

New Zealand.

HOUSE OF REPRESENTATIVES.

No. 1.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE HOUSE.

(EXTRACTED FROM THE MINUTES.)

SESSION II, OF 1854.

THURSDAY, SEPTEMBER 7TH, 1854.

No. 1.—WASTE LANDS BILL.

Question proposed—That Clause 7 of the Bill be read.—(*Mr. Fitzgerald.*)

Amendment proposed—That the following Clauses be inserted after Clause 6 of the Bill: That in any Regulations to be made or issued under the authority of this Act, whether by the Governor, or by the Superintendent and Provincial Councils, there shall be made specific provision for the following purposes, (that is to say)

That all retired officers, and all discharged non-commissioned officers, warrant officers, private soldiers, marines, and seamen of her Majesty's land or sea service, or of the land and sea service of the Honourable East India Company; and whether they shall be in receipt of any pension or otherwise on account of such service, shall be absolutely entitled, upon the purchase of land within the colony of New Zealand, to a remission of purchase money, in respect of such purchase, to the amount specified in the Schedule marked A, hereunto annexed, subject, nevertheless, to the conditions hereinafter mentioned, and contained, (that is to say)

1. That no retired officer, non-commissioned officer, or private soldier, marine, or seaman, as aforesaid, shall be entitled to the benefit of such regulations who shall exceed the age of fifty-five (55) years.
2. That every retired officer, non-commissioned officer, warrant officer, and private soldier, marine, or seaman, claiming the benefit of such Regulations, shall produce to the Superintendent of the Province in which the land intended to be purchased by him is situated, as to such non-commissioned officer, warrant officer, and private soldier, marine or seaman, a certificate of discharge, and as to all such persons as aforesaid a certificate of having, during the period of service, been of good character, from officers under whom they may have served.
3. That every non-commissioned officer, warrant officer, and private soldier, marine, and seaman, shall also produce to the Superintendent a certificate signed by two (2) medical men, resident within the Province, that he is able bodied, and not afflicted with any disease which would incapacitate him from military or naval service.
4. That every retired officer of the land forces, and every non-commissioned officer, private soldier, and marine, shall be liable at any time during the period of five years, to be

- computed from the date of the purchase, at the discretion of the Governor, until the expiration of such period, to serve either in the field, or in the garrison, within, and in the defence of the Province in which he shall reside, and every retired officer of the sea forces, and every warrant officer, and private seaman, and marine, shall be liable, in like manner, during the like period, to be computed as aforesaid, at the discretion of the governor to serve until the expiration of such period as aforesaid, either afloat or in batteries ashore, for the defence of the coast, within the limits of any such Province as aforesaid.
5. Every such retired officer, non-commissioned officer, warrant officer, and private soldier, marine, and seaman, shall be enrolled upon a roll to be made for that purpose, under any regulations from time to time to be made and issued by the Governor, and such roll shall be duly published, and shall be conclusive evidence of the liability of every such non-commissioned officer, warrant officer, and private soldier, marine, and seaman, to serve in manner aforesaid.
 6. That upon the refusal of any officer, non-commissioned officer, warrant officer, private soldier, marine, or seaman, to serve in manner aforesaid, when lawfully required to do so, except upon the production of a satisfactory certificate of incapacity, the person so refusing shall absolutely forfeit all the benefit of these present regulations, and the land then held by him, under or by virtue of the same, shall absolutely revert to, and become vested in, the Crown, as part of the demesne lands of the Crown; and all persons then in possession of the same shall be deemed to be trespassers, within the provisions of Crown Land Ordinance, Sess. X. No. I.
 7. That no claim to the benefit of these Regulations shall be admitted, unless the same shall be made within twelve (12) calendar months next after the arrival of the person claiming the same within the Colony, except in the case of officers retiring within the Colony, and of non-commissioned officers, warrant officers, and private soldiers, marines, and seamen, now residing within the Colony, or who may retire, or be discharged respectively, whilst serving within the Colony.
 8. That every person obtaining the benefit of these Regulations shall immediately enter upon the bona fide occupation and cultivation of the lands to be purchased or acquired by him.
 9. That no person claiming the benefit of the Regulations shall be entitled to alienate, or to assign, transfer, or set over, the lands to be purchased or acquired by him, under and by virtue of the Regulations, or to part with the possession or occupation of the same, for the period of five years, to be computed from the date of the purchase of the same, and upon any breach of this condition, the lands purchased or acquired by such person as aforesaid shall be absolutely forfeited, and revert to the Crown as Desmesne Lands of the Crown, and all persons then in possession or occupation of the same shall be deemed to be trespassers within the meaning of the Crown Lands' Ordinance, Session X. No. I.
 10. That upon the expiration of the said term of five years, and upon full and bona fide compliance by any person claiming the benefit of these Regulations with the conditions aforesaid, he shall be entitled to a Grant from the Crown of the lands purchased or selected by him as aforesaid, in like manner as any other purchaser from the Crown.
 11. Provided always, that in case of the death of any such person during the said period of five years, the lands so purchased by him as aforesaid shall be deemed to have been lands vested in him in fee simple at the date of his death, and shall descend, or be disposed of accordingly, and the same shall be duly granted to the person or persons who, by virtue of such descent or disposition may be entitled to the same.
 12. Every officer who shall be called out for service as aforesaid shall be entitled to pay after the rate of (15s.) fifteen shillings per diem, and rations and forage, in like manner as if he was serving in Her Majesty's land or sea forces to be paid, allowed, and provided out of the public revenue of the Colony.
 13. Every non-commissioned officer, warrant officer, and private soldier, marine and seaman, who shall be called out for service as aforesaid, shall be entitled to pay after the current rate of wages per diem for labourers in the Province, and rations in like manner as if he was serving in her Majesty's land or sea forces, to be paid, allowed, and provided, at the public expense of the Colony; and, that in case he shall be called out for service as aforesaid, during seed time or harvest, in any year, he shall be entitled for compensation for any loss which he may sustain, in consequence of being called out for service at such time.
 14. Every officer, non-commissioned officer, warrant officer, and private soldier, marine, and seamen, shall in all things conform to all regulations which may from time to time be issued by the Governor relative to the distribution, issue, care, and otherwise, in regard to arms and accoutrements.

SCHEDULE A.

Field Officers	£600
Captains and Surgeons	500
Subalterns and Assistant Surgeons	400
Non-Commissioned Officers and Warrant Officers above the rank of Corporal, or equivalent to that rank in the Sea Service	80
Non-Commissioned Officers, being Corporals or under that rank, or equivalent to or under that rank in the Sea Service	60
Private Soldiers, Marines, and Seamen	40

(Major Greenwood.)

Question put—That the Clauses as read be inserted in the Bill.

Committee divided.

AYES—9.
 Messrs. Mackay
 Macandrew
 O'Neill
 Wakefield
 Forsaith
 E. J. Wakefield
 Travers
 Lee
 Greenwood (teller).

NOES—19,
 Messrs. Revans
 Gray
 Brown
 Monro
 King
 Cutten
 Taylor
 Picard
 Rhodes
 Bacot
 Weld
 Carleton
 Gledhill
 Porter
 Hart
 Fitzgerald
 Sewell
 Ludlam
 Wortley (teller).

No 2.—Further amendments proposed—That the following Clauses be inserted in the Bill :

Provided always that a certain portion of all such waste lands shall be set apart as "working settlers' land," and such terms of purchase so to be made and issued as aforesaid, shall be subject to the provisions hereinafter made in respect of "working settlers' land."

The land so to be set apart as "working settlers' land" as aforesaid, shall be at least one-third part of the said waste lands in the Province, and shall be of average quality with regard both to natural fertility and to position as respects the vicinity of wood, water, roads, and other facilities of communication with markets, and with other parts of the Province, and in blocks not exceeding 5000 acres in extent; and such land shall be disposed of exclusively to persons of the class of *bona fide* working settlers on land in lots of any size not exceeding 200 acres, to any one person, at the lowest price either upset or fixed, which shall be required in the Province at the time of sale.

The right of any applicant to purchase land as a *bona fide* working settler upon land, shall be determined by the Waste Land Board hereinafter mentioned, after hearing such evidence (including that of the applicant) as shall be produced in support thereof or opposition thereto; and such evidence shall be reduced to writing, and preserved as part of the records of the proceedings of the said Board.

Every applicant who shall be determined by the said Board, to be entitled to purchase land as such working settler, shall be permitted to delay paying the purchase money for the same for any term not exceeding 5 years, provided that interest in the meantime shall be paid on the purchase money after the rate of 5 per cent. per annum. The Crown grant shall be made and issued on payment of the purchase money, after a *bona fide* occupation, by the applicant, or his family or representative in case of death, of at least 5 years.

All other necessary and proper regulations for carrying out the object of these provisions in respect of "working settlers' land," and especially to secure the *bona fide* occupation and cultivation of the land, shall be made by the Governor in the terms of purchase so to be made and issued by him, and approved by the Superintendent and Provincial Council as aforesaid.

There shall be established in every Province a Board, to be called the Waste Land Board, to consist of a Chairman of the said Board, and of at least two other persons to be nominated by the Governor.

All applications for the sale, letting, disposal, and occupation of waste lands of the Crown shall be preferred to the said Board, who shall hear and determine the same, and all questions relating or incidental thereto, and the decisions of the said Board on all such matters shall be final and conclusive. All meetings of the said Board shall be open to the public, and reasonable public notice shall be given of all business to be transacted thereat. The said Board shall keep a record of their proceedings, in which shall be entered in writing a full and particular account of all business transacted by them, together with a reference to every letter, report, or communication received, or written order given by the said Board, and also minutes of personal interviews, and a minute of the opinion of the members of the said Board, in case they should differ in opinion: all which shall be open to inspection by any person on payment of a fee of 2s. 6d. for each inspection.

All evidence given before any Waste Land Board may be given on oath, which oath it shall be lawful for the Chairman of the said Board to administer, and any person wilfully and corruptly giving false evidence before any such Board shall be guilty of perjury, and shall be punished accordingly; and any person wilfully refusing to attend any such board, in obedience to any summons signed by the Chairman thereof, or to give evidence when in attendance, shall be guilty of a misdemeanor. (*Mr. Wakefield*)

Question put—That the Clauses as read be inserted in the Bill.

Committee divided.

AYES—10.

Messrs. Wakefield
E. J. Wakefield
Travers
Forsaith
Lee
Picard
O'Neill
Greenwood
Mackay
Macandrew (teller).

NOES—18.

Messrs. Revans
Sewell
Hart
Porter
Gledhill
Bacot
Taylor
Merriman
Ludlam
Weld
Brown
King
Carleton
Gray
Cutten
Fitzgerald
Rhodes
Wortley (teller.)

No. 3.—Further amendments proposed.—That the following Clauses be inserted in the Bill:

That in any regulations to be made or issued by the Governor, or by the Superintendent and Provincial Council, under the authority of this Act, there shall be made specific provision for the following purposes, that is to say,

That all persons of the working classes immigrating to the Colony of New Zealand, and who shall defray the cost of their own passage to the Colony, shall be entitled, upon the purchase of land within the said Colony, to a remission of purchase money in respect of such purchase, to the amount of the then current rate of steerage passage which would be payable from Great Britain to the said Colony for the passage of such persons, subject nevertheless to the conditions hereinafter contained, that is to say,

1. That the benefit of such remission of purchase money shall in no case be transferred to, or made available by any person or persons other than and except the person or persons actually entitled to the same.

2. That all claims to the benefit of such remission shall be made within twelve calendar months next after the arrival of such person or persons within the Colony.
3. That every person claiming the benefit of such remission, shall produce to the Superintendent of the Province within which he shall reside, satisfactory evidence that he has paid the passage money to this Colony of all persons in respect of which he shall claim the same.
4. That upon the production of such evidence, the Superintendent shall give to such person a certificate stating the actual amount of remission to which he shall be entitled, and such certificate shall be conclusive evidence of such title to remission, and of the amount thereof.
5. That such certificate shall be available in the purchase of lands in any part of the Province within which the person to whom the same shall be granted shall reside.
6. That upon the purchase of any lands by such person, the amount stated in such certificate of remission shall go in part discharge of the purchase money in respect of the same; but such remission shall only extend to one purchase, and shall in no case be divided.
7. That every person making use of any such claim to remission as aforesaid, shall not be entitled to alienate or to assign or transfer, or set over the lands to be purchased or acquired by him under or by virtue of any certificate of remission, or to part with the possession or occupation of the same for the period of three years, to be computed from the date of the purchase of the same, without the leave in writing of the Superintendent of the Province within which such lands shall be situated, and upon breach of this condition, the lands purchased or acquired by such person as aforesaid, shall be absolutely forfeited, and revert to the Crown as demesne lands of the Crown, and all persons then in possession or occupation of the same, shall be deemed to be trespassers within the meaning of the Crown Lands Ordinance, Session X, No 1.
8. That upon the expiration of the said term of three years, and upon full and *bona fide* compliance by any person claiming the benefit of these regulations, with the conditions aforesaid, he shall be entitled to a grant from the Crown of the lands purchased by him, in like manner as any other purchase from the Crown.
9. Provided always, that in case of the death of any such person during the said period of three years, the lands so purchased by him as aforesaid, shall be deemed to have been lands absolutely vested in him in fee simple, and shall descend and may be disposed of by testamentary disposition accordingly, and the same shall be duly granted to the person or persons who by virtue of such descent or testamentary disposition, may be entitled to the same.—(*Mr. Tavers*).

Question put—That the Clauses as read be inserted in the Bill.

Committee divided.

AYES—10.
 Messrs. Wakefield
 E. J. Wakefield
 Travers
 Forsaith
 Lee
 Picard
 O'Neill
 Greenwood
 Mackay
 Macandrew (teller).

NOES—18.
 Messrs. Revans
 Sewell
 Hart
 Porter
 Gledhill
 Taylor.
 Bacot
 Merriman
 Ludlam
 Weld
 Brown
 King
 Carleton
 Gray
 Cuten
 Fitzgerald
 Rhodes
 Wortley (teller).

Whereupon Clause 7 of the Bill read, and ordered to stand part of the Bill.

FRIDAY, SEPTEMBER 8TH, 1854.

No. 4.—ESTIMATES OF EXPENDITURE FOR 1854-5.

Motion made and question put—That the amount placed on the Estimates for defraying the expenditure on account of the Registration of Deeds Departments be struck out of the Estimates.—(*Mr. Fitzgerald.*)

Committee divided.

AYES—16.
 Messrs. Fitzgerald
 King
 Kelham
 Clifford
 Rhodes
 Revans
 Featherston
 Greenwood
 Wortley
 Lee
 Hart
 Taylor
 O'Neill
 Porter
 Forsaith
 Ludlam (teller).

NOES—12.
 Messrs. Crompton
 Sewell
 Brown
 Gray
 Monro
 Weld
 Picard
 Travers
 Macandrew
 Bacot
 E. J. Wakefield
 Mackay (teller).

No. 5.—Motion made and question put—That the amount placed in the Estimates for defraying the expenditure on account of the Resident Magistrates Departments be struck out of the Estimates.—(*Mr. Fitzgerald.*)

Committee divided.

AYES—20.
 Messrs. Taylor
 Hart
 Crompton
 King
 Ludlam
 Forsaith
 Featherston
 Brown
 O'Neill
 Rhodes
 Carleton
 Lee
 Greenwood
 Gledhill
 Wortley
 E. J. Wakefield
 Porter
 Revans
 O'Brien
 Macandrew (teller).

NOES—6.
 Messrs. Picard
 Monro
 Sewell
 Mackay
 Gray
 Weld (teller).

SATURDAY, SEPTEMBER 9TH, 1854.

No. 6.—ESTIMATES OF EXPENDITURE FOR 1854-5.

Post Master General.

Question proposed—That the item of £450, the salary and office rent of the Post Master General, be struck out of the Estimates.—(*Mr. O'Brien.*)

Amendment proposed—That the Salary of Post Master General be retained on the Estimates at the rate of £100 per annum.—(*Mr. Fitzgerald.*)

Amendment negatived.

Further amendment proposed—That all the words of the original motion be omitted with a view to insert the following :—that it be a recommendation from this Committee to the House, that the House should address the Officer administering the Government for the purpose of respectfully apprising His Excellency that the sum named in the Estimates, for the Salary of the Post Master General, is voted in the confident reliance of the House that the office will immediately cease to be a sinecure, and become one of laborious efficiency towards the important objects for which it exists.—(*Mr. Wakefield.*)

Question put—That the words proposed to be omitted stand part of the question.

Committee divided.

AYES—21.

Messrs. Monro
Featherston
Ludlam
Revans
O'Brien
Hart
King
Rhodes
O'Neill
Picard
Porter
Lee
Taylor
Greenwood
Gray
Fitzgerald
Forsaith
Gledhill
Crompton
Brown
Cutten (teller).

NOES—8.

Messrs. Kelham
Sewell
Travers
Wakefield
Weld
E. J. Wakefield
Macandrew
Wortley (teller).

Whereupon original question put and carried.

No. 7—Question proposed—that the Salary of the Postmaster at Auckland be £250.—(*Mr. Fitzgerald.*)

Amendment proposed—That the question be amended by the omission of the figures 250, with a view to insert 300 in lieu thereof,—(*Mr. Macandrew.*)

Question put—That the figures proposed to be omitted stand part of the question.

Committee divided.

AYES—12.

Messrs. Picard
Fitzgerald
Crompton
Gledhill
Ludlam
Hart
Featherston
Brown
Revans
Kelham
Clifford
Wortley (teller).

NOES—15.

Messrs. Sewell
Grenwood
Macandrew
Lee
Porter
Gray
O'Brien
Monro
O'Neill
Mackay
Wakefield
F. J. Wakefield
Weld
Travers
Forsaith (teller).

Whereupon amendment put and carried.

No. 8.—Motion made and Question put—That a sum of £250 be appropriated to defray the expenditure on account of Inter-Provincial Postal Communication between Nelson, Wairau, and Wellington, and Nelson, and Motueka.—(*Mr. Weld.*)

Committee divided.

AYES—17.
Messrs. Sewell
Gledhill
Macandrew
Monro
Carleton
Wortley
E. G. Wakefield
Brown
Picard
Clifford
Mackay
Weld
Revans
Fitzgerald
Ludlam
Featherston
Travers (teller).

NOES—4.
Messrs. O'Neill
Gray
Lee
Greenwood (teller).

No. 9.—MARRIAGE BILL.

Clause 6. In every case of marriage intended to be solemnized in the Colony of New Zealand, one of the persons intending marriage shall, under his or her hand, give notice in the form in the schedule A, to this Act annexed, to the Registrar of the District within which one of the persons shall have dwelt for not less than three days, and shall therein truly state the age, name and surname, and the calling or profession, and condition of each of the parties intending marriage, the dwelling place of each of them, and the time that each of them has dwelt in such District, and the church, building, or place, in which such marriage is intended to be solemnized. *Provided always* that if the persons intending marriage dwell in the districts of different Registrars, the like notice shall be given to the Registrar of each district.—*Read.*

Question proposed—That the Clause as read stand part of the Bill.—(*Mr. Forsaith.*)

Amendment proposed—That the Clause be struck out of the Bill.—(*Mr. Picard.*)

Question put—That the words proposed to be omitted stand part of the question.

Committee divided.

AYES—16.
Messrs. Brown
Ludlam
Sewell
Macandrew
Gledhill
Wakefield
Lee
Fitzgerald
Taylor
Weld
Forsaith
King
Hart
Ludlam
Clifford
Cутten (teller).

NOES—4.
Messrs. Kelham
Picard
Gray
Carleton (teller).

Whereupon original question put and carried.

No. 10.—Clause 10. It shall be lawful for such Registrar to whom such notice shall have been given as aforesaid, immediately upon receipt thereof to issue a certificate authorizing the solemnization of such Marriage in the cases following, that is to say:—First, where it shall appear from the notice and solemn declaration hereinafter mention that both the parties intending Marriage, are of full age, or if a party be under age, that such party is a widow

or widower. Secondly, where a party being under age and not a widow or widower a consent in writing of a parent or guardian as hereinafter required to the Marriage of such party shall be annexed to the notice, which consent shall be signed by the parent or guardian either before the Registrar at his office or before a Justice of the Peace, or a Solicitor of the Supreme Court, and for every such certificate the Registrar shall be entitled to a fee of ——. In all other cases the Registrar shall not issue his certificate until after the expiration of 14 days after giving such notice; and thereupon he shall be entitled to a fee of ——. Provided always, that in every case such certificate shall be in the form in schedule B to this Act annexed.

Question proposed—That the first blank be filled up with the words “five pounds.”—
(*Mr. Fitzgerald.*)

Amendment proposed—That the question be amended by the omission of the words “five pounds,” with a view to insert in their place the words “twenty shillings.”

Question put—That the words proposed to be omitted stand part of the question.

Committee divided.

AYES—4.

Messrs. O'Neill
Macandrew
King
Fitzgerald (teller).

NOES—10.

Messrs. Kelham
Brown
Gledhill
Moorhouse
Clifford
Sewell
O'Brien
Weld
Lee
Forsaith (teller.)

Whereupon amendment put and carried.

New Zealand.

HOUSE OF REPRESENTATIVES.

No. 2.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE HOUSE.

(EXTRACTED FROM THE MINUTES.)

SESSION II, OF 1854.

MONDAY, SEPTEMBER 11TH, 1854.

No. 1.—ESTIMATES OF EXPENDITURE FOR 1854-5.

Motion made and question put—That the sum of £6000 be appropriated to defray the expenditure on account of Postal Steam Communication between the Provinces.—(*Mr. Fitzgerald.*)

Committee divided.

AYES—18.
Messrs. Macandrew
Monro
Mackay
Hart
E. J. Wakefield
Bacot
Picard
Kelham
Weld
Fitzgerald
Cutten
Greenwood
Porter
Taylor
Sewell
Gledhill
Crompton
Wortley (teller).

NOES—10.
Messrs. Revans
Gray
O'Neill
Lec
Brown
Clifford
Ludlam
Featherston
Rhodes
King (teller).

No. 2.—LAND PURCHASE DEPARTMENT.

Question proposed—That the Salary of the Chief Commissioner in the Land Purchase Department be £500.—(*Mr. Kelham.*)

Amendment proposed—That the question be amended by the omission of the figures 500 with a view to insert 400 in their place.—(*Mr. Cutten.*)

Question put—That the figures proposed to be omitted stand part of the question.

Committee divided.

AYES—23.

Messrs. Greenwood
 Bacot
 Taylor
 Fitzgerald
 Porter
 Mackay
 Featherston
 Kelham
 Ludlam
 Picard
 Gledhill
 Brown
 Monro
 King
 Weld
 Sewell
 Moorhouse
 Hart
 Macandrew
 Clifford
 O'Brien
 Travers
 Wortley (teller.)

NOES—3.

Messrs. Lee
 Cutten
 O'Neill (teller.)

Original question put and carried.

No. 3—Question proposed—That the Salary of the Native Secretary, attached to the Land Purchase Department, be £250.—(*Mr. Cutten.*)

Amendment proposed—That the question be amended by the omission of the figures 250 with a view to insert 300 in their place.—(*Dr. Monro.*)

Question put—That the figures proposed to be omitted stand part of the question.

Committee divided.

AYES—7.

Messrs. O'Brien
 Greenwood
 Lee
 O'Neill
 Gray
 Picard
 Cutten (teller.)

NOES—21.

Messrs. E. J. Wakefield
 Hart
 Kelham
 Clifford
 Weld
 Gledhill
 Brown
 Ludlam
 Monro
 King
 Rhodes
 Sewell
 Bacot
 Mackay
 Macandrew
 Cutten
 Fitzgerald
 Moorhouse
 Crompton
 Featherston
 Wortley (teller.)

Whereupon amendment put and carried.

No. 4.—Question proposed—That this Committee recommend the House to present an address to His Excellency praying him to remove the Salaries of the Resident Magistrates from the Civil List.—(*Mr. Fitzgerald.*)

Amendment proposed—That in the opinion of this Committee it is desirable that the following charges be withdrawn from the Civil List, and provisions made for those objects from the General Revenue, viz.:—

Resident Magistrate, Auckland.....	£300	0	0
New Plymouth	200	0	0
Rotorua	175	0	0
Waikato	125	0	0
Hawkes Bay	200	0	0

That it be a recommendation from this Committee to the House that a respectful address be presented to His Excellency, submitting to him the foregoing resolution.—(*Mr. Sewell.*)

Question put—That the words proposed to be omitted stand part of the question.

Carried.

On the original question being put—Committee divided.

AYES—18.

Messrs. O'Neill
Lee
Greenwood
Wakefield
Sewell
Kelham
Bacot
Featherston
Gledhill
King
Brown
Cutten
Carleton
Picard
Rhodes
Fitzgerald
Wortley
Macandrew (teller).

NOES—6.

Messrs. Mackay
Crompton
Hart
Ludlam
Forsaith
Monro (teller).

No. 5—Question proposed—That it be a recommendation from this Committee to the House to present a respectful address to His Excellency, requesting him to place the cost of treating Native Patients, in the Hospitals of the different Provinces, as a first charge on the amount of £7000 reserved for Native purposes in the Civil List.—(*Mr. Ludlam.*)

Amendment proposed—That it be a recommendation from this Committee to the House, to present a respectful address to His Excellency, praying him to place upon the Civil List a sum not exceeding £600, to be applied towards the establishment of Industrial Schools, and toward other purposes for the benefit of the Natives, in the Provinces of Canterbury, Nelson, and Otago, as nearly as may be in equal proportions.—(*Mr. Sewell.*)

Amendment put—Committee divided.

AYES—14.

Messrs. Macandrew
Sewell
Fitzgerald
Picard
King
Gledhill
Kelham
Monro
Mackay
Weld
Brown
Cutten
Carleton
Wortley (teller).

NOES—8.

Messrs. Featherston
Crompton
Bacot
Lee
O'Neill
Greenwood
Forsaith
Ludlam (teller).

No. 6.—Motion made and question put—That in the opinion of this Committee the whole management of the Hospitals should be transferred to the Provincial Governments, and that the expense should be divided between the General and Provincial Governments in proportion to the European and Native Patients treated.—(*Mr. Fitzgerald.*)

Committee divided.

AYES—15.
 Messrs. Ludlam
 Macandrew
 Hart
 King
 Kelham
 Featherston
 Lee
 O'Neill
 Brown
 Revans
 Gledhill
 Moorhouse
 Fitzgerald
 Cutten
 Wortley (teller).

NOES—11.
 Messrs. Mackay
 E. J. Wakefield
 Crompton
 Greenwood
 Bacot
 Forsaith
 Weld
 Picard
 Sewell
 Monro
 Travers (teller).

No. 7.—Motion made and question put—That a sum of £1,300 be appropriated as grants in aid of Schools, viz.: Schools under the management of the Church of Rome £600; under the management of the Wesleyan Body £700.

Committee divided.

AYES—11.
 Messrs. Brown
 E. J. Wakefield
 Hart
 Carleton
 Weld
 Lee
 Mackay
 Sewell
 Travers
 Clifford
 O'Neill (teller).

NOES—6.
 Messrs. Ludlam
 Macandrew
 Kelham
 Revans
 Gledhill
 Cutten (teller).

TUESDAY, SEPTEMBER 12TH, 1854.

NO. 8—EXPENSES OF MEMBERS.

Question proposed—That the expenses of Members of the House of Representatives should be paid at the following rate:—

The actual and necessary travelling expenses incurred in coming from and returning to their homes, calculated and audited in the usual manner in which such expenses are calculated in respect to persons in the Government service, that no person shall be paid travelling expenses to his House, who shall have left before the end of the Session, without obtaining leave from the House.

That twenty shillings a day, calculated from the day of the opening of the Session of the General Assembly to the day of the closing of the same, be allowed to every Member, towards defraying such expenses.—(*Mr. Wakefield.*)

Amendment proposed—Leave out all the words of Mr. Wakefield's motion, with a view to insert the following: That ten shillings per diem be allowed to each member, from the opening of the first to the closing of the present Session.—(*Mr. Sewell.*)

Question put—That the words proposed to be omitted stand part of the question.

Committee divided.

AYES—18.
 Messrs. Lee
 Porter
 Gledhill
 Wakefield
 E. J. Wakefield
 Fitzgerald

NOES—6.
 Messrs. Sewell
 Kelham
 Rhodes
 Featherston
 Revans
 O'Neill (teller).

Crompton
 Macandrew
 Ludlam
 Greenwood
 Mackay
 Weld
 King
 Picard
 Brown
 Taylor
 Hart
 Wortley(teller).

Further amendment proposed—That a sum be placed on the Estimates for defraying the Expenses of Members at the following rates:—

Travelling expenses, for all Members living at a greater distance than twenty miles from the Seat of Government, and fifteen shillings per diem for all the Members during their attendance on the Legislature.—(*Mr. Fitzgerald.*)

Mr. Wakefield moved that the Chairman do report progress and ask leave to sit again to-morrow.—Agreed to.

WEDNESDAY, SEPTEMBER 13th, 1854.

No. 9—EXPENSES OF MEMBERS.

Question proposed—That all members of the House of Representatives, residing more than twenty miles from the House of Assembly, who shall have been actually in attendance during the first and present Session of the General Assembly, shall be repaid their travelling expenses to and from their various homes, in the manner usual in respect to Government Officers; and shall also be paid twenty shillings per diem during their actual attendance, computed from the opening of the first to to the close of the present Session; but no return travelling expenses shall be allowed to Members leaving before the end of the Session, without the permission of the House.—(*Mr. Wakefield.*)

Amendment proposed—That all the words of Mr. Wakefield's motion be left out with a view to insert the following: That all Members residing at a further distance than ten miles from the Council Chamber, be paid £100 each for their expenses.—(*Mr. Ludlam.*)

Question put—That the words proposed to be omitted stand part of the question.
 Committee divided.

AYES—21.

Messrs. Crompton
 King
 Revans
 Gray
 Kelham
 Porter
 Fitzgerald
 Mackay
 Wakefield
 Taylor.
 Featherston
 Brown
 Greenwood
 E. J. Wakefield
 Macandrew
 Sewell
 Travers
 Lee
 O'Neill
 O'Brien
 Cutten (teller).

NOES—3.

Messrs. Bacot
 Picard
 Ludlam (teller).

Original question put and passed.

No. 10—Question proposed—That Members of the House of Representatives, residing in Auckland be paid ten shillings per diem, and Members residing at a distance of five miles from the town be paid 15s., to cover all expenses incurred by them as members of the Legislature.—(*Mr. Wakefield.*)

Amendment proposed—That all the words of Mr. Wakefield's motion be omitted with a view to insert the following: That no member of the House of Representatives resident in Auckland be paid anything; but all members residing within twenty miles of the House of Assembly, who have been obliged to leave their homes in order to attend the Legislature, be paid at the rate of ten shillings per diem to cover their expenses.—(*Major Greenwood.*)

Question put—That the words proposed to be omitted stand part of the question.

Committee divided.

AYES—7.
Messrs. Fitzgerald
Gray
Wakefield
E. J. Wakefield
Travers
Revans
King (teller).

NOES—14.
Messrs. Forsaith
Ludlam
Crompton
Picard
Gledhill
Taylor
Rhodes
Brown
Carleton
Mackay
Featherston
O'Brien
Sewell
Greenwood (teller).

Whereupon amendment put and carried.

No. 11—Motion made and question put—That the aggregate sum allowed for the expenses of Members, of the House of Representatives, shall not exceed £2,500, out of which in the first instance the actual travelling expenses of Members shall be paid, and the residue shall be apportioned according to the scale fixed by the Resolutions of the Committee.—(*Mr. Sewell.*)

Committee divided.

AYES—7.
Messrs. Featherston
Revans
Rhodes
Fitzgerald
Forsaith
O'Brien
Sewell (teller.)

NOES—11.
Messrs. King
Travers
Brown
Crompton
Gray
Picard
Porter
Wakefield
Gledhill
E. J. Wakefield
Mackay (teller.)

No. 12—Question proposed—That the Expenses of the Members of the Legislative Council shall be provided for at the same rate as the Members of this House.—(*Mr. Sewell.*)

Amendment proposed—To leave out all the words of Mr. Sewell's motion, with a view to insert the following:—That it is inexpedient to fill up the blank left for the expenses of Members of the Legislative Council, because the distinction of performing their duties at their own expense is one which rightly belongs to the Members of a Legislative Body not elected by the people for their service, but intended to occupy a position and perform functions in the Legislature, which require that its Members should be independent both of Executive influence and pecuniary obligations to the people, a double independence, whereof an essential condition is, that the persons in question should have sufficient private property to render the payment of their expenses as Members of the Legislature, a matter of no importance to them, whilst at the same time it is desirable, with a view to the people's estimation of them, that the important duties which the Constitution assigns to them as one of the co-ordinate branches of Legislature, should be performed gratuitously.—(*Mr. Wakefield.*)

Question put—That the words proposed to be omitted stand part of the question.
Committee divided.

AYES—4.
Messrs. Revans
Fitzgerald
Ludlam
Sewell (teller.)

NOES—15.
Messrs. Brown
Featherston
Gray
O'Neill
Wakefield
Porter
E. J. Wakefield
Macandrew
Greenwood
Lee
Gledhill
Crompton
Forsaith
Mackay
Travers (teller.)

Whereupon amendment put and passed.

No. 13—Question proposed—That the Salary of the Speaker of the Legislative Council be £400 per annum.—(*Mr. Ludlam.*)

Amendment proposed—That all the words of Mr. Ludlam's motion be omitted with a view to insert the following :—That considering the desirable character of the office of the Speaker, in either House of the Legislature, as a highly honorable distinction, and the inadequacy of the Salaries of most of the inferior, but laborious, offices of the General Government, for which it behoves the House to afford a remedy by all available means, the Committee are of opinion that on the present occasion it is expedient that no Salary should be voted for either Speaker ; but that both should be on the same footing as other members, with regard to their expenses.—(*Mr. Wakefield.*)

Question put—That the words proposed to be omitted stand part of the question.
Committee divided.

AYES—12.
Messrs. Revans
Featherston
Crompton
Picard
Brown
Ludlam
Carleton
Bacot
Monro
Fitzgerald
Sewell
King (teller.)

NOES—8.
Messrs. Greenwood
E. J. Wakefield
Lee
Macandrew
Wakefield
Mackay
Forsaith
O'Neill (teller.)

No. 14—On the original question being put—Committee divided.

AYES—4.
Messrs. Sewell
Fitzgerald
Picard
Monro (teller.)

NOES—18.
Messrs. Featherston
Gray
Revans
Kelham
Ludlam
Brown
O'Neill
Carleton
Lee
Bacot
Travers

Macandrew
Greenwood
Mackay
Forsaith
Wakefield
E. J. Wakefield
King (teller.)

WEDNESAY, SEPTEMBER 13TH, 1854.

No. 15—Motion made and question put—That the sum £400 be retained on the Estimates as the Salary of the Speaker of the House of Representatives.

Committee divided.

AYES—15.

Messrs. Wortley
King
Featherston
Ludlam
Brown
Crompton
Picard
Gray
Revans
Monro
Sewell
Carleton
O'Brien
Porter
Fitzgerald (teller).

NOES—10.

Messrs. Kelham
Lee
Wakefield
E. J. Wakefield
Greenwood
Cuttan
Macandrew
O'Neill
Rhodes
Mackay (teller).

No. 16—Question proposed—That the sum of £2,800 be appropriated to defray the expenses of Members of this House, exclusive of the Speaker.

Motion made and question put—That the words “and the Member for Whanganui” be added at the end of the original question.—(*Dr. Featherston.*)

Amendment negatived.

On the original question being put—Committee divided.

AYES—13.

Messrs. Porter
O'Brien
Wakefield
E. J. Wakefield
Greenwood
Crompton
Ludlam
Bacot
Brown
King
Fitzgerald
Lee
Mackay (teller.)

NOES—9.

Messrs. Hart
Revans
Featherston
Rhodes
Sewell
Forsaith
Gledhill
Gray
O'Neill (teller).

No. 17—Motion made and question put—That this Committee do recommend the House to present an Address to His Excellency praying that he will be pleased to place on the Estimates the sum of £100 for Mr. Grimstone, in consideration of the length of time that gentleman has been out of office.—(*Mr. Ludlam.*)

Committee divided.

AYES—10.

Messrs. Rhodes
Forsaith
Mackay
Weld
Gledhill
Monro
Picard
E. J. Wakefield
Kelham
Ludlam (teller).

NOES—15.

Messrs. King
Revans
Sewell
Brown
O'Neill
Bacot
Gray
Porter
Macandrew
Fitzgerald
O'Brien
Greenwood
Lee
Crompton
Cutten (teller).

No. 18—Question proposed—That the sum of £650 be appropriated to defray the Expenditure on account of the Native Secretary's Department.—(*Mr. Travers.*)

Amendment proposed—That the question be amended by the omission of all the words of the original question, and that the sum of £650, on account of the Native Secretary's Department be struck out of the Estimates.—(*Mr. O'Neill.*)

Question put—That the words proposed to be omitted stand part of the question.

Committee divided.

AYES—14.

Messrs. King
Fitzgerald
Sewell
Wakefield
E. J. Wakefield
Travers
Monro
Macandrew
Crompton
Lee
Forsaith
Greenwood
Mackay
Wortley (teller).

NOES—12.

Messrs. Ludlam
Kelham
Revans
Featherston
Bacot
Carleton
Picard
O'Neill
Brown
Weld
Gledhill
Cutten (teller).

Whereupon original question put and carried.

No. 19—DUTIES OF CUSTOMS BILL.

Motion made and question put—That it is inexpedient to proceed with the Bill this Session.—(*Mr. Revans.*)

Committee divided.

AYES—16.

Messrs. Lee
Gray
Moorhouse
Taylor
Sewell
Monro
Weld
O'Neill
Kelham
Hart
King
Gledhill
Crompton
Featherston
Fitzgerald
Revans (teller).

NOES—12.

Messrs. Rhodes
Travers
Carleton
Brown
Forsaith
Macandrew
Cutten
Wakefield
E. J. Wakefield
Greenwood
Ludlam
Mackay (teller).

THURSDAY, SEPTEMBER 14TH, 1854.

No. 20—Motion made and question put—That the sum of £1300 be appropriated to defray the Salaries and Contingencies of the Post Office Department at Auckland.

Committee divided.

AYES—18.

Messrs. Taylor
Crompton
King
Picard
Gledhill
Mackay
Greenwood
Brown
Travers
Wakefield
Gray
E. J. Wakefield
Macandrew
Lee
Ludlam
Cutten
Forsaith
O'Neill (teller).

NOES—7.

Messrs. Bacot
Fitzgerald
Featherston
Rhodes
Hart
Kelham
Revans (teller).

No. 21—Motion made and question put—That £150 be placed upon the Estimates, as the Salary of the Clerk to the Colonial Treasurer.—(*Mr. Wakefield.*)

Committee divided.

AYES—9.

Messrs. Mackay
Bacot
Fitzgerald
Travers
Wakefield
E. J. Wakefield
Porter
Macandrew
Forsaith (teller.)

NOES—12.

Messrs. Crompton
Moorhouse
Ludlam
Taylor
Featherston
Picard
Revans
Carleton
Hart
Gray
Kelham
O'Neill (teller).

No. 22—APPROPRIATION BILL.

Clause 1. Out of the said Duties of Customs, and out of the Revenue arising from the disposal of the Waste Lands of the Crown, after and subject to the payments to be made under the provisions of the said recited Act there may be issued, and applied, in manner, and as hereinafter particularly mentioned any sum or sums of money not exceeding forty-eight thousand five hundred and ninety pounds eighteen shillings and eight pence, to defray the Salaries, Allowances, and Contingencies of the Civil Establishments of the General Government of New Zealand, unprovided for by the said recited Act, for the period commencing on the 1st day of July, 1854, and ending on the 30th day of June, 1855.—*Read.*

Motion made and question put—That the words “Duties of Customs, and out of the” in the first line be omitted, with a view to insert “Her Majesty’s Ordinary” in lieu thereof.—(*Mr. Fitzgerald.*)

Committee divided.

AYES—6.

Messrs. Mackay
Cutten
Macandrew
Moorhouse
Fitzgerald
E. J. Wakefield (teller).

NOES—23.

Messrs. Gray
Monro
Clifford
O'Neill
Brown
Kelham
Revans
Ludlam
Featherston
Taylor
Hart
Picard
Sewell
Carleton
Porter
Forsaith
Greenwood
Bacot
Crompton
Gledhill
Lee
Rhodes
King (teller).

No. 23.—Clause 3. The surplus of the said Revenues shall be divided among the several Provinces, established in New Zealand, in the like proportion as the gross proceeds of the said Revenues shall have arisen therein respectively, and shall be paid over to the respective Treasurers of such Provinces by the Public Treasurer of the Colony, in pursuance of warrants under the hand of the said Governor, or Officer administering the Government, directed to him in that behalf.—*Read.*

Motion made and question put—That the Clause be struck out of the Bill.—(*Mr. Travers.*)

Committee divided.

AYES—7.

Messrs. Sewell
Mackay
Monro
Macandrew
Weld
Travers
Cutten (teller).

NOES—13.

Messrs. Forsaith
Kelham
Fitzgerald
Clifford
Ludlam
Revans
Crompton
Picard
O'Neill
Gledhill
Hart
Lee
King (teller).

Whereupon Clause as read agreed to as Clause 3 of the Bill.

No. 24.—Clause 4. The said Treasurer shall in his accounts from time to time be allowed credit for any sum or sums of money paid by him in pursuance of any such Warrant as aforesaid, and the receipt or receipts of the respective persons to whom the same shall be so paid, shall be a full and valid discharge to the said Treasurer, in passing his said accounts for any such sum or sums as shall be therein mentioned.—*Read.*

Question put—That the Clause as read stand as Clause 4 of the Bill.

Committee divided.

AYES—12.

Messrs. Kelham
Clifford
Featherston
Hart
Revans
Crompton
Forsaith
O'Neill
Gledhill
Ludlam
Lee
King (teller.)

NOES—11.

Messrs. Sewell
Macandrew
Mackay
Cutten
Moorhouse
Picard
Weld
Monro
Carleton
Travers
Wortley (teller).