

1926-27-28.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA,
CANBERRA.

No. 185.

VOTES AND PROCEEDINGS
OF THE
HOUSE OF REPRESENTATIVES.

FRIDAY, 8TH JUNE, 1928.

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. MESSAGE FROM THE GOVERNOR-GENERAL.—CONCILIATION AND ARBITRATION BILL (No. 2) (1927).—The following Message from His Excellency the Governor-General was received, and the same was read by Mr. Speaker :—

STONEHAVEN,
Governor-General.

Message No. 100.

In accordance with the requirements of section 56 of the Constitution of the Commonwealth of Australia, the Governor-General recommends to the House of Representatives that an appropriation of revenue be made for the purposes of a Bill for an Act to amend the *Commonwealth Conciliation and Arbitration Act 1904-1927*.

Admiralty House, Sydney,
7th June, 1928.

Ordered—That the foregoing Message be taken into consideration, in Committee of the whole House, forthwith.

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 1904-1927*.

Question—put and passed.

Resolution to be reported.

The House resumed ; Mr. Watkins reported accordingly.

The said Resolution was read, and, on the motion of Mr. Latham, was adopted by the House.

3. CONCILIATION AND ARBITRATION BILL (No. 2) (1927).—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 14 omitted.

Clause 15 agreed to.

Clause 16—

On the motion of Mr. Latham (Attorney-General), the following amendment was made, after debate :—
Page 5, lines 22-28, omit the proviso to sub-section (4.) of proposed section 19B, insert the following proviso—

“ Provided that the making of a representative order shall not prevent any person from appearing separately, if he so desires, in any proceedings relating to the matter before the Court.”

8th June 1928.

Clause, as amended, agreed to.

Clause 17 postponed until after clause 25.

Clauses 18 to 20 agreed to.

Clause 21 postponed until after clause 22.

Clause 22—

Ordered—That the clause be considered by proposed sections.

Proposed section 25A—

Mr. Latham moved, as an amendment, That the words “ in an industry in relation to hours of work, holidays and general conditions ” (page 6, lines 24–25) be omitted with a view to the insertion of the words “ throughout an industry carried on by employers in relation to hours of work, holidays and general conditions in that industry ” in place thereof.

Debate ensued.

Amendment, by leave, temporarily withdrawn.

Mr. Latham moved, as an amendment, That after “ possible ” (page 6, line 24) the words “ and so far as the Court thinks proper ” be inserted.

Debate continued.

Amendment agreed to.

Mr. Latham again moved, as a further amendment, That the words “ in an industry in relation to hours of work, holidays and general conditions ” (page 6, lines 24–25) be omitted with a view to the insertion of the words “ throughout an industry carried on by employers in relation to hours of work, holidays and general conditions in that industry ” in place thereof.

Amendment agreed to.

Proposed section, as amended, agreed to.

Proposed section 25B debated and agreed to.

Proposed section 25C agreed to.

Proposed section 25D—

Mr. Latham moved, as an amendment, That the following proviso be added to the proposed section :—

“ Provided that this section shall not affect the practice of the Court in fixing the basic wage ”.

Debate ensued.

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

The House resumed ; Mr. Duncan-Hughes reported accordingly.

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

4. MINISTERIAL STATEMENT—INDUSTRIAL DISTURBANCE IN COASTAL SHIPPING INDUSTRY.—Mr. Bruce (Prime Minister), by leave, made a Ministerial Statement regarding the Industrial Disturbance in the Coastal Shipping Industry, and announced that a Proclamation was about to be made under Section 30J of the Crimes Act, declaring that a serious Industrial Disturbance exists. Mr. Scullin (Leader of the Opposition), by leave, also made a Statement with reference to the matter.
5. CONCILIATION AND ARBITRATION BILL (No. 2) (1927).—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 22—

Proposed section 25D—

Debate resumed on the following proposed amendment of Mr. Latham (Attorney-General) :—That the following proviso be added to the proposed section :—

“ Provided that this section shall not affect the practice of the Court in fixing the basic wage ”.

Amendment agreed to.

Question—That the proposed section, as amended, be agreed to—put.

The Committee divided—

Ayes, 26.

Mr. Atkinson	Mr. Killen
Mr. Bruce	Mr. Latham
Mr. Donald Cameron	Mr. Ley
Mr. Malcolm Cameron	Mr. Mackay
Mr. Corser	Mr. Marks
Mr. R. W. Foster	Mr. Marr
Mr. Grosvenor Francis	Mr. Maxwell
Mr. Josiah Francis	Mr. Parsons
Sir John Gellibrand	Mr. Rodgers
Mr. Gibson	Mr. Seabrook
Mr. Hill	
Sir Neville Howse	<i>Tellers:</i>
Mr. Hughes	Mr. Hunter
Mr. Jackson	Mr. Manning

Noes, 20.

Mr. Anstey	Mr. Parker Moloney
Mr. Blakeley	Mr. Edward Riley
Mr. Brennan	Mr. E. C. Riley
Mr. Charlton	Mr. Scullin
Mr. Duncan-Hughes	Mr. Watkins
Mr. Albert Green	Mr. West
Mr. Gullett	Mr. Yates
Mr. Lacey	
Mr. Lazzarini	<i>Tellers:</i>
Mr. W. Maloney	Mr. Fenton
Mr. McGrath	Mr. Makin

And so it was resolved in the affirmative.

8th June, 1928.

Question—That the clause, as amended, be agreed to—put.

The Committee divided—

Ayes, 28.

Mr. Atkinson	Mr. Jackson
Mr. Bruce	Mr. Killen
Mr. Donald Cameron	Mr. Latham
Mr. Malcolm Cameron	Mr. Ley
Mr. Corser	Mr. Mackay
Mr. Duncan-Hughes	Mr. Marks
Mr. R. W. Foster	Mr. Marr
Mr. Grosvenor Francis	Mr. Maxwell
Mr. Josiah Francis	Mr. Parsons
Sir John Gellibrand	Mr. Rodgers
Mr. Gibson	Mr. Seabrook
Mr. Gregory	
Mr. Gullett	<i>Tellers:</i>
Mr. Hill	Mr. Hunter
Sir Neville Howse	Mr. Manning

Noes, 18.

Mr. Anstey	Mr. Edward Riley
Mr. Blakeley	Mr. E. C. Riley
Mr. Brennan	Mr. Scullin
Mr. Charlton	Mr. Watkins
Mr. Albert Green	Mr. West
Mr. Lacey	Mr. Yates
Mr. Lazzarini	
Mr. W. Maloney	<i>Tellers:</i>
Mr. McGrath	Mr. Fenton
Mr. Parker Moloney	Mr. Makin

And so it was resolved in the affirmative.

Postponed clause 21—

Question—That the clause be agreed to—put.

The Committee divided—

Ayes, 28.

Mr. Atkinson	Mr. Jackson
Mr. Bruce	Mr. Killen
Mr. Donald Cameron	Mr. Latham
Mr. Malcolm Cameron	Mr. Ley
Mr. Corser	Mr. Mackay
Mr. Duncan-Hughes	Mr. Marks
Mr. R. W. Foster	Mr. Marr
Mr. Grosvenor Francis	Mr. Maxwell
Mr. Josiah Francis	Mr. Parsons
Sir John Gellibrand	Mr. Rodgers
Mr. Gibson	Mr. Seabrook
Mr. Gregory	
Mr. Gullett	<i>Tellers:</i>
Mr. Hill	Mr. Hunter
Sir Neville Howse	Mr. Manning

Noes, 18.

Mr. Anstey	Mr. Edward Riley
Mr. Blakeley	Mr. E. C. Riley
Mr. Brennan	Mr. Scullin
Mr. Charlton	Mr. Watkins
Mr. Albert Green	Mr. West
Mr. Lacey	Mr. Yates
Mr. Lazzarini	
Mr. W. Maloney	<i>Tellers:</i>
Mr. McGrath	Mr. Fenton
Mr. Parker Moloney	Mr. Makin

And so it was resolved in the affirmative.

Clause 23 debated—

Question—That the clause be agreed to—put.

The Committee divided—

Ayes, 26.

Mr. Atkinson	Mr. Hughes
Mr. Bruce	Mr. Jackson
Mr. Donald Cameron	Mr. Killen
Mr. Malcolm Cameron	Mr. Latham
Mr. Duncan-Hughes	Mr. Mackay
Mr. R. W. Foster	Mr. Marr
Mr. Grosvenor Francis	Mr. Maxwell
Mr. Josiah Francis	Mr. Parsons
Sir John Gellibrand	Mr. Rodgers
Mr. Gibson	Mr. Seabrook
Mr. Gregory	
Mr. Gullett	<i>Tellers:</i>
Mr. Hill	Mr. Hunter
Sir Neville Howse	Mr. Manning

Noes, 18.

Mr. Anstey	Mr. Parker Moloney
Mr. Blakeley	Mr. Edward Riley
Mr. Brennan	Mr. E. C. Riley
Mr. Charlton	Mr. Scullin
Mr. Albert Green	Mr. Watkins
Mr. Lacey	Mr. Yates
Mr. Lazzarini	
Mr. Makin	<i>Tellers:</i>
Mr. W. Maloney	Mr. Fenton
Mr. McGrath	Mr. West

And so it was resolved in the affirmative.

Clause 24 agreed to.

Clause 25 postponed until after clause 26.

Postponed clause 17 further postponed until after clause 26.

Clause 26—

Mr. Latham moved, as an amendment, That after sub-section (1) of proposed section 30A the following sub-section be inserted:—

“(1A.) At least twenty-eight days’ notice of the application shall be given by the applicant to the Attorney-General of the State concerned who shall have the right to appear upon the application.”

Debate ensued.

Amendment agreed to.

8th June, 1928.

On the motion of Mr. Latham, the following further amendment was made :--

Page 7, lines 19-24, omit sub-section (3.) of proposed section 30A.

Question—That the clause, as amended, be agreed to—put.

The Committee divided—

Ayes, 24.

Mr. Atkinson	Mr. Killen
Mr. Donald Cameron	Mr. Latham
Mr. Malcolm Cameron	Mr. Mackay
Mr. Duncan-Hughes	Mr. Marr
Mr. R. W. Foster	Mr. Maxwell
Mr. Grosvenor Francis	Mr. Nott
Sir John Gellibrand	Mr. Parsons
Mr. Gibson	Mr. Rodgers
Mr. Gregory	Mr. Seabrook
Mr. Gullett	
Mr. Hill	<i>Tellers:</i>
Sir Neville Howse	Mr. Hunter
Mr. Jackson	Mr. Manning

Noes, 15.

Mr. Anstey	Mr. Parker Moloney
Mr. Blakeley	Mr. E. C. Riley
Mr. Brennan	Mr. Scullin
Mr. Charlton	Mr. Yates
Mr. Albert Green	
Mr. Lacey	<i>Tellers:</i>
Mr. Lazzarini	
Mr. W. Maloney	Mr. Fenton
Mr. McGrath	Mr. Makin

And so it was resolved in the affirmative.

Postponed clause 17 agreed to.

Postponed clause 25—

Question—That the clause be agreed to—put.

The Committee divided—

Ayes, 24.

Mr. Atkinson	Mr. Killen
Mr. Donald Cameron	Mr. Latham
Mr. Malcolm Cameron	Mr. Mackay
Mr. Duncan-Hughes	Mr. Marr
Mr. R. W. Foster	Mr. Maxwell
Mr. Grosvenor Francis	Mr. Nott
Sir John Gellibrand	Mr. Parsons
Mr. Gibson	Mr. Rodgers
Mr. Gregory	Mr. Seabrook
Mr. Gullett	
Mr. Hill	<i>Tellers:</i>
Sir Neville Howse	Mr. Hunter
Mr. Jackson	Mr. Manning

Noes, 15.

Mr. Anstey	Mr. Parker Moloney
Mr. Blakeley	Mr. E. C. Riley
Mr. Brennan	Mr. Scullin
Mr. Charlton	Mr. Yates
Mr. Albert Green	
Mr. Lacey	<i>Tellers:</i>
Mr. Lazzarini	
Mr. W. Maloney	Mr. Fenton
Mr. McGrath	Mr. Makin

And so it was resolved in the affirmative.

Clause 27—

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

The House resumed ; Mr. Hurry reported accordingly.

Resolved—That the House will, at the next sitting, again resolve itself into the said Committee.

6. LEAVE OF ABSENCE TO MEMBER (MR. ROLAND GREEN).—Mr. Latham (Attorney-General) moved, by leave, That leave of absence for one month be given to the honorable Member for Richmond (Mr. Roland Green) on the ground of ill-health.
Question—put and passed.

7 ALTERATION OF DAY OF NEXT MEETING.—Mr. Latham (Attorney-General) moved, That the House, at its rising, adjourn until to-morrow at eleven o'clock a.m.
Question—put and passed.

8. ADJOURNMENT.—Mr. Latham (Attorney-General) moved, That the House do now adjourn.
Question—put and passed.

And then the House, at fifteen minutes to twelve o'clock midnight, adjourned until to-morrow at eleven o'clock a.m.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except—Mr. Bayley, Mr. Bell, Mr. Bowden*, Mr. Coleman, Mr. Robert Cook, Mr. Forde, Mr. Gardner, Mr. Roland Green*, Mr. Lambert, Mr. Mann, Mr. Thomas Paterson, Mr. Perkins, Mr. Prowse, Mr. Stewart, Mr. Theodore, Mr. Thompson, and Mr. Watt.

* On leave.

E. W. PARKES,
Clerk of the House of Representatives.