

1901-2.

 THE PARLIAMENT OF THE COMMONWEALTH.

No. 149.

VOTES AND PROCEEDINGS

OF THE

HOUSE OF REPRESENTATIVES.

WEDNESDAY, 19TH MARCH, 1902.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair, and read Prayers.
2. PETITION.—Mr. Higgins presented a Petition from T. W. Slater, of North Carlton, Victoria, styling himself proprietor and manufacturer of cut paper patterns, praying that if cut paper patterns are to be placed on the Free List in the Tariff the raw material, viz., tissue paper, size 60 x 80 inches, weight 56 lbs. per ream of 480 sheets, may also be placed on the Free List, thereby encouraging an established industry.
Petition received.
3. PAPER.—Mr. Barton presented, by command of His Excellency the Governor-General—
Coloured Immigrants admitted to the Commonwealth—Amendment of Return presented 12th March, 1902, showing (1) Number admitted during January and February, 1901; (2) Number admitted since the passing of the *Immigration Restriction Act* 1901.
Ordered to lie on the Table and to be printed.
4. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of Orders of the Day, Government Business, Nos. 1 and 2 be postponed until after the consideration of Order of the Day No. 3.
5. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; Mr. Chanter reported that the Committee had made progress and that he was directed to ask, That the Committee may have leave to sit again.
Resolved—That the House will, to-morrow, again resolve itself into the said Committee.
6. PUBLIC SERVICE BILL—SENATE'S AMENDMENTS.—The Order of the Day for the further consideration in Committee of the whole House of the amendments made by the Senate in this Bill having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole.
Mr. Speaker resumed the Chair; Mr. Chanter reported that the Committee had dealt with the amendments as follows:—

AMENDMENTS MADE BY THE SENATE TO WHICH THE COMMITTEE OF THE WHOLE HAS AGREED.

- No. 1.—Page 1, words of enactment, line 1, omit "and."
- No. 2.—Page 1, words of enactment, line 3, omit "in Parliament assembled."
- No. 3.—Page 1, clause 1, line 5, omit "1" insert "2."
- No. 4.—Page 1, clause 1, at end of clause add "and shall come into operation on a date to be fixed by proclamation."
- No. 5.—Page 3, clause 5, lines 4 and 5, omit "during the pleasure of the Commissioner."
- No. 6.—Page 3, clause 5, line 6, after "fit" insert "from time to time."
- No. 11.—Page 4, clause 7, line 24, omit "A," insert "The."
- No. 12.—Page 4, clause 7, line 24, after "or" insert "any."
- No. 14.—Page 6, clause 9, line 2, before "publish" insert "forward to the Governor-General and."
- No. 15.—Page 6, clause 9, line 4, after "them" insert "and showing the date of appointment of such officers."

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- No. 16.—Page 6, clause 9, at end of clause add “a copy of such list shall be laid before the Parliament within fourteen days of publication or if the Parliament is not sitting then within fourteen days after the commencement of the next sitting thereof.”
- No. 17.—Page 7, clause 14, line 31, omit “the,” insert “both Houses of.”
- No. 18.—Page 7, clause 14, lines 32 and 33, omit “Library and the Parliamentary Reporting Staff respectively.”
- No. 19.—Page 8, clause 14, line 4, after “Staff” insert “and by the Clerk of the Joint House Committee so far as relates to officers under the control of that Committee.”
- No. 20.—Page 8, clause 14, line 6, omit “and.”
- No. 21.—Page 8, clause 14, line 7, after “Staff” insert “and the officers of the Joint House Committee.”
- No. 22.—Page 9, clause 19, line 3, omit “whether.”
- No. 23.—Page 9, clause 20, line 8, after “fix” insert “by order.”
- No. 26.—Page 10, clause 23, line 33, after “filled” insert “either by officers who before the commencement of this Act have qualified, under the law of the State in which they are employed, for transfer to the Clerical Division or.”
- No. 27.—Page 10, clause 23, line 37, after “Commissioner” omit remainder of clause.
- No. 29.—Page 12, clause 30, at end of clause add “or extend the period of probation for a further period of six months, provided that the whole term of probation shall not in any case extend beyond twelve months.”
- No. 30.—Page 12, clause 30, at end of clause add new sub-clause—
“(2A) No such probationer whose appointment shall be so annulled as aforesaid shall be eligible as a probationer at any time within twelve months from the date of the annulling of such appointment.”
- No. 31.—Page 13, clause 33, line 8, omit “not being of a temporary or casual character.”
- No. 33.—Page 15, clause 40, at end of clause add new sub-clause—
“(6A) The Commissioner shall in the month of July in each year make a return showing the names of all persons temporarily employed in the Public Service during the previous financial year, and the periods for which such persons have been respectively employed and the remuneration paid to them, and such return shall be laid before both Houses of the Parliament.”
- No. 34.—Pages 15 and 16, clause 41, omit sub-clauses (d), (e), (f), and (g), and insert new sub-clause—
“(cA) With the consent of any officer transfer or promote him from any one division to any other division, and in the case of transfer or promotion from the General to the Clerical Division after such examination as may be prescribed.”
- No. 35.—Page 16, clause 43, line 31, omit “or Clerical Division.”
- No. 36.—Page 18, clause 46, line 41, after “elected” insert “under the regulations.”
- No. 37.—Page 18, clause 46, line 41, omit “under the regulations,” and insert “in the State in which the suspended officer performed his duties.”
- No. 38.—Page 19, clause 47, after sub-clause (1) insert new sub-clause—
“(1A) Where any Inspector is charged with an offence or is suspended by the Commissioner the Board of Inquiry shall be appointed by the Governor-General.”
- No. 39.—Page 20, clause 49, line 17, after “shall” insert “where practicable.”
- No. 41.—Page 20, clause 51, line 25, after “Act” insert “except the last section thereof.”
- No. 43.—Page 22, clause 59, line 3, omit “of Parliament.”
- No. 44.—Page 22, after clause 62 insert new clause—

Officers not British Subjects to be Naturalized.

“62A. Every officer admitted to the Public Service before the commencement of this Act who is not a natural-born or naturalized subject of His Majesty shall forthwith after the commencement of this Act, or so soon as he is qualified so to do, apply for and obtain a certificate of naturalization under the laws of the United Kingdom, or of the Commonwealth, or of a State.”

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- No. 46.—Page 24, clause 67, after sub-clause (1) insert new sub-clause—

“(1A) The Minister may grant to any officer leave of absence for recreation for any period not exceeding the number of days' leave of absence for recreation which the Chief Officer might have granted to such officer during his service under this section not so granted by the Chief Officer.”

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- No. 47.—Page 24, clause 68, at end of clause add new sub-clause—
“(3A) Leave of absence in case of illness shall not be reckoned as nor included in leave of absence for reception.”
- No. 48.—Page 24, clause 70, lines 33, 34, and 35, omit “or in the case of an officer who attained the age of thirty years before being admitted into the Public Service has continued therein for at least ten years.”
- No. 49.—Page 24, clause 70, line 39, omit “of which,” and insert “on half-pay or.”
- No. 50.—Page 24, clause 70, line 39, omit “may be.”
- No. 51.—Page 24, clause 70, lines 39 and 40, omit “and six months may be on half-pay.”
- No. 52.—Page 25, clause 71, line 1, after “days” insert “or any days prescribed under the law of any State to be observed in lieu thereof in that State.”
- No. 53.—Page 25, clause 71, line 3, omit “being,” and transfer “Commonwealth Day” on to new line.
- No. 54.—Page 25, clause 71, omit sub-clause (2).
- No. 55.—Page 25, clause 71, line 30, omit “may,” and insert “shall.”
- No. 56.—Page 25, clause 71, line 30, omit “if practicable.”
- No. 57.—Page 26, clause 77, omit sub-clause (2).
- No. 58.—Page 28, clause 79, line 7, omit “those,” insert “women.”
- No. 59.—Page 28, clause 79, line 17, omit “officers,” insert “any officer.”
- No. 60.—Page 28, clause 79, lines 28 and 29, omit “or near the tropics or in mountainous localities,” and insert “localities where the climatic conditions are severe.”
- No. 62.—Page 28, clause 79, line 30, omit “necessarily,” and insert “exceptionally.”
- No. 63.—Page 30, Second Schedule, omit “Secretary to the Department of Trade and,” and insert “Comptroller-General of.”

AMENDMENTS MADE BY THE SENATE TO WHICH THE COMMITTEE OF THE WHOLE HAS AGREED WITH AMENDMENTS.

Amendment No. 10, viz.:—

No. 10.—Page 3, clause 5, line 33, omit “eight,” insert “seven.”

Amendment to omit “eight” agreed to; amendment to insert “seven” disagreed to.

Consequential amendment made in the clause, viz., that the word “of” before “eight” omitted be also omitted, and that the words “not exceeding eight” be inserted.

Amendment No. 42, viz.:—

No. 42.—Page 20, clause 52, omit this clause, and insert new clause—

“52A. Subject to the provisions of the Act every officer on the confir-
mation of his appointment shall effect an assurance of his life with some life ^{Appointee to assure his life.}
assurance company or society carrying on business in Australia providing for
such benefits as may be prescribed and for increasing from time to time the amount
assured. Provided that this section shall not apply to any officer who at the time of his
appointment is already assured in such company or society for benefits equivalent to those
prescribed.”

Amendment to omit clause 52 agreed to.

Amendment to insert new clause 52A agreed to, with the following amendments:—

In line 1, omit “the” before “Act,” and insert “this.”

In line 3, omit “carrying on business in Australia,” and insert “approved by the Governor-General, registered and carrying on business in the Commonwealth or as may be prescribed.”

Amendment No. 45, viz.:—

No. 45.—Pages 22 and 23, clause 63, omit this clause.

Amendment to omit clause 63 disagreed to, but the following consequential amendments made in the clause, viz.:—

Page 23, line 2, after “sum” insert “not exceeding Ten per centum on the salary of such officer.”

Page 23, line 2, before “Commissioner” insert “Governor-General on the recommendation of the.”

AMENDMENTS MADE BY THE SENATE TO WHICH THE COMMITTEE OF THE WHOLE HAS DISAGREED.

- No. 7.—Page 3, clause 5, line 8, omit “and Inspectors.”
- No. 8.—Page 3, clause 5, line 8, omit “each.”
- No. 9.—Page 3, clause 5, line 32, omit “fifteen,” insert “twelve.”
- No. 13.—Page 5, clause 9, lines 41 and 42, omit “shall determine the division class subdivision of class or grade of every officer and.”
- No. 24.—Page 9, clause 21, lines 38 and 39, omit “and in the case of a female as being as capable of satisfactorily performing the work as a male.”

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No. 25.—Page 10, clause 21, line 1, omit “shows by passing the prescribed examination,” insert “provided that he satisfies the Commissioner.”

No. 28.—Page 11, clause 25, at end of clause add “provided that he satisfies the Commissioner that he is capable of doing the work of an office to which such salary is attached.”

No. 32.—Page 13, after clause 35, insert new clause—

“35A. All persons who have served for a period of not less than five years in the naval or military forces of the Commonwealth or of a State, and have not been dismissed for misconduct, shall be eligible for employment in the General Division on fulfilling all requirements as to examination and insurance for persons entering such division, and such persons may be appointed to any vacancy which may occur therein in priority to all other persons whatsoever except persons already in the service of the Commonwealth.”

Persons in naval or military service eligible for appointment to General Division.

No. 40.—Page 20, clause 50, line 19, after “officer” omit remainder of clause, and insert “(except officers of the Parliament) affected by any report or recommendation made or action taken under this Act other than a report or recommendation made or action taken under sections thirty-one, forty-six to forty-nine inclusive, sixty-four, sixty-five, and seventy-two thereof, may, in such manner and within such time as may be prescribed, appeal to a Board consisting of an Inspector, the Chief Officer of the Department to which such officer belongs or an officer nominated by such Chief Officer, and the representative of the division to which such officer belongs elected under the Regulations by the officers of the division to which such officer belongs in the State in which such officer performs his duties. The Board shall hear such appeal and transmit the evidence taken together with a recommendation thereon to the Commissioner who shall thereupon determine such appeal. Provided that in the case of reports or recommendation made by the Commissioner to the Governor-General all such appeals must be taken before the reports and recommendation are dealt with by the Governor-General under the provisions of this Act.”

No. 61.—Page 28, clause 79, line 29, omit “owing to their situation.”

On the motion of Sir William Lyne the House adopted the Report.

Sir William Lyne moved, That Sir William McMillan, Sir Philip Fysh, and the Mover be appointed a Committee to draw up Reasons for the House of Representatives not agreeing to Amendments Nos. 7, 8, 9, 13, 24, 25, 28, 32, 40, and 61.

Question—put and resolved in the affirmative.

Ordered—That the Committee do bring up Reasons to-morrow.

7. ADJOURNMENT.—Sir William Lyne moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at a quarter to eleven o'clock p.m., adjourned until to-morrow, at half-past two o'clock p.m.

MEMBERS PRESENT.—All Members were present except—The Attorney-General (the Honorable Alfred Deakin), the Minister of Trade and Customs (the Right Honorable C. C. Kingston, P.C.), Messrs. Clarke, Hume Cook, Cruickshank, McColl, F. E. McLean, Phillips, the Right Honorable G. H. Reid, P.C., Messrs. Salmon, Sawers, Watkins, and Willis.

C. GAVAN DUFFY,
Clerk of the House of Representatives.