

The Council meets at 2.30 p.m.

ORDER PAPER.

LEGISLATIVE COUNCIL.

Friday, the 9th Day of September, 1898.

ORDERS OF THE DAY.

1. Water-supply Act Amendment Bill—to be committed. (Hon. Mr. Stevens.)
2. Bankruptcy Act 1892 Amendment Bill—second reading. (Hon. Mr. A. L. Smith.)

Contingent Notice of Motion.

Hon. Mr. TWOMEY, in Committee, to move to insert the following new clause:—

A. Notwithstanding anything to the contrary contained in "The Chattels Transfer Act, 1889," it is hereby declared that with respect to every deed of assignment for the benefit of creditors, or deed of composition with creditors, executed after the coming into operation of this Act the following provisions shall apply:—

(1.) No such deed shall be valid unless it is registered as an instrument under the aforesaid Act, nor unless it is executed by all the unsecured creditors within the colony whose respective claims do not exceed *five* pounds each, nor unless it makes provision for the payment of all such last-mentioned claims in full.

(2.) Any creditor having a claim of *thirty* pounds or upwards, or any two or more creditors whose joint claims amount to that sum, may, on obtaining judgment, and on proof that any such deed has been made without their consent, apply to any Stipendiary Magistrate for a certificate to that effect and that the judgment remains unsatisfied, and upon such certificate being lodged with the Registrar of the nearest Court having jurisdiction in bankruptcy it shall have the effect of an adjudication in bankruptcy.

3. Bank of New Zealand and Banking Act Amendment Bill—third reading. (Hon. Mr. W. C. Walker.)

4. Juries Act Amendment Bill—to be further considered in Committee. (Hon. Mr. W. C. Walker.)

Contingent Notice of Motion.

Hon. Mr. McCULLOUGH, in Committee, to move to amend subclause (3) of clause 4 by omitting all after the words "Supreme Court" to the end of the subclause, and substituting the following: "The functions heretofore discharged by the grand jury in determining whether the bill of indictment is or is not a true bill shall hereafter be discharged by the Judge of the Court."

Also, to insert new clauses to follow clause 2:—

JURIES.

2A. From and after the coming into operation of this Act no case or inquiry shall be tried or heard by a special jury unless all parties consent thereto.

2B. With the consent of all the parties, any case or inquiry which may be tried or heard by a jury may be tried or heard by the Judge alone.

5. Companies Winding-up Bill—to be committed. (Hon. Mr. W. C. Walker.)

Contingent Notice of Motion.

Hon. Mr. SHRIMSKI, in Committee, to move to insert the following new clauses:—

10A. The provisions of section one hundred and forty-nine of "The Bankruptcy Act, 1892," relating to accounts and audit, shall, *mutatis mutandis*, apply to the Official Assignee as Official Liquidator.

10B. (1.) On the application of any creditor, or shareholder, or contributory of a company in course of being wound up, whether the winding-up was commenced before or after the coming into operation of this Act, the Court may order that the accounts of the liquidator or liquidators (other than the Official Assignee) shall be audited by the Audit Office under "The Public Revenues Act, 1891," and in such case the Audit Office shall have, in respect of the liquidators, their accounts, and all persons dealing with the moneys of the company, the same powers as it would possess if the Official Assignee were the Official Liquidator.

(2.) The costs and expenses of the Audit Office in connection with such audit shall be payable out of the assets of the company, and shall be paid into the Public Account and form part of the Consolidated Fund:

Provided that if there are no assets available for the payment of such costs and expenses, or if by reason of the accounts having been already audited, in whole or in part, by an auditor other than the Audit Office, or for any other reason, the Court is of opinion that the same should not be payable out of the assets of the company, the order for audit by the Audit Office shall not be made unless the applicant is willing to pay such costs and expenses, and to give security to the satisfaction of the Court for the payment thereof: Provided, further, that upon giving such security the applicant shall be entitled to the order as of right.

6. Immigration Restriction Bill—second reading. (Hon. Mr. W. C. Walker.)
 7. Inebriates' Institutions Bill—third reading. (Hon. Mr. W. C. Walker.)
 8. Animals Protection Bill—to be further considered in Committee. (Hon. Mr. W. C. Walker.)

Contingent Notices of Motion.

Hon. Mr. W. C. WALKER, in Committee, to move the following amendments in clause 58:—

Line 23. After the word "bird" insert "animal, or reptile."

Line 24. After the word "colony" insert "or the eggs of any such bird or reptile."

Hon. Mr. FELDWICK, in Committee, to move to strike out clause 31 as amended, with a view to substitute the following new clause in lieu thereof:—

When animals
or birds may be
killed.
Section 22,
"Animals Pro-
tection Act,
1880," un-
altered.

A. No person shall sell or offer for sale, or buy or offer to buy, any game or native game except during the periods within which it shall be lawful to take or kill game or native game, as the case may be, or, as respects any game, within the period of *seven* days after the close of the game season as fixed by this Act. Any person offending against the provisions of this section shall be liable to a penalty not exceeding *five* pounds.

Hon. Mr. RIGG, in Committee, to move the following new clause:—

B. The holder of a license shall be entitled during the season, as defined by section three of the Act, at any time during daylight, to enter on any private or other land for the purpose of killing and taking game or native game, and shall be liable only for any actual damage which may be occasioned by such entry.

Hon. W. DOWNIE STEWART, in Committee, to move the following new clause:—

C. Any person in *bonâ fide* occupation of land may at any time, without any license or other authority, take or kill, as his own property, any game or native game trespassing or being on such land.

Hon. Mr. ARKWRIGHT to move, That, on the Bill being reported from the Committee of the Whole, the Bill be recommitted for the purpose of adding the following proviso to clause 3:—

Provided also that it shall be lawful for any person to kill hares at any time of the year on land in his own occupation.

Hon. Mr. BOLT to move, That, on the Bill being reported from the Committee of the Whole, the Bill be recommitted for the purpose of reconsidering clause 10.

9. Separate Institutions Bill—second reading. (Hon. Mr. W. C. Walker.)
10. Shearers' Accommodation Bill—second reading. (Hon. Mr. W. C. Walker.)
11. Legislative Council Reform Bill—second reading. (Hon. Mr. W. C. Walker.)

Contingent Notice of Motion.

Hon. Dr. GRACE, on the second reading of the Legislative Council Reform Bill, to move, That any radical alteration in the constitution of this Council should proceed on the principle of popular election by large electorates.

12. St. Albans Public Library Transfer Act 1893 Amendment Bill — to be further considered in Committee. (Hon. Mr. Peacock.)

PETITIONS, PAPERS, AND REPORTS.

THURSDAY, 8TH SEPTEMBER, 1898.

REPORTS.

33. Of the Public Petitions Committee upon Petitions Nos. 7, of Archdeacon Dudley and 2 others, and 8, of Archdeacon Willis and 36 others, that no law may be passed which would give additional facilities for divorce. (Hon. Mr. Bolt.)

34. Of the Public Petitions Committee upon Petition No. 11, of A. J. Schnakenberg and 2 others, for legislation to prevent the sale of cigarettes to young persons. (Hon. Mr. Bolt.)

SELECT COMMITTEE.

For Friday, the 9th day of September, 1898.

Native Affairs, at 10.30 a.m., in No. 4 Committee-room.

Business.—Consideration of Petition No. 6 relative to the Whakapuaka Block.