

*The Council meets at 2.30 p.m.*

## ORDER PAPER.

# LEGISLATIVE COUNCIL.

Tuesday, the 28th day of October, 1884.

### NOTICES OF MOTION.

1. The Honourable Sir G. S. WHITMORE to move, That leave of absence be granted to the Honourable Mr. Robinson for one week.
2. The Honourable Mr. WATERHOUSE to move, That he have leave to introduce a Bill intituled "An Act to provide for the Punishment of Breaches of Trust in certain cases."
3. The Honourable Mr. G. R. JOHNSON to move, That the Report of the Petitions Committee upon the Petition of W. H. Tucker be referred to the Minister of Justice.

### ORDERS OF THE DAY.

1. New Zealand Government Insurance Association Bill (Hon. Colonial Secretary)—second reading.
2. The East and West Coast (Middle Island) and Nelson Railway and Railways Construction Bill (Hon. Colonial Secretary)—to be recommitted.
3. Greymouth Harbour Board Bill (Hon. Colonial Secretary)—second reading.

### *Contingent Notice of Motion.*

The Honourable Mr. BUCKLEY, in Committee, to move the following amendments:—

Clause 1. To add the words "which is hereby incorporated with this Act."

11a. So soon as a sum of one hundred thousand pounds has been expended out of any public moneys in the improvement of the Harbour of Greymouth, there shall be paid, in respect of every ton of coal brought for shipment in the said harbour, by the shipper thereof, a sum not exceeding three pence, as a special rate for the purpose of being applied towards the repayment of the moneys authorized to be borrowed under this Act, and the interest thereon.

The aforesaid rate shall be collected as and from such day and by such persons as the Governor may from time to time appoint, and when collected shall be paid to the Board, to be applied by it for the purpose hereinabove mentioned.

4. Westport Harbour Board Bill (Hon. Colonial Secretary)—second reading.

### *Contingent Notice of Motion.*

The Honourable Mr. BUCKLEY, in Committee, to move the following amendments:—

Clause 1. To add the words "which is hereby incorporated with this Act."

11a. So soon as a sum of two hundred and fifty thousand pounds has been expended out of any public moneys in the improvement of the Harbour of Westport, there shall be paid, in respect of every ton of coal brought for shipment in the said harbour, by the shipper thereof, a sum not exceeding three pence, as a special rate for the purpose of being applied towards the repayment of the moneys authorized to be borrowed under this Act, and the interest thereon.

The aforesaid rate shall be collected as and from such day and by such persons as the Governor may from time to time appoint, and when collected shall be paid to the Board, to be applied by it for the purpose hereinabove mentioned.

5. Drainage of Mines Bill (Hon. Colonial Secretary)—to be committed.
6. Public Works Act 1882 Amendment Bill (Hon. Colonial Secretary)—to be committed.

*Contingent Notice of Motion.*

The Honourable Mr. BUCKLEY, in Committee, to move the following amendments :—

Clause 4. After “authorize,” to insert “save as excepted in the aforesaid section twenty.”

Clause 7. Omit all words in the first two lines thereof, and substitute “when a road or street lies along the boundary of two boroughs, or of a borough and town district, and is not included in any such borough or town district, or is included entirely in one of such boroughs or in the town district, or partly in one of such boroughs and partly in another, or partly in the borough and partly in the town district, such road or street shall be constructed.” Line 47, after “road,” in two places, insert “or street.” In the proviso to the clause omit “road abutting on,” and substitute “road or street on or along the boundary of any.”

Clause 12. To omit the words between “suspended” and “from the time,” and to substitute the following :—

“the Minister shall apportion the cost among the various Road Boards substituted in the place of the Council of the county aforesaid, in proportion as he may deem them respectively to benefit from such bridge, ferry, or ford; and every Road Board upon which any proportion of such cost shall be imposed as aforesaid shall be liable, and be deemed to have been liable, for such proportion.”

Clause 19. To omit “one-tenth” in two places, and substitute “one-fifth” respectively.

To insert the following new clauses :—

To stand as clause 21 :—

PRIVATE TRAMWAYS.

a. Subject to the provisions of “The Private Tramways Act, 1882,” any private tramway may be authorized to be constructed upon or along any part of any street or road.

To stand as clause 25 :—

b. The foregoing provisions of this Act relating to railways shall be deemed to have applied, and shall apply, to all railways heretofore constructed or deemed to have been constructed under the said Act or any Acts repealed thereby, or hereafter to be so constructed.

7. Supreme Court Registrar (Taranaki) Empowering Bill (Hon. Colonial Secretary)—third reading.

*Contingent Notice of Motion.*

The Honourable Mr. BUCKLEY, when in Committee, to move the following amendments :—

Clause 1. To omit all words of the Short Title after “Court,” and substitute “Practice and Procedure Amendment Act, 1884.”

After clause 2 to insert the following new clause :—

2. No person on Sunday shall serve or execute, or cause to be served or executed, any writ, process, warrant, order, judgment, or decree of the Supreme Court, or of any Court of inferior jurisdiction (except in cases of treason, felony, misdemeanour, or breach of the peace).

Service of process on Sundays void.

Penalty.  
29 Chas. II., c.  
7, s. 6.†

The service of every such writ, process, warrant, order, judgment, or decree shall be void to all intents and purposes whatsoever, and the person so serving or executing the same, or causing the same to be so served or executed, shall be liable to a penalty not exceeding *ten pounds*, to be recovered in a summary way.

Nothing in this section contained shall be construed to annul, repeal, or in any way affect the common law, or the provisions of any statute or rule of practice or procedure, now or which hereafter may be in force, authorizing the service of any writ, process, or warrant, in cases other than as hereinbefore are excepted.

8. Destitute Persons Act 1877 Amendment Bill (Hon. Colonial Secretary)—second reading.
9. Printers and Newspapers Registration Act 1868 Amendment Bill (Hon. Mr. Wilson)—second reading.
10. Workmen's Wages Bill (Hon. Mr. Waterhouse)—third reading.
11. Trustees' and Executors' Companies Shareholders Liability Bill (Hon. Mr. Wilson)—to be committed.
12. Otago Presbyterian Church Board of Property Amendment Bill—consideration of the following amendment proposed by His Excellency the Governor:  
In clause 5. To strike out the word "said" in the fifth line, and to insert the words "of New Zealand" after the word "colony," in the same line. To strike out the word "such" in the seventh and tenth lines, and to insert the word "said" in each case.

Wednesday, the 29th day of October, 1884.

ORDERS OF THE DAY.

1. School Committees Election Bill (Hon. Mr. Barnicoat)—second reading.
2. False Notice of Births, Marriages, and Deaths Bill (Hon. Mr. McLean)—second reading.
3. West Harbour Borough Empowering Bill (Hon. Captain Fraser)—to be committed.
4. Municipal Corporations Act 1876 Amendment Bill (Hon. Mr. Richmond)—second reading.

*Contingent Notices of Motion.*

The Honourable Mr. RICHMOND, in Committee, to move the following amendments:—

Clause 9. Omit "this Act, by inserting therein," and substitute "The Rating Act, 1876," or "The Rating Act, 1882," as may be the case, by inserting in the rate-book;" also omit "the Rating and Corporation Acts," and substitute "such of the Rating Acts aforesaid as shall be in force in the borough."

Clause 10. Before "one-fifth" insert "not less than."

The Honourable Mr. REYNOLDS, in Committee, to move the following new clause:—

The Council may, with the consent of the owner, declare any right-of-way which is a continuation of an existing street, and of the same width of such street, not being less than half a chain in width, and not being a thoroughfare, to be a public street.

PETITIONS, PAPERS, AND REPORTS.

MONDAY, 27TH OCTOBER, 1884.

PETITIONS.

197. Of 7 Farmers of the Upper Ashburton Road District, praying that the present Westerfield Railway-station be not moved. (Hon. Mr. Reeves.)

198. Of James Copeland and 4 other Members of the Synod of the Presbyterian Church of Otago, praying the Council to take steps to secure the daily reading of the Bible in the public schools. (Hon. Mr. Miller.)