

*The Council meets at 2.30 p.m.*

# ORDER PAPER.

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## LEGISLATIVE COUNCIL.

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Thursday, the 27th Day of September, 1900.

### ORDERS OF THE DAY.

1. Shops and Offices Bill—third reading. (Hon. Mr. W. C. Walker.)

#### *Contingent Notices of Motion.*

Hon. Mr. BOLT, on the third reading, to move, That the Bill be recommitted for the purpose of amending clause 2, viz.—That the words “or mercantile” be inserted after “clerical” in line 10, and that the word “mercantile” in line 11 be struck out; and also for the purpose of reconsidering clause 28.

Hon. Mr. BONAR, on the third reading, to move, That the Bill be recommitted for the consideration of clause 43.

2. Public Health Bill—third reading. (Hon. Mr. W. C. Walker.)

#### *Contingent Notices of Motion.*

Hon. Mr. W. C. WALKER, on recommittal, to move the following amendments:—

Clause 60: In first line, after “where any,” insert “river (whether tidal or otherwise.)”

In subclause (1): Insert “river” after “to cleanse the.” At the end of subclause, add “and prohibiting the recurrence of the defect.”

New subclause, to follow (c):—

“(cc). Prohibit the recurrence of the defect.”

[Compare with clause 364, Municipal Corporations Bill.]

Clause 65: Omit clause. [This clause relates only to boroughs. See clause 377 of Municipal Corporations Bill as proposed to be amended.]

Clause 87, subclause (2): After “preparation for sale” insert “or that has recently been sold.” [These words are in clause 368 of Municipal Corporations Bill. Words to like effect were supplied by an English Public Health Amendment Act in consequence of a legal decision.]

Clause 101, subclause (2): Substitute “twenty” for “five,” in line 25. [The Municipal Corporations Bill (following the lead of Victoria), in clause 440, raises the penalty for a breach of a by-law.]

Add new subclause (2A):—

(2A.) The continued existence in a state contrary to any by-law of any work or thing shall be deemed a continuous breach within the meaning of this section.

[Taken from clause 440, Municipal Corporations Bill. A clause to this effect was enacted in England to counteract contrary decisions.]

Add new subclause (4):—

(4.) By-laws made under this Act by a local authority may be made, proved, and enforced in the manner provided in the Local Governing Act.

To add the following new clause:—

102A. Except in so far as by this Act or any other Act is expressly declared, or as from time to time the Governor by Order in Council expressly directs, nothing in this Part of this Act shall be construed to in any way abrogate or lessen the powers and functions exercisable by a local authority independently of this Act, but the powers and functions exercisable by the local authority under this Part of this Act shall coexist with those exercisable by it independently of this Act:

Provided, nevertheless, as follows:—

- (1.) No person shall be punished twice in respect of the same offence;
- (2.) Compliance with any specified provision of this Act shall be deemed to be a sufficient compliance with the corresponding provision of any local governing Act or of any by-law thereunder.

*First Schedule.*—Add, at end of schedule, “and any trade that, unless preventive measures are adopted, may become a nuisance or injurious to the health of the inhabitants of the district.” [See clause 365A of Municipal Corporations Bill, proposed to be excised.]

Hon. Mr. BOLT, on the third reading, to move, That the Bill be recommitted for the purpose of inserting the following additional subsection to section 73:—

- (9.) Where the drainage of any town or building falling into any harbour or on to any foreshore so as to be offensive to the public or injurious to health:

Hon. Mr. JONES, on the third reading, to move, That the Bill be recommitted for the purpose of adding the following new clause:—

A. No person shall be deemed to be qualified for appointment as a public vaccinator unless he is a medical practitioner.

3. Municipal Corporations Bill—second reading. (Hon. Mr. W. C. Walker.)
4. Hospitals and Charitable Aid Boards Bill—to be committed. (Hon. Mr. W. C. Walker.)
5. Indictable Offences Summary Jurisdiction Act Amendment Bill—second reading. (Hon. Mr. Cadman.)
6. Inspection of Machinery Act Amendment Bill—second reading. (Hon. Mr. Cadman.)
7. Cycle Boards Bill—second reading. (Hon. Mr. W. C. Walker.)
8. Post Office Bill—second reading. (Hon. Mr. W. C. Walker.)
9. Government Railways Bill—second reading. (Hon. Mr. W. C. Walker.)
10. Local Bodies' Loans Act Amendment Bill—second reading. (Hon. Mr. W. C. Walker.)

*Contingent Notices of Motion.*

Hon. Mr. W. C. WALKER, in Committee, to move to insert the following new clause, to follow clause 2:—

2A. (1.) The provisions of sections twenty-nine and thirty of the principal Act, relating to the increase or diminution of a special rate, shall apply in cases where the annual produce of the rate is diminished or increased by reason of property ceasing to be rateable or becoming rateable during the currency of the loan.

(2.) On and after the commencement of this Act the provisions of the last preceding subsection hereof shall extend and apply to rates in respect of loans current at the time of such commencement.

Hon. Mr. W. C. SMITH, in Committee, to move the following new clause:—

A. The eighth section of the principal Act is hereby amended by the addition at the end thereof of the following proviso:—

Provided, however, in the case of a district divided into ridings or subdivisions, nothing herein contained shall be deemed to forbid the payment out of the ordinary revenue of such riding or subdivision of the charges on any loan raised within the said riding or subdivision.

11. Slaughtering and Inspection Bill—second reading. (Hon. Mr. W. C. Walker.)
12. Trading Stamps Abolition and Discount Stamps Issue Bill—second reading. (Hon. Mr. W. C. Walker.)

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Friday, the 28th Day of September, 1900.

QUESTION.

1. Hon. Mr. RIGG to ask the Minister of Education,—(1.) Why the provisions of subsections (a) and (b) of section 8 of "The Horowhenua Block Act, 1896," have not been given effect to? (2.) Do the Government intend to give effect to such provisions at any future time; and, if so, when? (3.) When will proceedings under sections 4, 5, and 6 of "The Horowhenua Block Act, 1896," be completed, and certificates of title issued to the persons beneficially entitled?

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Wednesday, the 3rd Day of October, 1900.

ORDERS OF THE DAY.

1. Criminal Code Act 1893 Amendment Bill—third reading. (Hon. Mr. Feldwick.)
2. Law Amendment Bill—second reading. (Hon. Mr. Feldwick.)

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PETITIONS, PAPERS, AND REPORTS.

WEDNESDAY, 26TH SEPTEMBER, 1900.

PETITIONS.

31. Of R. S. Allan and 36 other residents of Eltham, praying that the Council will pass such measures as shall seem best fitted to suppress the evil of gambling. (Hon. Mr. T. Kelly.)
32. Of T. Cooper and 35 other residents of Ellerslie. (Same prayer as the foregoing.) (Hon. Mr. Jennings.)

PAPERS.

158. New Zealand Contingent No. 1, Extracts from Reports by Major Robin, commanding, to the Officer Commanding the New Zealand Forces. H.-6A. (By command.)
159. Public Trust Office, Report relating to the. H.-12. (By command.)
160. New Zealand Institute, Thirty-second Annual Report, 1899-1900. H.-33. (By command.)
161. Duke and Duchess of York, Copy of Memo. from His Excellency the Governor in reference to the Visit of their Royal Highnesses the. (By leave.)
162. Duty in the United Kingdom on Imported Wine, Correspondence between the High Commissioner for Canada, the Agents-General for the Australasian Colonies, and the Secretary of State for the Colonies relative to the. A.-4. (By leave.)