



AUCKLAND PROVINCIAL GOVERNMENT GAZETTE.

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PROVINCIAL COUNCIL.

MONDAY, 23RD JANUARY, 1854.

The Council met pursuant to adjournment.

The Speaker took the Chair.

The minutes of the last meeting were read and confirmed.

The Speaker laid before the Council Message No. 8, forwarding an Amendment to Dog Nuisance Bill. Message read.

The Speaker stated, that after the third reading of the Deeds' Bill, a clerical error had been discovered, which, with the permission of Council, he would correct. Agreed to.

Mr. Gilfillan stated that in consequence of the difficulty which had arisen in printing the Bills on vellum, he proposed, as one of the Members of the Standing Rules' Committee, that the said Bills be engrossed; and if the Council agreed to his proposition, he gave notice that on Friday, the 27th inst, he would move that the following Bills do pass, viz., the Interpretation Bill, the Appropriation Bill, and the Deeds Bill.

Mr. Gilfillan gave notice that on Wednesday, the 25th, inst. he would move that Council do go into Committee of the whole, to re-consider certain clauses of the Dog Nuisance Bill.

Mr. Dilworth gave notice that on Friday next, he would move that the Sheep Bill do pass.

Mr. Bain gave notice that on Friday next, he would move that the Foreign Seamen's Bill do pass.

Mr. Powditch, according to notice, moved the third reading of the Superintendent's

Salary Bill. Bill read a third time, and passed.

Mr. Boylan, according to notice, moved that Council do go into Committee on the City Council Bill.

The Speaker left the Chair. Mr. Powditch took the Chair.

On motion of Mr. Boylan, clauses 1 to 9, as originally printed, erased, and other clauses substituted. Amended clauses 1 to 23 inclusive, read and agreed to. Clause 24, as amended, expunged. Clauses 25 to 45 inclusive, read, amended, and agreed to. Mr. Boylan moved that the following clause be added: "The said Council shall at their first meeting (to take place on the first Wednesday in March) elect some one of their body to be Chairman for the ensuing year; and shall, at their first meeting, after the last Wednesday in the month of February in every subsequent year, elect the same, or some other person (in either case being a member of the said Council), to be the Chairman for the ensuing year. Agreed to.

Mr. Gilfillan moved as an amendment, that the Chairman should be paid £200 per annum.

Debate ensued. Committee divided. Ayes 3, Noes 13.

Ayes.
Messrs. Porter,
Bain,
Gilfillan.

Noes.
Messrs. O'Brien,
Busby,
Mitchell,
Donovan,
Boylan,
Williamson,
Connell,
Brennan,
Derrom,
Dignan,

Noes
A. O'Neill,
J. O'Neill,
Powditch.

Mr. Hill declined to vote.

Absent—Messrs. Taylor, Clarke, Lewis, Newman, Macky, and Dilworth.

Amendment negatived.

Clause as proposed by Mr. Boylan agreed to, and numbered 46. Clauses, 47, 48, 49, 50, 51, 52, and 53 agreed to. Mr. Boylan moved the insertion of a clause after the 53rd, which was read and agreed to, and numbered 54. Clauses 55, 56, and Schedule read, amended, and agreed to.

The Speaker resumed the Chair.

The Chairman reported progress, and asked leave to sit on Wednesday, the 25th inst.

Mr. Porter, according to notice, moved the third reading of the Audit Bill. Bill read a third time, and passed.

Mr. Porter, according to notice, moved the further consideration, in Committee, of the Auckland Harbour Bill.

The Speaker left the Chair. Mr. Mitchell took the Chair.

Mr. Powditch moved the insertion of the two clauses of which he had given notice.

Said clauses proposed and negatived.

Mr. Powditch further moved the insertion of the following clause: "The terms of any intended sale, mortgage, lease, exchange, purchase, or other contract, affecting any endowment of landed or real property, of, or belonging to the said Dock, or Harbour Company, or Corporate body thereof, called the Auckland Harbour Commissioners, shall be notified in some part of the Dock Committee Room, as being minuted, and open to the inspection of any of the said Commissioners, free of any charge, at least one month prior to such sale, mortgage, lease, exchange, purchase, or other contract, being finally closed and determined by the Committee of the said Commissioners. Carried in the affirmative.

Clauses 60, 61, 62, 63, 64, 65, read and agreed to.

Mr. Porter moved the adoption of the second clause, postponed at the last sitting, as also the list of the first Commissioners.

Mr. Hill moved as an amendment, that the present 24 Members of the Provincial Council, with a new list which he presented, be added to the names of the first Commissioners, making one hundred Commissioners. List read.

Mr. Porter withdrew his original list.

Mr. Hill's list put and agreed to.

Clause 2, preamble, and title agreed to.

The Speaker resumed the Chair.

The Chairman presented the Bill, with its amendments.

Council adjourned at a quarter past Six o'clock, until Two o'clock on Tuesday, the 24th inst.

TUESDAY, 24 JANUARY, 1854.

The Council met pursuant to adjournment.

The Speaker took the Chair.

The minutes of last meeting were read and confirmed.

The Speaker laid before the Council Minute 59, from his Honour the Superintendent, respecting the introduction of a Bill before the General Assembly, authorizing a charge of Pilotage for Manakau Harbour. Minute read.

The Speaker nominated Messrs. Powditch, Gilfillan, and Williamson, a deputation to present the Superintendent's Salary Bill to the Superintendent for his approval.

The Speaker nominated Messrs. Porter, Boylan, and Busby, a deputation to present the Audit Bill to the Superintendent for his approval.

Mr. Boylan gave notice that to-morrow, he would move that the House do go into Committee on the City Council Bill, for the purpose of considering the amended clauses relative to the nomination of Members; and also to move the third reading of said Bill.

Mr. Derrom gave notice that on to-morrow, on the further consideration in Committee of the City Council Bill, he would move that the following clause be added to the said Bill: "Bye Law, for regulating, altering, and improving the Levels of the City Highways, and making compensation to the Owners of land affected thereby."

Mr. Porter gave notice that on Thursday, the 26th inst, he would move that the amendment to clause 3 of the Auckland Harbour Bill, as passed in Committee, be expunged; and that the Bill be read a third time, and passed.

Mr. Powditch gave notice that at the third reading of the Auckland Harbour Bill, he would move, as an amendment to clause 21, that after the words "be their Chairman," be introduced the following words, "for the ensuing year, and in like manner at the first yearly meeting in each year, after the annual election of the three new members."

On the orders of the day being called on, Mr. Powditch requested permission to withdraw his motion relative to the introduction of the old Land Claimants' Bill.

Mr. Powditch, according to notice, moved the second reading of the Provincial Government Bill. Bill read a second time accordingly. On the motion of Mr. Powditch, Council went into Committee on said Bill.

The Speaker left the Chair. Mr. Hill took the Chair.

Clauses read, amended, and agreed to.

The Speaker resumed the Chair.

The Chairman presented the said Bill, which, on motion of Mr. Powditch, was ordered to be read a third time, on Wednesday, the 25th inst.

Mr. J. O'Neill, according to notice, moved the further consideration, in Committee, of the Transfer of Powers Bill.

The Speaker left the Chair. Mr. Hill took the Chair.

Clause 3, which had been proposed, read and agreed to. Schedule, Preamble, and Title, read and agreed to.

The Speaker resumed the Chair.

The Chairman presented the said Bill, which, on motion of Mr. J. O'Neill, was ordered to be read a third time on Wednesday, the 25 inst.

Mr. Hill, according to notice, moved his resolution relative to the quantity of land now open for selection in the Waikato, and other districts, &c. Agreed to.

Mr. Hill, according to notice, moved his resolution relative to the transmission of a message to the Superintendent, respecting the appointment of an Inspector of Slaughter Houses, &c. Agreed to.

Mr. Hill, according to notice, moved that this Council do go into Committee on the Newmarket Pound Committee's Report.

The Speaker left the Chair. Mr. J. O'Neill took the Chair.

Report read and amended.

Mr. Boylan moved the following amendment, which was put and agreed to: "That the Pound and Slaughter House be let by Public Tender, the lowest tender for its management to be accepted, the parties tendering to be prepared to enter into sureties for the fulfilment of the agreement.

Mr. J. O'Neill, according to notice, moved that the Provincial Law Officer be requested to give his opinion as to whether the holding of the two offices of Superintendent and Governor, by one and the same person, be in accordance with the Constitution.

Debate ensued.

Mr. Hill moved an amendment, which the Speaker declined to receive.

On the question being put, Council divided.

Ayes 8, Noes 11.

<p>Ayes. Messrs. J. O'Neill A. O'Neill, Dignan, Derrom, Boylan, Newman, Mitchell, Busby.</p>	<p>Noes. Messrs. O'Brien, Porter, Donovan, Williamson, Brennan, Powditch, Hill, Connell, Bain, Gilfillan, Dilworth.</p>
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Absent—Messrs. Clarke, Lewis, Macky, and Taylor. Motion lost.

Mr. Newman, according to notice, moved the second reading of the Fencing Ordinance Bill. Bill read a second time accordingly.

On motion of Mr. Newman, Council went into Committee on said Bill.

The Speaker left the Chair. Mr. J. O'Neill took the Chair.

On Mr. Newman moving that the first clause be read, debate ensued, Mr. Porter and Mr. Dilworth being desirous to introduce certain amendments.

Mr. Boylan moved that Committee do proceed with consideration of Bill as printed.

Committee decided on amendment. Ayes 11, Noes 2.

<p>Ayes. Messrs. O'Brien, Busby,</p>	<p>Noes. Messrs. Dilworth Donovan,</p>
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Ayes
Boylan,
Williamson,
Brennan,
Powditch,
Hill,
Derrom,
Dignan,
A. O'Neill.
Connell,
Bain.

Amendment carried.

Clause 1, Preamble, and Title, read and agreed to.

The Speaker resumed the Chair.

The Chairman presented the Bill as agreed to.

Mr. Newman gave notice that he would move the third reading of the said Bill on Friday next.

Council adjourned at 20 minutes past 5 o'clock, to 2 o'clock on Wednesday, the 25th inst.

WEDNESDAY, 25TH JANUARY, 1854.

The Council met pursuant to adjournment.

The Speaker took the Chair.

The Minutes of the last Meeting were read and confirmed.

Mr. Porter gave notice that on the 26th inst, he would move the first reading of the Slaughter House Ordinance Amendment Bill.

Mr. Gilfillan gave notice that on the 26th inst, he would move that the Standing Committee on Rules and Orders be instructed to revise and amend the rules and orders now in force, and report at the first meeting of Council next Session.

Mr. Gilfillan gave notice that on Friday, the 27th inst, he would move that Council, at its rising, do adjourn to Thursday, the 2nd February.

Mr. Gilfillan further gave notice that on Friday next, he would move that the Dog Nuisance Bill do pass.

Mr. Derrom gave notice that on Friday next, he would move the first reading of the Building Act.

Mr. Gilfillan, according to notice, moved that Council do go into Committee on the Dog Nuisance Bill, for consideration of the clause transmitted by the Superintendent.

The Speaker left the Chair. Mr. Dignan took the Chair.

Mr. Gilfillan moved that the following clause be inserted in the Bill, in lieu of the 21st clause, as agreed to by Council, viz:

21. "This Act shall come into operation in the districts of the city and suburbs of Auckland (as the same are respectfully constituted Electoral Districts, for the purpose of returning Members to serve in the Provincial Council), on the first day of March, 1854; and from time to time in such other districts as shall be proclaimed by the Superintendent in the Auckland Provincial Gazette, to come within the operation of this Act.

Clause read and agreed to.

The Speaker resumed the Chair.

The Chairman presented the Bill as amended by the Committee, which was adopted by the House.

On motion of Mr. Gilfillan, Bill ordered to be read a third time on Friday next, and passed.

Mr. Boylar, according to notice, moved the further consideration, in Committee, of the City Council bill.

The Speaker left the Chair. Mr. Porditch took the Chair.

On motion of Mr. Boylan, clauses 13, 14, 15, and 16, as originally printed, erased, and the 5 clauses of which he had given notice, inserted in lieu thereof, and agreed to.

Mr. Derron, according to notice, moved the insertion of an additional Bye-Law, which was read, agreed to, and numbered 32.

The Speaker resumed the Chair.

The Chairman presented the Bill as amended. Amendments adopted.

On motion of Mr. Boylan, Bill read a third time.

Mr. Powditch requested that the Provincial Government Bill be recommitted, as he was desirous to amend one of the clauses.

The Speaker left the Chair. Mr. Porter took the Chair.

Mr. Powditch moved that the third clause be amended, by adding at the end thereof the following words: "At least one half of the Members of the Executive Council, for the time being, shall be Members also of the Provincial Council." Agreed to.

The Speaker resumed the Chair.

The Chairman presented the Bill as amended, which amendment was adopted by Council.

On motion of Mr. Powditch, Bill read a third time, and passed.

Mr. J. O'Neill requested that the Transfer of Powers Bill be re-committed, as he was desirous to add one other Ordinance to the schedule.

The Speaker left the Chair. Mr. Porter took the Chair.

Mr. O'Neill moved that after the second line of Schedule, the following be added: "Session 2, No. 9, Land Registration Ordinance." Agreed to.

The Speaker resumed the Chair.

The Chairman presented the Bill as amended, which amendment was adopted by Council.

On motion of Mr. J. O'Neill, Bill read a third time, and passed.

Mr. Porter presented a Bill to amend the Slaughter House Ordinance, which was ordered to be printed.

Council adjourned at 10 minutes to 4 o'clock.

THURSDAY, JANUARY 26TH, 1854.

The Council met pursuant to adjournment.

The Speaker took the Chair.

The minutes of the last meeting were read and confirmed.

The Speaker laid before the Council, Minute 60, from His Honour the Superintendent, transmitting Returns of all Letters posted at Auckland, for various Settlements in New Zealand, and also of Letters received from those Settlements. Minute read.

The Speaker nominated Messrs. Powditch, Boylan, and Williamson, a deputation to wait on His Honour the Superintendent, with the Transfer of Powers Bill, for his approval.

The Speaker nominated Messrs. Powditch, A. O'Neill, and Bain, a deputation to wait on the Superintendent with the Provincial Government Bill, for His Honour's approval.

Mr. Newman presented a Petition from certain Settlers in the Province of Auckland. Petition read.

Mr. Newman gave notice that on the 27th inst. he would move that His Honour the Superintendent be requested to move the proper authorities to secure for this Province, as early as possible, the advantages of an Ocean Penny Postage.

Mr. A. O'Neill gave notice that on Saturday, the 28th inst. he would move that the Superintendent be requested to procure from the Officer administering the Government, for public Colonial purposes, one half of all the Forest Lands at present in the hands of the Crown; and also one half of all Forests that may hereafter be alienated from the Aborigines; and that the Surveyor-General be instructed to have such Forests properly defined by bearings, and, if possible, natural land-marks.

Mr. Porter, according to notice, moved the third reading of the Auckland Harbour Bill; and also that the amendment to the third clause be expunged. Agreed to.

Mr. Powditch obtained permission to withdraw his motion of which he had given notice. Bill read a third time, and passed.

The Speaker nominated Messrs. Porter, Powditch, and Boylan, a deputation to present the said Bill to the Superintendent for his approval.

Mr. Porter, according to notice, moved the first reading of the Slaughter Ordinance Amendment Bill. Bill read a first time accordingly.

Mr. Gilfillan, according to notice, moved that the Standing Committee on Rules and Orders, be instructed to revise and amend the Rules and Orders now in force, and report at the next Session of Council. Agreed to.

Mr. Boylan, according to notice, moved that the City Council Bill do pass. Bill passed accordingly.

The Speaker nominated Messrs. Boylan, Powditch, and Porter, a deputation, to present the said Bill for the Superintendent's approval.

Council adjourned at 10 minutes to 3

6 o'clock, until 4 o'clock on Friday, the 27th inst.

FRIDAY, JANUARY 27TH, 1854.

The Council met pursuant to adjournment.

The Speaker took the Chair.

The minutes of the last meeting were read and confirmed.

The Speaker laid before the Council Message No. 9, transmitting an amendment to the last clause of the Audit Bill, which was read, and on motion of Mr. Porter, it was ordered that Council resolve itself into a Committee of the whole, on Thursday, 2nd February, for consideration of said amendment, and, if adopted, that the Bill be read a third time as amended, and passed.

Mr. Derrom presented a petition from a number of the Inhabitants of Auckland, praying that, in future, it shall be made compulsory on all parties erecting buildings, at least in the principal streets, to erect them of brick or stone. Petition received and read.

Mr. Porter gave notice that on Thursday, the 2nd proximo, he would move for a Select Committee, to consider and report on all the Messages forwarded to this Council by His Honour the Superintendent. The Committee to consist of Messrs. Busby, Dllworth, Gilfillan, Connell, and the Mover.

Mr. Busby gave notice that at the next Meeting of Council, he would move that Mr. Speaker be requested, in the name of this Council, to write to the Speaker of the House of Commons, and to request for the Library of this Council, a Copy of all Parliamentary Reports and Documents which it may be in his power to furnish.

Mr. Hill gave notice that on Thursday next, he would move the following resolutions:—

1st, That in the opinion of this Council, it would be highly conducive to the prosperity of New Zealand, that the powers given by the Constitution Act to the General Assembly, to make Laws for regulating the sale, letting, disposal, and occupation of the Waste Lands of the Crown, should be conferred on the Legislatures of the several Provinces.

2nd, That in the Province of Auckland it would afford great satisfaction to all classes of the Colonists, that this power should be entrusted at the earliest opportunity, to the Provincial Legislatures.

Resolved also that the above resolutions be communicated to His Excellency the Governor, or the Officer administering the Government, to the Legislative Council, and to the House of Representatives, at such time as the Speaker shall deem most suitable.

Mr. Connell gave notice that on Thursday next, he would move, that with a view to the harmonious working of the New Constitution, it is very desirable that the

powers of the Provincial Councils be enlarged, so as to enable them to legislate finally upon all subjects affecting the local interests of the respective Provinces, and the action of the General Assembly be confined to such matters as affect the interest of these Islands taken as a whole.

That this Council desires to express its full confidence, that the General Assembly will, in its wisdom, and in exercise of the powers vested in them by the 69th clause of the Constitution Act, adopt such measures to amend the Constitution, as may, when approved of by Her Majesty, confer upon the Provincial Legislatures the complete and effectual control of the affairs of their respective Provinces.

That in the opinion of this Council the management of public Lands of the Province, the prices, and terms of sale or lease, and all other matters relating thereto, are local, and not general interests, and, as such, ought to be entrusted to the Provincial Legislatures.

That, recognising the late regulations for the sale of Land, as a boon, this Council is of opinion that any legislation tending to raise the price of the public Lands, would be highly injurious to the interests of the Province, and adverse to the earnest wishes of the community.

That these resolutions be communicated, through His Honour the Superintendent, to the Officer administering the Government, with a request that he will be pleased to lay them before the General Assembly.

Mr. Gilfillan gave notice that at the next Meeting of Council, he would move, that in the opinion of this Council, a revision of the New Zealand Tariff (especially as it affects this Province), is necessary, with a view to it being assimilated (so far as is practicable) to the Tariffs of New South Wales, Victoria, and Van Dieman's Land. And that His Honour the Superintendent be requested to move the Officer administering the Government, to bring this resolution under the consideration of the General Assembly, at such time, and in such mode, as shall to him appear most desirable.

Mr. Derrom gave notice that he would move the second reading of the Building Bill on Thursday next.

Mr. Williamson gave notice that at the next Meeting of Council, he would move that "It being understood that the General Government are disposed to make over to such Trustees as may be proposed by this Council, certain Lands already set apart, and proposed to be set apart, for the following purposes, viz., the Hospital, Grammar School, Washing Grounds, Native Hostelry, Public Cemetery, &c., a Committee be appointed to enquire and report as to whom, and especially on what Trusts, these Lands should be severally and respectively granted. Committee, Messrs. Connell, Dignan, J. O'Neill, Boylan, Powditch, Derrom, and the Mover.

Mr. Gilfillan, according to notice, moved

that the Interpretation Bill, the Appropriation Bill, and the Deeds Bill, do pass. Bills passed accordingly.

Mr. Dilworth declined moving that the Sheep Bill should pass, but the Speaker decided that the question must be put.

Debate ensued. Question put.

Council divided. Ayes 5, Noes 11.

<p>Ayes.</p> <p>Messrs. Porter, Williamson, Powditch, Dilworth, Gilfillan.</p>	<p>Noes.</p> <p>Messrs. O'Brien, Busby, Mitchell, Donavan, Boylan, Brennan, Hill, Lewis, Derrom, A. O'Neill, J. O'Neill.</p>
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Messrs. Connell and Bain declined to vote. Absent, Messrs. Macky, Clarke, Taylor, Dignan, and Newman.

Question negatived.

Mr. Bain, according to notice, moved that the Foreign Seamen's Bill be passed. Lill passed accordingly.

In the absence of Mr. Newman, Mr. Gilfillan moved that the Fencing Ordinance Amendment Bill be read a third time. Lill read a third time, and passed.

Mr. Gilfillan moved that the Council, at its rising, do adjourn until Thursday, the 2nd February, at 3 o'clock. Agreed to.

On motion of Mr. Gilfillan, the Dog Nuisance Bill was read a third time, and passed.

The Speaker nominated Messrs. Gilfillan, Boylan, and Busby, a deputation to wait on the Superintendent, with the Interpretation Bill, Appropriation Bill, Deeds Bill, Fencing Ordinance Amendment Bill and Dog Nuisance Bill.

The Speaker nominated Messrs. Bain, Gilfillan, and Busby, a deputation to wait on the Superintendent, with the Foreign Seamen's Bill.

On the motion of Mr. Derrom, the Building Bill was read a first time.

In the absence of Mr. Newman, Mr. Connell moved the resolution relative to the Ocean Penny Postage.

Mr. Boylan moved as an amendment, that the Superintendent be requested to move the Officer administering the Government, to secure for New Zealand, as early as possible, the advantages of an Ocean Penny Postage.

Amendment put and agreed to.

Council adjourned at 10 minutes past 5 o'clock; until 3 o'clock on Thursday, 2nd February, 1854.

THURSDAY, 2ND FEB. 1854.

The Council met pursuant to adjournment.

The Speaker took the chair.

The Minutes of the last meeting were read and confirmed.

The Speaker laid before the Council 3 minutes,—61, 62, and 63, from His Honour the Superintendent, which were severally read,

Minute No. 61—relative to the proportion of the Land Fund applicable to emigration purposes.

Minute No. 62—respecting the survey and registration of all lands for which Crown titles have been issued.

Minute No. 63—showing the financial state of the Province, with a detailed statement of all debts and liabilities.

Mr. Porter gave notice that on to-morrow he would move for leave to bring in a Sheep Bill.

Mr. Porter also gave notice that on to-morrow he would move the second reading of the Slaughter-house Ordinance Amendment Bill, and, if agreed to, go into Committee thereon.

Mr. Derrom gave notice that on to-morrow he would move that Council resolve itself into a committee of the whole on the City Building bill, with Mr. Porter in the chair.

Mr. Powditch gave notice that on the second reading of the Slaughter-house Ordinance Amendment Bill, he would move the consideration in committee of the several amendments and clauses, as additional clauses.

Mr. O'Brien gave notice that on to-morrow he would move that the whole of the City of Auckland be included in the City Building bill, when the House goes into Committee.

Mr. Williamson gave notice that at the next meeting of Council he would move for a Committee to enquire and report to this Council, on an early day, as to the best mode of appropriating the proportion of the Land Fund set apart for emigration purposes.

Committee—Messrs. Boylan, Bain, Newman, Dilworth, Donovan, Hill, and the mover.

Mr. A. O'Neill, according to notice, moved his resolution relative to the reservation of the Forest Lands. Debate ensued.

Mr. A. O'Neill subsequently moved the following alteration, which was, on a division, carried.—“To move that the Superintendent be requested to represent to the General Government, that it is the wish of this Council that one-half of all the Forest Lands, at present at the disposal of the General Assembly, be reserved for public purposes; and also one-half of all Forests that may hereafter be alienated from the aborigines; and that the Surveyor-General be instructed to have such Forests properly defined by bearings, and, if possible, natural landmarks, as soon as practicable.

The Speaker laid before the Council Messages Nos. 10 and 11 from His Honour the Superintendent. No. 10 transmitting amendments to City Council Bill, and No. 11 transmitting amendments to the Harbour Bill. Messages read.

Mr. Porter moved the re-consideration in Committee of the Superintendent's Amendment to the Audit Bill.

The Speaker left the chair.

Mr. J. O'Neill took the chair.

Amendment, as proposed, read and agreed to.

The Speaker resumed the chair.

The Chairman presented the Bill, as

amended, which was read a third time and passed.

Mr. Porter moved the appointment of the Committee to consider and report on all messages sent down by the Superintendent. Agreed to.

Mr. Busby moved his resolution relative to procuring from the Speaker of the House of Commons, for the Library of this Council, a copy of all Parliamentary Reports and Documents which it might be in his power to furnish. Agreed to.

Mr. Hill requested that his motion might be postponed until Mr. Connell's be considered. Agreed to.

Mr. Connell, according to notice, moved the adoption of the resolutions of which he had given notice, relative to the Public Lands of the Province, which were agreed to as amended, viz:—

“That it is the opinion of this Council, that with a view to the harmonious working of the New Constitution, it is very desirable that the powers of the Provincial Councils be enlarged, so as to enable them to legislate finally upon all subjects affecting the local interests of the respective Provinces; and that the action of the General Assembly be confined to such matters as affect the interests of these islands taken as a whole.

“That this Council desires to express its full confidence that the General Assembly will, in exercise of the powers vested in them by the Constitution Act, adopt such measures to amend the Constitution, as may (when approved of by Her Majesty) confer upon the Provincial Legislatures, the complete and effectual control of the affairs of their respective Provinces.

“That in the opinion of this Council, the management of the public lands of the Province, the price and terms of sale or lease, and all other matters relating thereto, are local and not general interests, and as such ought to be entrusted to the Provincial Legislatures.

“That, recognising the late regulations for the sale of land as a boon; this Council is of opinion that any legislation tending to raise the price of the Public lands would be highly injurious to the interests of the Province, and adverse to the earnest wishes of the Community.

“That these resolutions be communicated through His Honour the Superintendent to the Officer administering the Government, with a request that His Excellency will be pleased to lay them before the General Assembly, together with a bill embodying the principles contained in them.

Mr. Hill, with permission of the Council, withdrew his notice of motion.

Mr. Giffillan, according to notice, moved his resolution relative to a revision of the New Zealand Tariff. Agreed to.

Mr. Williamson according to notice moved the consideration of his notice relative to the appointment of a Committee to enquire and report on the several Trusts proposed to be handed over by the General Government to the Province. Agreed to.

Mr. Boylan gave notice that on Friday, the 3rd instant, he would move that the Superintendent's amendments to the City Council Bill be re-considered, and if agreed to that Bill be read a third time and passed.

Mr. Porter gave notice that on Friday, the 3rd instant, he would move the re-consideration, in Committee, of the Auckland Harbour Bill, and that the Bill be read a third time and passed.

Council adjourned at a quarter to 6 o'clock until 3 o'clock on Friday, the 3rd instant.

FRIDAY, FEBRUARY 3RD, 1854.

The Council met pursuant to adjournment.

The Speaker took the Chair.

The minutes of the last Meeting were read and confirmed.

The Speaker laid before the Council a letter from the Superintendent enclosing a Seal which had been prepared for the use of the Province. Letter read. Council were of opinion that the consideration of the subject should be deferred. Council, however, at a subsequent period of the Sitting, approved of the Seal as a temporary measure, provided the centre device was erased; and the Speaker was requested to communicate the same to the Superintendent.

The Speaker laid before the Council Message No. 64, from the Superintendent, respecting the appointment of the Inspector of Slaughter Houses, and informing them of the Salary granted by the General Government to that officer.

Mr. Boylan presented a petition, signed by 276 farmers, and others, requesting that distillation might be permitted in the Province. Petition read.

Mr. Boylan also presented a petition from certain inhabitants of Otahuhu, praying that a policeman might be stationed at that village. Petition read.

Mr. Boylan gave notice that at the next meeting of Council, he would move that His Honour the Superintendent be requested to place one policeman, if possible, upon duty at Otahuhu, the inhabitants providing a residence for him at their own expense.

Mr. Derrom gave notice that at the next meeting of Council, he would move the consideration of certain additional clauses, when the Council is in Committee, on the City Council Bill.

Mr. O'Brien gave notice that at the next meeting of Council, he would move for leave to bring in a Bill for the distillation of spirits in the province of Auckland, and to repeal the Distillation Ordinance at present in force.

Mr. Porter, according to notice, moved for leave to bring in a Sheep Bill. Debate ensued. Question put and negatived.

Mr. Porter, according to notice, moved the second reading of the Slaughter House Amendment Bill. Debate ensued. Question put and negatived.

Mr. Derrom, according to notice, moved the consideration, in Committee, of the City Building Bill.

The Speaker left the chair. Mr. Porter took the chair.

On Mr. Derrom moving the reading of the first clause, Mr. O'Brien moved the adoption of his amendment, of which he had given notice.

Amendment put and negatived.

Clauses 1 to 5 inclusive read and agreed to. Clause 6 postponed. Clauses 7 to 18 inclusive read and agreed to.

Mr. Derrom moved that the Chairman report progress, and ask leave to sit again on Tuesday next.

The Speaker resumed the chair.

The Chairman reported progress, and asked leave to sit again.

The Speaker laid before the Council Message No. 12, from His Honour the Superintendent, on the subject of Steam Communication. Message read.

On motion of Mr. Gilfillan, Message to be considered in committee of the whole Council on Tuesday next.

Mr. Boylan moved the consideration, in Committee, of the Superintendent's amendments to the City Council Bill.

The Speaker left the chair. Mr. Porter took the chair.

Mr. Boylan moved the several amendments, which were agreed to.

The Speaker resumed the chair.

The Chairman presented the Bill, as amended, which, on motion of Mr. Boylan, was read a third time and passed.

Mr. Porter moved the consideration, in Committee, of the Superintendent's amendments to the Auckland Harbour Bill.

The Speaker left the chair. Mr. J. O'Neill took the chair.

Mr. Porter moved the several amendments, which were agreed to.

The Speaker resumed the chair.

The Chairman presented the Bill as amended, which, on motion of Mr. Porter, was read a third time and passed.

Council adjourned at a quarter past 5 o'clock, until 3 o'clock on Tuesday, the 7th inst.

TUESDAY, 7TH FEBRUARY, 1854.

The Council met pursuant to adjournment.

The Speaker took the chair.

The minutes of the last meeting were read and confirmed.

Mr. J. O'Neill presented a petition from a number of inhabitants of Auckland, against the City Building Bill. Petition received and read.

Mr. Newman gave notice that at the next meeting of the Council, he would move the following resolution,—“That the Council, fully concurring in the advantages to be derived from Postal Communications being established in every district where the population is sufficiently numerous to justify the expense, requests that His Honour the Superintendent, as acting Governor for the time being, will direct that arrangements be at once made to have a Branch Post, by a small

canoe, from the Waikato Heads to Rangia-whia.

Mr. A. O'Neill gave notice that at the next meeting of Council, he would move that the Superintendent be requested to solicit the Officer administering the Government, to proclaim all lands yet unsold in the district of Pupuke, to be without the Hundred of said Pupuke.

Mr. Boylan, according to notice, moved that His Honour the Superintendent be requested to station one Policeman, if possible, upon duty at Otahuhu, the inhabitants providing a residence for him at their own expense. Agreed to.

The Speaker laid on the table Message No. 13, from the Superintendent, informing the Council of the Bills assented to by him on behalf of the Governor.

On Mr. Derrom moving the further consideration, in Committee, of the City Building Bill, Mr. J. O'Neill proposed and Mr. O'Brien seconded, that the Bill be read this day six months.

Debate ensued. On the amendment being put, Council divided. Ayes 5, Noes 9.

Ayes.

Messrs. O'Brien,
Porter,
Mitchell,
A. O'Neill,
J. O'Neill,

Noes.

Messrs. Busby,
Newman,
Boylan,
Williamson,
Connell,
Dilworth,
Derrom,
Bain,
Gilfillan.

Original question put and agreed to.

The Speaker left the chair. Mr. Porter took the chair.

On the consideration of clause 6 (postponed from last sitting) being moved, Mr. Derrom moved an Amendment. Amendment read and agreed to. Mr. Derrom moved the consideration of the clauses of which he had given notice—clauses, 19, 20, 21, 22, 23, 24, 25. Schedules A, B, C, and D, read, amended, and agreed to.

The Speaker resumed the chair.

The Chairman presented the Bill as amended.

Mr. Gilfillan moved that the word “Auckland” be inserted before the words “City Council Bill,” in clause 4. Agreed to.

Mr. Derrom gave notice that he would move that said Bill be read a third time at the next Sitting of the Council.

Mr. O'Brien withdrew his notice respecting the introduction of a Distillation Bill. Agreed to.

Mr. Gilfillan moved the consideration of the Superintendent's Message relative to Steam communication.

The Speaker left the chair. Mr. Mitchell took the chair.

Debate ensued.

Mr. Gilfillan then moved the following resolution,—“That the Council, cordially concurring in the views of His Honour the Superintendent, on the subject of Wharf Accommodation for Steam Ships (as conveyed

in His Honour's Message No. 12), authorises the outlay of £3000 for this object, on the terms stated in His Honour's Message.

The Speaker resumed the chair.

Mr. Gilfillan moved the adoption of the resolution, which was agreed to.

Council adjourned at Ten minutes past 4 o'clock, to Saturday, the 11th inst. at 3 o'clock.

SATURDAY, 11TH FEBRUARY, 1854.

The Council met pursuant to adjournment.

The Speaker took the chair.

The minutes of last meeting were read and confirmed.

The Speaker laid before the Council two letters from the Superintendent, relative to a Provincial Seal, which were read.

The Speaker laid on the table a Message from His Honour the Superintendent, respecting Postal communication with the Bay of Islands. Message read.

Mr. Powditch gave notice that at the next sitting of Council, he would move a resolution to the following effect,—“That this Council, contemplating the necessity of an increased internal revenue for local improvements for the year 1855, and subsequent periods, will take into consideration the levying a tax on all lands for which Crown Grants have been issued, but which shall have remained unimproved (sometime hereafter to be specified); and that such tax be paid into the Provincial Treasury, quarterly, for local and internal improvements. And in case such tax be not paid according to decree, then that such tax may be enforced, by way of sale, of such portion as shall be necessary to cover the amount thereof, at the termination of each year.

Mr. Williamson gave notice that when the orders of the day should have been gone through, he would move that the Standing Orders be suspended, that he might ask leave to bring in a Bill to amend the Building and Land Society's Ordinance, Sess. 11, No. 11, and if leave be granted, he would move that the Bill be read a first time this day.

Mr. Williamson presented a Report of the Immigration Committee. Report received and read. Mr. Williamson gave notice that at the next meeting of the Council, he would move that the Report be adopted, and forwarded to His Honour the Superintendent.

Mr. Williamson presented a Report from the Committee on Trusts. Report received and read. Mr. Williamson gave notice that at the next meeting of Council, he would move that the Report be adopted, and forwarded to His Honour the Superintendent.

Mr. Newman, according to notice, moved his resolution relative to the Postal Communication with Waikato and Rangiawhia. Agreed to.

Mr. A. O'Neill, according to notice, moved his resolution relative to the unsold Land in the district of Pupuke. Agreed to.

Mr. Derron, according to notice, moved the

third reading of the City Building Bill. Bill read a third time and passed.

Mr. Williamson, according to notice, moved the suspension of the Standing Rules, and asked leave to bring in a Bill to amend the Building and Land Society's Ordinance, Sess. 11, No. 11. Leave granted. Mr. Williamson then moved that the Bill be read a first time. Bill read a first time accordingly, and on further motion of Mr. Williamson, it was ordered that the Bill be read a second time, and considered in Committee, on Tuesday, the 14th inst.

Council adjourned at 10 minutes to 4 o'clock, until 3 o'clock on Tuesday, the 14th inst.

TUESDAY, 14TH FEBRUARY, 1854.

The Council met pursuant to adjournment.

The Speaker took the Chair.

The minutes of the last meeting were read and confirmed.

Mr. Williamson presented a further Report from the Committee on Trusts. Report read.

The Speaker laid on the table Minute No. 66, from His Honour the Superintendent, relative to the employment of the military on the Kyber Pass Road.

Mr. Powditch gave notice that, at the next sitting of Council, he would move that Minute No. 66 be taken into consideration; and, that the Superintendent be requested to move the Officer commanding the Troops to allow the military to be employed on the Kyber Pass Road.

Mr. Powditch, according to notice, moved the consideration of his resolution relative to a tax upon uncultivated lands. Agreed to.

Mr. Williamson moved that the Immigration Committee's Report be adopted, and transmitted to His Honour the Superintendent. Agreed to.

Mr. Williamson moved that the Trusts Committee's Original and Supplementary Report be adopted and transmitted to His Honour the Superintendent. Agreed to.

Mr. Williamson, according to notice, moved the second reading of the Building and Land Societies Ordinance Amendment Bill. Bill read a second time accordingly. On motion of Mr. Williamson Council resolved itself into a Committee of the whole. The Speaker left the Chair. Mr. J. O'Neill took the Chair. Clauses 1, 2, and 3 Preamble and Title read and agreed to. The Speaker resumed the Chair. The Chairman presented the Bill as agreed to, which was adopted, and ordered to be read a third time on Thursday the 16th inst.

Council adjourned at 20 minutes to 4 o'clock until 3 o'clock on Thursday, the 16th instant.

THURSDAY, 16TH FEBRUARY, 1854.

The Council met pursuant to adjournment.

The Speaker took the Chair.

The minutes of the last meeting were read and confirmed.

Mr. Williamson presented a Report from

the Registration Committee, which was received and read.

Mr. Powditch, according to notice, moved the following resolution relative to the Superintendent's minute No. 66, which was read and agreed to.

"With reference to His Honour the Superintendent's Minute No. 66—Resolved "That in the opinion of this Council, the employment of the Military would be desirable, and will not interfere injuriously with the labour market of the Colony, the Council therefore beg to tender their thanks to the officer commanding the Troops for the offer conveyed in the Major of Brigade's letter of the 10th Feb., 1854, which offer they have pleasure in accepting upon the terms expressed in the letter from the officer commanding the Troops, dated 11th Nov. 1853."

Mr. Williamson, according to notice, moved the third reading of the Building and Land Societies Ordinance Amendment Bill. Bill read a third time and passed.

The Speaker appointed Messrs. Gilfillan, Williamson, and Mitchell, to present the Bill to the Superintendent for his assent—and also to inform His Honour that there was no further business before the Council.

The deputation having returned reported that His Honour would shortly be in attendance.

His Honour the Superintendent shortly after entered the Council Chamber and prorogued the Council with the following address.

MR. SPEAKER, AND GENTLEMEN OF THE PROVINCIAL COUNCIL.—The business of a protracted session having now been brought to a close, I am glad to be enabled to relieve you from the arduous and important duties which so constantly occupied you since its commencement.

The fact that the whole machinery of Government for the Province required to be constructed, and the various wants which the remarkable progress of this district has created, enquired into and provided for, will account at once for the length of the proceedings, and indicate the amount of labour which devolved upon you, and which has been so patiently, carefully, and, as I believe, efficiently performed. On future occasions I trust that the same sacrifice of valuable time will not be demanded, and that those gentlemen who come from a distance will not necessarily be detained from their homes and occupations for so long a period.

I have to thank you for the liberal provision made for the immediate department of the Superintendent, as well as for the other branches of the Provincial service, and hope that the efficiency of the whole will merit the confidence of the public.

Measures are being taken to initiate the different Public Works for which funds have been voted. In the Harbour of Manakau, buoys are being placed in those positions which Commander Drury has pointed out: a flag-staff and semaphore will be shortly erected on Pārafutal, and a Pilot station formed at that place. These measures, it is hoped, together with the authorised publication of the chart recently made of the harbour, will tend to remove the impressions which have existed to its prejudice, and by thus placing Auckland in the position of

having an available port on its western as well as on its eastern shore, connected, as I trust shortly to see them, by a good road, will set forth its unrivalled maritime advantages, and make manifest the wisdom and skill displayed by its founder, the first esteemed Governor of the colony, in the selection of its site.

The works on the Great South Road and its branches will receive early attention. The high rate of wages and the great difficulty of obtaining labour may possibly, for this season, prevent the public expectations being fulfilled, if the settlers and those immediately interested do not themselves come to the aid of the Government. But every effort will be made, at least to open up the country by means of bridges and causeways, if, from the causes I have mentioned, the regular formation of the roads should be for the present found impracticable.

I have assented with pleasure, on behalf of the Governor to the Dock and Harbour Bill, as well as to the City Council Bill: great powers of usefulness exist in both the Corporations which these Acts have created, and as the money grants which you have made to them are liberal, the people will have a right to expect prompt and energetic action. It is to be hoped that both will prove exceptions to a rule which experience has but too generally established in these colonies, that bodies of this description are not the most efficient conductors of public works.

I shall transmit to the Harbour Committee the report of the Board appointed by me to enquire into the several points connected with the erection of the proposed Steam Wharf, and shall inform them that the money, in such portions as may be necessary, will be immediately at their disposal. I think that accommodation of the kind contemplated, by which despatch will be insured and expense avoided, will be more generally beneficial and have greater effect in encouraging Steam communication with this harbour than any annual subsidy which the financial condition of the Province would enable it to offer.

The public spirit of the citizens, aided by a grant from the Provincial funds, has furnished the means of purchasing for the use of city several fire engines, and thus provided a part of the means requisite for preventing disasters by fire which are imminent in a city like this, in which the greater part of the houses are constructed of wood. To provide an available supply of water in different parts of the city for the service of the engines and for the use of the inhabitants, is an object worthy, I think, of the earliest attention of the City Council, and it will be the duty of the Executive Government to afford every possible aid in accomplishing it.

The important Reports of the Committees on Immigration and Public Trusts have been transmitted to me. I will give the matters treated of my best attention, and endeavour so to arrange them as that the greatest amount of public benefit may be secured.

Before the next session of this Council the General Legislature will have assembled, and the power and authority of the several Provincial Governments will have been defined and established. I shall take care that the opinions of this Council, as expressed in the resolutions adopted by the House on the 2nd February, shall be communicated to the proper authorities, and brought under the notice of the Assembly when the subjects to which they refer are being considered.

I propose, unless an unforeseen necessity shall arise, not again to call you together before the month of October, that being the most convenient time for the arrangement of the public business, and also, as I think, the period when the country gentlemen can most easily spare the time which attendance upon the duties of the Council occupies. I now declare the Council to stand prorogued.

R. H. WYNYARD,
Superintendent.

Auckland, Feb. 16, 1854.

Council adjourned *sine die*.

J. COATES,
Clerk of Provincial Council.