

(No. 168.)



1886.

PARLIAMENT OF TASMANIA.

**JAMES MADDEN'S CLAIM FOR
COMPENSATION :**

**REPORT FROM THE SELECT COMMITTEE, WITH MINUTES OF
THE PROCEEDINGS.**

Brought up by Mr. Braddon, and ordered by the House of Assembly to be
printed, November 23, 1886.



SELECT COMMITTEE appointed, on *Thursday, the 28th October*, to enquire into Claim made for Compensation by JAMES MADDEN, as detailed in *House of Assembly Paper 95 of this Session*.

MEMBERS OF THE COMMITTEE.

MR. BRADDON.
MR. HARTNOLL.
MR. FENTON.
MR. PILLINGER.

MR. REIBEY.
MR. LEWIS.
MR. DOOLEY.

DAYS OF MEETING.

Thursday, 4th November ; Tuesday, 23rd November.

R E P O R T.

Your Committee have met twice, and obtained by written questions the evidence of nine witnesses.

From the replies given to questions, it is conclusively shown that James Madden met with an accident in 1881, while driving on the Mersey bridge approach ; that this accident would probably not have occurred if that approach had been properly fenced, and that the consequence of that accident has been to render Madden a helpless and bedridden invalid beyond hope of recovery. It is further shown that Madden has been for years known as a man of temperate habits and good character, who most unwillingly comes before Parliament with an application for help.

At the time of the accident the Mersey Bridge and approaches were in the hands of the Main Road Board ; the Main Road Board were at the time the agents of the Government, and when the road was taken over the Government took it with all liabilities. Having these points in view, and considering all the circumstances of the case, your Committee are of opinion that Madden has a claim for compensation, which Parliament might fairly take into its indulgent consideration.

Committee Room, Tuesday, 23rd November, 1886.

E. C. BRADDON, *Chairman.*

MINUTES OF PROCEEDINGS.

THURSDAY, NOVEMBER 4, 1886.

The Committee met at 12 o'clock.

Present.—Mr. Hartnoll, Mr. Braddon, Mr. Fenton, Mr. Pillinger, Mr. Dooley.

Mr. Braddon was voted to the Chair.

The Petition and correspondence *re* James Madden's claim for compensation (House of Assembly Paper 95, 1886) was tabled.

Resolved, That Questions be sent to Dr. M'Coll, Leven; Mr. Patrick Callahan, Forth; and Mr. G. Simmons, District Inspector, Latrobe; with a request that they answer and return them at their earliest convenience.

The Committee adjourned *sine die*.

TUESDAY, NOVEMBER 23, 1886.

The Committee met at 11 A.M.

Present.—Messrs. Braddon (Chairman), Dooley, and Fenton.

The Minutes of the last meeting were read and confirmed.

Written evidence was received from the following persons:—Dr. J. M'Coll, Ulverstone; Henry Douglas, P.M., Latrobe; P. C. Maxwell, Stipendiary Magistrate, Ulverstone; R. Driscoll, Superintendent of Police, Port Sorell; Arthur R. Ellis, storekeeper, Ulverstone; J. W. M'Coll, J.P., chemist, Torquay; P. Callahan, Police Sergeant, Forth; Mr. G. Simmons, District Inspector, Latrobe, (with plan of bridge and approaches).

Resolved, That Mr. W. Smith, Chief Clerk of the Public Works Department, be requested to give evidence before the Committee at once.

Mr. Smith forwarded his evidence in writing.

The Draft Report was drawn up, considered, and adopted.

The Committee adjourned *sine die*.
