

for the past three years; they include also provision for compulsory preferential voting. I beg to move—

That the Bill be now read a second time.

On motion by Hon. D. G. Gawler debate adjourned.

ADJOURNMENT—STATE OF BUSINESS.

The COLONIAL SECRETARY (Hon. J. D. Connolly): I do not know whether it is the desire of members to meet again to-morrow. I may say I had intended to take the Committee stage of the Hospitals Bill to-morrow, but after that it will be desirable, on account of the change in the Government which has necessitated the adjournment of business in another place for a fortnight, and so has prevented Bills from coming down, for us to adjourn for some time. It will be useless meeting after to-morrow for some weeks, and I propose, if it is agreeable to members, to move the adjournment of the House to the 18th of October, this day three weeks. If members think it desirable to come back to-morrow we can do so and go on with the second reading of the Electoral Bill, and with those Bills of which I have to-day given notice. However, if members prefer we can adjourn from to-night until three weeks hence. I desire only to study the convenience of the House. Perhaps it would suit the convenience especially of those members who come from long distances if we were to adjourn from to-night for three weeks. By that time we shall have enough business to go steadily on with for some weeks. I move—

That the House at its rising adjourn until Tuesday, the 18th October.

Question passed.

House adjourned at 8.55 p.m.

Legislative Assembly,

Tuesday, 4th October, 1910.

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The SPEAKER took the Chair at 4.30 p.m., and read prayers.

ELECTION RETURN—SUBIACO.

The Clerk announced the return of writ for the election of a member for Subiaco, showing that Mr. Henry Daglish (Minister for Works) had been duly elected.

Hon. Henry Daglish took the oath and subscribed the roll.

MINISTERIAL STATEMENT—CHANGE OF GOVERNMENT.

Programme of Bills.

The PREMIER (Hon. Frank Wilson): Following on the resignation of the ex-Premier, Sir Newton Moore, a little over a fortnight ago, I was commissioned by His Excellency the Governor to form an Administration, and I wish now to make the announcement that having agreed to do so I proceeded to ask the member for Subiaco, Mr. Daglish, to accept the portfolio of Minister for Works, and to ask the member for Kimberley, Mr. Male, to join the Cabinet as Honorary Minister, and also the Hon. R. D. McKenzie to become Honorary Minister in the Legislative Council. These gentlemen, with my former colleagues, constitute the Government of to-day, and I wish to say at once, as far as I am personally concerned, I feel that I shall have a considerable amount of difficulty in following in the footsteps of my predecessor, Sir Newton Moore.

Mr. Angwin: It will not be for long.

The PREMIER: A man of his attributes, and kindly and genial disposition is, of course, one difficult to follow; nevertheless I hope that those kindly feelings of friendship and courte-

ous intercourse which always marked the relationship between the ex-Premier, Sir Newton Moore, and the leader of the Opposition, may be continued as between the leader of the Opposition and myself. Political foes we may be, and have been for many years, but I trust that we shall always continue to be good personal friends. Our aim is to arrive at one common goal, although by different routes, and that is the advancement and the progress of our country. I think also I may lay claim to the generous consideration of the House as a whole, a consideration which has always been extended in my experience to a new leader. I need hardly say that my desire is to consult the convenience of hon. members of this House as far as possible, and the leader of the Opposition may rest assured that any reasonable representation made by him will be duly regarded as long as it is consistent with the proper and expeditious despatch of public business.

Mr. Scaddan: I will reciprocate.

The PREMIER: The programme which I propose, with the assistance and encouragement of hon. members, to carry through during the remaining portion of this session is a somewhat lengthy one, and I will briefly outline it. We have before the House at the present time the Health Bill, the Licensing Bill, the Roads Bill, and the General Loan and Inscribed Stock Bill. These are the main Government measures, at any rate for this House. We have before another place the Electoral Bill, the Hospitals Bill, and the Pharmacy and Poisons Consolidation Bill. I propose to proceed, and with the assistance of the House, to pass those measures into law. There will be the necessity, of course, to ask for further Supply until we can get the Estimates passed. That will be a formal matter only. Then we propose to introduce immediately a Redistribution of Seats Bill.

Mr. Bolton: Oh, do you!

The PREMIER: We also intend to submit to the House a Constitution Act Amendment Bill, a Bill which has been promised for some time, and we are going to endeavour to pass it. Amongst other things it will increase the life of Parlia-

ment from three years to four years, and it will also abolish the necessity for a member of the House, on accepting a portfolio, having to seek re-election. That, of course, will be accepted by members of the Opposition. A Bill which is of great interest to the municipality of Perth will be introduced by the Minister for Works, namely, the Perth Gas Supply Bill. Then there will be a Bill for the redemption of the loan of 1891 and 1893, which falls due early next year, and it is necessary to get certain powers in connection with the conversion of that loan. Among other Bills to be submitted will be one for the establishment of a university in Western Australia, and a Bill in connection with the West Australian Library and Art Gallery trustees. These, Mr. Speaker, with several other Bills of minor importance, and private members Bills, constitute the programme which I will set my heart on passing, if possible, with the assistance of members opposite, before we prorogue, which I hope will be at Christmas time. In addition we have a considerable number of railway construction Bills to submit to the House, all of which, I think, ought to be passed if this country is to progress as we intend it should do. The principal railway Bills are those that we promised last session, partial provision for which was made, and in addition there are to be several others. These Bills include the Katanning-Shannon's Soak, Wagin-Dumbleyung Extension, Tambellup Eastward, Merredin-Wickepin, Upper Chapman Extension, Marrinup - Marradong, Northampton - Murchison, Greenhills-Quairading Extension, and Wongan-Mullewa. Those are the main railway measures I hope to get the sanction of the House for.

Mr. Scaddan: What will be their total length?

The PREMIER: I have not the mileage here. With regard to the Budget, I have all the matter well in hand. Of course, it takes a considerable amount of preparation, but I hope to be able to deliver it, if not next week, at any rate early the week after.

Mr. Heitmann: Mr. Scaddan will deliver it later on.

The PREMIER: If not next week, at any rate this day fortnight. The Loan Estimates and the Loan Bill will naturally follow the Budget. It is imperative, if we are to get through our business—and I take it it is the wish of hon. members that we should put up a decent record—and pro-rogue by Christmas, that we should curtail private members' day, and I propose to give notice to make that day every alternate Wednesday as has been customary in the past. A little later on it may be necessary to ask hon. members to sit on an additional day; and if it should be found necessary in order to expedite public business, I shall not hesitate to consult my friend the leader of the Opposition with a view to taking some steps for fixing a time limit in respect to measures of importance, as I take it it is his wish, as it is mine, that we should expedite public business in the interests of the State generally. In conclusion let me say I feel the deepest regret that Sir Newton Moore's health has broken down and that he has been obliged to resign the important position which it has fallen to my lot to fill. I take up the leadership with some diffidence owing to the difficult position it is to fill and knowing how hard it is to follow in his footsteps. However, I can assure the House I shall endeavour to give every consideration to hon. members, and I hope that by united effort we will be able, even at this late hour in the session, to put up a decent record of good work performed.

Mr. Scaddan: May I ask whether the Government have considered the question of the appointment of Agent General? The information has been promised to us for some considerable time.

The PREMIER: I am not prepared to make an announcement at the present moment. The matter is under consideration by Cabinet, and a definite decision has not yet been arrived at, but I hope to be in a position to make an announcement shortly.

Mr. Scaddan: Say when.

The PREMIER: That is my reply to the hon. member.

PAPERS ORDERED, AVONDALE ESTATE.

Mr. ANGWIN: Mr. Speaker, I would like to ask you without notice when will the papers ordered by the House on Wednesday, 24th August, and dealing with the purchase of the Avondale Estate, be placed on the Table of the House?

The MINISTER FOR LANDS: I have them here and will lay them on the Table in due course.

Mr. ANGWIN: I asked you, Mr. Speaker, without notice, when the papers would be here.

Mr. SPEAKER: I am not able to answer the question, but the Minister has answered it.

Mr. JOHNSON: The House has ordered that these papers should be laid on the Table. The Minister admits that he has them in the Chamber but it seems that, although in the Chamber, they are not at the disposal of hon. members. I want to know can the Minister hold them back and say that he will table them in the course of a day or two?

Mr. SPEAKER: The Minister, as I understood him, said he would be prepared to place them on the Table presently. I expect he is awaiting his opportunity out of respect to those hon. members who are giving notices.

PAPERS PRESENTED.

By the PREMIER: 1. Return of dividend duty (ordered on motion by Mr. Collier). 2. Annual balance sheet, report and returns of the Government Savings Bank to 30th June, 1910. 3. Report by Railway Advisory Board *re* proposed railways south of Eastern Goldfields line in Great Southern areas.

By the MINISTER FOR MINES: 1. Papers in reference to the retirement of E. Joyce (ordered on motion by Mr. Draper). 2. Return of cost of construction, cost of maintenance, etcetera, and revenue derived—Coolgardie-Norseman railway (ordered on motion by Mr. Harper).

By the MINISTER FOR LANDS: 1. Papers *re* purchase of Avondale Estate (ordered on motion by Mr. Angwin). 2.

Papers *re* purchase of Bowes Estate (ordered on motion by Mr. Troy).

By the MINISTER FOR WORKS:

1. By-law of the Murray Roads Board.
2. Amendment of by-law, Metropolitan Water Supply, Sewerage, and Drainage Act.

PRIVILEGE—Mr. BROWN AND AN OFFICE OF PROFIT.

Mr. HOLMAN (Murchison): On a question of privilege. I desire to bring before your notice the fact that the member for Perth has accepted an office of profit under the Crown. I am going to move that you take the necessary action to see that once a member of the Assembly has accepted such office of profit he has no longer the right to sit in the Chamber. I have no desire myself to move in accordance with the Constitution Act, or take the steps whereby that member should be prosecuted and fined up to £50 per day for every day he sits in the House; but I am going to call upon you, Sir, to enforce the rule that when a member has accepted an office of profit under the Crown he no longer has the right to sit in the Chamber. Some time ago there was a case heard in our courts in connection with the Workers' Compensation Act. I refer to Barry *versus* the Crown. On that occasion the member for Perth was offered the position of assessor for the Crown; he accepted that office of profit and thereby rendered his seat in the House vacant. He has accepted payment for his services in that position. It is all very fine when we hear the member for Perth getting up and asking questions as to whether members on this side have paid certain fines; but I think a member who has accepted an office of profit under the Crown has forfeited his right to sit in the Chamber at all. Many years ago I, myself, was asked to accept a position under the Conciliation and Arbitration Act, a position on the Conciliation Board. I was very doubtful as to whether a member of the Chamber could accept such a position without forfeiting his seat. I made inquiries from the then Attorney General, Sir Walter James, and the advice I received was that if I accepted the position

my seat certainly would become vacant. The same matter was dealt with by our present leader of the Opposition; he, on another occasion, was asked to accept a position on a special conciliation board. I informed him of the advice I had received in my own case, and he then took advice also from the Crown Law Department, which was to the effect that if he accepted the position his seat would become vacant.

The Premier: What position did the member for Perth take?

Mr. HOLMAN: The position of assessor for the Crown under the Workers' Compensation Act; and he was paid by the Crown. By the acceptance of that position, I maintain, his seat became vacant. A matter like this should receive your earliest consideration, Mr. Speaker. When we have a member who has accepted an office of profit I maintain you should take the necessary steps to see that the privileges of the Chamber are protected. I have no desire to place the hon. member, or rather the ex-member for Perth in a position in which he may be called upon to pay a large amount of money by way of fines; because under the Constitution Act an amount of £50 for every sitting the ex-member attends after his seat became vacant can be imposed. The position is a serious one, and surely if our Constitution did prevent a member on this side from sitting on a conciliation board the same Constitution should also prevent a member on that side from accepting practically the same position—especially when that member is one who, time after time, has spoken against payment of members, and who on every possible occasion has thrown out insinuations against members on this side of the House. I think the House should be protected from being burdened by a member who has accepted an office of profit under the Crown. This is no light matter, so I desire to move, on a question of privilege—

That Mr. Speaker take the necessary steps, in accordance with the Constitution, to see that the seat, which became vacant on the acceptance of an office of profit under the Crown by the member

for Perth, is declared vacant, and also the necessary steps to see that the seat is filled.

Mr. SPEAKER: If the hon. member will hand that to me in writing I will submit it to the Crown Law Department and make a statement to the House subsequently.

NOTICE OF MOTION—WANT OF CONFIDENCE.

Mr. SCADDAN (Ivanhoe): I give notice that on Thursday next I will move the following motion:—

That the Government do not possess the confidence of the House.

The PREMIER (Hon. Frank Wilson): In view of the hon. member's notice of motion of want of confidence in the Government, I propose to ask the House to adjourn, but I would suggest to the hon. member that he should bring his motion on to-morrow instead of on Thursday. If the hon. member assures me that he wants until Thursday, then I shall fall in with his wishes; but if he wants until Thursday, I shall probably want a day in which to reply to his indictment. Could not the hon. member bring his motion on to-morrow?

Mr. Scaddan: It is the shortest notice on record. There is only one sitting day intervening.

The PREMIER: Then, I move—

That the House at its rising adjourn until Thursday, the 6th October.

Question passed.

House adjourned at 5.3 p.m.

Legislative Assembly.

Thursday, 6th October, 1910.

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The SPEAKER took the Chair at 4.30 p.m., and read prayers.

PAPERS PRESENTED.

By the Premier: 1, Papers relating to the claims of W. P. Smith, late of Government Printing Office, for a retiring allowance. 2, Additional regulation under "The Jetties Regulation Act, 1878." 3, Port Regulation No. 42B. 4, Additional regulations made by the Fremantle Harbour Trust. 5, Alterations and additions to Gaols Regulations. 6, By-law passed by the Guildford Local Board of Health. 7, By-law passed by the Municipality of Northam.

By the Minister for Lands: 1, Purchase of private Estates—(ordered on motion by Mr. Taylor).

QUESTION—STATE SALEYARDS, OPENING.

Mr. JOHNSON asked the Minister for Agriculture: 1, The names of auctioneers who received invitation tickets to be present at the opening of the State saleyards at North Fremantle? 2, Which firms received tickets for distribution? 3, Why was the opening day fixed to clash with the Midland Junction weekly sales? 4, Is it proposed to continue clashing or is another day to be fixed?

The MINISTER FOR AGRICULTURE replied: 1. None. 2. The firms which had arranged to conduct the sales on that day, Messrs. Elder, Shenton, & Co., and Dalgety & Co., Ltd., were asked, purely as a matter of convenience, to