

Queensland



Parliamentary Debates
[Hansard]

Legislative Council

TUESDAY, 30 AUGUST 1864

Electronic reproduction of original hardcopy

LEGISLATIVE COUNCIL.

*Tuesday, 30 August, 1864.*Insolvency Bill, read 2^d.

INSOLVENCY BILL.

The Hon. J. BRAMSTON moved the second reading of the above Bill, and said, from the fact that a Bill of a somewhat similar nature had already been before the House, it

was quite unnecessary for him to enter into any lengthened explanation. He would, however, briefly advert to a few of the principal clauses of the Bill. The honorable gentleman proceeded to refer to the clauses mentioned, and stated that they interfered more with matters of detail than the general principle which had dictated the law at present in existence. The dishonest trader was the only person likely to be affected by the Bill, care being taken to give increased facilities for detection. In the way of the honest trader, however, no impediments were thrown, and there was no doubt but that that class of persons would greatly benefit by the measure, as much less time would be occupied in the management of insolvent estates, and altogether he thought it was a considerable improvement. The honorable member went on to refer to the various clauses of the Bill, and concluded by moving its second reading.

The Hon. W. WOOD would not oppose the second reading of the Bill, but wished to mention that he had objections, which he intended to raise in committee. To the clause which provided that a wife should be allowed to give evidence against her husband, who was an insolvent, he should offer his strenuous objection. He thought the clause tended to injure the peace of families, and would place a great temptation in the wife's way to injure her husband. He would be very glad to see the clause taken out of the Bill altogether.

The Hon. R. J. SMITH, as a commercial man, had always thought the insolvency law too lax, and should support the second reading of the Bill. He would, however, propose certain amendments in committee.

The Hon. ST. G. R. GORE, though not like the honorable gentleman who had just sat down—a commercial man—was opposed to the insolvency law as it at present stood, and would cordially support the second reading of the Bill. He particularly approved of the clause, which enabled the Judge to issue his warrant for the recovery of concealed property; and also that which inflicted a penalty on those who assisted in the concealment of such property.

The Hon. E. I. C. BROWNE was in favor of the Bill.

The motion was then put and passed.
