

## ORDER PAPER.

## LEGISLATIVE COUNCIL.

Tuesday, the 14th day of November, 1871.

## NOTICE OF MOTION.

1. The Honourable Mr. HOLMES to move, That a Call of the Council be made for Monday, the 27th day of November, for the consideration of the Railways and Immigration Bills.

## ORDERS OF THE DAY.

1. Payments to Provinces Bill—consideration of Message No. 93, from the House of Representatives.

*Message No. 93, from the House of Representatives.*

The House of Representatives have considered the reasons adduced by the Legislative Council for refusing to concur in the reasons of the House of Representatives for objecting to the amendments of the Council in the Bill intituled:—

“The Payments to Provinces Act 1871.”

The House have concurred in the first proposition of the Legislative Council restricting the operation of the Bill and have agreed to the following clause to stand last clause of the Bill:—

“This Act shall continue in operation until the first day of July next and no longer.”

On consideration of the second proposal of the Legislative Council the House of Representatives have agreed to the following resolution:—

“That this House will concur in the proposition of the Legislative Council that the opinion of the Law Officers of the Crown be obtained on the question whether in accordance with the practice of the Imperial Parliament the amendments made by the Council are within its functions having regard to constitutional usage and to the powers conferred on the Council by ‘The Privileges Act 1865’ and that Mr. Speaker Mr. Brandon and the Hon. Mr. Fox be appointed managers to meet managers on the part of the Legislative Council to prepare a case for the purpose. Such opinion to be taken with a view to assisting the Legislature in future action but not to be binding on either House.”

2. Taranaki Land Claimants Bill—to be committed.
3. Otago Waste Lands Bill—second reading.
4. Wellington Reclaimed Land Bill—consideration of amendments proposed by His Excellency the Governor.

*Amendments by His Excellency the Governor in “The Wellington Reclaimed Land Act, 1871.”*

It is proposed to add an additional clause to stand as clause 28 as follows:—

28. Notwithstanding anything contained in any Act relating to Building or any other Benefit Societies in New Zealand or in the rules of any such Society to the contrary it shall be lawful for the governing body of any such Society to invest in any mortgage to be made under the provisions of this Act any accumulated funds which under the provisions of any Act relating to Building or other Benefit Societies or any rules thereof may be invested in real or Government securities.

Accumulated funds of Benefit Societies may be invested under this Act.

Also to omit the following words in the Second Schedule to the same Act, namely:—

“The principal and interest hereby received are charged on the Reclaimed Land Queen’s Wharf and Bonded Store belonging to the Corporation subject as to the Reclaimed Land to a debt of thirty-one thousand pounds and interest.”

5. Immigration and Public Works Act Amendment Bill—to be committed.
6. Railways Bill—to be committed.

7. Municipal Corporations Acts Amendment Bill—consideration of amendments proposed by His Excellency the Governor.

*Amendments Proposed by His Excellency the Governor in the Municipal Corporations Acts Amendment Bill.*

It shall be lawful for the Superintendent of any Province if he shall have received a Petition to that effect signed by not less than one-fourth of the number of persons whose names appear on the burgess roll of any single borough divided into Wards by Proclamation to divide anew such single borough into three separate Wards as may seem fit by such names and with such boundaries as shall in and by the Proclamation be assigned to them: and such new Wards shall be in lieu of the former Wards.

On Petition of one-fourth of number of Burgesses Superintendent may divide Borough.

The provisions contained in the first part of the said Act relating to Petitions to and Proclamations by Superintendents shall apply to Petitions and Proclamations under this section and the provisions of the said Act applying to Boroughs newly divided into Wards shall so far as applicable apply to Boroughs newly divided into Wards under this Act.

No Borough shall be newly divided into Wards upon or within thirty days before or after any day appointed for an annual election of Councillors in or for the Borough or any Ward thereof.

The Councillors who shall be in office in any Borough at the time when the same shall be newly divided into Wards shall be severally allotted to each such Ward by the Superintendent in and by the Proclamation newly dividing such Ward or in and by any other instrument and if any seat or seats shall be vacant at the time of such new division the Superintendent shall determine for which Ward or Wards such seats shall be deemed to be vacant and the same shall be deemed extraordinary vacancies.

8. Sheriffs Act Amendment Bill—consideration of amendments of the House of Representatives.

*Amendments of the House of Representatives in the Sheriffs Act Amendment Bill.—New Clauses.*

5. Upon the happening of any vacancy in the office of Sheriff of any Sheriff's District the Governor may by warrant under his hand appoint any Registrar or Deputy-Registrar of the Supreme Court acting in and for the Judicial District within which such Sheriff's District wholly or partly lies to perform the duties of Sheriff within and for such Sheriff's District and any such Registrar or Deputy-Registrar shall within and for such Sheriff's District have perform exercise and be subject to all the powers duties responsibilities and liabilities of Sheriff of such Sheriff's District whether such duties powers responsibilities and liabilities are created by or arise by common law or statute and in all cases whereby any law or statute any writ warrant instrument or other matter or thing is to be delivered or addressed by a Registrar of the Supreme Court to a Sheriff of a Sheriff's Districts or by a Sheriff of a Sheriff's District to a Registrar of the Supreme Court then notwithstanding that such offices are held by one and the same person the like proceedings shall be had and taken as nearly as possible as if the offices were held by distinct persons.

Provision in cases of vacancy in the office of Sheriff.

6. No Sheriff Deputy-Sheriff or other officer of any Court shall execute any writ of *capias ad satisfaciendum* writ of execution or other warrant against the body of any debtor issued only in pursuance of any judgment for payment of any debt.

No *capias* on judgments for debt.

9. Brannigan Allowance Bill—second reading.

PETITIONS AND PAPERS PRESENTED:—

13TH NOVEMBER, 1871.

1. Petition of 230 Residents in the Tuapeka District, in the Province of Otago. (Hon. Mr. Holmes.)
2. Petition of 197 Residents and Settlers in the Province of Otago. (Hon. Mr. Holmes.)

1. Nominal Roll of the Civil Establishment of New Zealand on the 1st July, 1871. (Hon. Mr. Waterhouse.)

SELECT COMMITTEES:—

For Tuesday, the 14th day of November, 1871.

Free Conference—Highway Boards Empowering Bill (10 a.m.).