WESTERN AUSTRALIA.

PARLIAMENTARY DEBATES.

Legislative Council and Legislative Assembly.

SESSION 1896.

60° VICTORIÆ.

VOLUME IX.

(NEW SERIES.)

COMPRISING THE PERIOD FROM

JULY 7, 1896, TO OUTOBER 27, 1896.

Also Debates of Fourth Session, Second Parliament, held 11th and 12th March, 1897.



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1897.

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LEGISLATURE OF WESTERN AUSTRALIA.

GOVERNOR:

HIS EXCELLENCY LIEUT.-COLONEL SIR GERARD SMITH, K.C.M.G.

THE MINISTRY:

SECOND PARLIAMENT-THIRD SESSION.

Attorney General	 THE HON. SIR JOHN FORREST, M.L.A., K.C.M.G. THE HON. SEPTIMUS BURT, M.L.A., Q.C. THE HON. ALEXANDER ROBERT RICHARDSON. M.L.A.
Commissioner of Railways and Director	 THE HON. FREDERICK HENRY PIESSE, M.L.A.
Minister of Mines and Education	 THE HON. EDWARD HORNE WITTENOOM, M.L.C.

THE LEGISLATIVE COUNCIL:

SECOND PARLIAMENT -- THIRD SESSION.

President: -The Hon. Sir George Shenton, Kt.

	Member.			Dute of Election.	Province.
-	*				
1.	Alexander, The Honourable William			25th July, 1895	Central
2.	Briggs, The Honourable Henry		,	30th June, 1896	West
	Burges, The Honourable Richard Goldsmith			16th July, 1894	East
4.	Congdon, The Honourable Daniel Keen			,	West
5.	Crowder, The Honourable Frederick Thomas			**	South-East
6.	Dempster. The Honourable Charles Edward			**	East
7.	Hackett, The Honourable John Winthrop			.,	South-West
8.	Haynes, The Honourable Samuel Johnson			71	South-East
9.	Haynes, The Honourable Richard Septimus			27th July, 1896.	Central
10.	Kidson, The Honourable Alfred Bowman			••	West
	McKay, The Honourable Donald McDonald			,,	North
	McLarty, The Honourable Edward			16th July, 1894	South-West
13.	Parker, The Honourable Stephen Henry			**	Metropolitan
14.	Piesse, The Honourable Charles Austin			27th July, 1896	South-East
15.	Richardson, The Honourable John Elliot			16th July, 1897	North
16.	Saunders, The Honourable Henry John			27th July, 1896	Metropolitan
17.	Shenton, The Honourable Sir George, Kt. (P	resid	ent)	16th July, 1594	Metropolitan
18.	Spencer, The Honourable William		* * *	27th July, 1896	South-West
	Stone, The Renourable Frank Mends		- 4 4	16th July, 1894	North
20.	Taylor, The Hon. John Howard			27th July, 1896	East
21.	Wittenoom, The Honourable Edward Horne			16th July, 1894	C'entral

^{*} Resigned; re-elected, 25th January, 1995.

THE LEGISLATIVE ASSEMBLY.

SECOND PARLIAMENT-THIRD SESSION.

Speaker: - The Honourable Sir Jas. G. LEE STEERE, Kt.

Chairman of Committees: - WILLIAM TRAYLEN, Esq.

Name,	When Elected.	For what District.
1. Burt, The Hon. Sept., Q.C. 2. Clarkson, B. D., Esq. 3. Connor, F., Esq. 4. Cookworthy, J., Esq. 5. Forrest, The Hon. Sir John, K.C.M.G. 6. Forrest, A., Esq. 7. George, W. J., Esq. 8. Harper, C., Esq. 9. Hassell, A. Y., Esq. 10. Higham, J. J., Esq. 11. Hooley, E. T., Esq. 12. Illingworth, F., Esq. 13. James, W. H., Esq. 14. Keep, H. F., Esq. 15. Leake, G., Esq. 16. Lefroy, H. B., Esq. 17. Loton, W. T., Esq. 18. Monger, F. C., Esq. 19. Moran, C. J., Esq. 20. Moss, M. L., Esq. 21. Phillips, S. J., Esq. 22. Piesse, The Hon. F. H. 23. Randell, G., Esq. 24. Richardson, The Hon. A. R. 25. Sholl, R. F., Esq. 26. Sholl, H. W., Esq. 27. Simpson, G. T., Esq.	19th June, 1894 16th June, 1894 22nd June, 1894 15th June, 1894 12th June, 1894 12th February, 1895 12th June, 1894 15th June, 1894 14th June, 1894 14th June, 1894 12th June, 1894 12th June, 1894 13th June, 1894 12th June, 1894 12th June, 1894 12th June, 1894 12th June, 1894 14th June, 1894 19th June, 1894 19th June, 1894 19th June, 1894	Ashburton — Toodyay East Kimberley — Sussex Bunbury West Kimberley — Murray Beverley Plantagenet Fremantle Murchison Nannine East Perth Pilbarra — Albany Moore Swan York Yilgarn North Fremantle Irwin Williams Perth DeGrey Gascoyne Gescoyne Geraldton Geraldton

^{*} Resigned; re-elected 16th April, 1896.

[†] Sent declared vacant 4th June; re-elected 17th June, 1895.

PUBLIC STATIITES OF THE SESSION.

SECOND PARLIAMENT—THIRD SESSION.

ADOPTION OF CHILDREN ACT (60 Vic., No. 6)-

An Act to make provision for the Adoption of Children. [Introduced in the Assembly by Mr. Moss, 14th July: Assented to, 24th Sept.]

AGRICULTURAL BANK ACT AMENDMENT ACT (60 Vic., No. 5)-

An Act to amend the Agricultural Bank Act. 1894. [Introduced in the Assembly by the Premier, 14th July; Assented to, 24th Sept.1

AGRICULTURAL LANDS PURCHASE ACT (60 Vic., No. 26)-

An Act to make provision for the Purchase of Lands suitable for immediate settlement, and for facilitating the better settlement of People on the Land. [Introduced in the Assembly by the Premier, 14th July; Assented to, 27th Oct.]

Appropriation Act (60 Vic., No. 21)-

An Act to apply a sum out of the Consolidated Revenue Fund, and from moneys to credit of the General Loan Fund, to the Services of the Year ending the last day of June. One thousand eight hundred and ninety-seven, and to appropriate the Supplies granted in this Session of Parliament. [Introduced in the Assembly by the Premier, 19th Oct.; Assented to, 27th Oct.1

Australasian Federation Enabling Act (60 Vic., No. 32)-

An Act to enable Western Australia to take part in the Framing, Acceptance, and Enactment of a Federal Constitution for Australasia. [Introduced in the Assembly by the Premier, 29th Sept.; Assented to, 27th Oct. Operation suspended until the signification in the colony of Her Majesty's pleasure thereon.]

BASTARDY LAWS ACT AMENDMENT ACT (60 Vic., No. 35)-

An Act to amend the Bastardy Laws Act, 1875. [Introduced in the Council by the Hon, R. S. Haynes, 7th Oct.; Assented to, 27th Oct.]

Colonial Passengers Act (60 Vic., No. 25) -

An Act to regulate the Carriage of Passengers by Vessels engaged in the Coasting Trade.
[Introduced in the Assembly by the Premier, 23rd Sept.; Assented to, 27th Oct. Operation suspended until the signification in the colony of Her Majesty's pleasure thereon.]

Companies Act Amendment Act (60 Vic., No. 2)-[Introduced in the Council by the Hon, F. M. An Act to amend the Companies Act. 1893. Stone, 15th July: Assented to, 24th Sept.

Constitution Act Amendment Act (Redistribution of Seats), 60 Vic., No. 18-

An Act to further amend the Constitution Act, 1889, and to amend the Constitution Act, 1893. [Introduced in the Assembly by the Premier, 28th July: Assented to, 1st Oct. Operation suspended until the signification in the colony of Her Majesty's pleasure thereon. ?

COOLGARDIE GOLDFIELDS WATER SUPPLY LOAN ACT (60 Vic., No. 12)-An Act to authorise the raising of a sum of Two Million Five Hundred Thousand Pounds by Loan, for the purpose of providing a Permanent Water Supply for the Coolgardie Goldfields. [Introduced in the Assembly by the Premier, 16th July; Assented to, 24th Sept.]

CRIMINAL EVIDENCE ACT (60 Vic., No. 27)-An Act to amend the law of Evidence. [Introduced in the Assembly by Mr. James, 18th Aug.; Assented to, 27th Oct.]

CUE-NANNINE RAILWAY ACT (60 Vic., No. 33)-

An Act to authorise the Construction of a Railway from Cue to Nanuine. Introduced in the Assembly by the Commissioner of Railways, 7th Oct.; Assented to, 27th Oct. 1

CUSTOMS DUTIES REPEAL ACT (60 Vic., No. 13)-

An Act to repeal the Duties on certain Articles and Things. [Introduced in the Assembly by the Premier, 3rd Sept.; Assented to, 1st Oct.]

EVIDENCE AMENDMENT ACT (60 Vic., No. 31)—
An Act to amend the Laws of Evidence. [Introduced by the Commissioner of Crown Lands, for the Attorney General, 29th Sept.; Assented to, 27th Oct.]

Excess Act, 1894-5 (60 Vic., No. 4)-

An Act to confirm certain Expenditure for the Year ending 30th June, One thousand eight hundred and ninety-five. [Introduced in the Assembly by the Premier, 19th Aug.; Assented to, 24th Sept.]

FEDERAL COUNCIL REFERENCE ACT (60 Vic., No. 7)-

An Act to refer certain Matters to the Federal Council. [Introduced in the Assembly by the Attorney General, 11th Aug.; Assented to, 24th Sept.

GOLDFIELDS ACT AMENDMENT ACT (60 Vic., No. 36)-

An Act to amend the Goldfields Act, 1895. [Introduced in the Assembly by the Premier, 19th Oct.; Assented to, 27th Oct.]

GREAT SOUTHERN RAILWAY PURCHASE ACT (60 Vic., No. 43)--

An Act for the Purchase by the Government of Western Australia of the whole of the Interests of the West Australian Land Company, Limited, in Western Australia, including the Railway from Beverley to Albany, commonly called the Great Southern Railway. [Introduced in the Assembly by the Premier, 13th Oct.; Assented to, 27th Oct.]

JUDGES' PENSIONS ACT (60 Vic., No. 24)-

An Act providing for the Pensions of the Judges of the Supreme Court. [Introduced in the Assembly by the Premier, 29th Sept.; Assemted to, 27th Oct.]

JURY ACT AMENDMENT ACT (60 Vic., No. 38)-

An Act to amend the Jury Act, 1871. [Introduced in the Assembly by the Attorney General, 7th Oct.; Assented to, 27th Oct.]

Kalgoorlie-Kanowna Railway Act (60 Vic., No. 37)-

An Act to authorise the Construction of a Railway from Kalgoorlie to Kanowna. [Introduced in the Assembly by the Commissioner of Railways, 7th Oct.; Assented to, 27th Oct.]

KALGOORLIE-MENZIES RAILWAY ACT (60 Vic., No. 44)-

An Act to authorise the Construction of a Railway from Kalgoorlie to Menzies. [Introduced in the Assembly by the Premier, 7th Oct.; Assented to, 27th Oct.]

Lands Resumption Act (60 Vic., No. 42)-

An Act to amend the Lands Resumption Act, 1894. [Introduced in the Assembly by the Commissioner of Crown Lands, 15th Oct.; Assented to, 27th Oct.]

LOAN ACT, £3,500,000 (60 Vic., No. 28)-

An Act to authorise the raising of a sum of Three Million Five Hundred Thousand Pounds by Loan, for the Construction of certain Public Works, and other purposes. [Introduced in the Assembly by the Premier, 22nd Sept.; Assented to, 27th Oct.]

LOANS CONSOLIDATION ACT (60 Vic., No. 29)-

An Act to consolidate the unexpended Balances of Loans. [Introduced in the Assembly by the Premier, 29th Sept.; Assented to, 27th Oct.]

MARRIED WOMEN'S PROPERTY ACT AMENDMENT ACT (60 Vic., No. 8)-

An Act to amend the Sixteenth Section of the Married Women's Property Act, 1892. [Introduced in the Council by the Minister of Mines, 7th July; Assented to, 24th Sept.]

METROPOLITAN WATERWORKS ACT (60 Vic., No. 19)-

An Act for the Purchase, Extension, and Management of the Metropolitan Waterworks. [Introduced in the Assembly by the Premier, 23rd Sept.; Assented to, 13th Oct.]

MUNICIPAL INSTITUTIONS ACT AMENDMENT ACT (60 Vic., No. 11)—

An Act to amend the Law relating to Municipalities. [Introduced in the Assembly by Mr. Moss, 21st July; Assented to, 24th Sept.]

PERTH PARK STREETS OR ROADS CLOSURE ACT (60 Vic., No. 23)-

An Act for closing portions of certain Streets or Roads in the Perth Park Reserve. [Introduced in the Assembly by the Premier, 23rd Sept.; Assented to, 27th Oct.]

PERTH RACECOURSE RAILWAY ACT (60 Vic., No. 41)-

An Act to authorise the Construction of a Railway from Bayswater to Perth Racecourse. [Introduced in the Assembly by the Commissioner of Railways, 7th Oct.; Assented to, 27th Oct.]

POST OFFICE SAVINGS BANK ACT (60 Vic., No. 15)-

An Act to amend the Post Office Savings Bank Consolidation Act, 1893. [Introduced in the Assembly by the Premier, 18th Aug.; Assented to, 1st Oct.]

Powers of Attorney Act (60 Vic., No. 3)-

An Act to amend the Law with reference to Powers of Attorney. [Introduced in the Assembly by Mr. Moss, 14th July; Assented to, 24th Sept.]

Public Health Act Amendment Act (60 Vic., No. 40) -

An Act to amend the Public Health Act, 1886. [Introduced in the Assembly by the Attorney General, 7th Oct.; Assented to, 27th Oct.]

RAILWAYS AMENDMENT ACT AMENDMENT ACT (60 Vic., No. 34)-

An Act to amend the Railways Amendment Act, 1879. [Introduced in the Council by the Hon. F. M. Stone, 14th Oct.; Assented to, 27th Oct.]

ROADS AND STREETS (MULLEWA AND BUSSELTON) CLOSURE ACT (60 Vig., No. 16)-

An Act to authorise the Closing of certain Roads and Streets. [Introduced in the Assembly by the Commissioner of Railways, 25th Aug.; Assented to, 1st Oct.]

STATUTORY DECLARATIONS ACT (60 Vic., No. 30) -

An Act to facilitate the Administration of Justice and the Taking of Statutory Declarations. [Introduced in the Assembly by the Premier, for the Attorney General, 30th July; Assented to, 27th Oct.]

STREETS AND ROADS (EASTERN RAILWAY) CLOSURE ACT (60 Vic., No. 9)-

An Act for closing portions of certain Streets or Roads. [Introduced in the Assembly by the Premier, 7th July; Assented to, 24th Sept.]

STREETS AND ROADS (GREENMOUNT AND MARBLE BAR) CLOSURE ACT (60 Vic., No. 17)—An Act to authorise the substitution of certain Roads and Streets for certain existing Roads and Streets, and for closing certain portions of such existing Roads and Streets. [Introduced in the Assembly by the Attorney General, 11th August; Assented to, 1st Oct.]

SUMMARY JURISDICTION (MARRIED WOMEN) ACT (60 Vic., No. 10)-

An Act to amend the Law relating to the Summary Jurisdiction of Magistrates in reference to Married Women. [Introduced in the Assembly by Mr. Moss, 14th July; Assented to, 24th Sept.]

Supply Act. £250,000 (60 Vic., No. 1)-

An Act to apply out of the Consolidated Revenue Fund the sum of Two Hundred and Fifty Thousand Pounds to the Service of the year ending the 30th June, 1897. [Introduced in the Assembly by the Premier, 15th July; Assented to, 22nd July.]

Supply Act. £350,000 (60 Vie., No. 20)-

An Act to apply out of the Consolidated Revenue Fund, and from Moneys to credit of Loan Accounts, the sum of Three Hundred and Fifty Thousand Pounds to the Service of the year ending 30th June, 1897. [Introduced in the Assembly by the Premier, 30th Sept.; Assented to, 13th Oct. }

TOBACCO (UNMANUFACTURED) DUTY ACT (60 Vic., No. 14)-

An Act for reducing the Duty on Unmanufactured Tobacco. [Introduced in the Assembly by the Premier, 3rd Sept.; Assented to, 1st Oct.]

TRANSFER OF LAND ACT AMENDMENT ACT (60 Vic., No. 22)-

An Act to amend the Transfer of Land Act, 1893. [Introduced in the Council by the Hon. F. M. Stone, 6th Aug.; Assented to, 27th Oct.]

YORK-GREENHILLS RAILWAY ACT (60 Vic., No. 39)-

An Act to authorise the Construction of a Railway from York to Greenhills. [Introduced in the Assembly by the Commissioner of Railways, 7th Oct.; Assented to, 27th Oct.]

PUBLIC BILLS OF THE SESSION

INTRODUCED BUT NOT PASSED.

SECOND PARLIAMENT - THIRD SESSION.

[Introduced in the Assembly by Mr. James, 11th August; in the Council, read a second time after division, but the Order to go into Com. opposed and discharged 26th October, and Bill laid aside.

BANKRUPTCY ACT AMENDMENT BILL-

[Introduced in the Assembly by Mr. Moss, 29th July; in the Council, after 2n., the Order discharged 23rd October, and Bill laid aside.]

CROWN LANDS TIMBER BILL-

[Introduced in the Assembly by the Commissioner of Crown Lands, 29th September; 2s. opposed on Order for resuming debate, the Order discharged 16th October, and Bill laid aside. |

FENCING BILL-

[Introduced in the Assembly by Mr. Lefroy, 19th August; in Com., progress reported without leave to sit again 23rd September, and Bill abandoned.]

INDUSTRIAL STATISTICS BILL-

[Introduced in the Assembly by the Attorney General, 7th October; in Com., at clause 10, the Order discharged 16th October, and Bill laid aside.]

JUDGES' PENSIONS BILL (No. 1)-

[Introduced in the Assembly by the Attorney General, 12th August; in the Council, the Bill read first time and (by request) returned to the Assembly, which resolved to lay the Bill aside (through irregularity in the omission of Message from the Governor), 29th September, and Bill laid aside by the Assembly.]

LEGITIMATION OF CHILDREN BILL-

[Introduced in the Assembly by Mr. James, 26th August; rejected in division on m. for 2R., 1st September.]

MINES REGULATION ACT AMENDMENT BILL-

[Introduced in the Council by the Minister of Mines, 6th October; in the Assembly, further progress in Com. arrested by resolution that the Chairman do leave the chair, 16th October, and Bill abandoned.]

Noxious Weeds Bill-

[Introduced in the Assembly by the Commissioner of Crown Lands, 30th July; re the Order for resuming debate on 2r., the Order discharged 6th August, and Bill laid aside.]

PROVIDENT SOCIETIES BILL-

[Introduced in the Assembly by Mr. Moss, 23rd September; on m. to go into Com., the m. was opposed, Order discharged 15th October, and Bill laid aside.]

Public Works Bill-

[Introduced in the Assembly by the Attorney General, 12th August; re the Order for further consideration in Com., the Order discharged 6th October, and Bill laid aside.]

WATERWORKS BILL (Municipalities, &c.)-

[Introduced in the Assembly by the Premier, 27th August; in the Council, m. in Com. that the Chairman do leave the chair was carried on division, 14th October, and Bill abandoned.]

WIDTH OF TIRES ACT AMENDMENT BILL-

[Introduced in the Assembly by Mr. Harper, 30th September; in the Council, division on m. for 2n. was adverse, 23rd October, and Bill rejected.]

PRIVATE BILLS OF THE SESSION.

SECOND PARLIAMENT-THIRD SESSION.

Church of England School Lands Bill-

[Introduced in the Assembly by the Attorney General, 15th October; passed by both Houses, and assented to by the Governor's Deputy 27th October.]

WESTERN AUSTRALIAN BANK BILL-

[Introduced in the Assembly by the Attorney General, 1st September; passed by both Houses, and assented to by the Governor's Deputy 27th October.]

WESTERN AUSTRALIAN TURF CLUB ACT REPEAL BILL-

[Introduced in the Council by the Hon. S. H. Parker, 5th August, and passed all stages; also introduced in the Assembly by Mr. Wood, and rejected on m. for 2m., 2nd September.]

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