

WESTERN AUSTRALIA.

PARLIAMENTARY DEBATES.

Legislative Council and Legislative Assembly.

FOURTH PARLIAMENT—SECOND SESSION.

1902.

2° EDWARDI VII.

VOLUME XXII.

(NEW SERIES.)

COMPRISING THE PERIOD FROM

21st October to 20th December, 1902.



PERTH:

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1903.

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LEGISLATURE OF WESTERN AUSTRALIA.

ADMINISTRATOR:

HIS EXCELLENCY SIR EDWARD ALBERT STONE, KT.

THE MINISTRY:

FOURTH PARLIAMENT—SECOND SESSION.

[NOTE.—The Leake Ministry having resigned, consequent on the death of the Premier, the James Ministry was appointed 1st July, 1902.]

Premier and Attorney General	THE HON. WALTER HARTWELL JAMES, K.C., M.L.A.
Colonial Secretary and Minister for Education	THE HON. WALTER KINGSMILL, M.L.A.
Minister for Mines	THE HON. HENRY GREGORY, M.L.A.
Minister for Lands	THE HON. ADAM JAMESON, M.L.C.
Minister for Works and Railways	THE HON. CORNTHWAITE HECTOR RASON, M.L.A.
Colonial Treasurer	THE HON. JAMES GARDINER, M.L.A.
Minister without portfolio	THE HON. MATTHEW LEWIS MOSS, M.L.C.

THE LEGISLATIVE COUNCIL:

FOURTH PARLIAMENT—SECOND SESSION.

President:—The Hon. Sir GEORGE SHENTON, KT.

Chairman of Committees:—The Hon. HENRY BRIGGS.

Member.	Date of Election.	Province.
1. Bellingham, The Honourable George	May, 1902	South
2. Briggs, The Honourable Henry	April, 1898	West
3. Brimage, The Honourable Thomas Frederick Outridge	Sept., 1900	South
4. Brookman, The Honourable William Gordon	Aug., 1900	M't'p'n Sub'n
5. Burges, The Honourable Richard Goldsmith	April, 1898	East
6. Clarke, The Honourable Ephraim Mayo	May, 1902	South-West
7. Connolly, The Honourable James Daniel	June, 1901	North-East
8. Dempster, The Honourable Charles Edward	May, 1900	East
9. Drew, The Honourable John Michael	May, 1900	Central
10. Glowrey, The Honourable John Thomas	Sept., 1900	South
11. Hackett, The Honourable John Winthrop, LL.D.	May, 1900	South-West
12. Haynes, The Honourable Samuel Johnson	April, 1898	South-East
13. Jameson, The Honourable Adam	Aug., 1900	M't'p'n Sub'n
14. Jenkins, The Honourable Arthur George	May, 1898	North-East
15. Lary, The Honourable Robert	December, 1901	West
16. Loton, The Honourable William Thorley	May, 1902	East
17. Maley, The Honourable Wesley	May, 1900	South-East
18. McLarty, The Honourable Edward	April, 1898	South-West
19. Moss, The Honourable Matthew Lewis	May, 1902	West
20. O'Brien, The Honourable Bartholomew Cornelius	December, 1900	Central
21. Piessie, The Honourable Charles Austin	July, 1896	South-East
22. Randell, The Honourable George	April, 1898	Metropolitan
23. Richardson, The Honourable Jenn Elliott	April, 1898	North
24. Shenton, The Honourable Sir George, Kt. (President)	May, 1900	Metropolitan
25. Sommers, The Honourable Charles	May, 1900	North-East
26. Stone, The Honourable Frank Mends	May, 1900	North
27. Thomson, The Honourable Joseph Angus	May, 1902	Central
28. Wittencoom, The Honourable Sir Edward Horne	May, 1902	North
29. Wood, The Honourable Barrington Clarke	May, 1902	M't'p'n Sub'n
30. Wright, The Honourable James William	May, 1902	Metropolitan

THE LEGISLATIVE ASSEMBLY.

FOURTH PARLIAMENT—SECOND SESSION.

Speaker:—The Honourable Sir JAMES G. LEE STEERE, K.C.M.G.

Chairman of Committees:—CHARLES HARPER, Esq.

Member.	When Elected.	District.
1. Atkins, William, Esq.	July, 1902	Murray
2. Bath, Thomas Henry, Esq.	October, 1902	Hannans
3. Butcher, William James, Esq.	April, 1901	Gascoyne
4. Connor, Francis, Esq.	April, 1901	East Kimberley
5. Daghish, Henry, Esq.	April, 1901	Subiaco
6. Diamond, Arthur James, Esq.	April, 1901	South Fremantle
7. Doherty, Denis Joseph, Esq.	April, 1901	North Fremantle
8. Ewing, John, Esq.	April, 1901	S.W. Mining District
9. Foulkes, John Charles Griffiths, Esq.	June, 1902	Claremont
10. Gardiner, The Hon. James	July, 1902 (re-elected)	Albany
11. Gordon, William Beattie, Esq.	April, 1901	South Perth
12. Gregory, The Hon. Henry	April, 1901 (re-elected)	Menzies
13. Harper, Charles, Esq.	April, 1901	Beverley
14. Hassell, Albert Young, Esq.	April, 1901	Plantagenet
15. Hastie, Robert, Esq.	April, 1901	Kanowna
16. Hayward, Thomas, Esq.	April, 1901	Bunbury
17. Hicks, John Sydney, Esq.	April, 1901	Roebourne
18. Higham, John Joseph, Esq.	April, 1901	Fremantle
19. Holman, John Barkell, Esq.	December, 1901	North Murchison
20. Holmes, Joseph John, Esq.	April, 1901	East Fremantle
21. Hopkins, John Marquis, Esq.	April, 1901	Boulder
22. Hutchinson, Robert David, Esq.	April, 1901	Geraldton
23. Illingworth, Frederick, Esq.	April, 1901 (re-elected)	Cue
24. Jacoby, Mathieson Harry, Esq.	April, 1901	Swan
25. James, The Hon. Walter Hartwell, K.C.	July, 1902 (re-elected)	East Perth
26. Johnson, William Dartnell, Esq.	April, 1901	Kalgoorlie
27. Kingsmill, The Hon. Walter	April, 1901 (re-elected)	Pilbarra
28. Monger, Frederick Charles, Esq.	April, 1901	York
29. Moran, Charles John, Esq.	July, 1902	West Perth
30. Morgans, Alfred Edward, Esq.	April, 1901 (re-elected)	Coolgardie
31. McDonald, Francis, Esq.	April, 1901	Cockburn Sound
32. McWilliams, George Frederick, Esq.	October, 1901	North Perth
33. Nanson, John Leighton, Esq.	April, 1901 (re-elected)	Murchison
34. Oats, William, Esq.	April, 1901	Yilgarn
35. O'Connor, Michael, Esq.	April, 1901	Moore
36. Phillips, Samuel James, Esq.	April, 1901	Irwin
37. Piesse, The Hon. Frederick Henry	April, 1901	Williams
38. Pigott, Sydney Capel, Esq.	August, 1901	West Kimberley
39. Purkiss, William Morton, Esq.	December, 1901	Perth
40. Quinlan, Timothy Francis, Esq.	April, 1901 (re-elected)	Toodyay
41. Rason, The Hon. Cornthwaite Hector	April, 1901 (re-elected)	Guildford
42. Reid, Fergie, Esq.	April, 1901	Mount Burges
43. Smith, Henry Teesdale, Esq.	April, 1901	Wellington
44. Steere, The Hon. Sir James George Lee, K.C.M.G.	April, 1901	Nelson
45. Stone, Patrick, Esq.	April, 1901	Greenough
46. Taylor, George, Esq.	April, 1901	Mount Margaret
47. Thomas, Albert Ernest, Esq.	April, 1901	Dundas
48. Throssell, The Hon. George	April, 1901	Northam
49. Wallace, Frank, Esq.	April, 1901	Mount Magnet
50. Yelverton, Henry John, Esq.	April, 1901	Sussex

PUBLIC STATUTES OF THE SESSION (49).

FOURTH PARLIAMENT—SECOND SESSION.

AGRICULTURAL BANK ACT AMENDMENT ACT (2 Ed., No. 13)—

An Act to farther amend the Agricultural Bank Act, 1894. [Introduced in Assembly by the Premier, 7th October; assent given.]

APPROPRIATION ACT (2 Ed., No. 49)—

An Act to apply a sum out of the Consolidated Revenue Fund and from Moneys to credit of the General Loan Fund and from Loan Suspense Account to the Services of the Year ending the last day of June, One thousand nine hundred and three, and to appropriate the Supplies granted in this Session of Parliament. [Introduced in Assembly by the Premier, 18th December; assent given.]

ASHBURTON TRAMWAY ACT (2 Ed., No. 27)—

An Act to authorise the Construction of a Tramway from Ashburton Townsite to the head of Ashburton Jetty. [Introduced in Assembly by the Minister for Works, 26th November; assent given.]

BROOME TRAMWAY ACT (2 Ed., No. 25)—

An Act to authorise the Construction of a Tramway from Broome Townsite to the head of Broome Jetty. [Introduced in Assembly by the Minister for Works, 26th November; assent given.]

CEMETERIES ACT AMENDMENT ACT (2 Ed., No. 42)—

An Act to farther amend the Cemeteries Act, 1897. [Introduced in Assembly by the Premier 23rd September; assent given.]

CITY OF PERTH BUILDING FEES VALIDATION ACT (2 Ed., No. 3)—

An Act to validate certain Fees purporting to have been charged by the Council of the City of Perth under the Building Acts. [Introduced in Assembly by Mr. W. M. Purkiss, 19th August; assent given.]

CITY OF PERTH TRAMWAYS ACT AMENDMENT ACT (Mount Bay Road section) (2 Ed., No. 38)—

An Act to confirm a farther Provisional Order to amend, extend, and vary certain provisional orders authorising the Construction of Tramways in the City of Perth. [Introduced in Assembly by the Minister for Works, 26th November; assent given.]

COLLIE TO COLLIE-BOULDER RAILWAY ACT (2 Ed., No. 46)—

An Act to authorise the Construction of a Railway from Collie to Collie-Boulder. [Introduced in Assembly by the Minister for Works, 20th August; assent given.]

COMPANIES ACT AMENDMENT ACT (2 Ed., No. 19)—

An Act to amend the Companies Act, 1893. [Introduced in Assembly by the Premier, 11th November; assent given.]

COOLGARDIE GOLDFIELDS WATER SUPPLY ACT (2 Ed., No. 33)—

An Act to constitute the Goldfields Water Supply Board, to define the powers and duties of the Board, and for other purposes incidental thereto. [Introduced in Assembly by the Minister for Works, 26th November; assent given.]

CRIMINAL CODE AMENDMENT ACT (2 Ed., No. 29)—

An Act to amend the Criminal Code. [Introduced in Assembly by the Attorney General, 12th November; assent given.]

DERBY TRAMWAY ACT (2 Ed., No. 26)—

An Act to authorise the Construction of a Tramway from the head of Derby Jetty to Derby Townsite. [Introduced in Assembly by the Minister for Works, 26th November; assent given.]

DIVIDEND DUTIES ACT (2 Ed., No. 32)—

An Act to impose Duties in respect of Dividends or Profits of Incorporated Companies. [Introduced in Assembly by the Treasurer, 12th November; assent given.]

DROVING ACT (2 Ed., No. 30)—

An Act to regulate the Droving of Travelling Stock. [Introduced in Assembly by Mr. W. Butcher, 7th August; assent given.]

EXPLOSIVES ACT AMENDMENT ACT (2 Ed., No. 2)—

An Act to amend the Explosives Act, 1895. [Introduced in Assembly by the Colonial Secretary, 7th August; assent given.]

FISHERIES ACT AMENDMENT ACT (2 Ed., No. 43)—

An Act to amend the Fisheries Act, 1899. [Introduced in Council by the Minister for Land, 16th December; assent given.]

FREMANTLE HARBOUR TRUST ACT (2 Ed., No. 17)—

An Act to constitute the Fremantle Harbour Trust Commission, to regulate the appointment of Commissioners, to define their powers and authorities, and for other purposes incident thereto. [Introduced in Assembly by the Colonial Secretary, 19th August; assent given.]

FREMANTLE PRISON SITE ACT (2 Ed., No. 7)—

An Act to repeal an Ordinance passed in the fourteenth year of Her late Majesty, intituled "An Ordinance to vest the Site of the Convict Prison at Fremantle in certain officers in trust for Her Majesty, her heirs and successors, for ever," and to confirm certain grants of portions thereof. [Introduced in Council by the Minister for Lands, 29th July; assent given.]

HEALTH ACT AMENDMENT ACT (2 Ed., No. 36)—

An Act to farther amend the Health Act, 1893. [Introduced in Council by Hon. M. L. Mosely, 10th December; assent given.]

INDECENT PUBLICATIONS ACT (2 Ed., No. 14)—

An Act to suppress Indecent and Obscene Publications. [Introduced in Assembly by the Premier, 7th August; assent given.]

JUDGES' SALARIES ACT (2 Ed., No. 37)—

An Act to determine the rates of salaries of the Judges of the Supreme Court. [Introduced in Assembly by the Premier, 18th December; assent given.]

JUSTICES ACT (2 Ed., No. 11)—

An Act to consolidate and amend the Laws relating to Justices of the Peace and their powers and authorities. [Introduced in Assembly by the Premier, 7th August; assent given.]

KALGOORLIE ELECTRIC POWER AND LIGHTING SPECIAL LEASE ACT (2 Ed., No. 45)—

An Act to authorise the grant of a Special Lease to the Kalgoorlie Electric Power and Lighting Corporation. [Introduced in Assembly by the Minister for Mines, 5th November; assent given.]

LEONORA TRAMWAY ACT (2 Ed., No. 28)—

An Act to confirm a Provisional Order authorising the Construction of a Tramway in the Municipality of Leonora. [Introduced in Assembly by the Minister for Works, 26th November; assent given.]

LOCAL INSCRIBED STOCK ACT AMENDMENT ACT (2 Ed., No. 18)—

An Act to amend the Local Inscribed Stock Act, 1897. [Introduced in Assembly by the Treasurer, 13th November; assent given.]

MALCOLM-LAVERTON RAILWAY ACT (2 Ed., No. 41)—

An Act to authorise the Construction of a Railway from Malcolm to Laverton. [Introduced in Assembly by the Minister for Works, 9th December; assent given.]

MARINE STORES ACT (2 Ed., No. 9)—

An Act relating to Collectors of and Dealers in Marine Stores. [Introduced in Assembly by the Premier, 9th September; assent given.]

MINES DEVELOPMENT ACT (2 Ed., No. 20)—

An Act to subsidise and enable Companies or Miners to farther develop gold and other Mines, and for other purposes. [Introduced in Assembly by the Premier, 1st October; assent given.]

MUNICIPAL INSTITUTIONS ACT AMENDMENT ACT (2 Ed., No. 15)—

An Act to amend the Municipal Institutions Act, 1900. [Introduced in Assembly by the Colonial Secretary (as an emergency measure affecting Leederville), 12th November; assent given.]

MUNICIPAL INSTITUTIONS ACT AMENDMENT ACT (2 Ed., No. 39)—

An Act to farther amend the Municipal Institutions Act, 1900. [Introduced in Assembly by the Premier, 20th November; assent given.]

PERMANENT RESERVES REDEDICATION ACT (2 Ed., No. 24)—

An Act to enable the purpose of portions of Permanent Reserves No. 5691 A A and No. 5183 A A to be changed. [Introduced in Council by the Minister for Lands, 14th October; assent given.]

POLICE ACT AMENDMENT ACT (Gold-stealing, prostitution, juvenile smoking, Sunday entertainments) (2 Ed., No. 13)—

An Act to farther amend the Police Act, 1892. [Introduced in Assembly by the Premier, 8th October; assent given.]

POST OFFICE SAVINGS BANK CONSOLIDATION ACT AMENDMENT ACT (2 Ed., No. 22)—

An Act to amend the Post Office Savings Bank Consolidation Act, 1893. [Introduced in Assembly by the Treasurer, 13th November; assent given.]

PUBLIC NOTARIES ACT (2 Ed., No. 8)—

An Act to confirm the appointment of certain Public Notaries, and to provide for such appointments in future. [Introduced in Assembly by the Premier, 7th August; assent given.]

PUBLIC SERVICE ACT AMENDMENT ACT (2 Ed., No. 16)—

An Act to amend the Public Service Act, 1900. [Introduced in Council by the Minister for Lands, 29th July; assent given.]

PUBLIC WORKS ACT (2 Ed., No. 47)—

An Act to consolidate and amend the Laws relating to Public Works. [Introduced in Assembly by the Minister for Works, 7th August; assent given.]

RABBIT PEST ACT (2 Ed., No. 34)—

An Act to deal with the Rabbit Pest. [Introduced in Assembly by the Premier, 15th October; assent given.]

RAILWAYS ACTS AMENDMENT ACT (2 Ed., No. 35)—

An Act to amend the Railways Acts. [Introduced in Assembly by the Colonial Secretary, 7th August; assent given.]

RAILWAY AND THEATRE REFRESHMENT ROOMS LICENSING ACT AMENDMENT ACT (2 Ed., No. 4)—

An Act to amend the Railway and Theatre Refreshment Rooms Licensing Act, 1895. [Introduced in Assembly by the Minister for Works, 20th August; assent given.]

ROADS ACT AMENDMENT ACT (2 Ed., No. 48)—

An Act to consolidate and amend the Law relating to Roads Boards. [Introduced in Assembly by the Minister for Works, 7th August; assent given.]

ROADS AND STREETS CLOSURE ACT (2 Ed., No. 23)—

An Act for the Closing of certain Roads and Streets. [Introduced in Council by the Minister for Lands, 28th October; assent given.]

ROBB'S JETTY TO WOODMAN'S POINT RAILWAY ACT (2 Ed., No. 40)—

An Act to authorise the Construction of a Railway from Robb's Jetty to Woodman's Point [Introduced in Assembly by the Minister for Works, 17th December; assent given.]

STAMP ACT AMENDMENT ACT (2 Ed., No. 21)—

An Act to farther amend the Stamp Act, 1882. [Introduced in Assembly by the Premier, 8 October; assent given.]

SUPPLY ACTS (2 Ed., Nos. 1, 6, 12)—

[Introduced in Assembly; assent given.]

TRANSFER OF LAND ACT AMENDMENT ACT (2 Ed., No. 10)—

An Act to amend the Transfer of Land Act, 1893. [Introduced in Council by the Minister for Lands, 29th July; assent given.]

WIDOW OF LATE C. Y. O'CONNOR ANNUITY ACT (2 Ed., No. 5)—

An Act to secure an Annuity to sustain Letitia O'Connor for life. [Introduced in Assembly by the Minister for Works, 4th September; assent given.]

WINES, BEER, AND SPIRIT SALE ACT AMENDMENT ACT (2 Ed., No. 44)—

An Act to farther amend the Wines, Beer, and Spirit Sale Act, 1880. [Introduced in Assembly by the Premier, 25th November; assent given.]



BILLS OF THE SESSION, INTRODUCED BUT NOT PASSED (20).

FOURTH PARLIAMENT—SECOND SESSION.

ADMINISTRATION (PROBATE) BILL—

Introduced in Assembly by the Attorney General 17th July, passed all stages. Received in Council, passed with amendments. New clause not finally concurred in; Bill dropped in Assembly.

AGRICULTURAL BANK ACT AMENDMENT BILL—

Introduced in Council by the Minister for Lands 23rd September. Received in Assembly, order for second reading discharged 2nd October (new Bill introduced).

BRANDS ACT AMENDMENT BILL—

Introduced in Assembly by Mr. W. J. Butcher 9th September, order for second reading discharged 17th September.

BREAD BILL—

Introduced in Assembly by the Premier 15th October, passed all stages. Received in Council, passed with amendments. Returned to Assembly as amended, the Chairman moved out of Chair 17th December.

BUSH FIRES ACT AMENDMENT BILL—

Introduced in Council by the Minister for Lands 14th October, order for Committee (to resume) discharged 19th November.

CHILDREN'S CONVALESCENT HOME BILL—

Introduced in Council by the Minister for Lands 12th August, second reading negatived on division 9th September.

CONSTITUTION ACT AMENDMENT BILL—

Introduced in Assembly by the Premier 2nd October, passed all stages. Received in Council, second reading negatived on voices 10th December.

ELECTORAL BILL—

Introduced in Assembly by the Premier 2nd October, passed all stages. Received in Council, second reading negatived on division 16th December.

ELEMENTARY EDUCATION (DISTRICT BOARDS) BILL—

Introduced in Assembly by the Colonial Secretary 7th August, after division in Committee the Bill not proceeded with.

FACTORIES AND SHOPS BILL—

Introduced in Assembly by the Premier 2nd September, passed all stages. Received in Council, second reading passed on division; in Committee stage, the Chairman moved out of Chair; Bill reinstated by resolution, shortened (in Committee) by omitting Factory clauses, returned to Assembly as amended. In Assembly, Bill received as amended; no action taken.

FRIENDLY SOCIETIES ACT AMENDMENT BILL—

Introduced in Council by the Minister for Lands 29th July. Received in Assembly, passed second reading; in Committee, the Chairman moved out of Chair 19th December.

INDUSTRIAL AND PROVIDENT SOCIETIES BILL—

Introduced in Assembly by Mr. J. Ewing 22nd October; not proceeded with.

JURY ACT AMENDMENT BILL—

Introduced in Assembly by Mr. J. M. Purkiss 8th October, passed all stages. Received in Council, second reading negatived on voices 19th December.

LAND ACT AMENDMENT BILL—

Introduced in Assembly by the Premier 23rd September, passed all stages. Received in Council, passed all stages, with amendments. Returned to Assembly as amended; finally the Chairman moved out of Chair 19th December.

LEGAL PRACTITIONERS ACT AMENDMENT BILL—

Introduced in Assembly by Mr. J. M. Purkiss 7th August; on second reading, debate adjourned (not resumed) 14th August.

PARKS AND RESERVES ACT AMENDMENT BILL—

Introduced in Council by the Minister for Lands 17th July, second reading negatived on division 19th August.

PHARMACY AND POISONS ACT AMENDMENT BILL—

Introduced in Council by the Hon. M. L. Moss 29th July, passed all stages. Received in Assembly, second reading passed; Bill not proceeded with.

RABBIT PEST BILL—

Introduced in Council by the Minister for Lands 30th September; on second reading, ruled out of order (another Bill introduced later).

REDISTRIBUTION OF SEATS BILL—

Introduced in Assembly by the Premier 2nd October; after second reading, referred to select committee (not reported).

WINES, BEER, AND SPIRIT SALE ACT AMENDMENT BILL (Wine retail)—

Introduced in Assembly by Mr. M. H. Jacoby 13th August; second reading negatived on division 2nd September.



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PARLIAMENTARY DEBATES.

FOURTH PARLIAMENT—SECOND SESSION.

VOLUME XXII.—NEW SERIES.

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Explanation of Abbreviations.—1r., 2r., 3r., First, Second, or Third Reading of a Bill.—Com., Committee of the whole House.—Interj., Interjection in Debate.—m., Motion.—q., Question to a Minister.

A.

ADMINISTRATION OF GOVERNMENT DEPARTMENTS—

Premier and Attorney General—(1) Crown Law Officers, (2) Audit, (3) Curator of Intestate Estates, (4) Friendly Societies, (5) Land Titles, (6) Official Receiver in Bankruptcy, (7) Patents and Trade Marks, (8) Stipendiary Magistracy, (9) Supreme Court

Colonial Secretary and Minister for Education—(1) Office of Colonial Secretary, (2) Aborigines, (3) Charities, (4) Electoral, (5) Fisheries, (6) Gaols, (7) Government Gardens, (8) Medical, (9) Observatory, (10) Police, (11) Public Health, (12) Registry, (13) Rottnest Establishment, (14) Department of Education

Minister for Mines—(1) Mines, (2) Geological Survey, (3) Explosives and Analytical

Minister for Lands—(1) Lands and Surveys, (2) Woods and Forests, (3) Agriculture, (4) Agricultural Bank, (5) Stock, (6) Rabbits

Minister for Works and Railways—(1) Public Works, (2) Public Buildings, (3) Railways and Tramways

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Colonial Treasurer (see under "Treasurer")
—(1) Treasury, (2) Government Stores (3) Harbour and Light, (4) London Agency, (5) Post Office Savings Bank, (6) Literary and Scientific Grants etc., (7) Pensions and Retiring and Compassionate Allowances, (8) Printing, (9) Photographic, (10) Refunds, (11) Miscellaneous Services

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