

been accepted by the noble lord, the head of the Government, for it appeared to him that his own resolution and the amendment as at present worded were synonymous. It was a mere truism to affirm that "the steps lately taken by the Government are calculated to meet the requirements of the case, and to establish a better feeling between the settlers and the natives." But this did not absolve them from blame in respect of their past action. One word in conclusion: he hoped the Government would not conceive it had done its duty in connection with this matter so long as the men who speared Bailey were running at large, and not brought to justice: or so long as the men who murdered Clarkson, in 1874, remained at large. The noble lord twitted him with a knowledge of the fact that two of the names given by Mr. Brockman to the Government in connection with this murder were the names of two little children. What he said was this—that the murderers were well-known, and that even the Government's own police officers were in possession of conclusive proofs of who the murderers were. He hoped the Government would not consider they had done their duty until they had also brought to justice—if not too late to do so—the seven natives for whom they issued warrants in 1874, for spearing Charles Shires, and also those who speared Luke Parkwood, and those who speared Henry Birch—they knew very well who did it: also the men who speared Mooney in 1878, and who attacked Mr. Howard's shepherd, who had five spears sent through him; also those who speared Collins, and the men who speared Mick. He hoped the Government would not conceive they had done their duty, or "met the requirements of the case," until they also brought to justice the murderers of Redfern, and the murderers of poor Brackle. He trusted the Government would see the necessity of bringing these natives to justice. He also hoped if any breaches of the law had been committed by the whites as well as by the blacks, the Government would equally bring the offenders to justice. He begged to withdraw his resolution, as it afforded him much pleasure—since all those words referring to the past had been struck out—to accept the amend-

ment of the hon. member for Newcastle.

The amendment submitted by Mr. PARKER was then put and negatived, and Mr. SHENTON's resolution—"That this Council, having considered the reports placed before it on the subject of the state of affairs in the Murchison and Gascoyne Districts, is of opinion that the steps lately taken by the Government are well calculated to meet the requirements of the case, and to establish a better feeling as between the white settlers and the natives"—was agreed to.

SUSPENSION OF STANDING ORDERS.

THE COLONIAL SECRETARY (Lord Gifford) moved that the Standing Orders of the House be suspended, with a view that, at its rising, the House adjourn until 10 o'clock on Saturday (next day), for the transaction of business.

Agreed to.

The House adjourned at eleven o'clock, p.m.

LEGISLATIVE COUNCIL,

Saturday, 23rd September, 1882.

Control of Loan Monies—Message (No. 15): Assenting to Bills: Reserving Increase of Members Bill; re Excess Bill and Water Police Charges; and vetoing Dog Bill—Message (No. 16): Assenting to Appropriation Act: Reserving Loan Monies Control Bill; and vetoing Aboriginal Native Offenders Bill—Message (No. 17): Increased Grant of Land to Mr. Alexander Forrest, and Donation to Dean Gegg—Prorogation.

THE SPEAKER took the Chair at ten o'clock, a.m.

PRAYERS.

CONTROL OF LOAN MONIES.

MR. STEERE, in accordance with notice, moved, "That an Humble Address be presented to His Excellency the Governor, praying that he will be pleased to inform Her Majesty's Secre-

"tary of State for the Colonies that the Legislative Council,—in view of the fact that it possesses no control over the expenditure of Public Monies raised by Loan, and also bearing in mind that Her Majesty's Secretary of State, in his Despatch of the 3rd of June, 1881, expressed the opinion that "the Members of the Legislature, two-thirds of whom are elected by the people, have both the right and the responsibility of controlling the expenditure of public money,"—has passed 'An Act to provide for the more effectual control of all monies raised by Loan for Public Works purposes,' the provisions of which are analogous to those contained in the Loan Acts of Victoria and South Australia, and the Acts for the appropriation of Loan moneys in New Zealand; and the Council humbly prays that Her Majesty's Secretary of State will not advise Her Majesty to disallow the said Act; and the Council wishes further to bring to the notice of the Secretary of State that it is of opinion that all monies paid into the Treasury, whether the proceeds of loans or otherwise, should be considered as public monies, and should be issued and applied in such manner and in such proportions as the Governor by warrant under his hand, countersigned by the Colonial Secretary, and directed to the Treasurer, shall order and direct, and that all public monies raised by Loan shall be issued, and applied in accordance with, and subject to the provisions of 'The Audit Act, 1881,' that being the only statutory enactment which at present gives the Legislature any control over the expenditure of Public Monies; there being some doubt whether the Act in question is applicable to moneys raised by Loan." The hon. member said it would be observed that he had slightly altered the wording of the resolution since it first appeared on the Notice Paper, in order to show there is some doubt as to whether the Audit Act is applicable to moneys raised by loan. He had done so in deference to the views held by His Excellency the Governor on the subject.

The motion was agreed to, without discussion.

MESSAGE (No. 15): ASSENTING TO BILLS; RESERVING INCREASE OF MEMBERS BILL: *RE* EXCESS BILL AND WATER POLICE CHARGES; AND VETOING DOG BILL.

THE SPEAKER announced the receipt of the following Message from His Excellency the Governor:

"The Governor informs Your Honorable Council that he has assented, in Her Majesty's name, to the undermentioned Bills passed during the present Session of the Legislature:—

6. "An Act to repeal 'The Stamp Act, 1881,' and to re-enact the provisions thereof with amendments."
7. "An Act to consolidate and amend the Laws relating to Trespasses by Live Stock and the Poundage thereof, and to consolidate the Laws relating to the construction of Fences."
8. "An Act for the better regulation of and maintenance of Discipline in the Government Poor Houses."
9. "An Act to amend 'The Customs Ordinance, 1860.'"
10. "An Act to repeal the present Law relating to Hawkers and Pedlars, and to substitute other provisions in lieu thereof."
11. "An Act to amend an Act passed in the sixth year of Her Majesty, No. 5, intitled 'An Act to provide a summary remedy in certain cases of Breach of Contract.'"
12. "An Act to amend 'The Jury Act, 1871.'"
13. "An Act to amend 'The Bills of Sale Act, 1879.'"
14. "An Act to make the Winning of Money by Cheating at Cards, or at other Games, a Criminal Offence."
15. "An Act to amend and consolidate the Laws for preventing and exterminating the Scab in Sheep."
16. "An Act to authorise the Further Extension of the Eastern Railway."
17. "An Act to amend 'The Railways Act, 1878.'"
18. "An Act to amend 'The Brands Act, 1881.'"
19. "An Act further to amend 'The Municipal Institutions Act, 1876.'"
20. "An Act to amend 'The Industrial Schools Act, 1874.'"

21. "*An Act to provide for the Registration of certain Persons who shall be imported into Western Australia or employed in any manner within the Territorial Dominion thereof.*"

22. "*An Act for raising the sum of Two Hundred and Fifty-four Thousand Pounds by Loan for the construction of certain Public Works.*"

"The Bill entitled 'An Act to increase the number of members to serve in the Legislative Council' has, in accordance with the usual practice, been reserved for the consideration of Her Majesty's Government. The Governor will have much pleasure in supporting it.

"The Excess Bill the Governor has felt it his duty to reserve for the consideration of the Secretary of State. An Excess Bill is in the nature of a receipt to the Colonial Government for moneys properly and unavoidably expended in excess of the authorised expenditure.

"In the present instance it is obvious that the Colonial Government had no alternative but to pay those charges connected with the Water Police which Your Honorable Council has disallowed, and inasmuch as an Excess Bill from which one of the main items has been expunged ceases to be of value to the Administration as an acquittance for the overdrafts of the year, the Governor has thought it expedient to place the whole circumstances of the case before the Secretary of State, and to solicit his instructions in the matter. The Report of Your Select Committee and the Resolutions adopted by Your Honorable Council on the 13th instant, will at the same time be forwarded for the consideration of Her Majesty's Government.

"From the Bill to amend the law relating to Dogs the Governor has felt it his duty to withhold his assent. With the exception that unlicensed or unregistered dogs are not required to wear collars, and that Resident Magistrates may register one dog in the name of each male aboriginal without the payment of a fee (a concession which in the Governor's opinion in no way meets the case), the Bill under consideration is substantially the same

"as the measure which the Governor disallowed in 1876, for the reasons stated in his Messages to Your Honorable Council Nos. 7 and 11 of that year. Moreover, it is unsound in principle that Bills in substantial reduction of Revenue should be introduced by anyone other than the Government, especially at a time when the Revenue is largely hypothecated to the payment of interest on the public debt.

"For these reasons the Governor feels himself precluded from giving his assent to the measure.

"Government House, Perth, 21st September, 1882."

MESSAGE (No. 16): ASSENTING TO APPROPRIATION ACT, RESERVING LOAN MONIES CONTROL BILL: AND VETOING ABORIGINAL NATIVE OFFENDERS BILL.

THE SPEAKER also notified the receipt of the following Message from His Excellency the Governor:

"The Governor informs Your Honorable Council that he has assented, in Her Majesty's name, to the Bill passed by the Legislative Council intituled *An Act to appropriate the sum of One Hundred and Eighty-six Thousand Two Hundred and Four Pounds and Eightpence out of the General Revenue of the Colony for such services as shall come in course of payment during the year One Thousand eight hundred and eighty-three.*

"The Bill intituled 'An Act to provide for the more effectual control of all monies raised by Loan for Public Works purposes' the Governor has reserved for Her Majesty's consideration.

"From the Bill intituled 'An Act to further amend the Ordinance 12th Victoria, No. 18,' which provides for the summary trial and punishment of aboriginal native offenders, the Governor withholds his assent.

"Government House, Perth, 23rd September, 1882."

MESSAGE (No. 17): INCREASE OF LAND GRANT TO MR. ALEXANDER FORREST, AND DONATION TO DEAN GEGG.

THE SPEAKER further announced the receipt of the following Message from His Excellency the Governor:

"The Governor has received Your Address No. 34, on the subject of an increased grant of land to Mr. Alexander Forrest, and will be happy to forward the same for the consideration of the Secretary of State.

"In reply to Your Address No. 40, the Governor begs to state that it will afford him much pleasure to place on the Supplementary Estimates a donation to Dean Gegg in recognition of his long services as Chaplain to the Council.

"Government House, Perth, 23rd September, 1882."

PROROGATION.

HIS EXCELLENCY THE GOVERNOR shortly afterwards entered the Council Chamber, and delivered the following Speech:

"MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE COUNCIL,—

"In bringing to a close the important Session which is now about to terminate, I have to express to you my acknowledgments for your attention to the public business which has resulted in the measures which have been presented for my assent.

"The Bill to raise by Loan the sum of £254,000 for the extension of the Eastern Railway to York, the construction of an Overland Telegraph Line to Roebourne, and the improvement of Jetty accommodation in connection with the Railway at Fremantle, will be forwarded to the Secretary of State without delay, and, in view of the prosperous financial condition of the Colony, we may reasonably expect that the new Loan will be floated at a very favorable rate. Tenders for the works which I have named will be called for at an early date, and every exertion will be used to carry them to an early completion.

"The recommendation of your Select Committee to expend, in the first instance, some £4,000 in connecting the Railway system with the heads of the present Jetties, instead of extending the New Jetty as had been originally proposed, is one in which I concur. I believe that the plan suggested will obviate to a great extent the difficulties and expense which the public now labor under in conveying goods between the

"Jetties and the terminus, and will, at the same time, augment the earnings of the Railway.

"The remarks of your Select Committee in favor of the adoption of Sir John Coode's second scheme of Harbor improvements, the estimated cost of which is £242,000, will not be overlooked when the time arrives for coming to a decision on the question. In the meanwhile I will, in compliance with your suggestion, cause statistics to be collected showing the amount of shipping revenue that may be expected to follow the completion of such a work.

"Of the Bills which have occupied your attention, the Tariff Act, the Imported Labor Registry Act, and the Increase of Members Bill, are measures of no little consequence; while the Acts to amend and consolidate the Scab in Sheep Acts, to amend and consolidate the Laws relating to Trespass and Fencing, and to repeal and re-enact the Stamp Act of last Session, are valuable pieces of legislation.

"I may here mention that I have accepted the offer of a Melbourne firm to issue a revised edition of our Statutes at a cost of £965, and as a condition of the arrangement is that the work is to be completed within four months, I am happy to think that the long felt want of a complete and correct edition of our laws will shortly be met.

"The provision which you have made for the Survey of the Kimberley District, and the Administration of Justice there, will advance the settlement of that District, and concurring as I do in the remarks of Your Select Committee on the Coastal Steam Service, that some certain means of communication between the Kimberley and the settled districts of the Colony has become an absolute necessity, I am about to endeavor to arrange for the extension of Steam Service to Roebuck Bay, or, failing that, for communication by sailing vessels as a temporary expedient.

"I have to thank you for your ready response to my application for the amount required for a Magistrate and Police for the Gascoyne. I feel sanguine that the so-called Native difficulty,

“about which too much, if anything, has
 “been said, will shortly be brought to an
 “end. For my own part, my only wish
 “has been to do equal justice between
 “the white settlers and the natives.
 “This was my object in sending a special
 “Magistrate to the District, and if his
 “reports disclose, in some respects, a
 “state of affairs which none of us can
 “fail to regret, we may, I think, be
 “assured that good will result from the
 “steps taken by the Government,—
 “especially, as I have elsewhere stated,
 “if the settlers, with whose difficulties I
 “thoroughly sympathise, will themselves
 “second our efforts to bring about a
 “better state of affairs. I have noticed
 “with satisfaction the Resolution on
 “this subject which was passed by
 “your Honorable Council last night,
 “and am glad to see that you are of
 “opinion that ‘the steps lately taken
 “‘by the Government are well calculated
 “‘to meet the requirements of the case,
 “‘and to establish a better feeling as
 “‘between the white settlers and the
 “‘natives.’

“The Addresses which you have pre-
 “sented to me with reference to Immi-
 “gration, and other questions of import-
 “ance, will receive my careful attention;
 “and I thank you for the useful sug-
 “gestions which you have made to me
 “on various subjects of much importance
 “to the Colony.

“Your Resolution of the 13th Septem-
 “ber, in which you express an opinion
 “that the construction of a line of rail-
 “way in the Kimberley District on the
 “land grant system would largely pro-
 “mote the development of that district
 “and of the Colony generally, will be duly
 “submitted by me for the consideration of
 “Her Majesty’s Government: and I may
 “say that, for my own part, I shall be

“happy to do what I can to promote any
 “arrangements for carrying out the work
 “the terms and conditions of which shall
 “be favorable to the interests of the
 “Colony.

“In taking leave of you for the present,
 “it affords me much satisfaction to be
 “able to congratulate you on the very
 “favorable condition of your public affairs.
 “The progress of the Colony during the
 “last few years has indeed been remark-
 “able. Lands which at one time were
 “thought to be almost worthless, are
 “beginning to be profitably occupied, and
 “the demand for runs is steadily increas-
 “ing. Our Northern Territory, espe-
 “cially, is now attracting the attention of
 “capitalists in the Eastern Colonies and
 “elsewhere, and as I stated on a recent
 “occasion, there is every reason to
 “believe that a great future is in store
 “for Tropical North-West Australia.

“To the Agricultural and Timber
 “industries in this part of the Colony a
 “great impetus will be given by the com-
 “pletion of the Railway to York; and
 “I think I may safely say that on the
 “whole there has never been a period in
 “the history of Western Australia when
 “the position of the Colony was more
 “satisfactory, or its prospects more hope-
 “ful and encouraging.

“MR. SPEAKER AND GENTLEMEN,

“I thank you for your attendance dur-
 “ing the Session, as also for the liberal
 “supplies which you have voted for the
 “use of the Public Service; and I now
 “prorogue this Council to Wednesday,
 “the 23rd of May next.”

HIS EXCELLENCY, having handed a
 copy of the Speech to Mr. Speaker, re-
 tired from the Council Chamber, and the
 Session closed.