

1929-30.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA,
CANBERRA.

VOTES AND PROCEEDINGS

OF THE

HOUSE OF REPRESENTATIVES.

No. 80.

TUESDAY, 29TH JULY, 1930.

1. The House met, at half-past two o'clock p.m., pursuant to adjournment.—Mr. Speaker (the Honorable Norman J. O. Makin) took the Chair, and offered Prayers.
2. TEMPORARY CHAIRMEN OF COMMITTEES.—The following Warrant, nominating additional Temporary Chairmen of Committees, pursuant to Standing Order No. 25, was laid upon the Table by Mr. Speaker :—

The Parliament of the Commonwealth.

HOUSE OF REPRESENTATIVES.

Pursuant to the provisions of the Standing Order numbered 25, I do hereby nominate—

Joseph Benedict Chifley, Esquire,
Josiah Francis, Esquire, and
Richard Valentine Keane, Esquire,

to act as additional Temporary Chairmen of Committees when requested so to do by the Chairman of Committees.

Given under my hand this twenty-ninth day of July, One thousand nine hundred and thirty.

NORMAN J. O. MAKIN,
Speaker.

3. PAPERS.—The following Papers were presented, by command of His Excellency the Governor-General—
The Budget, 1930-31—Papers presented by the Right Honorable J. H. Scullin, P.C., M.P., for the information of honorable Members (containing final information additional to that set out in Parliamentary Paper No. 95, presented to the House on the 9th instant).
Ordered to lie on the Table, and to be printed.
Commissioner-General for the Commonwealth in the United States of America—Report for 1929.
Ordered to lie on the Table.
The following Papers were presented, pursuant to Statute—
New Guinea Act—Ordinances of 1930—
No. 12—Supply (No. 1) 1930-31.
No. 13—Prisons.
No. 14—Companies.
Seat of Government (Administration) Act—Regulations Amended—Statutory Rules 1930, No. 79.
4. MINISTERIAL STATEMENT—COMMONWEALTH LOAN.—Mr. Scullin (Treasurer), by leave, made a Ministerial Statement regarding the result of the recent Commonwealth Loan.
5. POSTPONEMENT OF NOTICES OF MOTION.—Ordered—That the consideration of Notices of Motion, Government Business, be postponed until after Orders of the Day.
6. INCOME TAX ASSESSMENT BILL (1930).—The Order of the Day having been read for the resumption of the debate on the question, That the Bill be now read a second time—
Debate resumed.
Mr. West moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and passed.
Ordered—That the resumption of the debate be made an Order of the Day for a later hour this day.
7. MESSAGE FROM THE SENATE.—POST AND TELEGRAPH RATES BILL (1930).—Mr. Speaker announced the receipt of the following Message from the Senate :—

MR. SPEAKER,

Message No. 39.

The Senate returns to the House of Representatives the Bill for " *An Act to amend the ' Post and Telegraph Rates Act 1902-1924,'* " and acquaints the House that the Senate has agreed to the Bill with the Amendments indicated by the annexed Schedule, in which Amendments the Senate requests the concurrence of the House of Representatives.

WALTER KINGSMILL,
President.

The Senate,
Canberra, 29th July, 1930.

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.

29th July, 1930.

(In the Committee.)

The Committee proceeded to consider the Amendments made by the Senate, which are as follows :—

SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE.

No. 1—Page 2, clause 8, line 43, leave out “ sixteen ”, insert “ twenty ”.

No. 2—Page 2, clause 8, lines 43–4, leave out “ sixteen ”, insert “ twenty ”.

On the motion of Mr. Scullin (Prime Minister), the Amendments were agreed to.

Resolution to be reported.

The House resumed ; Mr. Mackay reported accordingly.

On the motion of Mr. Scullin, the House adopted the Report.

8. INCOME TAX ASSESSMENT BILL (1930).—The Order of the Day having been read for the resumption of the debate on the question, That the Bill be now read a second time—

Debate resumed.

Question—put and passed.—Bill read a second time.

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

(In the Committee.)

Clause 1 agreed to.

Clause 2 debated and agreed to.

Clauses 3 and 4 agreed to.

Clause 5 debated—

Mr. Parkhill moved, as an amendment, That the following paragraph be added to the clause :—

“(s) interest received by a resident of the Commonwealth from Commonwealth Loans, State Loans, and Loans issued by Public Authorities of the Commonwealth shall if such interest would not have been subject to tax under any Act in force prior to the passing of this Act not be subject to tax, unless such securities were acquired by a resident of the Commonwealth after the date of the commencement of this paragraph.”

Debate continued.

Amendment, by leave, withdrawn.

Clause agreed to.

Clause 6 postponed.

Clause 7 agreed to.

Clause 8 debated and agreed to.

Clause 9 debated and agreed to.

Clause 10—

Mr. Earle Page moved, as an amendment, That the words “ inter alia ” (page 10, line 47) be omitted.

Debate ensued.

Amendment negatived.

Mr. Latham moved, as an amendment, That after the word “ nominee ” (page 11, line 14) the words “ other than a *bona fide* transferee for value ” be inserted.

Debate continued.

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

The Committee divided (The Temporary Chairman, Mr. Crouch, in the Chair)—

Ayes, 17.

Noes, 38.

Mr. Bell	Mr. Earle Page	Mr. Anstey	Mr. Lewis
Mr. Donald Cameron	Mr. Parkhill	Mr. Beasley	Mr. Lyons
Mr. Malcolm Cameron	Mr. Thomas Paterson	Mr. Blakeley	Mr. W. Maloney
Mr. Josiah Francis	Mr. Prowse	Mr. Chifley	Mr. Martens
Mr. Gregory	Mr. White	Mr. Culley	Mr. McGrath
Mr. Gullett		Mr. Cunningham	Mr. McNeill
Mr. Latham		Mr. Curtin	Mr. McTiernan
Mr. Mackay	<i>Tellers:</i>	Mr. Cusack	Mr. Parker Moloney
Mr. Morgan	Mr. Bayley	Mr. Eldridge	Mr. Edward Riley
Mr. Nairn	Mr. Hunter	Mr. Fenton	Mr. Riordan
		Mr. Forde	Mr. Rowe
		Mr. Frost	Mr. Scullin
		Mr. Gabb	Mr. Tully
		Mr. Gibbons	Mr. West
		Mr. Albert Green	Mr. Yates
		Mr. Guy	
		Mr. James	
		Mr. Jones	<i>Tellers:</i>
		Mr. Keane	
		Mr. Lacey	Mr. Price
		Mr. Lazzarini	Mr. E. C. Riley

And so it was negatived.

Mr. Latham moved, as an amendment, That after “ shareholder ” (page 11, line 18) the words “ and where the purpose of that shareholder in the transaction is to relieve himself of any liability to which he would have been subject under this Act if he had continued to hold that share ” be inserted.

Debate continued.

Amendment negatived.

29th July, 1930.

Mr. Parkhill moved, as an amendment, That after "Parliament" (page 11, line 24), the following proviso be inserted :—

" Provided that a greater amount of tax shall not be assessable under this sub-section than that which would be payable under either of the following paragraphs :—

- (a) The aggregate amount of tax that would be payable on the Company's income by the persons who are shareholders of the Company if the Company had not been formed.
- (b) The aggregate amount of tax that would be payable on the Company's income by the Company and the individuals assuming that a reasonable salary was paid to those persons who are shareholders of the Company."

Debate continued.

Amendment negatived.

Debate continued.

Question—That the clause be agreed to—put.

The Committee divided (The Temporary Chairman, Mr. Crouch, in the Chair)—

Ayes, 40.

Mr. Anstey	Mr. Lewis
Mr. Beasley	Mr. Long
Mr. Blakeley	Mr. Lyons
Mr. Chifley	Mr. W. Maloney
Mr. Culley	Mr. Martens
Mr. Cunningham	Mr. McGrath
Mr. Curtin	Mr. McNeill
Mr. Cusack	Mr. McTiernan
Mr. Eldridge	Mr. Parker Moloney
Mr. Fenton	Mr. Edward Riley
Mr. Forde	Mr. Riordan
Mr. Frost	Mr. Rowe
Mr. Gabb	Mr. Scullin
Mr. Gibbons	Mr. Tully
Mr. Albert Green	Mr. West
Mr. Guy	Mr. Yates
Mr. Holloway	
Mr. James	
Mr. Jones	<i>Tellers:</i>
Mr. Keane	
Mr. Lacey	Mr. Price
Mr. Lazzarini	Mr. E. C. Riley

Noes, 17.

Mr. Bell	Mr. Earle Page
Mr. Donald Cameron	Mr. Parkhill
Mr. Malcolm Cameron	Mr. Thomas Paterson
Mr. Josiah Francis	Mr. Prowse
Mr. Gregory	Mr. White
Mr. Gullett	
Mr. Latham	<i>Tellers:</i>
Mr. Mackay	
Mr. Morgan	Mr. Bayley
Mr. Nairn	Mr. Hunter

And so it was resolved in the affirmative.

Clauses 11 and 12 postponed.

Clause 13 debated and agreed to.

Clause 14 debated and postponed.

Clauses 15, 16 and 17 agreed to.

Clause 18 debated and agreed to.

Clause 19 debated and negatived.

Clause 20 negatived.

Clause 21 debated and agreed to.

Clause 22 postponed.

Clause 23 debated and postponed.

Clause 24 postponed.

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

The House resumed ; Mr. McGrath reported accordingly.

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

9. ADJOURNMENT.—Mr. Scullin (Prime Minister) moved, That the House do now adjourn.

Question—put and passed.

And then the House, at five minutes past ten o'clock p.m., adjourned until to-morrow at half-past two o'clock p.m.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except—Mr. Brennan, Mr. Coleman*, Mr. Hawker, Mr. Hill, Mr. Killen*, Mr. Mathews*, Mr. Maxwell, Mr. Stewart, and Mr. Theodore.

* On leave.

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