

The Council meets at 2.30 p.m.

ORDER PAPER.

LEGISLATIVE COUNCIL.

Friday, the 28th day of August, 1885.

NOTICES OF MOTION.

1. The Honourable Sir F. WHITAKER to move, That the Mining Companies Act 1872 Amendment Bill be committed on Wednesday next.
2. The Honourable the COLONIAL SECRETARY to move, That, for the remainder of the session, this Council do sit on Mondays, for Government business.
3. The Honourable the COLONIAL SECRETARY to move, That the name of the Honourable Mr. Buckley be discharged from the Waste Lands Committee, and that the name of the Honourable Mr. Wilson be added thereto.

ORDERS OF THE DAY.

1. Property Law Consolidation Bill—to be committed. (Hon. Colonial Secretary.)

Contingent Notices of Motion.

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

A. The concluding words of clause thirty-five of “The Property Law Consolidation Act, 1883,” viz., “implied tenancy from year to year by payment of rent is hereby abolished,” are hereby repealed.

The Honourable Mr. BRANDON to move the insertion of the following clause:—

B. All deeds heretofore and hereafter to be executed out of the colony, signed in the presence of and attested by a notary public, who has attached or shall attach his official seal thereto, shall be received in evidence in all Courts of justice in the Colony, notwithstanding he may not have made the declaration required by the Act of the Imperial Parliament, “The Statutory Declaration Act, 1835.”

2. New Zealand State Forests Bill—third reading. (Hon. Colonial Secretary.)
3. Consideration of the following resolution, as reported from the Select Committee to whom was referred the Hospital and Charitable Institutions Bill: That, in establishing a system of relief for the aged and indigent poor, it is expedient that it should be conducted by Boards elected by contributors; that the funds to be administered should be derived from endowments, voluntary contributions, legacies, and subsidies from the State, but that no special rates shall be leviable for this purpose.
4. Bankruptcy Act 1883 Amendment Bill—second reading. (Hon. Colonial Secretary.)
5. Government Officers Guarantee Bill—second reading. (Hon. Colonial Secretary.)
6. Land Bill—second reading. (Hon. Mr. Wilson.)
7. Adjourned debate upon the Question, That, in the opinion of this Council, the time has arrived at which the Government should submit to Parliament some measure for giving effect to the recommendations of the Reports of the Commissioners appointed to inquire into the Middle Island Native land purchases.
8. Patea Harbour Board Bill—second reading. (Hon. Mr. Richmond.)
9. Administration Act 1879 Amendment Bill—consideration of the Report of the Free Conference.

Report of the Free Conference upon the Administration Act 1879 Amendment Bill.

The Managers of the Conference upon the Administration Act 1879 Amendment Bill have the honour to report that they recommend that, in lieu of clause 3 in the Bill, the following be substituted, viz. :—

3. The law now in force in this colony providing for the distribution of the estates of persons dying intestate is modified as follows, viz. :—

The property of a man dying intestate shall be allotted or distributed as follows :—

If he leave a wife, but no children, father, mother, brother, nor sister him surviving, the whole to his wife absolutely.

If he leave a wife and children him surviving, one-third to his wife and two-thirds to his children.

If he leave a wife and his father, but no children him surviving, two-thirds to his wife and one-third to his father.

If he leave a wife and his mother, but no children nor father him surviving, two-thirds to his wife and one-third to his mother.

If he leave a wife and brothers and sisters, but no children, father, nor mother him surviving, two-thirds to his wife and one-third to his brothers and sisters.

The separate property of a woman dying intestate shall be allotted or distributed as follows :—

If she leave a husband but no children, father, mother, brother, or sister her surviving, the whole to her husband absolutely.

If she leave a husband and children her surviving, one-third to her husband and two-thirds to her children.

If she leave a husband and her father, but no children her surviving, two-thirds to her husband and one-third to her father.

If she leave a husband and her mother, but no children nor father her surviving, two-thirds to her husband and one-third to her mother.

If she leave a husband and brothers and sisters, but no children, father, nor mother her surviving, two-thirds to her husband and one-third to her brothers and sisters.

In the event of the death of a child of the man or woman dying intestate, the children of such child shall take his or her parents' share, and the words "brothers and sisters" shall include a brother or a sister, and the children of a deceased brother or sister, such children taking their parents' share.

And in lieu of clause 7 the following be substituted, viz. :—

7. If any testator's property, primarily liable for the payment of his debts, is insufficient for that purpose, each of his specifically-devised or bequeathed properties (if more than one) shall be liable to make good the deficiency in the proportion that the value of each of such properties bears to the aggregate value of the specifically-devised or bequeathed properties of the testator.

And that the words "children includes their legal representatives" in line 14, clause 2, be erased.

10. Imprest Supply (No. 3) Bill—to be committed. (Hon. Colonial Secretary.)
11. Mines Act 1877 Amendment Bill—to be committed. (Hon. Colonial Secretary.)
12. Justices of the Peace Act 1882 Amendment Bill—second reading. (Hon. Colonial Secretary.)
13. Stamp Act 1882 Amendment Bill—to be committed. Adjourned debate. (Hon. Colonial Secretary.)
14. Deceased Persons Estates Duties Act 1881 Amendment Bill—to be committed. (Hon. Colonial Secretary.)
15. River Boards Act 1884 Amendment Bill—third reading. (Hon. Colonial Secretary.)