

1926.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

No. 53.

VOTES AND PROCEEDINGS

OF THE

HOUSE OF REPRESENTATIVES.

FRIDAY, 18TH JUNE, 1926.

1. The House met, at eleven o'clock a.m.; pursuant to adjournment.— Mr. Speaker (the Honorable Sir Littleton Groom) took the Chair, and read Prayers.
2. CONCILIATION AND ARBITRATION BILL (1926).—The Order of the Day having been read for the consideration in Committee of the whole House of Message No. 17 from His Excellency the Governor-General's Deputy—
Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole.

(In the Committee.)

Mr. Latham (Attorney-General) moved, That it is expedient that an appropriation of revenue be made for the purposes of a Bill for an Act to amend the *Commonwealth Conciliation and Arbitration Act 1904-1921*.

Question—put and passed.
Resolution to be reported.

The House resumed; Mr. Bayley reported accordingly.
The said Resolution was read, and, on the motion of Mr. Latham, by leave, was adopted by the House.

3. CONCILIATION AND ARBITRATION BILL (1926).—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole House—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole.

(In the Committee.)

Clause 3—

On the motion of Mr. Latham (Attorney-General), the following amendment was made:—

Page 1, lines 12-13, omit “, in relation to any question of legislative power,”.

Clause, as amended, agreed to.

Clauses 4 and 5 agreed to.

Clause 6 debated.

Mr. West moved, as an amendment, That the words “ and of each other Judge ” (page 2, lines 21-22) be omitted.

Debate continued.

Amendment negatived.

Mr. Duncan-Hughes moved, as an amendment, That after the word “ entitled ” (page 2, line 36) the words “ subject to the next following sub-section ” be inserted.

Debate ensued.

Progress to be reported, and leave asked to sit again.

The House resumed; Mr. Mann reported accordingly.

Resolved—That the House will, at a later hour this day, again resolve itself into the said Committee.

4. MINISTERIAL STATEMENT—CHANGES IN MINISTRY.—Mr. Bruce (Prime Minister) announced to the House that consequent on the resignations of Senator Pearce as Minister for Home and Territories, Senator Sir Victor Wilson as Minister for Markets and Migration, and Mr. Atkinson as Vice-President of the Executive Council, Senator Pearce had been appointed Vice-President of the Executive Council, Senator Sir William Glasgow, Minister for Home and Territories, and Mr. Thomas Paterson, Minister for Markets and Migration.

18th June, 1926.

5. CONCILIATION AND ARBITRATION BILL (1926).—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole House—Mr. Speaker left the Chair, and the House again resolved itself into a Committee of the Whole.

(In the Committee.)

Clause 6—

Debate resumed on the following amendment of Mr. Duncan-Hughes :—That after the word “entitled” (page 2, line 36) the words “subject to the next following sub-section” be inserted.

Question—That the words proposed to be inserted be so inserted—put.

The Committee divided—

Ayes, 27.		Noes, 28.	
Mr. Coleman	Mr. Nott	Mr. Aubrey Abbott	Mr. Mann
Mr. Duncan-Hughes	Mr. E. C. Riley	Mr. Atkinson	Mr. Marr
Mr. Forde	Mr. Scullin	Mr. Bruce	Mr. Maxwell
Mr. R. W. Foster	Mr. Seabrook	Mr. Donald Cameron	Mr. Earle Page
Mr. Gardner	Mr. Thompson	Mr. Grosvenor Francis	Mr. Parsons
Mr. Albert Green	Mr. Watkins	Mr. Josiah Francis	Mr. Thomas Paterson
Mr. Roland Green	Mr. William Watson	Sir John Gellibrand	Mr. Perkins
Mr. Gregory	Mr. Watt	Mr. Gibson	Mr. Pratten
Mr. Lacey	Mr. West	Mr. Gullett	Mr. Prowse
Mr. Mackay	Mr. Yates	Mr. Hill	Mr. Rodgers
Mr. Makin		Sir Neville Howse	Sir Granville Ryrie
Mr. W. Maloney		Mr. Hurry	
Mr. Mathews	<i>Tellers :</i>	Sir Elliot Johnson	<i>Tellers :</i>
Mr. McGrath	Mr. Blakeley	Mr. Latham	Mr. Robert Cook
Mr. Parker Moloney	Mr. Lazzarini	Mr. Lister	Mr. Hunter

And so it was negatived.

On the motion of Mr. Latham (Attorney-General), the following amendment was made :—

Page 3, after sub-section (2.) of proposed new section 14B, insert the following sub-section :—

“(2A.) Where a Judge has, prior to his appointment, served in any other judicial office under the Commonwealth, pension shall not be payable to him except in pursuance of this Act, but the term of his prior service shall, for the purposes of this section, be added to, and be deemed to be part of, his service as a Judge.”

Clause, as amended, agreed to.

Clause 7 omitted.

Clause 8—

On the motion of Mr. Scullin, the following amendment was made, after debate :—

Page 3, line 19, at end of sub-section (1.) of proposed new section 18B, add the words “, in relation to either of those questions”.

Mr. Scullin moved, as a further amendment, That the words “person, or” (lines 23–4) be omitted.

Debate ensued.

Question—That the words proposed to be omitted stand part of the clause—put.

The Committee divided—

Ayes, 37.		Noes, 16.	
Mr. Aubrey Abbott	Mr. Marr	Mr. Blakeley	Mr. Scullin
Mr. Atkinson	Mr. Maxwell	Mr. Coleman	Mr. Watkins
Mr. Bruce	Mr. Nott	Mr. Forde	Mr. West
Mr. Donald Cameron	Mr. Earle Page	Mr. Albert Green	Mr. Yates
Mr. Duncan-Hughes	Mr. Parsons	Mr. Makin	
Mr. R. W. Foster	Mr. Thomas Paterson	Mr. W. Maloney	<i>Tellers :</i>
Mr. Grosvenor Francis	Mr. Perkins	Mr. Mathews	
Mr. Josiah Francis	Mr. Pratten	Mr. McGrath	Mr. Lacey
Sir John Gellibrand	Mr. Prowse	Mr. Parker Moloney	Mr. Lazzarini
Mr. Gibson	Mr. Rodgers	Mr. E. C. Riley	
Mr. Roland Green	Sir Granville Ryrie		
Mr. Gregory	Mr. Seabrook		
Mr. Hill	Mr. Thompson		
Sir Neville Howse	Mr. William Watson		
Mr. Hurry	Mr. Watt		
Sir Elliot Johnson			
Mr. Latham	<i>Tellers :</i>		
Mr. Lister			
Mr. Mackay	Mr. Gardner		
Mr. Mann	Mr. Hunter		

And so it was resolved in the affirmative.

Mr. Blakeley moved, as a further amendment, That after the word “employees” (line 24) the words “registered under this Act” be inserted.

Debate ensued.

Amendment negatived.

Clause, as amended, agreed to.

Clauses 9 to 12 agreed to.

18th June, 1926.

Proposed new clauses—

Mr. Scullin moved, That the following new clause be added to the Bill :—

9A. Section twenty-seven of the Principal Act is amended by inserting after the word "dispute" the words "or of any proceeding for the variation of an award".

Debate ensued.

Question—That the new clause be added to the Bill—put.

The Committee divided—

Ayes, 15.		Noes, 34.	
Mr. Blakeley	Mr. Scullin	Mr. Aubrey Abbott	Mr. Mann
Mr. Forde	Mr. Thompson	Mr. Bruce	Mr. Marr
Mr. Albert Green	Mr. Watkins	Mr. Donald Cameron	Mr. Maxwell
Mr. Lacey	Mr. West	Mr. Duncan-Hughes	Mr. Nott
Mr. W. Maloney		Mr. R. W. Foster	Mr. Earle Page
Mr. Mathews		Mr. Grosvenor Francis	Mr. Parsons
Mr. McGrath	<i>Tellers :</i>	Mr. Josiah Francis	Mr. Thomas Paterson
Mr. Parker Moloney	Mr. Coleman	Mr. Gardner	Mr. Perkins
Mr. E. C. Riley	Mr. Lazzarini	Sir John Gellibrand	Mr. Pratten
		Mr. Gibson	Mr. Rodgers
		Mr. Roland Green	Sir Granville Ryrie
		Mr. Hill	Mr. Seabrook
		Sir Neville Howse	Mr. William Watson
		Mr. Hurry	Mr. Watt
		Sir Elliot Johnson	
		Mr. Latham	<i>Tellers :</i>
		Mr. Lister	Mr. Hunter
		Mr. Mackay	Mr. Prowse

And so it was negatived.

Mr. Scullin moved, That the following new clause be added to the Bill :—

9B. Section forty A of the Principal Act is amended by adding at the end thereof the following paragraph :—

"(c) assign to the Board of Reference any matter affecting the harmonious relationship of the parties to any order or award of the Court".

Debate ensued.

Question—That the new clause be added to the Bill—put and negatived.

Mr. Scullin moved, That the following new clause be added to the Bill :—

9c. The Principal Act is amended by inserting after section twenty-two :—

"(3.) Upon a registered organization lodging a claim as to any matter upon which the Court is competent to deal, the Court shall cause such matter to be published in the *Gazette* which shall be deemed to be sufficient notice to the respondents involved in the matter lodged in Court, and the Court will in accordance with any further publication in the *Gazette* fixing a date for the hearing of the matter so lodged thereupon proceed to hear such matter."

Debate ensued.

Question—That the new clause be added to the Bill—put.

The Committee divided—

Ayes, 13.		Noes, 32.	
Mr. Brennan	Mr. Parker Moloney	Mr. Aubrey Abbott	Mr. Marr
Mr. Coleman	Mr. Scullin	Mr. Atkinson	Mr. Maxwell
Mr. Forde	Mr. West	Mr. Bruce	Mr. Nott
Mr. Albert Green		Mr. Donald Cameron	Mr. Earle Page
Mr. Lacey		Mr. Duncan-Hughes	Mr. Thomas Paterson
Mr. Lazzarini	<i>Tellers :</i>	Mr. Grosvenor Francis	Mr. Perkins
Mr. W. Maloney	Mr. Blakeley	Mr. Gardner	Mr. Pratten
Mr. Mathews	Mr. E. C. Riley	Sir John Gellibrand	Mr. Prowse
		Mr. Gibson	Sir Granville Ryrie
		Mr. Hill	Mr. Seabrook
		Sir Neville Howse	Mr. Thompson
		Mr. Hurry	Mr. William Watson
		Sir Elliot Johnson	Mr. Watt
		Mr. Latham	
		Mr. Lister	<i>Tellers :</i>
		Mr. Mackay	Mr. Josiah Francis
		Mr. Mann	Mr. Hunter

And so it was negatived.

Schedule agreed to.

Title agreed to.

Bill to be reported with amendments.

The House resumed ; Mr. Bayley reported accordingly.

Mr. Latham moved, That the Bill be now recommitted to a Committee of the whole House for the reconsideration of Clause 6, as amended.

Question—put and passed.

Mr. Speaker left the Chair, and the House again resolved itself into a Committee of the Whole.

18th June, 1926.

*(In the Committee.)**On recomittal—*

Clause 6—

Mr. Scullin moved, as an amendment, That proposed new section 14B be omitted from the clause.

Question—That the proposed new section proposed to be omitted stand part of the clause—put.

The Committee divided—

Ayes, 32.		Noes, 12.	
Mr. Aubrey Abbott	Mr. Mann	Mr. Brennan	Mr. Mathews
Mr. Atkinson	Mr. Marr	Mr. Coleman	Mr. Scullin
Mr. Bruce	Mr. Nott	Mr. Forde	Mr. West
Mr. Donald Cameron	Mr. Earle Page	Mr. Albert Green	
Mr. Duncan-Hughes	Mr. Thomas Paterson	Mr. Lacey	<i>Tellers :</i>
Mr. Grosvenor Francis	Mr. Perkins	Mr. Lazzarini	Mr. Blakeley
Mr. Gardner	Mr. Pratten	Mr. W. Maloney	Mr. E. C. Riley
Sir John Gellibrand	Mr. Prowse		
Mr. Gibson	Sir Granville Ryrie		
Mr. Gregory	Mr. Seabrook		
Mr. Hill	Mr. Thompson		
Sir Neville Howse	Mr. William Watson		
Mr. Hurry	Mr. Watt		
Sir Elliot Johnson			
Mr. Latham	<i>Tellers :</i>		
Mr. Lister	Mr. Josiah Francis		
Mr. Mackay	Mr. Hunter		

And so it was resolved in the affirmative.

Clause agreed to.

Bill to be reported without further amendment.

The House resumed ; Mr. Bayley reported accordingly.

On the motion of Mr. Latham, the House, by leave, adopted the Reports, and, by leave, the Bill was read a third time.

6. JOINT COMMITTEE OF PUBLIC ACCOUNTS—APPOINTMENT OF MR. AUBREY ABBOTT IN PLACE OF MR. THOMAS PATERSON.—Mr. Bruce (Prime Minister) moved, by leave, That Mr. Thomas Paterson be discharged from attendance on the Joint Committee of Public Accounts and that, in his place, Mr. Aubrey Abbott be appointed a member of the Committee.

Question—put and passed.

7. PAPER.—The following Paper was presented, by command of His Excellency the Governor-General—
Papuan Oilfields—Report for April, 1926, of the Commonwealth Representative.
Ordered to lie on the Table.

8. ADJOURNMENT.—Mr. Bruce (Prime Minister) moved, That the House do now adjourn.
Debate ensued.
Question—put and passed.

And then the House, at twenty-five minutes to five o'clock p.m., adjourned until Wednesday next at three o'clock p.m.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except—
Mr. Anstey, Mr. Bowden, Mr. Malcolm Cameron, Mr. Charlton, Mr. Corser*, Mr. Fenton, Mr. Jackson, Mr. Killen*, Mr. Lambert, Mr. Ley, Mr. Mahony, Mr. Manning, Mr. Marks, Mr. Nelson, Mr. Edward Riley, and Mr. Stewart.

* On leave.

WALTER A. GALE,
Clerk of the House of Representatives.