

ORDER PAPER.

LEGISLATIVE COUNCIL.

Thursday, the 12th day of October, 1876.

ORDERS OF THE DAY.

1. Building Societies Bill—consideration of the following amendments proposed by His Excellency the Governor:—

In lieu of clause 3, as passed, to insert following new clause:—

The Governor may from time to time appoint districts for the purposes of this Act, and may give a name to each such district.

Within each such district the Registrar of Joint Stock Companies for the part of the colony comprised within such district shall, without further appointment, be the Registrar of Building Societies under this Act; and the expression “the Registrar,” where used throughout this Act shall, within the district to which such expression relates, be deemed to refer to the person by this Act constituted Registrar of Building Societies within such district.

The Governor may from time to time appoint for each district a fit and proper person, being a barrister or solicitor of the Supreme Court of New Zealand, to be a Revising Barrister for the purposes of this Act within the district for which he shall be so appointed; and any such person may from time to time be removed from his office, and another person, qualified as aforesaid, may be appointed in his stead.

In the forms in the Second Schedule, insert the words “District of (*naming the district*)” before the words “New Zealand.”

2. Public Works Bill—to be further considered in Committee.

Contingent Notices of Motion.

The Honourable Mr. BONAR, in Committee on the Public Works Bill, to move the following new clause:—

Nothing in this Act contained shall be construed to limit or interfere with the right to levy tolls on any bridge, ferry, tramway, or toll-gate granted to any person or persons during the period for which such tolls have been authorized to be so levied.

The Honourable Mr. ACLAND, on the re-committal of the Public Works Bill, to move, The reconsideration of clauses 174, 175, 176.

In Committee, to move, That clauses 175 and 176 be erased; and, That the following new clause be added to the Bill:—

The County Council may at any time give public notice that they intend to take charge of any natural streams or watercourses specially mentioned in such notice, and being public drains within the meaning of this Act; and any person who, after one month from the publication of such notice, shall make or keep open any private drain whereby water is withdrawn from or discharged into any of such public drains without the permission of the County Council, shall be liable to a penalty not exceeding two pounds for every day during which such offence is continued after notice in writing to discontinue the same.

3. Wellington Debts Act Amendment Bill—second reading.
 4. Attorney-General's Act Repeal Bill—second reading.
 5. Dunedin Wharves and Quays Reserves Bill—third reading.
 6. Rabbit Nuisance Bill—to be recommitted for the purpose of reconsidering clauses 2 and 10.
 7. Counties Bill—to be further considered in Committee.

8. Debtors and Creditors Bill—to be further considered in Committee.

Contingent Notices of Motion.

The Honourable Dr. POLLEN, in Committee on the Debtors and Creditors Bill, to move following amendments :

In clause 24, line 4, to omit "eight," and insert "four" in lieu thereof.

In clause 64, to erase all the words after "Trustee," in line 10.

In clause 66, to omit subsection 3.

In clause 69, subsection 2, line 3, after "by him" to insert "and filed in the Court."

In clause 69, subsection 2, to omit the words "Provided that the creditors' trustee or Registrar, as the case may be, shall, within ten days after such election, give notice thereof to the person entitled to the immediate reversion therein, or file a declaration of such election in the Supreme Court."

The Honourable Mr. BONAR, in Committee on the Debtors and Creditors Bill, to move the following new clause, to stand as clause 47 :—

No appointment of any trustee, made under "The Debtors and Creditors Act, 1875," shall be deemed to be invalid by reason only of any irregularity or informality in any of the proceedings connected with such appointment.

The Honourable Mr. HART, in Committee on the Debtors and Creditors Bill, to move the following amendments :—

To add to clause 4. "Trustee" shall mean Official Trustee or the creditors' trustee, as the case may be.

To erase clause 15.

In clause 44, line 7. To omit "shall," and insert "may" in lieu thereof.

In clause 44, line 4. To omit "Registrar," and insert "Official Trustee" in lieu thereof.

In clause 45. To omit all the words after "lapsed," in line 4.

If the previous amendment be negatived, in line 9 of the same clause. To omit "Registrar," and insert "Official Trustee" in lieu thereof.

In clause 46, line 1. To omit "appointment of a," and insert "election of a creditors'" in lieu thereof.

To erase clause 47.

In clause 48, lines 19 and 20. To omit "Registrar or creditors'," as the case may be, and insert "Trustee" in lieu thereof.

In clause 48, lines 29 and 44. To strike out "creditors'" where it occurs before "trustee."

In clause 49, line 6 of page 9. Instead of "Registrar," insert "Official Trustee"; and from lines 7 and 8, strike out "at which he shall be required by the Chairman to attend," and "or appointment."

In clause 50, line 12. Strike out "creditors." From line 13, strike out "creditors."

In clause 52, line 26. Instead of "being absent" insert "departing," and strike out from the section all words after "colony" in line 27, and insert "the Official Trustee shall apply to the Court for and the Court may make an order appointing him to be trustee in place of the trustee so dying or resigning, or becoming bankrupt, or becoming incapable of acting, or departing from the colony."

In clauses 53 and 54. From lines 33, 34, 36, and 37, strike out the word "creditors," and in 37 insert, after Trustee, the words "in bankruptcy."

In clause 55. In lines 48, 50, and 58, instead of "Registrar" insert "Official Trustee," and from line 49 strike out "or appointment."

In clause 56. From line 4 of page 10, strike out "or appointment," and in line 6, instead of "Registrar," insert "Official Trustee," and add "but the Official Trustee shall have a lien upon the estate for all costs and expenses incurred by him in relation thereto, and for a further sum of three guineas by way of remuneration for his services, instead of the five per centum to which he might otherwise have become entitled."

In clause 57. In line 8, instead of "Registrar and creditors' trustee respectively," insert "Trustee or any person acting under him may;" and from lines 9 and 10, strike out "or any person acting under the authority of either of them, pursuant to such leave, may."

In clauses 58 and 59. From lines 15 and 21, strike out the word "creditors'."

In clauses 62 and 63. From lines 40, 49, and 59, strike out the word "creditors'."

In clause 69. In lines 27, 28, of page 12, instead of "creditors' trustee, or if there be no creditors' trustee, then the Registrar," insert "Trustee;" and in lines 33 and 37, instead of "creditors' trustee or Registrar, as the case may be," insert "Trustee."

In clauses 70 and 71. From lines 45, 55, 56, and 57, strike out the word "creditors'."

In clauses 72, 73, and 74. From lines 1, 2, 8, 9, 12, 14, and 15 of page 13, strike out the word "creditors'."

In clauses 100, 101, and 102. From lines 19, 31, 37 and 41, strike out the word "creditors'."

In clauses 103 and 105. From lines 2, 5, and 17 of page 17, strike out the word "creditors'."

In clauses 107, 108, 109, 110, 111, 112, 113, 115, and 116. From lines 1, 6, 13, 16, 21, 34, 36, 41, 50, 51, and 61 of page 18, strike out the word "creditors'."

In clauses 117 and 118. From lines 7 and 12 of page 19, strike out the word "creditors'."

In clause 120. In line 26, instead of "Registrar or creditors' trustee," as the case may be, insert "Trustee."

In clause 160. From line 35 of page 24, strike out "Registrar or creditors'."

In clauses 165, 166, 167, and 169. From lines 24, 30, 35, and 60 of page 25, strike out the word "creditors'."

In clauses 179 and 180. From lines 13 and 26 of page 27, strike out the word "creditors'."

In clauses 195, 196, and 197. From lines 2, 3, 8, 12, and 14 of page 29, strike out the word "creditors'."

In clause 208. From line 30 of page 30, strike out "Registrar or."

New Clause.

The Governor may from time to time appoint some person to be the Official Trustee in each district so proclaimed, and the person so appointed shall be subject to the Court in relation to any estate in respect of which he is or has been acting as Official Trustee; and for such purpose shall be deemed to be an officer of the Court, and he shall be entitled to retain out of the proceeds of each estate administered by him a sum equal to five per centum on all moneys received by him on behalf of such estate.

9. Napier Hospital Site Bill—third reading.
10. Napier Borough Endowments Bill—to be committed.
11. Fraudulent Debtors Act 1875 Amendment Bill—third reading.