proposed: To add the following words—"The Governor may fix such salaries as may be necessary to be paid to any inspector under this Act, and such salaries so fixed shall be payable out of the funds to be provided under the 28th section of this Act." (*Mr. Thomson.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 6 to 26 read and agreed to.

Clause 27 negatived.

Motion made and Question proposed, That the following do stand as clause 1 of the Bill:

"The Short Title of this Act shall be 'The Debtors and Creditors Amendment Act, 1865.'" (*Mr. Thomson.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following do stand as clause 28 of the Bill:—

"In addition to the fees payable under 'The Debtors and Creditors Act, 1862,' and for the purpose of forming a fund for payment of salaries of inspectors, and of costs and expenses under

under this Act, there shall be paid out of every estate brought under administration through the provisions of this Act the fees specified in the Schedule to this Act, which fees shall be paid to the Colonial Treasury, and be kept in a separate account." (*Mr. Thomson.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following Schedule be added to the Bill:—

"Schedule.—When the gross assets do not exceed £500, 5 per cent. on the amount; when the gross assets exceed £500, 5 per cent. on the first £500, and all above £500, 2 per cent." (*Mr. Thomson.*)

And the Question being put thereon, it was resolved in the Affirmative.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

9. *Otago Municipal Corporation Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Otago Municipal Corporation Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to confer certain powers and authorities on the Corporation of the City of Dunedin, and other Towns and places incorporated under an Ordinance of the Superintendent and Provincial Council of the Province of Otago, intituled 'The Otago Municipal Corporation Ordinance, 1865.'"

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

10. *Message.*—A Message from the Legislative Council, by Leonard Stowe, Esquire, Clerk of the Legislative Council:—

The Legislative Council have passed a Private Bill, intituled "An Act to make provision for enabling certain persons to construct a Railway between the Towns of Picton and Blenheim, in the Province of Marlborough," without any amendment.

And also, the Legislative Council have passed the Bill, intituled, "An Act to regulate the establishment of New Provinces in the Colony of New Zealand," without any amendment.

11. *Southland Waste Lands Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Southland Waste Lands Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to regulate the sale, letting, disposal, and occupation of the Waste Lands of the Crown within the Province of Southland."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

12. *Taranaki Naval and Military Settlers Bill.*—The Order of the Day being read, for the House in Committee on the Taranaki Naval and Military Settlers Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to repeal Clause XV., 'Waste Lands Act, 1858,' so far as it affects the Province of Taranaki, and also to repeal Section VI., Clauses XXXVII., XXXVIII., and XXXIX., of the "Regulations for the sale and disposal of the Waste Lands of the Crown within the Province of New Plymouth," proclaimed 20th October, 1855, and confirmed by the said 'Waste Lands Act, 1858.'"

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

13. *Canterbury Waste Lands Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Canterbury Waste Lands Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*,

*Resolved*, That the Bill do pass, and the Title be "An Act to amend the Waste Land Regulations of the Province of Canterbury."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

14. *Representation Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Representation Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to amend the Representation Acts 1860 and 1862."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

15. *Miners Representation Act Amendment Bill.*—The Order of the Day being read, for the House in Committee on the Miners Representation Act Amendment Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to amend 'The Miners Representation Act Amendment Act, 1862.'"

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

16. *Electric Telegraph Bill.*—The Order of the Day being read, for the House in Committee on the Electric Telegraph Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Carleton reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to authorize the Construction, Establishment, and Maintenance of Electric Telegraph Communication, and to provide for the Regulation thereof."

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath passed the Bill without any amendment.

17. *Provincial Loans Consolidation Bill.*—The Order of the Day being read, for the House in Committee further to consider the Provincial Loans Consolidation Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 2 under consideration.

To report progress.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

18. *The Nixon Pension Bill.*—The Order of the Day being read for the House in Committee on the Nixon Pension Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 read. Amendment proposed: In line 1 to omit the word "collectively." (*Honourable Colonel Haultain.*)

Amendment agreed to.

Another amendment proposed: In line 2 to omit the word "or," with a view to insert the word "and" in lieu thereof. (*Honourable Colonel Haultain.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 3 read and agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

On

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

19. *Law Practitioners Act Amendment Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Law Practitioners Act Amendment Bill;

The same being read, were agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

20. *Loan Allocation Bill.*—The Order of the Day being read, for the House in Committee further to consider the Loan Allocation Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 1 under consideration.

The Question being put, That the word proposed to be left out stand part of the Question, it was resolved in the Affirmative.

Another amendment proposed: To add the following words to the clause—"Provided that the amount charged against any Province under this Act shall be subject to reduction after inquiry by a Commission appointed by the General Government to ascertain and report as to the amount fairly chargeable against each Province for the permanent advantage thereof, and such reduced amount shall be the sum chargeable against such Province instead of the amount hereinbefore charged against each such Province." (*Mr. Russell.*)

Amendment proposed: After the word "reduction" in the proposed amendment to insert the words "or increase," and after the word "reduced" to insert the words "or increased." (*Major Richardson.*)

And the Question being put, That the words proposed to be inserted be so inserted, it it was resolved in the Affirmative.

Clause as amended agreed to.

Clause 2 read and agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

---

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported that the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

21. *Legislative Officers Regulation Bill.*—The Order of the Day being read, for the House in Committee further to consider Clause V. of the Legislative Officers Regulation Bill;

*Ordered*, That the said Order be discharged.

*Ordered*, That the Bill be withdrawn.

22. *Committee of Supply.*—The Order of the Day being read, for the House in Committee of Supply;

*Resolved*, That this House will, To-morrow, resolve itself into the said Committee.

23. *Provincial Council Powers Extension Bill.*—The Order of the Day being read, for the second reading of the Provincial Council Powers Extension Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

24. *Volunteers Land Bill.*—The Order of the Day being read, for the House in Committee on the Volunteers Land Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to enable Superintendents to issue to Volunteers and Militiamen remission Certificates for the purchase of Land."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

25. *Provisional Jury Lists Bill.*—The Order of the Day being read, for the second reading of the Provisional Jury Lists Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

26. *Surplus Revenues Repeal Bill.*—The Order of the Day being read, for the second reading of the Surplus Revenues Repeal Bill;

*Ordered,* That the Bill be read a second time To-morrow.

27. *Bailors and Mortgagees Protection Bill.*—The Order of the Day being read, for the House in Committee on the Bailors and Mortgagees Protection Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act to provide for the Registration of Contracts of Bailment of Sheep and Cattle in certain cases."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

28. *Master and Apprentice Bill.*—The Order of the Day being read, for the House in Committee further to consider the Master and Apprentice Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 1 read. Motion made and Question proposed, That the Chairman report progress. (*Mr. Colenso.*)

And the Question being put thereon, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 11. | *Noes*, 14. |
|---|---|
| Mr. Bunny | Mr. Brandon |
| Mr. Burns | Mr. Brodie |
| Mr. Creighton | Mr. Cox |
| Mr. G. Graham | Mr. Curtis |
| Mr. Macandrew | Mr. Fitzherbert |
| Mr. Mason | Mr. Haughton |
| Mr. Munro | Hon. Colonel Haultain |
| Mr. Renall | Mr. Jollie |
| Mr. Russell | Mr. Ormond |
| Mr. Colenso } (Tellers.) | Mr. Wayne |
| Mr. John Williamson } | Mr. Wilkin |
| | Mr. James Williamson |
| | Major Richardson } (Tellers.) |
| | Mr. Cracroft Wilson, C.B. } |

So it passed in the Negative.

Clauses 1 to 6 read and agreed to.

Clause 7 read. Amendment proposed: In line 12 to omit the word "seven," with a view to insert the word "five" in lieu thereof. (*Mr. Colenso.*)

Amendment agreed to.

Another amendment proposed: In line 14 to omit the word "twenty-one," with a view to insert the word "nineteen" in lieu thereof. (*Mr. Colenso.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 8 read. Amendment proposed: In lines 10 and 11 to omit the words "shall attend Divine service when practicable at least once on every Sunday, and." (*Mr. Brodie.*)

Amendment negatived.

Another amendment proposed: In line 14 to omit the word "two," with a view to insert the word "ten" in lieu thereof. (*Mr. Colenso.*)

Amendment negatived.

Another amendment proposed: In the same line to omit the words "thirty shillings," with a view to insert the words "five pounds" in lieu thereof. (*Mr. Colenso.*)

Amendment negatived.

Another amendment proposed: In line 17 to omit the word "seven," with a view to insert the word "five" in lieu thereof. (*Mr. Colenso.*)

Amendment agreed to.

Another amendment proposed: To omit all the words after the word "apprenticeship" in the last line but two of the clause. (*Mr. Cracroft Wilson, C.B.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 9 read. Amendment proposed: In lines 4 and 6 to omit the words "seven" and "twenty-one," with a view to insert the words "five" and "nineteen" in lieu thereof. (*Mr. Colenso.*)

Amendment agreed to.

Clause as amended agreed to.

Clause

Clause 10 read. Amendment proposed: In line 3 after the word "residing" to insert the words "in or." (*Mr. Cracroft Wilson, C.B.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 11 read. Amendment proposed: In lines 9 and 10 to omit the words "seven" and "twenty-one," with a view to insert the words "five" and "nineteen" in lieu thereof. (*Mr. Colenso.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 12 to 15 read and agreed to.

Clause 16 read. Amendment proposed: In line 4 after the words "summary way and" to insert the words "may if they think fit." (*Mr. Brandon.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 17 and 18 read and agreed to.

Clause 19 read and agreed to.

Clause 20 read. Amendment proposed: In line 4 after the word "Peace" to insert the words "or the Supreme Court." (*Mr. Brandon.*)

Amendment agreed to.

Clause as amended agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

---

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

29. *Post Office Savings Banks Bill.*—The Order of the Day being read, for the second reading of the Post Office Savings Banks Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

30. *Provincial Constabulary Bill.*—The Order of the Day being read, for the House in Committee on the Provincial Constabulary Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to confer on Superintendents of Provinces certain powers with regard to the Appointment of Constables within such Provinces."

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath passed the Bill without any amendment.

31. *Provincial Corporations Bill.*—The Order of the Day being read, for the House in Committee on the Provincial Corporations Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read. Amendment proposed: To omit the words "Legislatures powers declaratory," and insert the word "corporations" in lieu thereof. (*Mr. Cracroft Wilson, C.B.*)

Amendment agreed to.

Clause as amended agreed to.

Clause 2 negatived.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"It shall be lawful for the Superintendent and Provincial Council of any Province in New Zealand to make or ordain any Act or Ordinance for creating municipal and other Corporations within the limits of such Provinces, for the purposes and objects in respect whereof Superintendents and Provincial Councils are now empowered to make laws." (*Mr. Cracroft Wilson, C.B.*)

And the Question being put thereon, it was resolved in the Affirmative.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—

"All provisions of any Acts or Ordinances passed by any Superintendent and Provincial Council which would have been legal and valid if this Act had been in force at the time of the passing of such Acts or Ordinances shall be and be deemed to have been valid as from the time of passing thereof, and all acts done under the authority of any such provisions shall be effectual accordingly." (*Mr. Cracroft Wilson, C.B.*)

And the Question being put thereon, it was resolved in the Affirmative.

Preamble read.

To report the Bill with amendments. On

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

And the House having continued to sit until after Twelve of the Clock on Tuesday morning,

## Tuesday, the 24th day of October, 1865.

32. *Committee of Ways and Means.*—The Order of the Day being read, for the House in Committee of Ways and Means;

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

33. *Distillation Prohibition Ordinance Amendment Bill.*—The Order of the Day being read, for the second reading of the Distillation Prohibition Ordinance Amendment Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for this day.

34. *Petition of Hannibal Marks.*—The Order of the Day being read, for the House in Committee to consider the Report of the Select Committee appointed to inquire into the Petition of Mr. Hannibal Marks;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had come to a Resolution.

*Ordered*, That the Report be received this day.

Then, on motion of the Honourable Colonel Haultain,
The House adjourned.

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## ORDERS OF THE DAY AND NOTICES OF MOTION.

*Tuesday, 24th October*, 1865.

1. Major RICHARDSON to ask the Honourable Gentleman at the Head of the Government, Whether there is any intention of moving the Defence and Native Departments of Government to Auckland.
2. Major RICHARDSON to ask the Honourable Gentleman at the Head of the Government, Whether the Honourable Gentleman at the Head of the Government has concurred on the part of Government in the active employment of Her Majesty's troops in New Zealand, and if so, on what understanding.
3. Mr. A. J. RICHMOND to ask the Honourable Gentleman at the Head of the Government, Whether it is the intention of the Government during the recess, to take any steps towards the erection of a lighthouse on Cape Farewell Sandspit.
4. Major RICHARDSON to ask the Honourable Gentleman at the Head of the Government, Whether it is the intention of Government to place a sum on the Estimates in accordance with the letters of the 26th August, 1865, No. 70 from the Right Honourable Edward Cardwell to His Excellency the Governor, for the purpose of meeting the pecuniary demands of the Imperial Government with reference to the retention of Imperial troops, and whether a further sum will be placed on the Estimates for the payment of the recent draughts on the Military Chest in accordance with the same letter.

### ORDERS OF THE DAY.

1. New Zealand Loan Act Amendment Bill—second reading.
2. Debenture Act Extension Bill—second reading.
3. Public Expenditure Control Bill—second reading.
4. Provincial Lawsuits Act Declaratory Bill—second reading.
5. Consideration of the Report of the Conference on the Gold Fields Bill,—

Clause VIII.—Between the words "Assessors," and "if," to insert "whether the ground of appeal be matter of law or matter of fact."

Between the word "Court" in the twenty-first line, and the word "such" in the twenty-fourth line, to insert the words "and if the ground of appeal shall be a matter of fact, such Court may order the case to be re-heard by the Court below, and if the ground of appeal be matter of law, then."

After the word "decision" in the thirty-seventh line, insert the words "and upon the hearing of any such appeal the Court may order such issues to be tried by the Court below as it may think fit."

Clause XIII.—Between the word "thereof" in the seventeenth line, and the word "and" in the eighteenth line, insert the words "although no certificate shall have been filed as hereinafter provided."

Clause XV.—As originally printed to be re-inserted.

Clause XIX.—As sent from the House of Representatives to be re-inserted.

Clause XXVII.—For the clause inserted as clause XXVI. by the Legislative Council, the following to be substituted:—"Any district proclaimed, or to be proclaimed a gold field, shall not

not be subject to the provisions of "The Waste Lands Act, 1858," or of any other law for the time being in force regulating the sale, disposal, and occupation of Waste Lands of the Crown within the Province in which such gold field is situate; except so far as such provisions may relate to the occupation of land under any depasturing lease or license granted before the issue of the proclamation establishing such gold field, or to land reserved for public purposes; or except so far as such provisions may specially authorize the sale or leasing of land within a gold-field: Provided that it shall be lawful for the Governor at any time subsequent to the proclamation of a gold field to reserve or withdraw therefrom any lands which he may deem necessary, and such lands shall thenceforth be dealt with under the Waste Land Regulations of the Province in which such gold field is situate."

Clause XXVIII.—For the clause inserted as clause XXVII. by the Legislative Council, the following to be substituted:—"Whenever after the proclamation of a gold field any person holding a license or lease for depasturing stock over any lands included within such gold field shall make an application to the Governor to have his license or lease cancelled, or suspended over a part or the whole of the lands included therein, the Governor shall in conformity with such application, cancel or suspend such license or lease accordingly; and the licensee or lessee shall upon such cancelling or suspension be entitled to compensation as provided in the said Act: Provided that it shall not be lawful for any person to make any such application until a period of three months shall have expired after the date of the proclamation of such gold field.

Clause XXXI.—In the first line the figure "X." to be struck out and the figure "XLVIII." to be inserted.

Clause XXXII.—In the seventh line the figures "XXV" and "XXVIII" to be struck out, and instead thereof the figures "XIX" and "XXIX" to be inserted.

The following words to be added after the word "Act" in the eighth line, "subject or not to any limitations or restrictions as he may think fit, and in like manner to alter or revoke any such powers."

6. Nelson Waste Lands Bill—to be committed.
7. Report of the Private Grievance Committee on the Petition of Alfred Edmonds—to be considered in Committee.
8. Land Claims Bill—to be committed.
9. Debtors and Creditors Bill—to be reported.
10. Provincial Loans Consolidation Bill—to be further considered in Committee.
11. The Nixon Pension Bill—to be reported.
12. Loan Allocation Bill—to be reported.
13. The Committee of Supply.
14. Provincial Council Powers Extension Bill—to be committed.
15. Provisional Jury List Bill—to be committed.
16. Surplus Revenues Bill—second reading.
17. Master and Apprentice Bill—to be reported.
18. Post Office Savings Bank Bill—to be committed.
19. Provincial Corporations Bill—to be reported.
20. The Committee of Ways and Means.
21. Distillation Prohibition Ordinance Amendment Bill—to be committed.
22. The following Resolution to be reported from Committee of the whole House:—

*Resolved*, That in the opinion of this Committee the recommendation of the Select Committee appointed to inquire into the Petition of Mr. Hannibal Marks ought to be adopted, and provision ought to be made by the Government for giving effect to that recommendation.

NOTICES OF MOTION.

1. Mr. REYNOLDS to move, For leave to bring in a Bill to empower the Government to reduce the upset price of Waste Lands situate within certain Hundreds in the Province of Otago.
2. Mr. SEWELL to move, for the production, in continuation of previous papers, of all Minutes, Memoranda, and Correspondence between the Governor and Ministers relative to the employment of Imperial Troops on the West Coast; and all other Minutes, Memoranda, and Correspondence between the Governor and Ministers relative to the employment of Imperial Troops generally in the Colony. Also, for the production of all Letters, Minutes, and Memoranda relating to Expenditure from the Commissariat Chest on account of the Colonial Government.
3. Mr. HARRISON to move, That the House do resolve itself into a Committee to consider the Report of the Private Grievance Committee on the Petition of J. W. Peake and others.
4. Mr. PHARAZYN to move, That the Correspondence between the Government and Mr. Hulke relative to a proposal to construct a Railway between New Plymouth and the Northern boundary of the Province of Wellington, be printed.
5. Mr. DOMETT to move, That a respectful Address be presented to His Excellency praying him to give effect to the recommendation of the Select Committee on Private Grivances in the case of Captain Johnston, by placing the sum awarded by the Committee on the Estimates.

6. Mr. MANTELL to move, That, in the opinion of this House, it is highly desirable that the Maori-English Lexicon (as proposed and affirmed by this House on 13th August, 1861, and subsequently agreed to by the Government on 20th August, 1862,) be forthwith commenced.
7. Mr. CREIGHTON to move, That the House is of opinion that Railway Plant and Machinery should be admitted free of duty.

## Tuesday, the 24th day of October, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker, in accordance with Standing Order No. 25, Mr. Carleton took the Chair as Speaker.

PRAYERS:

1. *Postponement of Orders of the Day.*—On motion of Mr. Reynolds, *Ordered*, That the Orders of the Day be postponed in order to proceed with the consideration of Notice of Motion standing No. 1 on this day's Order Paper.

2. *Otago Waste Lands Bill.—Ordered*, That leave be given to introduce a Bill to empower the Government to reduce the upset price of Waste Lands situate within certain hundreds in the Province of Otago, and that Mr. Burns and Mr. Reynolds do prepare and bring it in;
Mr. Reynolds accordingly presented the said Bill, and the same was read for the first time, and ordered to be read a second time To-morrow.

3. *Papers.*—The Honourable Mr. Stafford laid upon the Table, by command of His Excellency,—
(1.) Despatch from the Right Honourable the Secretary of State for the Colonies, (No. 63, of the 19th August), relative to the validity of certain Colonial laws.
(2.) Papers relative to Native Schools.

4. *New Zealand Loan Act Amendment Bill.*—The Order of the Day being read, for the second reading of the Loan Act Amendment Bill;
The Bill was accordingly read a second time.
The Honourable Mr. Stafford moved, That the Bill be committed to a Committee of the whole House for this day.
Mr. Speaker ruled that, it being a Bill of an urgent nature, and introduced at the close of the Session, he considered that under Standing Order No. 315 it could be proceeded with in Committee on this day.
The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.
Clause 1 read. Amendment proposed: To omit all the words from the word "loan" in line 1 to the word "Act" in line 2. (*Mr. Russell.*)
Amendment agreed to.
Clause as amended agreed to.
Clause 2 read. Amendment proposed: In line 2 before the word "ninth" to insert the word "eighth and." (*Mr. Russell.*)
Amendment agreed to.
Clause as amended agreed to.
Clause 3 read. Amendment proposed: In line 8 after the word "to" to insert the words "a sum of not less than one pound per centum per annum, and not more than." (*Mr. Russell.*)
Amendment agreed to.
Clause as amended agreed to.
Clause 4 read and agreed to.
Motion made and Question proposed, That the following do stand as a clause in the Bill:—
"The principal sums of so much of the said loan as shall hereafter be raised shall be made payable and be repaid on some day certain to be named in the bonds, debentures, or other securities whereby such principal sums are secured, but no such principal sums shall be made payable later than thirty years from the several days on which they shall respectively be raised." (*Mr. Russell.*)
And the Question being put thereon, it was resolved in the Affirmative.
Preamble read and agreed to.

To report the Bill with amendments.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.
*Ordered*, That the Report be received forthwith.

The

The same was accordingly received and adopted.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to amend the New Zealand Loan Act, 1863, and the Rate of Interest Act, 1864."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

5. *Debenture Act Extension Bill.*—The Order of the Day being read, for the second reading of the Debenture Act Extension Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House forthwith.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clauses 1 to 3 read and agreed to.

Clause 4 read. Amendment proposed: In line 4 before the word "sums" to insert the word "principal." *(Honourable Mr. Stafford.)*

Amendment agreed to.

Clause as amended agreed to.

Clause 5 read and agreed to.

Motion made and Question proposed, That the following do stand as a clause in the Bill:—"If the holder of any such debenture before the same shall be paid, shall be willing to renew the same and accept a debenture issued under this Act in lieu of the debenture then held by him, such new debenture may be issued for the amount of the debenture then held by the said holder: Provided that such new debenture shall not be issued for a longer period than that allowed by this Act." *(Mr. Russell.)*

And the Question being put thereon, it was resolved in the Affirmative.

Preamble read and agreed to.

To report the Bill with amendments.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received forthwith.

The same was accordingly received and adopted.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to amend the Debentures Act, 1864."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

6. *Public Expenditure Control Bill.*—The Order of the Day being read, for the second reading of the Public Expenditure Control Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

7. *Provincial Lawsuits Act Declaratory Bill.*—The Order of the Day being read, for the second reading of the Provincial Lawsuits Act Declaratory Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

8. *Gold Fields Bill.*—The Order of the Day being read, for the consideration of the Report of the Conference on the Gold Fields Bill;

The same being read, was adopted.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath adopted the Report of the Conference on the amendments in the Gold Fields Bill.

9. *Nelson Waste Lands Bill.*—The Order of the Day being read, for the House in Committee on the Nelson Waste Lands Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 10 read and agreed to.

Clause 11 read. Amendment proposed: To add the following words—"under the same conditions and regulations as are contained in 'The Nelson Waste Lands Act, 1863,' with respect to the price of lands sold." *(Mr. Richmond.)*

Amendment agreed to.

Clause as amended agreed to. Clause

Clause 12 read and agreed to.

Clause 13 read. Amendment proposed: In line 2 to omit the words "seven pounds ten shillings," with a view to insert the words "five pounds" in lieu thereof. (*Mr. Richmond.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 14 to 19 read and agreed to.

Schedules A and B read and agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received forthwith.

The same was accordingly received and adopted.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act to authorize the leasing, for depasturing purposes, of Crown Lands in the Province of Nelson."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

10. *Petition of A. Edmonds.*—The Order of the Day being read, for the House in Committee on the Report of the Private Grievance Committee on the Petition of A. Edmonds;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That the Committee recommend that the Report of the Private Grievance Committee on the Petition of Alfred Edmonds should be adopted by the House, and that the whole sum payable to the said Alfred Edmonds be £180 19s. (*Mr. Creighton.*)

And the Question being put thereon, it was resolved in the Affirmative.

Resolution to be reported.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had come to a Resolution.

*Ordered*, That the Report be received To-morrow.

11. *Wellington Land Regulations Bill.*—Mr. Domett, from the Select Committee on the Waste Lands Bills, to whom was referred the Wellington Land Regulations Bill, brought up a Report, and the same was read as followeth:—

The Committee appointed to consider Bills affecting Waste Lands of the Crown, recommend that the Bill to amend the Waste Land Regulations of the Province of Wellington, be passed with the amendments and additions specified in the copy of the Bill appended hereto.

12. *Land Claims Bill.*—The Order of the Day being read, for the House in Committee on the Land Claims Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read and agreed to.

Clause 2 read. Motion made and Question proposed, That the Chairman leave the Chair. (*Mr. Russell.*)

And the Question being put thereon, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 18. | *Noes*, 11. |
|---|---|
| Mr. Brodie | Mr. Dillon Bell |
| Mr. Buckland | Mr. Cox |
| Mr. Bunny | Mr. Domett |
| Mr. Burns | Mr. Haughton |
| Mr. Colenso | Hon. Colonel Haultain |
| Mr. Creighton | Mr. Renall |
| Mr. Curtis | Mr. Wayne |
| Mr. Jollie | Mr. James Williamson |
| Mr. Macandrew | Mr. Cracroft Wilson, C.B. |
| Mr. Munro | Mr. Carleton (Tellers.) |
| Mr. Pharazyn | Mr. G. Graham (Tellers.) |
| Mr. Reynolds | |
| Hon. Mr. Stafford | |
| Mr. W. Taylor | |
| Mr. Thomson | |
| Mr. Wells | |
| Mr. Russell (Tellers.) | |
| Mr. John Williamson (Tellers.) | |

So

So it was resolved in the Affirmative.

Mr. Carleton resumed the Chair.

13. *Debtors and Creditors Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Debtors and Creditors Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act for amending the Debtors and Creditors Act, 1862."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

14. *Provincial Loans Consolidation Bill.*—The Order of the Day being read, for the House in Committee further to consider the Provincial Loans Consolidation Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clauses 2 to 37 negatived.

Motion made and Question proposed, That the following do stand as clauses in the Bill:—

(2.) It shall be lawful for the Governor at any time, and from time to time, to appoint any person or persons he may think fit to examine and report upon all claims against and debts due by the Province of Southland, or the Superintendent of the said Province, on account of the public service of the said Province.

(3.) Upon examination of any report of such person or persons, the Auditor-General of the Colony of New Zealand, if he shall be satisfied that a sum of money is due on account of any debt or claim reported, may certify to the Colonial Treasurer what amount is due on account of the debt or claim reported; and upon such certificate being made to the Colonial Treasurer by the said Auditor-General, such claim shall, for the amount set forth in such certificate, be a claim against the Colony of New Zealand under the provisions of this Act, and be satisfied as hereinafter provided.

(4.) Before the Auditor-General shall give any such certificate to the Colonial Treasurer, the Superintendent for the time being of the said Province shall in writing certify to the Auditor-General that he is desirous that the amount which the Auditor-General finds to be due shall be made a claim against the ordinary revenue of the Colony of New Zealand, and shall also deposit with the Auditor-General an agreement or undertaking in such form as the Auditor-General shall approve, whereby the claimant or debtor, as the case may be, obliges himself to accept the amount which the Auditor-General has found to be due in full satisfaction of the claim or debt, either in money or in debentures under this Act.

(5.) All such claims and debts as shall be so certified to be due shall, from the date of the Auditor-General's certificate, and until payment in money or debentures under this Act, bear interest at the rate of six pounds per centum per annum, payable half-yearly, and the principal sum shall be payable, as hereinafter provided, on—or if the Governor shall think fit at any time before—the first day of January one thousand eight hundred and sixty-eight.

(6.) The Governor may satisfy all such claims on or at any time before the first day of January, one thousand eight hundred and sixty-eight, by issuing to the persons in whose favour such certificates have been made debentures under this Act for the amount certified to be due as aforesaid; and every such debenture shall bear the interest and shall be in the form hereinafter mentioned.

(7.) And whereas certain persons, creditors of the Province of Southland, or of the Superintendent on account of the said Province, hold debentures issued by the Superintendent under Ordinances of the Provincial Council of the said Province, as a collateral security for the amount of their claims: Be it enacted that any such creditors may come under the provisions of this Act, provided that, before the first day of May, one thousand eight hundred and sixty-six, such creditors shall give notice to the Colonial Treasurer of New Zealand, or to the Agent of the Colony in London, of his intention to avail himself of the provisions of this Act, and that such creditor shall agree to deposit the said Provincial debentures so held by him with a banker in London appointed by the Colonial Treasurer, or in the Colonial Treasury in New Zealand; and provided further, that if such creditor shall have sold, or shall after giving the said notice sell, or offer or agree to sell, the said Provincial debentures, he shall not be entitled to avail himself of the provisions of this Act.

(8.) The Colonial Treasurer shall, and he is hereby empowered, at any time, or from time to time, to issue debentures under the provisions of this Act to an extent equal to the amount certified to be due as aforesaid by the said Auditor-General.

(9.) Every debenture issued under the authority of this Act shall be for such amount, payable with interest at such date, and with or without interest coupons attached, and otherwise in such form as shall be fixed by the Colonial Treasurer.

(10.) The principal secured by any such debenture shall not in any case be made payable later than thirty years after the date thereof, and the interest shall be payable half-yearly.

(11.) The

(11.) The place of payment for principal and interest shall be fixed by the Colonial Treasurer.

(12.) Every such debenture shall carry interest at the rate of six pounds per centum per annum.

(13.) The due payment of the principal and interest of every such debenture is hereby charged upon the ordinary revenue of the Colony, and it shall be lawful for the Colonial Treasurer to cause to be issued from time to time, out of the ordinary revenue of the Colony, such sums as shall be required to pay the principal and Interest secured by such debentures.

(14.) The whole of the land revenue arising from Waste Lands of the Crown within the Province of Southland shall be impounded, and remain in the hands of or be paid over to the Colonial Treasurer, for the payment of any sums of money so certified by the Auditor-General to be due from the said Province or Superintendent, and shall be made applicable towards the payment of the said sums of money; and if possible, such sums so certified shall be paid out of the said land revenue within the aforesaid period of two years from first of January, one thousand eight hundred and sixty-six; but in case the Colonial Treasurer shall issue debentures for the extinguishment of the said debts and sums of money so certified to be due, then all the Waste Lands of the Crown within the said Province, and all land revenue derivable therefrom, shall be and remain a security for the payment of such debentures as shall be issued as aforesaid by the Colonial Treasurer.

(15.) It shall be lawful for the Governor from time to time after any debentures have been issued under this Act, and so long as any such debentures so issued are unpaid, to make regulations for the sale, letting, disposal, occupation and management of any Waste Lands of the Crown within the said Province, and to sell, let, and dispose thereof, at such prices and in such allotments, and generally in such manner as he shall deem expedient: Provided that, until the Governor shall make any such regulations, the Waste Lands of the Crown within the said Province shall be sold, let, disposed of, and occupied under any Act or Acts for the time being in force, regulating the said sale, letting, and disposal thereof.

(16.) All the costs, charges, and expenses of and incident to the carrying out of the provisions of this Act, shall be charged upon and paid out of the Land Revenue arising from Waste Lands of the Crown within the said Province.

(17.) Nothing in this Act contained shall prejudice, vary, or affect any security granted under or by virtue of "The New Zealand Loan Act, 1863," and the Act of the Imperial Parliament passed in the twentieth and twenty-first years of the reign of Her Present Majesty, intituled "An Act to guarantee a Loan for the service of New Zealand," or either of them.

(18.) The terms "Land Revenue" where used in this Act shall mean so much of the revenue arising from the sale, letting, occupation, or disposal of the Waste Lands of the Crown within the said Province as, but for this Act, would be subject to be appropriated by the Superintendent and Provincial Council of the said Province.

(19.) From and after the passing of this Act no Provincial Act or Ordinance for raising any Provincial Loan shall be assented to by the Governor, unless such loan has been previously sanctioned by the General Assembly. *(Mr. Russell.)*

And the Question being put on each of the said several clauses, it was resolved in the Affirmative.

Preamble negatived. Motion made and Question proposed, That the following be the Preamble of the Bill:—

Whereas under the provisions of several Ordinances of the Superintendent and Provincial Council of the Province of Southland, several loans have been raised by the Superintendent of the said Province: And whereas the Superintendent of the Province of Southland is indebted to divers persons in large sums of money due on account of the public service of the said Province: And whereas there are divers outstanding unsettled claims against the Superintendent of the said Province on account of the public service of the said Province: And whereas it is expedient that provision should be made for the payment of the said loans and such of the said debts and claims as are hereinafter mentioned: And whereas it is also desirable to regulate the further raising of Provincial loans. *(Mr. Russell.)*

And the Question being put thereon, it was resolved in the Affirmative.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

15. *The Nixon Pension Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Nixon Pension Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,*

*Resolved*, That the Bill do pass, and the Title be "An Act to grant a Pension to the unmarried Sisters of the late Colonel Nixon, of the Auckland Militia."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

16. *Loan Allocation Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Loan Allocation Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be, "An Act for allocating to certain Provinces in New Zealand certain charges incurred for the permanent advantage of such Provinces."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

17. *The Committee of Supply.*—The Order of the Day being read, for the House in Committee of Supply;

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

18. *Provincial Council Powers Extension Bill.*—The Order of the Day being read, for the House in Committee on the Provincial Council Powers Extension Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read. Amendment proposed: In line 1 to insert the word "powers," after the word "Councils." *(Mr. Cracroft Wilson, C.B.)*

Amendment agreed to.

Clause as amended agreed to.

Clauses 2 and 3 negatived.

Clause 4 read and agreed to.

Motion made and Question proposed, That the following do stand as clauses in the Bill:—

(2.) It shall be lawful for the Superintendent and Provincial Council of any Province, notwithstanding the restriction contained in the 10th sub-section of the 19th section of the Constitution Act, to ordain or pass any law or ordinance which, but for such restriction so contained in the said sub-section, might have been ordained or passed by such Superintendent and Council affecting any part of the Waste Lands of the Crown within such Province which now is, or hereafter shall be, a public street, road, highway, or thoroughfare, or a drain for the outfall of water, or which is the bed of any creek, stream, river, pond, or lake: Provided that nothing herein contained shall, or shall be deemed, to empower any Superintendent and Provincial Council to ordain or pass any law or ordinance, except so far as such Superintendent and Council may be restrained from ordaining or passing by such sub-section aforesaid, and that as to all other restrictions on the legislative powers of Superintendents and Provincial Councils, existing at the time of the coming into operation of this Act, the same shall remain in full force: Provided further that nothing herein contained shall be deemed to empower any Superintendent and Provincial Council to pass or ordain any law or ordinance affecting land to which the title of the Aboriginal Native owners has never been extinguished.

(3.) Every Act or Ordinance passed by any Superintendent and Provincial Council under the authority of this Act shall be reserved for the signification of the Governor's pleasure thereon, and shall have no force or effect until the confirmation by the Governor of the same shall have been signified by Proclamation in the *New Zealand Gazette*. *(Mr. Cracroft Wilson, C.B.)*

And the Question being put thereon, it was resolved in the Affirmative.

Preamble read. Amendment proposed: In line 1 before the word "the" to insert the words "the 19th section of." *(Mr. Cracroft Wilson, C.B.)*

Amendment agreed to.

Another amendment proposed: In line 1 after the word "enacted" to insert the words "amongst other things." *(Mr. Cracroft Wilson, C.B.)*

Amendment agreed to.

Another amendment proposed: In line 5 after the word "to" to omit the words "land which has been given up for public highways," with a view to insert the following words in lieu thereof—"public streets, roads, highways, or thoroughfares." *(Mr. Cracroft Wilson, C.B.)*

Amendment agreed to.

Another amendment proposed: In line 6 after the word "creeks" to insert the words "and other waters." *(Mr. Cracroft Wilson, C.B.)*

Amendment agreed to.

Preamble as amended agreed to.

To report the Bill with amendments. On

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received forthwith.

The same was accordingly received and adopted.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to enable Provincial Legislatures to make Laws affecting Public Roads and Watercourses."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence in the amendments made therein.

19. *Provisional Jury List Bill.*—The Order of the Day being read, for the House in Committee on the Provisional Jury List Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to provide for the formation of Jury Lists in newly settled Districts."

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath passed the Bill without any amendment.

20. *Surplus Revenues Repeal Bill.*—The Order of the Day being read, for the second reading of the Surplus Revenues Repeal Bill;

*Ordered*, That the said Order of the Day be discharged.

*Ordered*, That the Bill be withdrawn.

21. *Master and Apprentice Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Master and Apprentice Bill;

The same was accordingly read and agreed to.

Motion made and Question proposed, That the Bill be now read a third time.

And the Question being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 13. | *Noes*, 7. |
|---|---|
| Mr. Cox | Mr. Buckland |
| Mr. Domett | Mr. Colenso |
| Hon. Colonel Haultain | Mr. Creighton |
| Mr. Jollie | Mr. G. Graham |
| Mr. Pharazyn | Mr. Munro |
| Mr. Rhodes | Mr. Brodie (Tellers.) |
| Major Richardson | Mr. Burns (Tellers.) |
| Mr. Sewell | |
| Mr. Wilkin | |
| Mr. James Williamson | |
| Mr. Cracroft Wilson, C.B. | |
| Major Atkinson (Tellers.) | |
| Mr. Curtis (Tellers.) | |

So it was resolved in the Affirmative.

The Bill was accordingly read a third time.

*Resolved*, That the Bill do pass, and the Title be "An Act to consolidate the Law relating to Masters and Apprentices."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence in the amendments made therein.

22. *Post Office Savings Banks Bill.*—The Order of the Day being read, for the House in Committee on the Post Office Savings Banks Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to grant additional facilities for depositing Small Savings at Interest, with the security of the Government for the repayment thereof."

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath passed the Bill without any amendment.

23. *Committee*

23. *Committee of Ways and Means.*—The Order of the Day being read, for the House in Committee of Ways and Means;

*Resolved,* That this House will, To-morrow, resolve itself into the said Committee.

24. *Distillation Prohibition Ordinance Amendment Bill.*—The Order of the Day being read, for the House in Committee on the Distillation Prohibition Ordinance Amendment Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be "An Act to Allow the Distillation, Rectifying, and Compounding of Spirits in New Zealand."

*Ordered,* That a Message be transmitted to the Legislative Council, acquainting them that this House hath passed the Bill without any amendment.

25. *Petition of H. Marks.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Petition of H. Marks;

Mr. O'Rorke accordingly reported the following Resolution:—

*Resolved,* That, in the opinion of this Committee, the recommendation of the Select Committee appointed to inquire into the Petition of Mr. Hannibal Marks ought to be adopted, and provision ought to be made by the Government for giving effect to that recommendation.

And the Resolution being read a second time,

*Resolved,* That this House doth agree with the Committee in the said Resolution.

26. *Petition of J. W. Peake and others.*—On motion of Mr. Thomson, the House resolved itself into a Committee to consider the Report of the Private Grievance Committee on the Petition of J. W. Peake and others.

(In the Committee.)

Motion made and Question proposed, "That this Committee recommend the adoption of the Report of the Private Grievance Committee on the Petition of J. W. Peake, and seven others." (*Mr. Harrison.*)

And the Question being put thereon, it was resolved in the Affirmative.

Resolution to be reported.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had come to a Resolution.

*Ordered,* That the Report be received To-morrow.

27. *Railway from New Plymouth to Wellington.*—On motion of Mr. Pharazyn, *Ordered,* That the Correspondence between the Government and Mr. Hulke, relative to a proposal to construct a Railway between New Plymouth and the Northern boundary of the Province of Wellington, be printed for the use of Members of this House.

28. *Petition of Captain Johnstone.*—On motion of Mr. Cracroft Wilson, C.B., the House resolved itself into a Committee to consider the Motion, That a respectful Address be presented to His Excellency, praying him to give effect to the recommendation of the Select Committee on Private Grievances in the case of Captain Johnstone, by placing the sum awarded by the Committee on the Estimates.

(In the Committee.)

Motion made and Question proposed, That this Committee recommend that a respectful Address be presented to His Excellency, praying him to give effect to the recommendation of the Select Committee on Private Grievances in the case of Captain Johnstone.

And the Question being put thereon, it was resolved in the Affirmative.

Resolution to be reported.

---

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had come to a Resolution.

*Ordered,* That the Report be considered To-morrow.

29. *Maori-English Lexicon.*—On motion of Mr. Mantell, the House resolved itself into a Committee to consider the desirability of the compilation of a Maori-English Lexicon (as proposed and affirmed by this House on 13th August, 1861, and subsequently agreed to by the Government on 20th August, 1862,) to be forthwith commenced.

(In the Committee.)

Motion made and Question proposed, That, in the opinion of this Committee, it is highly desirable

desirable that the Maori-English Lexicon (as proposed and affirmed by this House on the 13th August, 1861, and subsequently agreed to by the Government on 20th August, 1862), be forthwith commenced. (*Mr. Colenso.*)

And the Question being put thereon, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 20. | *Noes*, 7. |
|---|---|
| Mr. Dillon Bell | Mr. Brandon |
| Mr. Brodie | Mr. Fitzherbert |
| Mr. Buckland | Mr. Jollie |
| Mr. Bunny | Mr. Sewell |
| Mr. Colenso | Mr. Wells |
| Mr. Cox | Mr. Curtis (Tellers.) |
| Mr. Creighton | Mr. Cracroft Wilson, C.B. (Tellers.) |
| Mr. G. Graham | |
| Mr. Haughton | |
| Hon. Colonel Haultain | |
| Mr. Macandrew | |
| Mr. Pharazyn | |
| Mr. Renall | |
| Mr. Russell | |
| Hon. Mr. Stafford | |
| Mr. Thomson | |
| Mr. Wayne | |
| Mr. James Williamson | |
| Mr. Mantell (Tellers.) | |
| Mr. John Williamson (Tellers.) | |

So it was resolved in the Affirmative.

Resolution to be reported.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had come to a Resolution.

*Ordered*, That the Report be received To-morrow.

And the House having continued to sit until after Twelve of the Clock on Wednesday morning,

## Wednesday, the 25th day of October, 1865.

30. *Message.*—A Message from the Legislative Council, by Leonard Stowe, Esquire, Clerk of the Legislative Council:—

The Legislative Council have passed a Bill, intituled "An Act to amend the Law relating to the administration of the Estate of Deceased Persons in certain cases," with certain amendments, to which they request the concurrence of the House of Representatives.

31. *Intestate Estates Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Intestate Estates Bill be an Order of the Day for this day.

Then, on motion of the Honourable Mr. Stafford,

The House adjourned.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Wednesday, 25th October*, 1865.

NOTICES OF MOTION.

1. Mr. HAUGHTON to move, That the District Boards Bill be ordered to be read a second time on the 26th instant.
2. Mr. MACANDREW to move the following resolutions,—

In order to the more economical administration of the Government, and the preservation of the unity of the Colony, it is expedient:

(1.) That "The New Provinces Act, 1858," be repealed, and those Provinces which have been dismembered by said Act be restored to their original limits.

(2.) That the Province of Taranaki be abolished, and the territory therein comprised be added to the Province of Auckland.

(3.) That the Chief Executive Departments of the General Government be reduced to three—to wit: the Colonial Secretary, Colonial Treasurer, and Attorney-General, and that the Postmaster-General, Native Minister, and Defence Minister be dispensed with.

(4.) That the administration of Native affairs within the various Provinces and the future charges connected therewith be delegated to and borne by the Provincial Government of such Provinces respectively; and that all lands heretofore, or which may be hereafter confiscated, shall be administered by and for the benefit of the Province within which such lands may be situated.

(5.) That the legislation of the General Assembly be confined strictly to the purposes specified in the 19th section of the New Zealand Constitution Act.

(6.) That

(6.) That all public revenue from whatever source derived, shall be held to be the revenue of the Province within which it accrues.

(7.) That the whole of the past liabilities of the Colony be a first charge upon the revenues of the Provinces of the Middle Island; the annual amount of interest and sinking fund payable by each Province to bear the same proportion to the annual gross revenue of such Province as does the aggregate annual amount of the Customs revenue of the whole to the total annual amount which may be payable in respect of such interest and sinking fund: Provided always, that so soon as Her Majesty's authority shall have been firmly established throughout the Northern Island, and the Queen's writ can be freely enforced among the Aboriginal Natives, then, and in that case, the Northern Island Provinces shall become parties, along with those of the Middle Island, to the further extinguishment of the said interest and sinking fund, and in the proportion hereinbefore specified.

(8.) That each Province in the Colony shall contribute towards the maintenance of the General Government. Such contribution to bear the same proportion towards the gross annual Customs revenue of such Province as does the annual aggregate Customs revenue of the whole to the amount required for the maintenance of the General Government.

(9.) That the Executive functions of the General Government be confined to matters of purely federal concern, and the administration of those functions within the respective Provinces be delegated to the Provincial Governments of such Provinces to the utmost possible extent, and in so far as this can be effected without prejudice to the public service of the Colony as a whole: And provided always, that the Governor shall be empowered to cancel such delegation whensoever he may see fit so to do.

(10.) That the foregoing resolutions be transmitted to His Excellency the Governor, together with a respectful Address, that he may be pleased to give effect thereto by legislative enactment, or otherwise, as may be deemed necessary.

3. The Honourable Mr. STAFFORD to move, That the Naturalization Bill be read a second time.

4. Mr. SEWELL to move, For the production, (in continuation of previous Papers,) of all Minutes, Memoranda, and Correspondence between the Governor and Ministers relative to the employment of Imperial Troops on the West Coast; and all other Minutes, Memoranda, and Correspondence between the Governor and Ministers relative to the employment of Imperial Troops generally in the Colony. Also for the production of all Letters, Minutes, and Memoranda relating to Expenditure from the Commissariat Chest on account of the Colonial Government.

5. The Honourable Mr. STAFFORD to move the following Resolutions:—

(1.) That it is expedient that the confiscated lands in the Province of Auckland should with certain exceptions, and subject to certain conditions, be transferred to Provincia administration in that Province, for the purposes of colonization.

(2.) That the General Government cannot properly divest itself of the duty of settling those Natives who may desire to return to the districts comprised in such lands, and to accept the Queen's authority, and to take grants from the Crown—That therefore this duty should be retained in the hands of the General Government; and that it is incumbent on such Government to deal with the matter promptly and definitely before transferring the rest of the lands to Provincial management.

(3.) That after this liability is disposed of, the remaining confiscated lands in the Province of Auckland be transferred to Provincial administration, subject to the undermentioned charges and conditions—

1. Such lands to be liable for all sums expended under "The New Zealand Settlements Act" for the permanent benefit of the Province, including any charges which may still come in course of payment under that head. The amount of such liability to be defined in Act or Acts of the General Assembly.

2. Such lands to be liable for any compensation to Natives, whether in money or land, as awarded by the Compensation Court under "The New Zealand Settlements Act."

3. Such lands to be liable for the completion of all engagements with Military and other Settlers, except pay and rations to Military Settlers.

4. Such lands to be liable for compensation to Settlers in the Province of Auckland, for losses incurred in the war, as awarded by proper authority.

5. A sum of two shillings and sixpence per acre for all lands so handed over to the Province of Auckland to be paid to the General Government from time to time as the lands are sold or otherwise disposed of by the Province.

6. Regulations for the disposal of the lands to be made by Order in Council, as provided for by "The New Zealand Settlements Act," upon the recommendation of the Superintendent and Provincial Council, but subject to revocation or alteration in default of the Provincial Government in any stipulation on their part.

(4.) That the General Government retain the right of excluding from this arrangement any lands, such as a part of those at Tauranga, to which the title is still doubtful, and which cannot be settled without creating fresh difficulty; but that such lands be handed over as soon as the difficulty attaching to them is removed.

(5.) That the ordinary power of making reserves, as contained in "The Waste Lands Act, 1858," be also retained by the General Government. (6.) That

(6.) That, in anticipation of the above arrangement, and in order to provide the Provincial Government of Auckland with immediate means for the employment of the Immigrants and Military Settlers on the Waikato, introduced by the General Government into the Province of Auckland, an advance of ten thousand pounds (£10,000) is authorized on the following terms:—The money to be expended by the Provincial Government, but a right of control to be reserved to the General Government. This advance to be made in 8 per cent. debentures at par, and to be reimbursed out of the sale of confiscated lands; failing an arrangement of the kind referred to in the foregoing Resolutions, this advance is chargeable against the revenues of the Province of Auckland.

6. Mr. A. J. RICHMOND to move, That in the opinion of this House, it is highly necessary for the safety of life and property that some steps should be immediately taken for the erection of a lighthouse on Cape Farewell Sandspit.
7. Mr. BRANDON to move, That the Bill to amend the Waste Land Regulations of the Province of Wellington be ordered to be committed on Thursday next.

ORDERS OF THE DAY.

1. Otago Waste Lands Amendment Bill (No. 2.)—second reading.
2. Consideration of the following Resolutions from Committee of the whole House—

(1.) That the Committee recommend, that the Report of the Private Grievance Committee on the Petition of Alfred Edmonds, should be adopted by the House, and that the whole sum payable to the said Alfred Edmonds be £180 19s.

(2.) That this Committee recommend the adoption of the Report of the Private Grievance Committee on the Petition of J. W. Peake and seven others.

(3.) That a respectful Address be presented to His Excellency praying him to give effect to the recommendation of the Select Committee on Private Grievances in the case of Captain Johnston.

(4.) That in the opinion of this House it is highly desirable that the Maori-English Lexicon (as proposed and affirmed by the House on the 13th August, 1861, and subsequently agreed to by the Government on 20th August, 1862,) be forthwith commenced.

3. The Committee of Supply.
4. The Committee of Ways and Means.
5. Intestate Estates Bill—consideration of amendments by the Legislative Council.
6. Public Expenditure Control Bill—to be committed.
7. Provincial Law-suits Act Declaratory Bill—to be committed.
8. Provincial Loans Consolidation Bill—to be reported.

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## Wednesday, the 25th day of October, 1865.

The Clerk having intimated to the House the unavoidable absence of Mr. Speaker, in accordance with Standing Order No. 25, Mr. Carleton took the Chair as Speaker.

PRAYERS:

1. *Petition presented.*—By Mr. Pharazyn: The Petition of 207 Inhabitants of the Town and District of Wanganui, praying that the Act of Indemnity passed this Session may be at once repealed, and all indemnities heretofore extended thereunder withdrawn.

Mr. Pharazyn moved, and the Question was proposed, That the Petition be received.

A Debate arose thereupon.

*Ordered*, That this Debate be now adjourned until To-morrow.

2. *Strode Petition Committee.*—Mr. Cracroft Wilson, C.B., from the Select Committee to whom was referred the Petition of A. C. Strode, brought up a Report, and the same was read as followeth:—

Your Committee have examined the circumstances stated in Mr. Alfred Chetham Strode's Petition, so far as the time at their disposal has enabled them to do so. The facts as so stated are, your Committee believe, substantially correct. The conclusion to which your Committee have come is as follows:—

1. That the Petitioner throughout the transaction acted with *bonâ fides* in execution of what he believed to be his official duty.

2. That if, as appears by the judgment of the Supreme Court, he erred in point of law, the question was of such doubt, that the Government ought not to allow the consequent pecuniary loss to fall upon an officer in their service, acting *bonâ fide* in the discharge of his duty. Your Committee desire to call the attention of the Government to the fact that the decision in this case may affect others of considerable amount. They suggest that the Government should take such steps as they may think right for the protection of the Colony from further demands.

3. *Steam*

3. *Steam Postal Committee.*—Mr. Russell, from the Select Committee on Steam Postal Services, brought up a Report, and the same was read as followeth :—

The Order of Reference to the Committee remitted to their consideration the whole of the Postal arrangements of the Colony. The Committee have not had the opportunity, nor did they deem it advisable, to enter into such large questions as those raised by this Order, at so late a period of the Session, but, after having taken a considerable amount of evidence upon the Steam Postal Services of the Colony, the Committee beg to report as follows :—

1. That, in the opinion of the Committee, the amount the Colony is at present paying, and is under engagement to pay, for steam subsidies, is more than ought to be devoted to these objects.

2. That the Committee find that the late Government have renewed the contract for all the services at present performed by the Inter-Colonial Company, and that those services cannot be dispensed with or altered until after 1st June, 1866, without the consent of the Inter-Colonial Company. Contracts have also been entered into with the New Zealand Steam Navigation Company for the continuance until 1st February, 1866, of the Inter-Provincial Services now performed by that Company.

3. That the Committee cannot, under these circumstances, see how any immediate reduction can be made in the amount payable for steam services, but recommend that the Government should take the earliest opportunity to effect a reduction in this item, without discontinuance of the present Inter-Colonial lines.

4. The Committee would also direct the attention of the Government to the proposal made by the Tahitian Government, that the Panama Steamers should call at Tahiti; and the Committee deem it their duty to express their opinion in favour of the proposal, and to recommend it to the consideration of the Government.

5. The Committee beg to annex a Memorandum supplied by Captain Vine Hall, relative to the proposed Time Tables for the Panama Service; and they deem it their duty to direct the attention of the Government to the fact that the Time Table cannot be arranged so as to give New Zealand and New South Wales the advantage of an intermediate service with that now in operation by way of Suez, unless an alteration can be effected in the time of the arrival of the Royal West India Mail Company's Boats at Colon; and the Committee would request the attention of the Government to this important question before arranging any permanent Time Table for the Panama Service.

4. *District Boards Bill.*—On motion of Mr. Haughton, *Ordered*, That the District Boards Bill be ordered to be read a second time on the 26th instant.

5. *Naturalization Bill.*—On motion of the Honourable Mr. Stafford, *Ordered*, That the Naturalization Bill be now read a second time;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for To-morrow.

6. *Employment of Imperial Troops on the West Coast.*—On motion of Mr. Sewell, *Resolved*, That a respectful Address be presented to His Excellency the Governor, praying for the production (in continuation of previous Papers) of all Minutes, Memoranda and Correspondence between the Governor and Ministers, relative to the employment of Imperial Troops on the West Coast; and all other Minutes, Memoranda, and Correspondence between the Governor and Ministers relative to the employment of Imperial Troops generally in the Colony. Also, for the production of all Letters, Minutes, and Memoranda relating to Expenditure from the Commissariat Chest on account of the Colonial Government.

7. *Postponement of Notice of Motion.*—On motion of the Honourable Mr. Stafford, *Ordered*, That the Notice of Motion standing No. 5 on this day's Order Paper be postponed.

A Motion was made and the Question proposed, That the consideration of Notice of Motion standing No. 6 on this day's Order Paper be postponed.

And the Question being put, the House divided, and the names were taken down as follows :—

| *Ayes*, 18. | *Noes*, 14. |
|---|---|
| Mr. Brandon | Major Atkinson |
| Mr. Buckland | Mr. Curtis |
| Mr. Bunny | Mr. Domett |
| Mr. Burns | Mr. Fitzherbert |
| Mr. Colenso | Mr. Haughton |
| Mr. Creighton | Mr. Jollie |
| Mr. G. Graham | Mr. Mantell |
| Hon. Colonel Haultain | Mr. Miles |
| Mr. Macandrew | Mr. Pharazyn |
| Mr. Munro | Mr. Rhodes |
| Mr. O'Rorke | Mr. Wells |
| Mr. Renall | Mr. Cracroft Wilson, C.B. |
| Mr. Reynolds | Mr. Richmond (Tellers.) |
| Mr. Russell | Mr. Sewell (Tellers.) |

Mr.

| | |
|---|---|
| Mr. W. Taylor<br>Mr. Thomson<br>Hon. Mr. Stafford<br>Mr. John Williamson (Tellers.) | |

So it was resolved in the Affirmative.

8. *Wellington Waste Lands Regulations Amendment Bill.*—On motion of Mr. Brandon, *Ordered*, That the Bill to amend the Waste Lands Regulations of the Province of Wellington be committed to a Committee of the whole House for Thursday next.

9. *Confiscated Lands in the Province of Auckland.*—On motion of the Honourable Mr. Stafford, the House resolved itself into a Committee to consider the Resolutions standing No. 5 on the Order Paper of this day.

(In the Committee.)

Motion made and Question proposed,—

(1.) That it is expedient that the confiscated lands in the Province of Auckland should, with certain exceptions, and subject to certain conditions, be transferred to Provincial administration in that Province, for the purposes of colonization.

(2.) That the General Government cannot properly divest itself of the duty of settling those Natives who may desire to return to the districts comprised in such lands, and to accept the Queen's authority, and to take grants from the Crown—That therefore this duty should be retained in the hands of the General Government; and that it is incumbent on such Government to deal with the matter promptly and definitely before transferring the rest of the lands to Provincial management.

(3.) That after this liability is disposed of, the remaining confiscated lands in the Province of Auckland be transferred to Provincial administration, subject to the undermentioned charges and conditions—

1. Such lands to be liable for all sums expended under "The New Zealand Settlements Act" for the permanent benefit of the Province, including any charges which may still come in course of payment under that head. The amount of such liability to be defined in Act or Acts of the General Assembly.

2. Such lands to be liable for any compensation to Natives, whether in money or land, as awarded by the Compensation Court under "The New Zealand Settlements Act."

3. Such lands to be liable for the completion of all engagements with Military and other Settlers, except pay and rations to Military Settlers.

4. Such lands to be liable for compensation to Settlers in the Province of Auckland, for losses incurred in the war, as awarded by proper authority.

5. A sum of two shillings and sixpence per acre for all lands so handed over to the Province of Auckland to be paid to the General Government from time to time as the lands are sold or otherwise disposed of by the Province.

6. Regulations for the disposal of the lands to be made by Order in Council, as provided for by "The New Zealand Settlements Act," upon the recommendation of the Superintendent and Provincial Council, but subject to revocation or alteration in default of the Provincial Government in any stipulation on their part.

(4.) That the General Government retain the right of excluding from this arrangement any lands, such as a part of those at Tauranga, to which the title is still doubtful, and which cannot be settled without creating fresh difficulty; but that such lands be handed over as soon as the difficulty attaching to them is removed.

(5.) That the ordinary power of making reserves, as contained in "The Waste Lands Act, 1858," be also retained by the General Government.

(6.) That, in anticipation of the above arrangement, and in order to provide the Provincial Government of Auckland with immediate means for the employment of the immigrants and Military Settlers on the Waikato, introduced by the General Government into the Province of Auckland, an advance of ten thousand pounds (£10,000) is authorized on the following terms:—The money to be expended by the Provincial Government, but a right of control to be reserved to the General Government. This advance to be made in 8 per cent. debentures at par, and to be reimbursed out of the sale of confiscated lands; failing an arrangement of the kind referred to in the foregoing Resolutions, this advance is chargeable against the revenues of the Province of Auckland. *(Honourable Mr. Stafford.)*

The hour of Eight of the Clock having arrived, Mr. Carleton resumed the Chair.

On motion of the Honourable Mr. Stafford, *Ordered*, That the Orders of the Day be postponed, in order to enable the House to resolve itself into Committee to continue the consideration of the Resolutions that he had proposed to the Committee.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Resolution No. 1 read and agreed to.

Resolution No. 2 postponed.

Resolution

Resolution No. 3 read. Amendment proposed: To omit all the words of this Resolution, with a view to insert the following in lieu thereof:—

"That as soon as the Provincial Government of the Province of Auckland shall, from the proceeds of the sale of confiscated land have discharged the liabilities now chargeable on such land under these Resolutions, a payment shall be made to the General Government out of the proceeds of all subsequent sales of confiscated land after the rate of 2s. 6d. per acre: Provided that any lands which may be disposed of under the Auckland Waste Land Regulations without a money payment, shall, for the purpose of estimating the amount realized for such land, be reckoned at the rate of 5s. per acre." (*Mr. Russell.*)

And the Question being put, That the words proposed to be omitted stand part of the Resolution, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 13. | *Noes*, 18. |
|---|---|
| Mr. Brandon | Major Atkinson |
| Mr. Bunny | Mr. Buckland |
| Mr. Curtis | Mr. Burns |
| Mr. Fitzherbert | Mr. Carleton |
| Hon. Colonel Haultain | Mr. Colenso |
| Mr. Jollie | Mr. Creighton |
| Mr. Reynolds | Mr. Henderson |
| Mr. Richmond | Mr. Macandrew |
| Mr. W. Taylor | Mr. Mantell |
| Mr. Thomson | Mr. Munro |
| Mr. Wayne | Mr. Pharazyn |
| Mr. Sewell } (Tellers.) | Mr. Renall |
| Hon. Mr. Stafford } | Mr. Rhodes |
| | Mr. Wells |
| | Mr. John Williamson |
| | Mr. Cracroft Wilson, C.B. |
| | Mr. Russell } (Tellers.) |
| | Mr. James Williamson } |

So it passed in the Negative.

And the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

Resolutions 4, 5, and 6 withdrawn.

Postponed Resolution No. 2 withdrawn.

Motion made and Question proposed, That the following Resolutions be agreed to:—

That the duty of settling those Natives who may desire to accept the Queen's authority, and to return to the districts comprised in such lands, and to take Grants from the Crown, be undertaken by the Provincial Government. Blocks of land to be set apart, in which all such Grants are to be made upon a scale to be agreed upon between the General and Provincial Governments.

The Province to be liable for all sums expended under "The New Zealand Settlements Act," for the permanent advantage of the Province, including charges which may still come in course of payment under that head, for the completion of engagements with military and other Settlers (except pay and rations to Military Settlers), the amount of such liability to be settled by Commission and defined in Act or Acts of the General Assembly.

The Province to provide for any compensation to Natives, whether in money or land, as awarded by the Compensation Court under "The New Zealand Settlements Act," and for compensation to the settlers in the Province of Auckland for losses incurred in the war.

Regulations for the disposal of the lands to be made by Order in Council, as provided for by "The New Zealand Settlements Act," upon the recommendation of the Superintendent and Provincial Council.

In order to restore confidence and ensure, so far as possible, the success of the Military Colonization and Waikato Immigration Schemes hitherto undertaken by the General Government, the Province after recouping actual cash payments, to engage to expend the whole proceeds derived from confiscated lands in colonizing and otherwise for the general advantage of the confiscated districts.

That the Provincial Government be empowered to take the Te Papa property subject to—

1. Compensation to Church Missionary Society and their tenants, the amount to be settled by arbitration.
2. Giving Town allotments to Military Settlers, the whole quantity not to exceed 350 acres. (*Mr. Russell.*)

Amendment proposed: In line 3 of the first Resolution after the words "Provincial Government" to insert the words "subject to the supervision of the General Government." (*Honourable Mr. Stafford.*)

Amendment agreed to.

Another amendment proposed: In line 4 of the first Resolution after the word "apart" to insert the words "by, or with the sanction of the General Government." (*Honourable Mr. Stafford.*)

Amendment

Amendment agreed to.

And the Question being put on the amended Resolutions, it was resolved in the Affirmative.

Resolutions to be reported.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had come to certain Resolutions.

*Ordered*, That the Report be received To-morrow.

And the House having continued to sit until after Twelve of the Clock on Thursday morning,

## Thursday, the 26th day of October, 1865.

10. *Otago Waste Lands Amendment Bill (No. 2.)*—The Order of the Day being read, for the second reading of the Otago Waste Lands Amendment Bill (No. 2) ;

Mr. Reynolds moved and the Question was proposed, That the Bill be now read a second time.

A Debate arose thereupon.

And the Question being put, the House divided, and the names were taken down as follows :—

| *Ayes*, 15. | *Noes*, 13. |
|---|---|
| Mr. Buckland | Major Atkinson |
| Mr. Colenso | Mr. Brandon |
| Mr. Creighton | Mr. Curtis |
| Mr. G. Graham | Mr. Fitzherbert |
| Mr. Haughton | Mr. Jollie |
| Hon. Colonel Haultain | Mr. Mantell |
| Mr. Macandrew | Mr. Pharazyn |
| Mr. Munro | Mr. Sewell |
| Mr. O'Rorke | Mr. Thomson |
| Mr. Renall | Mr. Wayne |
| Mr. Russell | Mr. Cracroft Wilson, C.B. |
| Hon. Mr. Stafford | Mr. Bunny } (Tellers.) |
| Mr. John Williamson | Mr. Miles } |
| Mr. Burns } (Tellers.) | |
| Mr. Reynolds } | |

The Bill was accordingly read a second time, and committed to the Committee on Waste Lands Bills.

11. *Postponement of Orders of the Day.*—On motion of the Honourable Mr. Stafford, *Ordered*, That Orders of the Day numbered from 2 to 7 inclusive, standing on this day's Order Paper, be postponed until To-morrow.

12. *Provincial Loans Consolidation Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Provincial Loans Consolidation Bill ;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act for securing, regulating, and consolidating Provincial Loans."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

Then, on motion of the Honourable Colonel Haultain,

The House adjourned.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Thursday, 26th October*, 1865.

NOTICES OF MOTION.

1. Mr. CURTIS to move, That in the opinion of this House positive arrangements should be made by the Government to make the collection of Customs Duties the same at each port of the Colony.
2. Mr. MANTELL to move, That the Papers laid on the Table of this House at the commencement of this Session, as a Return to an Order of last Session, relative to certain Correspondence on a charge for an Express Messenger between the Resident Magistrate of Manawatu and the Government, be printed, together with any further Correspondence on the same subject.
3. Mr. THOMSON to move, That Mr. Speaker do direct the Auditor of Public Accounts to furnish a certificate of the correctness of the Colonial Treasurer's Statement of Accounts for the Financial Year ended 30th June, 1864, and that Mr. Speaker be authorized to countersign the same.

4. Mr.

4. Mr. CARLETON to move, That the Land Claims Bill be ordered to be committed on the next sitting day.

ORDERS OF THE DAY.

1. Adjourned Debate on the Question, That a Petition from certain Inhabitants of the Town and District of Wanganui be received.
2. Consideration of the Report of the Select Committee on the Petition of A. C. Strode.
3. Consideration of the Report of the Select Committee on the Postal Service.
4. District Boards Bill—second reading.
5. Naturalization Bill—to be committed.
6. Wellington Waste Lands Regulation Bill—to be committed.
7. The following Resolutions to be reported from Committee of the whole House.

   (1.) That it is expedient that the confiscated lands in the Province of Auckland should with certain exceptions, and subject to certain conditions, be transferred to Provincial administration in that Province for the purposes of colonization.

   (2.) That the duty of settling those Natives who may desire to accept the Queen's authority, and to return to the districts comprised in such lands, and to take Grants from the Crown, be undertaken by the Provincial Government, subject to the supervision of the General Government. Blocks of land to be set apart by, or with the sanction of the General Government, in which all such Grants are to be made upon a scale to be agreed upon between the General and Provincial Governments.

   (3.) The Province to be liable for all sums expended under "The New Zealand Settlements" Act, for the permanent advantage of the Province, including charges which may still come in course of payment under that head, for the completion of engagements with Military and other Settlers (except pay and rations to Military Settlers), the amount of such liability to be settled by Commission and defined in Act or Acts of the General Assembly.

   (4.) That as soon as the Provincial Government of the Province of Auckland shall from the proceeds of the sale of confiscated land have discharged the liabilities now chargeable on such land under these resolutions, a payment shall be made to the General Government out of the proceeds of all subsequent sales of confiscated land after the rate of 2s. 6d. per acre. Provided that any lands which may be disposed of under the Auckland Waste Lands Regulations without a money payment, shall, for the purpose of estimating the amount realized for such land, be reckoned at the rate of 5s. per acre.

   (5.) The Province to provide for any compensation to Natives, whether in money or land, as awarded by the Compensation Court under "The New Zealand Settlements Act" and for compensation to Settlers in the Province of Auckland for losses incurred in the war.

   (6.) Regulations for the disposal of the lands to be made by Order in Council, as provided for by "The New Zealand Settlements Act," upon the recommendation of the Superintendent and Provincial Council.

   (7.) In order to restore confidence and ensure, so far as possible, the success of the Military Colonization and Waikato Immigration Schemes hitherto undertaken by the General Government, the Province after recouping actual cash payments, to engage to expend the whole proceeds derived from confiscated lands in colonizing and otherwise for the general advantage of the confiscated districts.

   (8.) That the Provincial Government be empowered to take the Te Papa property subject to—

   1. Compensation to Church Missionary Society and their tenants, the amount to be settled by arbitration.
   2. Giving Town allotments to Military Settlers, the whole quantity not to exceed 350 acres.

8. Consideration of the following Resolutions from Committee of the whole House :—

   (1.) That the Committee recommend that the Report of the Private Grievance Committee on the Petition of Alfred Edmonds, should be adopted by the House, and that the whole sum payable to the said Alfred Edmonds be £180 19s.

   (2.) That this Committee recommend the adoption of the Report of the Private Grievance Committee on the Petition of J. W. Peake and seven others.

   (3.) That a respectful Address be presented to His Excellency praying him to give effect to the recommendation of the Select Committee on Private Grievances in the case of Captain Johnston.

   (4.) That, in the opinion of this House, it is highly desirable that the Maori-English Lexicon (as proposed and affirmed by the House on the 13th August, 1861, and subsequently agreed to by the Government on 20th August, 1862,) be forthwith commenced.
9. The Committee of Supply.
10. The Committee of Ways and Means.
11. Intestate Estates Bill—consideration of amendments by the Legislative Council.
12. Public Expenditure Control Bill—to be committed.
13. Provincial Lawsuits Act Declaratory Bill—to be committed.

*Contingent*

*Contingent Notices of Motion.*

1. Mr. SEWELL to move, on the Public Expenditure Control Bill going into Committee, the insertion of the following clause:—

If any person, being a Member of the Executive Council, shall, during a Session of the General Assembly, advise the Governor to prorogue or dissolve such Assembly without the supplies requisite for the Public Service for the current financial period having been first voted by the House of Representatives, or having been otherwise appropriated by law, or shall threaten or declare to any Member of the Legislative Council or House of Representatives his intention so to advise the Governor, with a view to prevent the General Assembly from exercising control over the Expenditure of the Public Revenue, or with a view to induce such Member of the Legislative Council or House of Representatives to vote or abstain from voting upon the question in such Assembly, every such Member of the Executive Council shall forfeit and pay to any person who shall sue for the same the sum of £2000, to be recovered with full costs of suit in the Supreme Court of the Colony, and every such person shall, upon conviction of such offence, cease to be, and shall be disqualified from being a Member either of the Legislative Council or House of Representatives for the space of three years from the date of such conviction.

2. Mr. CARLETON to move in Committee on the Land Claims Bill the following Amendments:

*An Act to make further provision for the Final Settlement of Land Claims.*

WHEREAS it is expedient to make final provisions for the settlement of certain Land Claims arising out of purchases from the aboriginal inhabitants of New Zealand, or out of alleged contracts, promises, provisions and engagements of the Crown in reference to such purchases: And whereas it is also expedient that the Lands Claims Commissioners should be empowered to settle as many of those claims as do not require further investigation or inquiry:

And whereas certain claims were specially declared, in the Report of the Land Claims Commissioner dated 8th July, 1862, to be cases in which justice required to be given, and these claims can be forthwith adjusted:

Be it enacted by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

I. The Short Title of this Act shall be "The Land Claims Settlement further Extension Act 1865."

In lieu of Section II.—

II. It shall be lawful for the Lands Claims Commissioners, in their discretion, to make awards, on application from the several claimants to make awards, in the cases mentioned in the Schedule to this Act, and thereupon to direct the issue of grants or of land scrip in such manner and to such extent as shall appear to them to meet the equity of such cases respectively.

To omit Sections III. and IV. To amend Section V. as follows:—

III. Every claimant making such application shall at the same time sign a declaration that he will accept the award of the Commissioners as a final and conclusive settlement.

To omit Sections VI., VII., VIII., IX., X., XI., and XII.

To add the following Schedule:—

*Schedule.*—Margaret Forbes, claim at Onehunga; Selina Ormsby, claim at Onehunga; Henderson and McFarlane, claim at Waitemata; James Busby, claim at Ngugnuru; James Busby, claim at Wangarei; John Jones, claim at Otago.

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## Thursday, the 26th day of October, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker, in accordance with Standing Order No. 25, Mr. Carleton took the Chair as Speaker.

PRAYERS:

1. *Papers.*—The Honourable Mr. Stafford laid upon the Table, by command of His Excellency:—

(1.) Further Correspondence between the Government and the Resident Magistrate at Manawatu, relative to a charge for an Express Messenger; being further Return to an Order of the 10th December, 1864.

The Honourable Colonel Haultain laid upon the Table, by command of His Excellency,—

(2.) Correspondence and Papers arising out of, and connected with, the resignation of Major Von Tempsky; being Return to an Order of the 19th instant.

2. *Message.*—The Honourable Mr. Stafford, one of Her Majesty's Executive Council for the Colony, delivered to Mr. Speaker a Message from His Excellency the Governor, signed by His Excellency; and the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:— G. GREY,

G. GREY, Governor. *Message No.* 10.

"The Governor transmits to the House of Representatives the enclosed Estimates of Expenditure for the year ending the 30th day of June, 1866, and on Her Majesty's behalf, recommends the House to make provision accordingly."

Government House, Wellington, 25th October, 1865.

*Ordered*, That the Message of His Excellency be referred to the Committee of Supply.

3. *Message.*—A Message from the Legislative Council, by Leonard Stowe, Esquire, Clerk of the Legislative Council:—

The Legislative Council have passed the following Bill, intituled "An Act for the regulation of the Volunteer Force," with certain amendments, to which they request the concurrence of the House of Representatives;

And also, the Legislative Council hath concurred in the amendments made by the House of Representatives in a Bill intituled "An Act to provide for the issue of copies in certain cases of Lost Depasturing Licenses or Leases;"

And also, the Legislative Council have passed a Bill intituled "The Petty Sessions Act," with certain amendments, to which they request the concurrence of the House of Representatives;

And also, the Legislative Council have adopted the amendments made by the House of Representatives in the Bills intituled—

"The Provincial Corporations Act, 1865;"

"The Provincial Council Powers Extension Act, 1865;" and

"The Master and Apprentice Act, 1865;"

And also, the Legislative Council hath adopted the Report of the Conference upon the Gold Fields Bill.

4. *Volunteer Force Bill.—Ordered*, that the consideration of the amendments made by the Legislative Council in the Volunteer Force Bill, be an Order of the Day for To-morrow.

5. *Petty Sessions Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Petty Sessions Bill be an Order of the Day for To-morrow.

6. *Tariff.*—On motion of Mr. Curtis, *Resolved*, That in the opinion of this House, positive arrangements should be made by the Government to make the interpretation of the Tariff the same at each port of the Colony.

7. *Resident Magistrate at Manawatu.*—On motion of Mr. Mantell, *Ordered*, That the Papers laid on the Table of this House at the commencement of this Session, as a Return to an Order of last Session, relative to certain Correspondence on a charge for an Express Messenger between the Resident Magistrate of Manawatu and the Government, be printed, together with any further Correspondence on the same subject.

8. *Certificate of Quietus.*—On motion of Mr. Thomson, *Resolved*, That Mr. Speaker do direct the Auditor of Public Accounts to furnish a certificate of the correctness of the Colonial Treasurer's Statement of Accounts for the financial year ended 30th June, 1864, and that Mr. Speaker be authorized to countersign the same.

9. *Land Claims Bill.*—On motion of Mr. O'Rorke, *Ordered*, That the Land Claims Bill be committed to a Committee of the whole House for the next sitting day.

10. *Petition from Inhabitants of Wanganui.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That a Petition from certain Inhabitants of the Town and District of Wanganui be received;

*Ordered*, That the Debate be further adjourned until To-morrow.

11. *Petition of A. C. Strode.*—The Order of the Day being read, for the consideration of the Report of the Select Committee on the Petition of A. C. Strode;

Mr. Cracroft Wilson, C.B., moved, and the Question was proposed, That the Report be now adopted.

Mr. John Williamson moved, That the Question be amended by the omission of all the words after the word "That," with a view to insert the words "the Petition of Mr. A. C. Strode, together with the Report of the Select Committee thereupon, be referred to the Government, in order to the case being fully investigated and dealt with on its merits," in lieu thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question, it passed in the Negative.

Then the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

*Resolved*,

*Resolved*, That the Petition of Mr. A. C. Strode, together with the Report of the Select Committee thereupon be referred to the Government, in order to the case being fully investigated and dealt with on its merits.

12. *Steam Postal Committee.*—The Order of the Day being read, for the consideration of the Report of the Select Committee on the Postal Service;

Mr. John Williamson moved and the Question was proposed, That the Report be considered in Committee of the whole House.

And the Question being put thereon, it was resolved in the Affirmative.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That the Report of the Select Committee on the Postal Service be adopted. (*Mr. Macandrew.*)

Amendment proposed: In the third paragraph of the Report to omit the words "without discontinuance of the present inter-colonial lines." (*Mr. Waring Taylor.*)

And the Question being put, That the words proposed to be left out stand part of the Resolution, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 15. | *Noes*, 12. |
|---|---|
| Mr. Buckland | Mr. Brandon |
| Mr. Bunny | Mr. Curtis |
| Mr. Carleton | Mr. Haughton |
| Mr. Colenso | Mr. Jollie |
| Mr. Creighton | Mr. Mantell |
| Mr. G. Graham | Mr. Pharazyn |
| Hon. Colonel Haultain | Mr. Rhodes |
| Mr. Henderson | Mr. Richmond |
| Mr. Munro | Mr. Wells |
| Mr. Reynolds | Mr. Cracroft Wilson, C.B. |
| Hon. Mr. Stafford | Mr. Sewell } (Tellers.) |
| Mr. James Williamson | Mr. W. Taylor } |
| Mr. John Williamson | |
| Mr. Macandrew } (Tellers.) | |
| Mr. Russell } | |

So it was resolved in the Affirmative.

Resolution to be reported.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee recommend, as a Resolution, the adoption of the Report.

And the Resolution being read a second time,

*Resolved*, That the House doth concur with the Committee in the said Resolution.

13. *Districts Boards Bill.*—The Order of the Day being read, for the second reading of the Districts Boards Bill;

Mr. Haughton moved and the Question was proposed, That the Bill be now read a second time.

Mr. Reynolds moved, That the Question be amended by the omission of the word "now," and the addition of the words "this day six months," at the end thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 9. | *Noes*, 14. |
|---|---|
| Mr. Colenso | Mr. Brandon |
| Hon. Colonel Haultain | Mr. Creighton |
| Mr. Mantell | Mr. G. Graham |
| Mr. Pharazyn | Mr. Jollie |
| Mr. Rhodes | Mr. Munro |
| Mr. Sewell | Mr. O'Rorke |
| Mr. Waring Taylor | Mr. Richmond |
| Mr. Haughton } (Tellers.) | Mr. Russell |
| Mr. Thomson } | Hon. Mr. Stafford |
| | Mr. Wells |
| | Mr. James Williamson |
| | Mr. John Williamson |
| | Mr. Buckland } (Tellers.) |
| | Mr. Reynolds } |

So it passed in the Negative.

Then the Question being put, That the words proposed to be added be so added, it was resolved in the Affirmative.

*Ordered*, That the District Boards Bill be read a second time this day six months.

14. *Naturalization Bill.*—The Order of the Day being read, for the House in Committee on the Naturalization Bill;

The

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act for the Naturalization of certain Persons in the Colony of New Zealand."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

15. *Confiscated Lands in the Province of Auckland.*—The Order of the Day being read, for receiving the Report of certain Resolutions from the Committee of the whole House;

Mr. O'Rorke accordingly reported the following Resolutions:—

(1.) That it is expedient that the confiscated lands in the Province of Auckland should with certain exceptions, and subject to certain conditions, be transferred to Provincial administration in that Province for the purposes of colonization.

(2.) That the duty of settling those Natives who may desire to accept the Queen's authority, and to return to the districts comprised in such lands, and to take Grants from the Crown, be undertaken by the Provincial Government, subject to the supervision of the General Government. Blocks of land to be set apart by, or with the sanction of the General Government, in which all such Grants are to be made upon a scale to be agreed upon between the General and Provincial Governments.

(3.) The Province to be liable for all sums expended under "The New Zealand Settlements" Act, for the permanent advantage of the Province, including charges which may still come in course of payment under that head, for the completion of engagements with Military and other Settlers (except pay and rations to Military Settlers), the amount of such liability to be settled by Commission and defined in Act or Acts of the General Assembly.

(4.) That as soon as the Provincial Government of the Province of Auckland shall from the proceeds of the sale of confiscated land have discharged the liabilities now chargeable on such land under these resolutions, a payment shall be made to the General Government out of the proceeds of all subsequent sales of confiscated land after the rate of 2s. 6d. per acre. Provided that any lands which may be disposed of under the Auckland Waste Lands Regulations without a money payment, shall, for the purpose of estimating the amount realized for such land, be reckoned at the rate of 5s. per acre.

(5.) The Province to provide for any compensation to Natives, whether in money or land, as awarded by the Compensation Court under "The New Zealand Settlements Act" and for compensation to Settlers in the Province of Auckland for losses incurred in the war.

(6.) Regulations for the disposal of the lands to be made by Order in Council, as provided for by "The New Zealand Settlements Act," upon the recommendation of the Superintendent and Provincial Council.

(7.) In order to restore confidence and ensure, so far as possible, the success of the Military Colonization and Waikato Immigration Schemes hitherto undertaken by the General Government, the Province after recouping actual cash payments, to engage to expend the whole proceeds derived from confiscated lands in colonizing and otherwise for the general advantage of the confiscated districts.

(8.) That the Provincial Government be empowered to take the Te Papa property subject to—

1. Compensation to Church Missionary Society and their tenants, the amount to be settled by arbitration.
2. Giving Town allotments to Military Settlers, the whole quantity not to exceed 350 acres.

On motion of the Honourable Mr. Stafford, *Ordered*, That the said Resolutions be referred back to the Committee for re-consideration.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Resolution No. 1 read and agreed to.

Resolution No. 2 read. Amendment proposed: To omit all the words after the word "that," with a view to insert the following in lieu thereof—"the General Government cannot properly divest itself of the duty of securing to the loyal Natives the lands to which they may be entitled, and of settling those Natives who may desire to return to the districts comprised in such lands, and to accept the Queen's authority, and to take grants from the Crown—That therefore this duty should be retained in the hands of the General Government: Provided also that sufficient lands be retained to fulfil engagements with Military Settlers." (*Honourable Mr. Stafford.*)

Amendment agreed to.

Resolutions 3 and 4 read and agreed to.

Resolution 5 read. Amendment proposed: In line 1 to omit the word "whether." (*Honourable Mr. Stafford.*) Amendment

Amendment agreed to.

Another amendment proposed: In lines 1 and 2 to omit the words "or land as," and insert the words "that may be" in lieu thereof. (*Honourable Mr. Stafford.*)

Amendment agreed to.

Resolution as amended agreed to.

Resolutions 6, 7, and 8 read and agreed to.

Resolutions as amended to be reported.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had come to certain Resolutions.

*Ordered*, That the Report be received forthwith.

Mr. O'Rorke accordingly reported the following Resolutions:—

(1.) That it is expedient that the confiscated lands in the Province of Auckland should, with certain exceptions, and subject to certain conditions, be transferred to Provincial administration in that Province for the purposes of colonization.

(2.) That the General Government cannot properly divest itself of the duty of securing to the loyal Natives the lands to which they may be entitled, and of settling those Natives who may desire to return to the districts comprised in such lands, and to accept the Queen's authority, and to take grants from the Crown—That therefore this duty should be retained in the hands of the General Government: Provided also that sufficient lands be retained to fulfil engagements with Military Settlers.

(3.) The Province to be liable for all sums expended under "The New Zealand Settlements Act," for the permanent advantage of the Province, including charges which may still come in course of payment under that head, for the completion of engagements with military and other Settlers (except pay and rations to Military Settlers), the amount of such liability to be settled by Commission and defined in Act or Acts of the General Assembly.

(4.) That as soon as the Provincial Government of the Province of Auckland shall, from the proceeds of the sale of confiscated land have discharged the liabilities now chargeable on such land under these Resolutions, a payment shall be made to the General Government out of the proceeds of all subsequent sales of confiscated land after the rate of 2s. 6d. per acre: Provided that any lands which may be disposed of under the Auckland Waste Land Regulations without a money payment, shall, for the purpose of estimating the amount realized for such land, be reckoned at the rate of 5s. per acre."

(5.) The Province to provide for any compensation to Natives, in money that may be awarded by the Compensation Court under "The New Zealand Settlements Act," and for compensation to the settlers in the Province of Auckland for losses incurred in the war.

(6.) Regulations for the disposal of the lands to be made by Order in Council, as provided for by "The New Zealand Settlements Act," upon the recommendation of the Superintendent and Provincial Council.

(7.) In order to restore confidence and ensure, so far as possible, the success of the Military Colonization and Waikato Immigration Schemes hitherto undertaken by the General Government, the Province after recouping actual cash payments, to engage to expend the whole proceeds derived from confiscated lands in colonizing and otherwise for the general advantage of the confiscated districts.

(8.) That the Provincial Government be empowered to take the Te Papa property subject to—

1. Compensation to Church Missionary Society and their tenants, the amount to be settled by arbitration.
2. Giving Town allotments to Military Settlers, the whole quantity not to exceed 350 acres. (*Mr. Russell.*)

And the Resolutions being read a second time,

*Resolved*, That this House doth agree with the Committee in the said Resolutions.

16. *Wellington Waste Land Regulations Bill.*—The Order of the Day being read, for the House in Committee on the Wellington Waste Lands Regulation Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read. Amendment proposed: To omit all the words from the word "a" in line 1 to the word "who" in line 5, both inclusive, with a view to insert the following in lieu thereof—"a Waste Land Board for the Province of Wellington, which shall consist of the Land Commissioner of the Province, the Chief Surveyor of the Province, and one Member of the Provincial Council, elected by the Provincial Council at the first or any subsequent Session of the Provincial Council, who." (*Mr. Brandon.*)

Amendment agreed to.

Another amendment proposed: To omit all the words after the word "Council" in line 8. (*Mr. Brandon.*)

Amendment agreed to.

Clause as amended agreed to.

Clause

Clause 2 read and agreed to.

Clauses 3, 4, 5, and 6 negatived.

Clause 7 read. Amendment proposed: In line 1 after the word "the" to insert the word "fixed." (*Mr. Brandon.*)

Amendment agreed to.

Another amendment proposed: In line 3 after the word "regulations" to insert the words "of the Province of Wellington." (*Mr. Brandon.*)

Amendment agreed to.

Another amendment proposed: In line 4 to omit the word "other." (*Mr. Brandon.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 8, 9, and 10 read and agreed to.

Clauses 11 and 12 negatived.

Clause 13 read. Amendment proposed: In line 3 to omit the words "above enactments shall be repealed, with a view to insert the following words in lieu thereof—"provisions of this Act is hereby repealed." (*Mr. Brandon.*)

Amendment agreed to.

Clause as amended agreed to.

Motion made and Question proposed, That the following clauses be added to the Bill:—

The said Board shall sit at least once a month in the City of Wellington, to determine and define the boundaries of such lands as shall be considered pastoral lands, to receive all requisitions to alter the boundary of any block or blocks, or to purchase portions of blocks to complete boundaries of adjoining landowners; also to receive, inquire into, and determine all complaints and differences relative to the purchase of land, acceptance or refusal of applications for the purchase of land, and questions as to conflicting applications.

Due notice of every sitting of the Board shall be given in one or more newspapers published in the Province, and every meeting shall be attended by not less than three members, and shall be open to the public.

The Board shall keep true and detailed minutes of all their proceedings, and such minutes shall be signed by all the members present at any meeting. And such minutes shall be open to the inspection of all persons desiring to inspect the same at any time during office hours on payment of two shillings and sixpence for every such inspection.

With regard to all lands over which the Native title has been or shall be extinguished, the Board shall as soon as possible determine, upon such evidence as they may think fit, what portion of such land is, from its hilly or broken character or otherwise, unavailable for agricultural purposes, and such land shall be considered to be, and shall be called, pastoral land, and shall be surveyed in blocks of not less than one square mile each.

Sections XIII. and XIV. of the Waste Land Regulations of March, 1863, are, with respect to the Province of Wellington, hereby repealed, except as far as concerns any rights under an existing license.

All the powers and authorities by "The Waste Lands Act, 1858," vested in the Governor, shall continue to be vested in the Governor, in like manner as if this Act were included in the Schedule of "The Waste Lands Act, 1858."

And the Question being put on each of the said several clauses, it passed in the Affirmative.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

17. *Petition of Alfred Edmonds.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Report of the Private Grievance Committee on the Petition of Alfred Edmonds;

Mr. O'Rorke accordingly reported the following Resolution:—

*Resolved*, That the Committee recommend that the Report of the Private Grievance Committee on the Petition of Alfred Edmonds should be adopted by the House, and that the whole sum payable to the said Alfred Edmonds be £180 19s.

And the Resolution being read a second time,

*Resolved*, That this House doth agree with the Committee in the said Resolution.

18. *Petition of J. W. Peake and others.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Report of the Private Grievance Committee on the Petition of J. W. Peake and others;

Mr. O'Rorke accordingly reported the following Resolution:—

*Resolved*, That this Committee recommend the adoption of the Report of the Private Grievance Committee on the Petition of J. W. Peake and seven others.

And

And the Resolution being read a second time—
*Resolved*, That this House doth agree with the Committee in the said Resolution.

19. *Case of Captain Johnston.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Report of the Private Grievance Committee on the case of Captain Johnston;

Mr. O'Rorke accordingly reported the following Resolution :—

*Resolved*, That a respectful Address be presented to His Excellency, praying him to give effect to the recommendations of the Select Committee on Private Grievances in the case of Captain Johnston.

Mr. Bunny moved, That the Question be amended by the omission of all the words after the word "That," and the insertion of the words "copies of all the Papers laid on the Table in reference to Captain Johnston's claim be submitted to the Superintendent of the Province of Auckland, with a view of obtaining the opinion of the Auckland Provincial Legislature on the subject, before this House takes further action in the matter," in lieu thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows :—

| *Ayes*, 15. | *Noes*, 13. |
|---|---|
| Major Atkinson | Mr. Buckland |
| Mr. Haughton | Mr. Bunny |
| Hon. Colonel Haultain | Mr. Burns |
| Mr. Henderson | Mr. Colenso |
| Mr. Jollie | Mr. Macandrew |
| Mr. Mantell | Mr. Munro |
| Mr. Pharazyn | Mr. Renall |
| Mr. Sewell | Mr. Reynolds |
| Mr. W. Taylor | Mr. Rhodes |
| Mr. Thomson | Mr. Russell |
| Mr. Wayne | Mr. John Williamson |
| Mr. James Williamson | Mr G. Graham } (Tellers.) |
| Mr. Cracroft Wilson, C.B. | Mr. O'Rorke } |
| Mr. Creighton } (Tellers.) | |
| Mr. Curtis } | |

So it was resolved in the Affirmative.

Then the original Question being proposed,

Mr. Macandrew moved, That the Question be amended by the addition of the words "by recommending that the amount be placed on the Estimates as a general charge," at the end thereof.

And the Question being put, That the words proposed to be added be so added, it was resolved in the Affirmative.

*Resolved*, That a respectful Address be presented to His Excellency, praying him to give effect to the recommendation of the Select Committee on Private Grievances in the case of Captain Johnston, by recommending that the amount be placed on the Estimates as a general charge.

And the Resolution being read a second time,

*Resolved*, That this House doth agree with the Committee in the said Resolution.

20. *Maori-English Lexicon.*—The Order of the Day being read, for receiving the Report of a Resolution from the Committee of the whole House;

Mr. O'Rorke accordingly reported the following Resolution :—

*Resolved*, That, in the opinion of this Committee, it is highly desirable that the Maori-English Lexicon (as proposed and affirmed by the House on the 13th August, 1861, and subsequently agreed to by the Government on 20th August, 1862,) be forthwith commenced.

And the Resolution being read a second time,

*Resolved*, That this House doth agree with the Committee in the said Resolutions.

And the House having continued to sit until after Twelve of the Clock on Friday morning,

## Friday, the 27th day of October, 1865.

21. *Supply.*—The Order of the Day being read, for the House in Committee of Supply;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

On motion of the Honourable Mr. Stafford,

*Resolved*, That there be granted to Her Majesty, to defray the unauthorized General Expenditure for the financial year ended 30th June, 1863, a sum not exceeding £105 18s. 11d.

*Resolved*, That there be granted to Her Majesty, to defray the unauthorized Provincial Expenditure for the financial year ended 30th June, 1863, a sum not exceeding £5,181 2s. 3d.

*Resolved*,

*Resolved*, That there be granted to Her Majesty, to defray the unauthorized General Expenditure for the financial year ended 30th June, 1864, a sum not exceeding £22,684 9s. 8d.

*Resolved*, That there be granted to Her Majesty, to defray the unauthorized Provincial Expenditure for the financial year ended 30th June, 1864, a sum not exceeding £13,405 15s. 11d.

*Resolved*, That there be granted to Her Majesty to defray the unauthorized General Expenditure for the financial year ended 30th June, 1865, a sum not exceeding £103,022 11s. 8d.

*Resolved*, That there be granted to Her Majesty, to defray the unauthorized Provincial Expenditure for the financial year ended 30th June, 1865, a sum not exceeding £23,133 16s. 8d.

*Resolved*, That there be granted to Her Majesty, to defray the costs and charges for the financial year ending 30th June, 1865, under the head Executive, a sum not exceeding £6980.

Motion made and Question proposed, That there be granted to Her Majesty, to defray the costs and charges under the head Legislative, for the financial year ended 30th June, 1866, a sum not exceeding £14,050. (*Honourable Mr. Stafford.*)

Amendment proposed, To reduce the item by £5,380. (*Mr. Cracroft Wilson, C.B.*)

And the question being put on the amendment, the Committee divided, and the names were taken down as follows :—

*Ayes*, 5.

Mr. Pharazyn
Mr. Rhodes
Mr. W. Taylor
Mr. Sewell } (Tellers.)
Mr. Cracroft Wilson, C.B. }

*Noes*, 23.

Major Atkinson
Mr. Brandon
Mr. Buckland
Mr. Bunny
Mr. Burns
Mr. Colenso
Mr. Creighton
Mr. Curtis
Mr. G. Graham
Mr. Haughton
Hon. Colonel Haultain
Mr. Henderson
Mr. Miles
Mr. Munro
Mr. Renall
Mr. Richmond
Hon. Mr. Stafford
Mr. Wayne
Mr. Wells
Mr. James Williamson
Mr. John Williamson
Mr. Reynolds } (Tellers.)
Mr. Thomson }

So it passed in the Negative.

Another amendment proposed : To reduce the item by £2,690. (*Mr. Curtis.*)

Amendment negatived.

Resolution agreed to.

On motion of the Honourable Mr. Stafford, *Resolved*, That there be granted to Her Majesty, to defray the costs and charges under the head Judicial, for the financial year ending 30th June, 1866, a sum not exceeding £1,400.

*Resolved*, That there be granted to Her Majesty, to defray the costs and charges under the head Registration, for the financial year ending 30th June, 1866, a sum not exceeding £1,900.

Motion made and Question proposed, That there be granted to Her Majesty, to defray the costs and charges under the head Customs, for the financial year ended 30th June, 1866, a sum not exceeding £1,565. (*Honourable Mr. Stafford.*)

Amendment proposed, To reduce the item by £275. (*Mr. Russell.*)

Amendment agreed to.

Amended resolution agreed to.

Motion made and Question proposed, That there be granted to Her Majesty, to defray the costs and charges under the head Postal, for the financial year ending 30th June, 1866, a sum not exceeding £100,000.

Amendment proposed, To reduce the item by £500, being amount indicated for salary of Inspector of Post Offices. (*Mr. Colenso.*)

And the Question being put on the amendment, the Committee divided, and the names were taken down as follows :—

*Ayes*, 16.

| *Ayes*, 16. | *Noes*, 12. |
|---|---|
| Mr. Buckland | Major Atkinson |
| Mr. Bunny | Mr. Curtis |
| Mr. Burns | Hon. Colonel Haultain |
| Mr. Carleton | Mr. Jollie |
| Mr. Creighton | Mr. Miles |
| Mr. G. Graham | Mr. Pharazyn |
| Mr. Haughton | Mr. Sewell |
| Mr. Henderson | Mr. W. Taylor |
| Mr. Macandrew | Mr. Thomson |
| Mr. Munro | Mr. Wayne |
| Mr. Renall | Mr. Mantell } (Tellers.) |
| Mr. Richmond | Hon. Mr. Stafford } |
| Mr. Russell | |
| Mr. John Williamson | |
| Mr. Colenso } (Tellers.) | |
| Mr. Reynolds } | |

So it was resolved in the Affirmative.
Resolution as amended agreed to.

To report the Resolution.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had made progress, and had directed him to move that the Committee have leave to sit again.

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

22. *Message.*—A Message from the Legislative Council, by Leonard Stowe, Esquire, Clerk of the Legislative Council :—

The Legislative Council have passed the following Bills :—

"The Militia Bill;"
"The Protection of Certain Animals Bill;"
"The Debentures Act, 1864, Amendment Bill;"
"The Southland Waste Lands Bill;"
"The Taranaki Naval and Military Settlers' Bill;"
"The Miners Representation Act Amendment Bill;"
"The Volunteers Land Bill;"

with certain amendments, to which they request the concurrence of the House of Representatives.

Also, without any amendment, the following Bills :—

"The Debtors and Creditors Bill;"
"The Nixon Pension Bill;"
"The Hawke's Bay Waste Lands Bill;" and
"The Bailors of Sheep and Cattle Protection Bill."

23. *Militia Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Militia Bill, be an Order of the Day for this day.

24. *Protection of Certain Animals Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Protection of Certain Animals Bill, be an Order of the Day for this day.

25. *Debentures Act*, 1864, *Amendment Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Debentures Act, 1864, Amendment Bill, be an Order of the Day for this day.

26. *Southland Waste Lands Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Southland Waste Lands Bill, be an Order of the Day for this day.

27. *Taranaki Naval and Military Settlers Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Taranaki Naval and Military Settlers Bill, be an Order of the Day for this day.

28. *Miners Representation Act Amendment Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Miners Representation Act Amendment Bill, be an Order of the Day for this day.

29. *Volunteer Land Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Volunteer Land Bill, be an Order of the Day for this day.

Then, on motion of the Honourable Colonel Haultain,
The House adjourned.

ORDERS

## ORDERS OF THE DAY AND NOTICES OF MOTION.

*Friday, 27th October*, 1865.

1. Mr. CARLETON to ask the Honourable Member at the Head of the Government, Whether it be the intention of the Government to act upon the Resolution of this House, "That in the opinion of this House, those settlers who suffered losses during and in consequence or the war in the North, commonly called Heke's war, are deserving of compensation.
2. Mr. CARLETON to ask the Honourable Member at the Head of the Government, Whether he intends to carry out the expressed intention of the late Government to make the harbour of Wangaroa a port of entry.

ORDERS OF THE DAY.

1. Land Claims Settlement Further Extension Bill—to be committed.
2. Volunteer Force Bill—consideration of amendments by the Legislative Council.
3. Petty Sessions Bill—consideration of amendments by the Legislative Council.
4. Adjourned Debate on the Question, That a Petition from certain inhabitants of the Town and District of Wanganui be received.
5. Wellington Waste Lands Regulation Bill—to be reported.
6. Militia Bill—consideration of amendments by the Legislative Council.
7. The Committee of Supply.
8. The Committee of Ways and Means.
9. Intestate Estates Bill—consideration of amendments by the Legislative Council.
10. Public Expenditure Control Bill—to be committed.
11. Provincial Lawsuits Act Declaratory Bill—to be committed.
12. Protection of Certain Animals Bill—consideration of amendments by the Legislative Council.
13. Debenture Act, 1864, Amendment Bill—consideration of amendments by the Legislative Council.
14. Southland Waste Lands Bill—consideration of amendments by the Legislative Council
15. Taranaki Naval and Military Settlers Bill—consideration of amendments by the Legislative Council.
16. Miners Representation Act Amendment Bill—consideration of amendments by the Legislative Council.
17. Volunteers Land Bill—consideration of Amendments by the Legislative Council.

NOTICES OF MOTION.

1. Mr. REYNOLDS to move, That the Otago Waste Lands Amendment Bill be committed.
2. Mr. JOHN WILLIAMSON to move, That the Return of Native Produce brought into the Ports of Auckland and Onehunga in canoes during the years 1850 to 1859, as laid upon the Table of the House on the 1st September last, be ordered to be printed.

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## Friday, the 27th day of October, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker, in accordance with Standing Order No. 25, Mr. Carleton took the Chair as Speaker.

PRAYERS:

1. *Waste Lands Bills Committee.*—Mr. Domett, from the Select Committee on the Waste Lands Bills brought up a Report on the Otago Waste Lands Bill, No. 2, and the same was read as followeth:—

   The Committee having carefully considered the clauses of this Bill, are of opinion that the following amendments should be made therein:—

   1st, A clause to be added to the following effect, namely:

   "All lands sold under this Act shall be sold section by section, according to the existing survey."

   2nd, That in lieu of the words "Provincial Government Gazette," in clause III., these words be inserted: "two or more newspapers published in the Province, and ordinarily circulated in the district."

   Subject to these amendments, the Committee recommend the Bill for adoption by the House.

2. *Library, General Assembly.*—Mr. Domett, with the leave of the House, and without notice, moved and the Question was proposed, That authority be given to the Gentlemen composing the present Library Committee, to act in all matters connected with the Library until the next Session of Parliament.

   And the Question being put thereon, it was resolved in the Affirmative.

3. *Land Claims Settlement Extension Bill.*—The Order of the Day being read, for the House in Committee on the Land Claims Settlement Extension Bill; The

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 2. Motion made and Question proposed, That the Chairman leave the Chair. (*Mr. Russell.*)

And the Question being put thereon, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 11. | *Noes*, 4. |
|---|---|
| Major Atkinson | Hon. Colonel Haultain |
| Mr. Burns | Mr. Wayne |
| Mr. Jollie | Mr. Carleton } (Tellers.) |
| Mr. Miles | Mr. Colenso } |
| Mr. Munro | |
| Mr. Pharazyn | |
| Mr. Reynolds | |
| Mr. Richmond | |
| Mr. Wells | |
| Mr. Creighton } (Tellers.) | |
| Mr. Russell } | |

So it was resolved in the Affirmative.

Mr. Carleton resumed the Chair.

3. *Volunteer Force Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Volunteer Force Bill;

The same being read, were agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

4. *Petty Sessions Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Petty Sessions Bill;

The same being read were agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

5. *Wellington Waste Lands Regulations Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Wellington Waste Lands Regulations Bill;

The same was accordingly read and agreed to.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to amend the Waste Lands Regulations of the Province of Wellington."

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

6. *Militia Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Militia Bill;

Motion made and Question proposed, That the amendments be now read a first time.

Mr. Colenso moved, That the Question be amended by the omission of the word "now," and the addition of the words "this day six months" at the end thereof.

And the Question being put, That the word proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 17. | *Noes*, 9. |
|---|---|
| Mr. Bunny | Mr. Buckland |
| Mr. Burns | Mr. Creighton |
| Mr. Haughton | Mr. G. Graham |
| Mr. Jollie | Mr. Henderson |
| Mr. Macandrew | Mr. Munro |
| Mr. Mantell | Mr. James Williamson |
| Mr. Pharazyn | Mr. John Williamson |
| Mr. Renall | Mr. Colenso } (Tellers.) |
| Mr. Reynolds | Mr. Russell } |
| Mr. Richmond | |
| Mr. Sewell | |
| Mr. W. Taylor | |
| Mr Thomson | |
| Mr. Wayne | |
| Mr. Cracroft Wilson, C.B. | |
| Major Atkinson } (Tellers.) | |
| Hon. Colonel Haultain } | |

So it was resolved in the Affirmative.

The

The amendments were accordingly read a first time.

Mr. Russell moved, and the Question was proposed, That a Conference be requested with the Legislative Council on the subject of their amendments.

And the Question being put, it passed in the Negative.

The amendments were accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

7. *The Committee of Supply.*—The Order of the Day being read, for the House in Committee of Supply;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

On motion of the Honourable Mr. Stafford, *Resolved*, That there be granted to Her Majesty, to defray the following costs and charges for the financial year ending 30th June, 1866—

| | | | |
|---|---|---|---|
| Under the head | Internal Defence, | a sum not exceeding | £25,000. |
| ,, | Native | ,, | 33,000. |
| ,, | Printing Establishment | ,, | 4,655. |
| ,, | Geological | ,, | 3,000. |
| ,, | Miscellaneous | ,, | 10,000. |

On motion of the Honourable Mr. Stafford, *Resolved*, That there be granted to Her Majesty, to defray the following costs and charges for the financial year ending 30th June, 1866—

| | | | |
|---|---|---|---|
| Under the head | Unapportioned, | a sum not exceeding | £4,000. |
| For the Province of | Auckland | ,, | 30,804. |

Motion made and Question proposed, That there be granted to Her Majesty, to defray the costs and charges in the Province of Taranaki, for the financial year ending 30th June, 1866, a sum not exceeding £3,275. (*Honourable Mr. Stafford.*)

Amendment proposed, To reduce the item Postal by the sum of £170. (*Major Atkinson.*)

Amendment agreed to.

Resolution as amended agreed to.

Motion made and Question proposed, That there be granted to Her Majesty, to defray the costs and charges in the Province of Wellington, for the financial year ending 30th June, 1866, a sum not exceeding £13,340. (*Honourable Mr. Stafford.*)

Amendment proposed, To reduce the item Customs by £100. (*Mr. Bunny.*)

Amendment agreed to.

Resolution as amended agreed to.

On motion of the Honourable Mr. Stafford, *Resolved*, That there be granted to Her Majesty, to defray the following costs and charges, for the financial year ending 30th June, 1866—

| | | | |
|---|---|---|---|
| For the Province of | Hawke's Bay, | a sum not exceeding | £4,987. |
| ,, | Nelson | ,, | 8,110. |
| ,, | Marlborough | ,, | 6,690. |

Motion made and Question proposed, That there be granted to Her Majesty, to defray the costs and charges in the Province of Canterbury, for the financial year ending 30th June, 1866, a sum not exceeding £39,324. (*Honourable Mr. Stafford.*)

Amendment proposed, To reduce the item Judicial by £4,000. (*Mr. Thomson.*)

Amendment agreed to.

Resolution as amended agreed to.

On motion of Honourable Mr. Stafford, *Resolved*, That there be granted to Her Majesty, to defray the following costs and charges, for the financial year ending 30th June, 1866—

| | | | |
|---|---|---|---|
| For the Province of | Otago, | a sum not exceeding | £53,550. |
| ,, | Southland | ,, | 10,072 10s. |

Resolutions to be reported.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had come to certain Resolutions.

*Ordered*, That the Report be received To-morrow.

8. *Petition from Inhabitants of Wanganui.*—The Order of the Day being read, for resuming the adjourned Debate on the Question, That a Petition from certain Inhabitants of the Town and District of Wanganui be received.

Mr. Speaker's attention having been drawn to the fact that the Petition was informal, it was not received.

9. *Message.*—The Honourable Mr. Stafford, one of Her Majesty's Executive Council for the Colony, delivered to Mr. Speaker two Messages from His Excellency the Governor, signed by His Excellency; and the said Messages were read by Mr. Speaker, all the Members of the House being uncovered, and are as followeth:—

G. GREY,

*Message No.* 11.

G. GREY, Governor.

The Bills intituled—

"An Act to amend the Laws relating to Building and Land Societies;"

"The Mayne Pension Act, 1865;"

"The Maori Funds Investment Act, 1865;"

"The Mining Companies Limited Liability Act, 1865;"

as finally passed by the Honourable the Legislative Council and House of Representatives, having been presented to the Governor for the Royal Assent, he has, in the name of Her Majesty, assented to the said Bills.

Government House, Wellington, 27th October, 1865.

*Message No.* 12.

G. GREY, Governor.

The Governor transmits to the House of Representatives, a Bill intituled "An Act to apply a sum of money out of the Ordinary Revenue to the service of the year ending the 30th day of June, 1866," and on Her Majesty's behalf recommends the House to make provision accordingly.

Government House, Wellington, 27th October, 1865.

10. *Appropriation Bill.—Ordered*, That the Bill transmitted by His Excellency, intituled "An Act to apply a sum of money out of the Ordinary Revenue to the service of the year ending the 30th day of June, 1866," be now read a first time.

The Bill was accordingly read for the first time, and ordered to be read a second time To-morrow and to be printed.

11. *Committee of Ways and Means.*—The Order of the Day being read, for the House in Committee of Ways and Means;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That in the opinion of the Committee, the rolling stock and all iron plant used in the construction of railways in New Zealand ought to be admitted free of duty; also that all screw piles for public wharves, bridges, beacons, or harbour lights, and lighthouses, wire fencing, and iron standards, telegraph posts, as well as machinery required in the erection of patent slips and docks, or for agricultural, mining, manufacturing, printing, or other purposes calculated to develop Colonial industries, ought to be admitted duty free. (*Mr. Creighton.*)

And the Question being put thereon, it was resolved in the Affirmative.

Resolution to be reported.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had come to a Resolution.

*Ordered*, That the Report be received To-morrow.

12. *Intestate Estates Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Intestate Estates Bill;

The same were accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

13. *Public Expenditure Control Bill.*—The Order of the Day being read, for the House in Committee on the Public Expenditure Control Bill;

Mr. Russell moved and the Question was proposed, That the House proceed to the next Order of the Day.

And the Question being put thereon, it passed in the Negative.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clauses 1 to 13 read and agreed to.

Clause 14 read. Amendment proposed: In line 2 to omit the words "once in every week," with a view to insert the words "at such times as he shall be directed by the Governor" in lieu thereof. (*Honourable Mr. Stafford.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 15 and 16 read and agreed to.

Clause 17 read. Amendment proposed: In line 3 to omit the word "twenty-five," with a view to insert the word "forty" in lieu thereof. (*Honourable Mr. Stafford.*)

Amendment agreed to.

Clause as amended agreed to.

Clauses 18 and 19 read and agreed to.

Motion made and Question proposed, That the following clause be added to the Bill:—

If any person, being a Member of the Executive Council, shall, during a Session of the General

General Assembly, advise the Governor to prorogue or dissolve such Assembly without the supplies requisite for the Public Service for the current financial period having been first voted by the House of Representatives, or having been otherwise appropriated by law, or shall threaten or declare to any Member of the Legislative Council or House of Representatives his intention so to advise the Governor, with a view to prevent the General Assembly from exercising control over the Expenditure of the Public Revenue, or with a view to induce such Member of the Legislative Council or House of Representatives to vote or abstain from voting upon the question in such Assembly, every such Member of the Executive Council shall forfeit and pay to any person who shall sue for the same the sum of £2000, to be recovered with full costs of suit in the Supreme Court of the Colony, and every such person shall, upon conviction of such offence, cease to be, and shall be disqualified from being a Member either of the Legislative Council or House of Representatives for the space of three years from the date of such conviction. *(Mr. Sewell.)*

And the Question being put thereon, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 15. | *Noes*, 13. |
|---|---|
| Major Atkinson | Mr. Buckland |
| Mr. Brandon | Mr. Burns |
| Mr. Bunny | Mr. Colenso |
| Mr. Haughton | Mr. Creighton |
| Mr. Jollie | Mr. G. Graham |
| Mr. Mantell | Mr. Macandrew |
| Mr. Miles | Mr. Munro |
| Mr. Renall | Mr. Reynolds |
| Mr. Rhodes | Hon. Mr. Stafford |
| Mr. W. Taylor | Mr. James Williamson |
| Mr. Thomson | Mr. John Williamson |
| Mr. Wayne | Hon. Colonel Haultain } (Tellers.) |
| Mr. Cracroft Wilson, C.B. | Mr. Russell } |
| Mr. Sewell } (Tellers.) | |
| Mr. Wells } | |

So it was resolved in the affirmative.

Preamble read and agreed to.

To report the Bill with amendments.

On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received To-morrow.

14. *Provincial Lawsuits Act Declaratory Bill.*—The Order of the Day being read, for the House in Committee on the Provincial Lawsuits Act Declaratory Bill;

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. O'Rorke reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered*, That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved*, That the Bill do pass, and the Title be "An Act to declare that in Actions and Suits in which judgment or decree is recovered or obtained against the Superintendent of any Province, no execution, attachment, or other process shall issue to satisfy or enforce such judgment or decree."

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath passed the Bill without any amendment.

15. *Protection of Certain Animals Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Protection of Certain Animals Bill;

The same were accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acpuainting them that this House hath agreed to their amendments.

16. *Debenture Act*, 1864, *Amendment Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Debenture Act, 1864, Amendment Bill;

The same were accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

17. *Southland Waste Lands Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Southland Waste Lands Bill;

The same were accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.



18. *Taranaki*

18. *Taranaki Naval and Military Settlers Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Taranaki Naval and Military Settlers Bill;

The same were accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that House hath agreed to their amendments.

19. *Miners Representation Act Amendment Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Miners Representation Act Amendment Bill;

The same were accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

20. *Volunteers Land Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Volunteers Land Bill;

The same were accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

21. *Message.*—A Message from the Legislative Council, by Leonard Stowe, Esquire, Clerk of the Legislative Council:—

The Legislative Council have passed the following Bills—

"The Wellington Supreme Court Site Bill,"
"The Crown Lands (Nelson) Leasing Bill,"
"The New Zealand Settlements Amendment and Continuance Bill,"
"The Naturalization Bill,"
"The Southland Debt Bill,"
"The Loan Allocation Bill,"
"The Representation Bill,"
"The Native Lands Bill,"
"The Wellington Waste Lands Bill,"

with certain amendments, to which they request the concurrence of the House of Representatives.

And also, the Legislative Council have passed the following Bills, without any amendment:—

"The New Zealand Loan Bill,"
"The Otago Municipal Corporation Bill."

Also, the Legislative Council have passed a Bill, intituled "An Act to validate and authorize the issue of Ante-dated Crown Grants and Leases of Land," to which they request the concurrence of the House of Representatives.

22. *The Ante-dated Crown Grants Validation Bill.—Ordered*, That the Bill from the Legislative Council, intituled "An Act to validate and authorize the issue of Ante-dated Crown Grants and Leases of Land" be now read for the first time;

The Bill was accordingly read a first time, and ordered to be read a second time To-morrow.

23. *The Wellington Supreme Court Site Bill.—Ordered.* That the consideration of the amendments made by the Legislative Council in the Wellington Supreme Court Site Bill be an Order of the Day for To-morrow.

24. *New Zealand Settlements Amendment and Continuance Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the New Zealand Settlements Amendment and Continuance Bill be an Order of the Day for To-morrow.

25. *The Crown Lands (Nelson) Leasing Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Crown Lands (Nelson) Leasing Bill be an Order of the Day for To-morrow.

26. *Naturalization Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Naturalization Bill be an Order of the Day for To-morrow.

27. *Southland Debt Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Southland Debt Bill be an Order of the Day for To-morrow.

28. *Loan Allocation Bill.—Ordered*, That the consideration of the amendments made by the Legislative Council in the Loan Allocation Bill be an Order of the Day for To-morrow.

29. *Representation*

29. *Representation Bill.—Ordered,* That the consideration of the amendments made by the Legislative Council in the Representation Bill be an Order of the Day for To-morrow.

30. *Native Lands Bill.—Ordered,* That the consideration of the amendments made by the Legislative Council in the Native Lands Bill be an Order of the Day for To-morrow.

31. *Wellington Waste Lands Bill.—Ordered,* That the consideration of the amendments made by the Legislative Council in the Wellington Waste Lands Bill be an Order of the Day for To-morrow.

And the House having continued to sit until after Twelve of the Clock on Saturday morning,

## Saturday, the 28th day of October, 1865.

32. *Otago Waste Lands Amendment Bill.*—On motion of Mr. Reynolds, *Ordered*, That the Otago Waste Lands Bill be committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Preamble postponed.

Clause 1 read. Motion made and Question proposed, That the Chairman leave the Chair. (*Mr. Wayne.*)

And the Question being put thereon, the Committee divided, and the names were taken down as follows:—

| *Ayes*, 9. | *Noes*, 12. |
|---|---|
| Major Atkinson | Mr. Buckland |
| Mr. Brandon | Mr. Bunny |
| Mr. Jollie | Mr. Colenso |
| Mr. Pharazyn | Mr. Creighton |
| Mr. Sewell | Mr. G. Graham |
| Mr. W. Taylor | Hon. Colonel Haultain |
| Mr. Cracroft Wilson, C.B. | Mr. Macandrew |
| Mr. Mantell } (Tellers.) | Mr. Miles |
| Mr. Wayne } | Mr. Russell |
| | Mr. John Williamson |
| | Mr. Burns } (Tellers.) |
| | Mr. Reynolds } |

So it passed in the Negative.

Clause 1 agreed to.

Clause 2 read. Amendment proposed: In line 6 to omit the word "five," with a view to insert the word "ten" in lieu thereof. (*Mr. Sewell.*)

Amendment negatived.

Clause agreed to.

Clause 3 read. Amendment proposed: In line 4 after the word "Gazette" to insert the words "and two or more newspapers published in the Province, and ordinarily circulating in the district wherein the said lands are situated." (*Mr. Reynolds.*)

Amendment agreed to.

Another amendment proposed: At the end of the clause to add the words "Provided always that the lands sold under this Act shall be sold separately in sections not exceeding 150 acres in each." (*Mr. Reynolds.*)

Amendment agreed to.

Clause as amended agreed to.

Preamble read and agreed to.

To report the Bill with amendments.

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On Mr. Carleton resuming the Chair, Mr. O'Rorke reported, That the Committee had gone through the Bill, and had made amendments thereto.

*Ordered*, That the Report be received This Day, to stand the second Order of the Day.

33. *Native Produce.*—On motion of Mr. John Williamson, *Ordered*, That the Return of Native Produce brought into the Ports of Auckland and Onehunga in canoes during the years 1850 to 1859, as laid upon the Table of the House on the 1st September last, be printed.

34. *Adjournment (Special).*—On motion of the Honourable Colonel Haultain, *Resolved*, That this House will, at its rising, adjourn until noon this day.

Then, on motion of the Honourable Colonel Haultain,

The House adjourned.

NOTICES

## NOTICES OF MOTION AND ORDERS OF THE DAY.

*Saturday, 28th October*, 1865.

NOTICES OF MOTION.

1. The Honourable Mr. STAFFORD to move, That this House without expressing any opinion whatever upon the desirability of retaining the Imperial Troops in the Colony, desires to record its opinion that under the circumstances stated by His Excellency in the printed Papers laid before the House, His Excellency exercised a sound discretion in the course he adopted in retaining the Imperial Forces in the month of May last, on the occasion when they were proposed to be removed by the General.
2. Mr. RUSSELL to move, That, the Speaker having decided that the Standing Order, No. 154, did not apply to the Vote given in Committee on the 26th instant, relative to the expenses of Members, orders, that the reasons given by Mr. Speaker for his decision be entered on the Journals of this House.
3. Mr. RUSSELL to move, That all charges on the Estimates borne Provincially should be submitted by the Government to the Superintendents of the several Provinces for their report before the General Government propose the Votes to this House.

ORDERS OF THE DAY.

1. Resolutions to be reported from Committee of Supply.
2. Otago Waste Lands Bill—to be reported.
3. Appropriation Bill—second reading.
4. A Resolution to be reported from Committee of Ways and Means.
5. Wellington Supreme Court Site Bill—consideration of amendments by the Legislative Council.
6. Nelson Waste Lands Bill—consideration of amendments by the Legislative Council.
7. New Zealand Settlements Amendment Continuance Bill—consideration of amendments by the Legislative Council.
8. Naturalization Bill—consideration of amendments by the Legislative Council.
9. Southland Debt Bill—consideration of amendments by the Legislative Council.
10. Loan Allocation Bill—consideration of amendments by the Legislative Council.
11. Representation Bill—consideration of amendments by the Legislative Council.
12. Native Lands Bill—consideration of amendments by the Legislative Council.
13. Public Expenditure Control Bill—to be reported.
14. Wellington Waste Lands Regulation Bill—consideration of amendments by the Legislative Council.
15. Ante-dated Crown Grants Validation Bill—second reading.

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## Saturday, the 28th day of October, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker, in accordance with Standing Order No. 25, Mr. Carleton took the Chair as Speaker.

PRAYERS:

1. *Papers.*—The Honourable Mr. Stafford laid upon the Table, by command of His Excellency:—

   (1.) Copy of Minutes, Memoranda, and Correspondence between the Governor and Ministers, relative to the employment of Imperial Troops on the West Coast; being Return to an Address of the 25th instant.

   (2.) Copy of all Correspondence not yet laid on the Table, concerning the location of Immigrants on the Waikato; being Return to an Order of the 27th September last.

   (3.) Correspondence relating to the despatch of the Steamer "Southland," for the discovery of persons supposed to be shipwrecked there.

2. *Chairman of Committees.*—The Honourable Colonel Haultain, with the leave of the House and without notice, moved and the Question was proposed, That during the remainder of the Session, when the House is in Committee, the Chair be taken by Mr. Pharazyn.

   And the Question being put thereon, it was resolved in the Affirmative.

3. *Imperial Troops.*—The Honourable Mr. Stafford, with the leave of the House, amended the Motion in his name standing No. 1 on this day's Order Paper.

   The Honourable Mr. Stafford moved, and the Question was proposed, That this House, without reference to the general policy of retaining the Imperial Troops in the Colony, and without admitting any pecuniary liability to the Mother Country on that account, desires to record its opinion that, under the circumstances stated by His Excellency in the printed papers laid before the House, His Excellency exercised a sound discretion in the course he adopted, in not permitting certain of the Imperial Forces to be removed in the month of May last, on the occasion when they were proposed to be removed by the General.

Mr.

Mr. Sewell moved, That the Question be amended by the insertion after the word "House" in the fourth line, of the words—"and especially having reference to the long inaction of the Imperial Troops in the immediate neighbourhood of the Weraroa Pa prior to its capture."

And the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

Mr. Jollie moved, That the Question be further amended by the omission of the words "not permitting certain of the Imperial Forces," and the insertion of the words "protesting against the proposed removal of a certain number of the Troops" in lieu thereof.

And the Question being put, That the words proposed to be omitted stand part of the Question, it was passed in the Negative.

Then the question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

Mr. Pharazyn moved, That the Question be amended by the addition of the words "but declared its adherence to the view already indicated by this House, as to the advisability of removing the troops" at the end thereof.

And the Question being put, That the word proposed to be added be so added, it passed in the Negative.

And the Question as amended being put, the House divided, and the names were taken down as follows:—

| *Ayes*, 20. | *Noes*, 2. |
|---|---|
| Mr. Buckland | Major Atkinson } (Tellers.) |
| Mr. Burns | Mr. Wayne } |
| Mr. Colenso | |
| Mr. Creighton | |
| Mr. G. Graham | |
| Hon. Colonel Haultain | |
| Mr. Henderson | |
| Mr. Jollie | |
| Mr. Macandrew | |
| Mr. Munro | |
| Mr. O'Rorke | |
| Hon. Mr. Paterson | |
| Mr. Reynolds | |
| Mr. Richmond | |
| Mr. Thomson | |
| Mr. Vogel | |
| Mr. James Williamson | |
| Mr. John Williamson | |
| Mr. Russell } (Tellers.) | |
| Hon. Mr. Stafford } | |

So it was resolved in the Affirmative.

*Resolved*, That this House, without reference to the general policy of retaining the Imperial Troops in the Colony, and without admitting any pecuniary liability to the Mother Country on that account, desires to record its opinion that, under the circumstances stated by His Excellency in the printed papers laid before the House, and especially having reference to the long inaction of the Imperial Troops in the immediate neighbourhood of the Weraroa Pa prior to its capture, His Excellency exercised a sound discretion in the course he adopted in protesting against the proposed removal of a certain number of the troops in the month of May last, on the occasion when they were proposed to be removed by the General.

4. *Committee of Supply.*—The Order of the Day being read, for receiving the Report of certain Resolutions from the Committee of Supply;

Mr. O'Rorke accordingly reported the following Resolutions:—

*Consideration of His Excellency's Message No.* 3.

*Resolved*, That there be granted to Her Majesty, to defray the costs and charges of unauthorized General Expenditure, on account of the financial year ended 30th June, 1863, a sum not exceeding £105 18s. 11d.

*Resolved*, That there be granted to Her Majesty, to defray the costs and charges of unauthorized Provincial Expenditure, on account of the financial year ended 30th June, 1863, a sum not exceeding £5,181 2s. 3d.

*Resolved*, That there be granted to Her Majesty, to defray the costs and charges of unauthorized General Expenditure, for the financial year ended 30th June, 1864, a sum not exceeding £22,684 9s. 8d.

*Resolved*, That there be granted to Her Majesty, to defray the costs and charges of unauthorized Provincial Expenditure for the financial year ended 30th June, 1864, a sum not exceeding £13,405 15s. 11d.

*Resolved*, That there be granted to Her Majesty, to defray the costs and charges of unauthorized

unauthorized General Expenditure, for the financial year ended 30th June, 1865, a sum not exceeding £103,022 11s. 8d.

*Resolved,* That there be granted to Her Majesty, to defray the costs and charges of unauthorized Provincial Expenditure, for the financial year ended 30th June, 1865, a sum not exceeding £23,133 16s. 8d.

*Consideration of His Excellency's Message No.* 3.

*Resolved,* That there be granted to Her Majesty a sum not exceeding £200,808, to defray the costs and charges for the financial year ending 30th June, 1866, under the following heads :—

| | £ | s. | d. |
|---|---|---|---|
| Executive | 6,980 | 0 | 0 |
| Legislative | 14,050 | 0 | 0 |
| Judicial | 1,400 | 0 | 0 |
| Registration | 1,900 | 0 | 0 |
| Customs | 1,290 | 0 | 0 |
| Postal | 99,500 | 0 | 0 |
| Internal Defence | 25,000 | 0 | 0 |
| Native Department | 33,000 | 0 | 0 |
| Printing Establishment | 4,688 | 0 | 0 |
| Geological | 3,000 | 0 | 0 |
| Miscellaneous | 10,000 | 0 | 0 |
| | £200,808 | 0 | 0 |

*Resolved,* That there be granted to Her Majesty, to defray the costs and charges under the head Unapportioned, for the financial year ending 30th June, 1866, a sum not exceeding £4,000.

*Resolved,* That there be granted to Her Majesty a sum not exceeding £30,804 to defray the costs and charges in the Province of Auckland, under the following heads :—

| | £ | s. | d. |
|---|---|---|---|
| Judicial | 8,705 | 0 | 0 |
| Sub-Treasury | 1,000 | 0 | 0 |
| Registration | 2,400 | 0 | 0 |
| Electoral | 1,000 | 0 | 0 |
| Customs | 9,498 | 0 | 0 |
| Postal | 8,201 | 0 | 0 |
| | £30,804 | 0 | 0 |

*Resolved,* That there be granted to Her Majesty a sum not exceeding £3,105 to defray the costs and charges in the Province of Taranaki, under the following heads :—

| | £ | s. | d. |
|---|---|---|---|
| Judicial | 1,000 | 0 | 0 |
| Registration | 430 | 0 | 0 |
| Electoral | 125 | 0 | 0 |
| Customs | 1,000 | 0 | 0 |
| Postal | 550 | 0 | 0 |
| | £3,105 | 0 | 0 |

*Resolved,* That there be granted to Her Majesty a sum not exceeding £13,240 to defray the costs and charges in the Province of Wellington, under the following heads :—

| | £ | s. | d. |
|---|---|---|---|
| Judicial | 4,200 | 0 | 0 |
| Registration | 1,000 | 0 | 0 |
| Electoral | 350 | 0 | 0 |
| Customs | 3,790 | 0 | 0 |
| Postal | 3,900 | 0 | 0 |
| | £13,240 | 0 | 0 |

*Resolved,* That there be granted to Her Majesty a sum not exceeding £4,987 to defray the costs and charges in the Province of Hawke's Bay, under the following heads :—

| | £ | s. | d. |
|---|---|---|---|
| Judicial | 982 | 0 | 0 |
| Registration | 480 | 0 | 0 |
| Electoral | 225 | 0 | 0 |
| Customs | 1,400 | 0 | 0 |
| Postal | 1,900 | 0 | 0 |
| | £4,987 | 0 | 0 |

*Resolved,* That there be granted to Her Majesty a sum not exceeding £8,110 to defray the costs and charges in the Province of Nelson, under the following heads :— Judicial

| | £ | s. | d. |
|---|---|---|---|
| Judicial | 2,360 | 0 | 0 |
| Registration | 1,200 | 0 | 0 |
| Electoral | 450 | 0 | 0 |
| Customs | 2,250 | 0 | 0 |
| Post Office | 1,850 | 0 | 0 |
| | £8,110 | 0 | 0 |

*Resolved*, That there be granted to Her Majesty a sum not exceeding £6,690 to defray the costs and charges in the Province of Marlborough, under the following heads :—

| | £ | s. | d. |
|---|---|---|---|
| Judicial | 2,040 | 0 | 0 |
| Registration | 300 | 0 | 0 |
| Electoral | 150 | 0 | 0 |
| Customs | 1,700 | 0 | 0 |
| Postal | 2,500 | 0 | 0 |
| | £6,690 | 0 | 0 |

*Resolved*, That there be granted to Her Majesty a sum not exceeding £35,324 to defray the costs and charges in the Province of Canterbury, under the following heads :—

| | £ | s. | d. |
|---|---|---|---|
| Judicial | 7,000 | 0 | 0 |
| Registration | 1,900 | 0 | 0 |
| Electoral | 525 | 0 | 0 |
| Customs | 12,899 | 0 | 0 |
| Postal | 13,000 | 0 | 0 |
| | £35,324 | 0 | 0 |

*Resolved*, That there be granted to Her Majesty a sum not exceeding £53,580 to defray the costs and charges in the Province of Otago, under the following heads :—

| | £ | s. | d. |
|---|---|---|---|
| Judicial | 20,670 | 0 | 0 |
| Registration | 2,450 | 0 | 0 |
| Electoral | 885 | 0 | 0 |
| Customs | 9,165 | 0 | 0 |
| Postal | 20,380 | 0 | 0 |
| | £53,550 | 0 | 0 |

*Resolved*, That there be granted to Her Majesty a sum not exceeding £10,072 to defray the costs and charges in the Province of Southland, under the following heads :—

| | £ | s. | d. |
|---|---|---|---|
| Judicial | 1,900 | 0 | 0 |
| Registration | 500 | 0 | 0 |
| Electoral | 200 | 0 | 0 |
| Customs | 3,472 | 0 | 0 |
| Postal | 4,000 | 0 | 0 |
| | £10,072 | 0 | 0 |

And the Resolutions being read a second time, *Resolved*, That this House doth agree with the Committee in the said Resolutions.

5. *Otago Waste Lands Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Otago Waste Lands Bill;

The same was read and agreed to.

Motion made and Question proposed, That the Otago Waste Lands Bill be now read a third time.

Mr. Sewell moved, That the Question be amended by the omission of the word "now" and the addition of the words "this day six months" at the end thereof.

And the Question being put, That the word proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows :—

| *Ayes*, 17. | *Noes*, 8. |
|---|---|
| Mr. Buckland | Mr. Brandon |
| Mr. Bunny | Mr. Curtis |
| Mr. Colenso | Mr. Fitzherbert |
| Mr. Creighton | Mr. Rhodes |
| Mr. G. Graham | Mr. W. Taylor |
| Mr. Haughton | Mr. Cracroft Wilson, C.B. |
| Hon. Colonel Haultain | Mr. Sewell } (Tellers.) |
| Mr. Henderson | Mr. Wayne } |

Mr.

| | |
|---|---|
| Mr. Macandrew | |
| Mr. Munro | |
| Mr. O'Rorke | |
| Mr. Richmond | |
| Mr. Russell | |
| Mr. Vogel | |
| Mr. John Williamson | |
| Mr. Burns, Mr. Reynolds (Tellers.) | |

So it was resolved in the Affirmative.

The Bill was accordingly read a third time.

*Resolved,* That the Bill do pass, and the Title be "An Act to empower the Governor to reduce the upset price of Waste Lands of the Crown, situate within certain Hundreds in the Province of Otago."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

6. *Appropriation Bill.*—The Order of the Day being read, for the second reading of the Appropriation Bill;

The Bill was accordingly read a second time.

The Honourable Mr. Stafford moved, That the Bill be committed to a Committee of the whole House for this day.

Mr. Speaker ruled, that, it being a Bill of an urgent nature, and introduced at the close of the Session, he considered that under Standing Order No. 315, it could be proceeded with in Committee on this day.

The House accordingly resolved itself into the said Committee, and after some time spent therein, Mr. Carleton resumed the Chair, and Mr. Pharazyn reported, That the Committee had gone through the Bill, and had directed him to report the same without any amendment.

*Ordered,* That the Bill be now read a third time.

The Bill was read a third time accordingly.

*Resolved,* That the Bill do pass, and the Title be, "An Act to apply a sum of money out of the Ordinary Revenue to the service of the year ending the 30th day of June, 1866."

*Ordered,* That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

7. *Committee of Ways and Means.*—The Order of the Day being read, for receiving the Report of a Resolution from the Committee of Ways and Means;

Mr. O'Rorke accordingly reported the following Resolution:—

That, in the opinion of the Committee, the rolling stock and all iron plant used in the construction of railways in New Zealand, ought to be admitted free of duty; also, that all screw piles for public wharves, bridges, beacons, and harbour-lights and lighthouses; wire-fencing, and iron-standards, telegraph-posts, as well as all machinery required in the erection of patent-slips and docks, or for agriculturing, mining, manufacturing, printing, or other purposes calculated to develop Colonial industries, ought to be admitted duty free.

And the Resolution being read a second time,

*Resolved,* That this House doth agree with the Committee in the said Resolution.

8. *Wellington Supreme Court Site Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Wellington Supreme Court Site Bill;

The same being read, were agreed to.

*Ordered,* That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

9. *Crown Lands (Nelson) Leasing Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Crown Lands (Nelson) Leasing Bill;

The same being read were agreed to.

*Ordered,* That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

10. *New Zealand Settlements Act Amendment and Continuance Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the New Zealand Settlements Act Amendment and Continuance Bill;

The same being read were agreed to.

*Ordered,* That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

11. *Naturalization Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Naturalization Bill; The

The same being read were agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

12. *Southland Debt Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Southland Debt Bill;

The same being read were agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

13. *Loan Allocation Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Loan Allocation Bill;

The same were accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

14. *Representation Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Representation Bill;

The same were accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

15. *Native Lands Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Native Lands Bill;

The same were accordingly read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

16. *Comptrollers' Bill.*—The Order of the Day being read, for receiving the Report of the Committee of the whole House on the Comptrollers' Bill;

The Honourable Mr. Stafford moved and the Question was proposed, That the Report be now received.

Mr. Russell moved, That the Question be amended by the omission of all the words after the word "That," and the insertion of the words "the Bill be re-committed to a Committee of the whole House."

And the Question being put, That the words proposed to be omitted stand part of the Question, the House divided, and the names were taken down as follows:—

| *Ayes*, 11. | *Noes*, 16. |
|---|---|
| Major Atkinson | Mr. Buckland |
| Mr. Braudon | Mr. Burns |
| Mr. Curtis | Mr. Colenso |
| Mr. Haughton | Mr. Creighton |
| Mr. Jollie | Mr. G. Graham |
| Mr. Pharazyn | Mr. Henderson |
| Mr. Rhodes | Mr. Macandrew |
| Mr. Wells | Mr. Munro |
| Mr. Cracroft Wilson, C.B. | Mr. O'Rorke |
| Mr. Sewell } (Tellers.) | Mr. Reynolds |
| Mr. Thomson } | Mr. Russell |
| | Hon. Mr. Stafford |
| | Mr. Vogel |
| | Mr. James Williamson |
| | Hon. Colonel Haultain } (Tellers.) |
| | Mr. John Williamson } |

So it passed in the Negative.

Then the Question being put, That the words proposed to be inserted be so inserted, it was resolved in the Affirmative.

*Resolved*, That the Comptrollers' Bill be re-committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Clause 20 negatived.

To report the Bill as amended.

On Mr. Carleton resuming the Chair, Mr. Pharazyn reported, That the Committee had made a further amendment in the Bill.

Mr. Speaker ruled, That, it being a Bill of an urgent nature, and introduced at the end of the Session, he considered that under Standing Order No. 315, it could be proceeded with this day.

*Ordered*,

*Ordered*, That the Report be received forthwith.

And the same being read, was agreed to.

*Ordered*, That the Bill be transmitted to the Legislative Council, together with a Message requesting their concurrence.

17. *Wellington Waste Lands Regulation Bill.*—The Order of the Day being read, for the consideration of the amendments made by the Legislative Council in the Wellington Waste Lands Regulation Bill;

The same were read and agreed to.

*Ordered*, That a Message be transmitted to the Legislative Council, acquainting them that this House hath agreed to their amendments.

18. *Ante-dated Crown Grants Validation Bill.*—The Order of the Day being read, for the second reading of the Ante-dated Crown Grants Validation Bill;

The Bill was accordingly read a second time, and committed to a Committee of the whole House for Monday next.

19. *Adjournment (Special.)*—On motion of the Honourable Mr. Stafford, *Resolved*, That this House will, at the rising of the House this day, adjourn until One of the Clock on Monday next.

20. *Message.*—A Message from the Legislative Council, by Leonard Stowe, Esquire, Clerk of the Legislative Council:—

The Legislative Council have passed the following Bill, without any amendment:—

A Bill intituled "The Comptroller's Bill."

Then, on motion of the Honourable Mr. Stafford,

The House adjourned.

## NOTICE OF MOTION AND ORDER OF THE DAY.

*Monday, 30th October*, 1865.

NOTICE OF MOTION.

1. Mr. PHARAZYN to move, That the Report of the Select Committee on Private Grievances on the Petition of Mr. James Moore, of Wanganui, be adopted.

ORDER OF THE DAY.

1. Ante-dated Crown Grants Validation Bill—to be committed.

## Monday, the 30th day of October, 1865.

The Clerk having informed the House of the unavoidable absence of Mr. Speaker, under Standing Order No. 25, Mr. Carleton took the Chair as Speaker.

PRAYERS:

1. *Papers.*—The Honourable Mr. Stafford laid upon the Table, by command of His Excellency:—

(1.) Copy of all Minutes, Memoranda, and Correspondence between the Governor and Ministers relative to the employment of Imperial Troops on the West Coast; being further Return to an Address of the 25th October instant.

(2.) Letters from the East Coast, relative to Military operations there.

*Ordered*, That the said Papers be printed for the use of Members of this House.

2. *Messages.*—The Honourable Mr. Stafford, one of Her Majesty's Executive Council for the Colony, delivered to Mr. Speaker two Messages from His Excellency the Governor, signed by His Excellency; and the said Messages were read by Mr. Speaker, all the Members of the House being uncovered, and are as followeth:—

G. GREY, Governor, *Message No.* 13.

The Bills intituled—

"The Volunteers Land Act, 1865;"

"The Hawke's Bay Waste Land Regulations Amendment Act, 1865;"

"The Provincial Councils Powers Extension Act, 1865;"

as finally passed by the Honourable the Legislative Council and House of Representatives having been presented to the Governor for the Royal Assent, he has reserved the same for the signification of Her Majesty's pleasure thereon.

Government House, Wellington, 30th October, 1865.

G. GREY, Governor. *Message No.* 14.

The following Bills intituled—

"The Wellington Waste Lands Regulation Act, 1865;"

"The Native Lands Act, 1865;"

"The

"The Representation Act, 1865;"
"The Loan Allocation Act, 1865;"
"The Southland Debt Act, 1865;"
"The Naturalization Act, 1865;"
"The New Zealand Settlements Amendment and Continuance Act, 1865;"
"The Crown Lands (Nelson) Leasing Act, 1865;"
"The Deeds and Titles Registration Amendment Act, 1865;"
"The New Plymouth Exchanges Commission Act, 1865;"
"The Law Practitioners Act Amendment Act, 1865;"
"The Provincial Constabulary Act, 1865;"
"The Electric Telegraph Act, 1865;"
"The Distillation Prohibition Ordinance Amendment Act, 1865;"
"The Provisional Jury List Act, 1865;"
"The Post Office Savings Bank Act, 1865;"
"The Gold Fields Act, 1865;"
"The Petty Sessions Act, 1865;"
"The Militia Act, 1865;"
"The Volunteer Force Act, 1865;"
"The Intestate Estates Act, 1865;"
"The Protection of Certain Animals Act, 1865;"
"The Debentures Act Amendment Act, 1865;"
"The Southland Waste Lands Act, 1865;"
"The Taranaki Naval and Military Settlers Act, 1865;"
"The Miners Representation Act Amendment Act, 1865;"
"The Wellington Supreme Court Site Act, 1865;"
"The Provincial Lawsuits Declaratory Act, 1865;"
"The Prisoners Removal Act, 1865;"
"The Hawke's Bay Military and Colonial Defence Corps Settlement Act, 1865;"
"The New Provinces Act, 1865;"
"The Lost Licenses and Leases Act, 1865;"
"The Provincial Corporations Act, 1865;"
"The Master and Apprentice Act, 1865;
"The Debtors and Creditors Act Amendment Act, 1865;"
"The Nixon Pension Act, 1865;"
"The Canterbury Waste Lands Act, 1865;"
"The Bailors of Sheep and Cattle Protection Act, 1865;"
"The New Zealand Loan Act, 1865;"
"The Otago Municipal Corporations Empowering Act, 1865;"
"The Resident Magistrates Criminal Jurisdiction Extension and Amendment Act, 1865;"
"The Comptrollers Act, 1865;"

*(Private Bills.)*

"The Duck's Nest Dam Act, 1865;"
"The Lincoln Road Mill Dam Act, 1865;"
"The Picton and Blenheim Railway Act, 1865;"

as finally passed by the Honourable the Legislative Council and House of Representatives, having been presented to the Governor for the Royal Assent, he has, in the name of Her Majesty, assented to the said Bills.

Government House, Wellington, 30th October, 1865.

3. *Messages.*—Messages from the Legislative Countil, by Leonard Stowe, Esquire, Clerk of the Legislative Council:—

The Legislative Council have concurred in the amendments made by the House of Representatives in the Bill intituled "An Act for extending the Jurisdiction of Resident Magistrates in criminal cases, and for amending the Resident Magistrates Jurisdiction Extension Act, 1862."

Also, the Legislative Council have passed "The Appropriation Bill, 1865," which they return to the House of Representatives as of their Bills of Supply.

4. *Petition of James Moore.*—On motion of Mr. Pharazyn, *Resolved*, That the Government ought to take the Report of the Select Committee on Private Grievances on the Petition of Mr. James Moore, of Wanganui, into consideration.

5. *Ante-dated Crown Grants Validation Bill.*—The Order of the Day being read, for the House in Committee on the Ante-dated Crown Grants Validation Bill;

The House accordingly resolved itself into the said Committee.

(In the Committee.)

Motion made and Question proposed, That the Chairman report progress. (*Honourable Mr. Stafford.*)

And the Question being put, it was resolved in the Affirmative.

To report progress.

On

On Mr. Carleton resuming the Chair, Mr. Pharazyn reported, That the Committee had made progress.

6. *Summons from His Excellency.*—A Summons from His Excellency the Governor, by Mr. Thatcher, His Excellency's Private Secretary :—

MR. SPEAKER,—

The Governor desires this Honourable House to attend His Excellency forthwith, in the Legislative Council Chamber.

Accordingly, Mr. Speaker, with the House, went up to attend His Excellency,

Then the Honourable the Speaker of the House of Representatives addressed His Excellency the Governor as followeth :—

MAY IT PLEASE YOUR EXCELLENCY,—

The House of Representatives has, during the present Session, given its earnest attention to the various subjects indicated by your Excellency for its consideration in the Speech with which you were pleased to initiate its proceedings.

The House has given its especial attention to the Native difficulty, and, with a view to remove all cause of dissatisfaction on the part of Her Majesty's aboriginal subjects in New Zealand, has passed a Native Rights Bill, a Native Commission Bill, and a Native Lands Bill, thus relieving them from disabilities, and placing them, as nearly as may be, in a position of political equality with ourselves.

Strenuous endeavours have been made to re-adjust the Finance of the Colony, and, by placing it on a more satisfactory basis, to raise our Colonial credit.

With a view to the more complete development of free institutions, the Representation of the Colony has been enlarged.

The experience of the working of the numerous Acts passed of late years, relating to such subjects as the disposal of Waste Lands, the Militia and Volunteer Forces, the District Courts, and others, has pointed out omissions and imperfections in various directions, which we have sought by the legislation of this Session to supply and amend.

For these and other purposes connected with the public service, it has been the duty as well as the special privilege of Her Majesty's faithful subjects, the House of Representatives of New Zealand, to make just and ample provision ; and it is in their name that I pray your Excellency's assent, in the name and on behalf of Her Majesty, to the Bills which I have now the honour to present.

The Honourable the Speaker of the House of Representatives then presented the following Money Bill :—

"A Bill to apply a sum of money out of the Ordinary Revenue to the service for the year ending the 30th day of June, 1866."

To which Bill His Excellency was pleased to assent, in the name and on behalf of Her Majesty.

After which His Excellency was pleased to make the following Speech to both Houses :—

HONOURABLE LEGISLATIVE COUNCILLORS AND GENTLEMEN OF THE HOUSE OF REPRESENTATIVES,—

I am happy to be able to release you from your further attendance in Parliament.

The zeal and diligence which the Legislature has displayed in the performance of the duties which have devolved upon it during the present Session, cannot fail to be attended with permanent advantage to the country.

The measures you have passed affecting Her Majesty's subjects of the Native Race, are evidence of your earnest desire to extend to them, to the full, all the rights and privileges enjoyed and prized by British subjects. By such measures, wisely administered, there is every reason to believe that they will become steadfastly assured that their interests will be zealously guarded by the Legislature, on whom they can rely to secure, by every means in its power, happiness and prosperity to those amongst them who are peaceably inclined, while those who may unfortunately be led into crime will assuredly discover that a certain punishment awaits them.

It affords me much gratification to express my sense of the energy and gallantry of Her Majesty's Colonial and Native Forces, so signally displayed in the eminent successes recently achieved by them on the East Coast.

GENTLEMEN OF THE HOUSE OF REPRESENTATIVES,—

I thank you for the supplies you have voted for the Public Service. You may rest assured that they will be administered with a regard for that strict economy which is imperatively required in the expenditure of the Public Moneys, and which will mainly tend to preserve the unity of the Colony.

The measures you have passed for improving the character of New Zealand securities, and for relieving the embarrassments which have for some time affected the Province of Southland, will maintain and improve the financial credit of the country.

I have gladly assented to the Bill for effectually preventing the expenditure of the Public Moneys without the authority of law.

I am

I am happy to be able to congratulate you on the steady increase in the Revenue, which is likely to be still further augmented by the rapid development of the Gold Fields on the West Coast.

HONOURABLE GENTLEMEN AND GENTLEMEN,—

The Bill for increasing the Representation of the People in Parliament will ensure the means of a fuller expression of public opinion to the districts to which it relates.

It is my intention to dissolve this Parliament, and to call another without unnecessary delay. I earnestly trust that the exercise by the several Constituencies of the high functions which will devolve upon them, will result in promoting the welfare and happiness of all classes of Her Majesty's subjects in the Colony.

I now, in Her Majesty's name and on Her Majesty's behalf, declare this Parliament to stand prorogued to Tuesday, the 26th day of December next. And it is hereby prorogued.

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