

1929-30.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA,
CANBERRA.

VOTES AND PROCEEDINGS

OF THE

HOUSE OF REPRESENTATIVES.

No. 94.

THURSDAY, 13TH NOVEMBER, 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. PRIVILEGE.—Mr. Latham (Leader of the Opposition) raised a question of Privilege, and intimated that he proposed to move, That in the interests of the honour and dignity of Parliament the honorable Member for Dalley (Mr. Theodore) be suspended from the service of the House until further order of the House.

Points of Order—Speaker's Ruling.—Mr. Crouch raised two points of order: firstly, that the suspension of a Member under the circumstances was not a matter of privilege, and secondly, that as certain legal proceedings had been initiated against the honorable Member for Dalley, the conduct of that honorable Member was *sub judice*.

On the second point of order, Mr. Latham assured the House that he did not intend to refer to any questions of fact which may have to be determined by any judicial tribunal in connexion with legal proceedings now pending.

Mr. Speaker said :—“ I find on page 260 of *May*, this reference :—

‘ A motion was brought forward based on charges brought by the *Times* newspaper. The motion was ruled not to be a motion of privilege because it was not a matter requiring immediate consideration, and because the charges did not touch the conduct of Members in the House.’

“ I have also consulted the debates of the British House of Commons of the 22nd February, 1887, when Mr. Speaker, the Right Honorable A. W. Peel, gave a decision which has a real bearing on the case before us at present. His words were—

‘ My attention has been called only a short time ago to the article to which the honorable Baronet refers; but, however grave the charges and imputations made in that article may be, I do not think it is a case of privilege. It has been the practice of this House to restrain privilege under great limitations and conditions; and these restrictions and limitations have been, in my opinion, very wisely imposed by the House upon itself. The rule is that, when imputations are made, in order to raise a case of privilege the imputation must refer to the action of honorable Members in the discharge of their duties in the actual transaction of the business of this House.’

“ After what I have heard from the Leader of the Opposition, and in view of the opinions which I have read, I rule that the motion is out of order on the ground that it is claimed to be one of Privilege.”

3. PAPERS.—The following Papers were presented, by command of His Excellency the Governor-General—
Tariff Board—Reports and Recommendations—

Blankets, Rugs, &c.

Bolts, Nuts, Rivets, and Metal Washers, n.e.i., Raildogs or Brobs and Fishbolts.

Clocks and Movements—Electrically controlled.

“ Corsets ”—Deletion of the word from Item 420 of the Customs Tariff 1921-28.

Deck Spikes.

Flannel.

Fruit and Vegetables, n.e.i.

Gears, Wheels, Pinions and other parts for replacement purposes in motor cars.

Kinematographs, n.e.i.

Meats, Poultry, Game and Soup.

Pickles, Sauces, Chutney, Olives and Capers.

Prunes.

Pumps and Pumping Units of the type used for vending petrol.

Quilts—Feather or Down.

Rice.

Rubber Garden Hose.

Watches—Gold and Silver Wristlet.

Severally ordered to lie on the Table, and to be printed.

13th November, 1930.

The following Papers were presented, pursuant to Statute—

Defence Act—Regulations Amended—Statutory Rules 1930, Nos. 120, 130.

Naval Defence Act—Regulations Amended—Statutory Rules 1930, Nos. 124, 125.

War Service Homes Act—Report of the War Service Homes Commission, for year ended 30th June, 1930, together with Statements and Balance-sheet.

4. SUPPLY ["GRIEVANCE DAY"].—Pursuant to the provisions of Standing Order No. 241, the Order of the Day having been read for going into the Committee of Supply—

Question proposed—That Mr. Speaker do now leave the Chair.

Debate ensued.

Mr. Fenton (Acting Prime Minister) moved, That the debate be now adjourned.

Question—put.

The House divided (The Speaker, Mr. Makin, in the Chair)—

Ayes, 39.

Mr. Anstey	Mr. Lazzarini
Mr. Beasley	Mr. Lewis
Mr. Blakeley	Mr. Long
Mr. Chifley	Mr. Lyons
Mr. Crouch	Mr. W. Maloney
Mr. Culley	Mr. Martens
Mr. Cunningham	Mr. Mathews
Mr. Curtin	Mr. McNeill
Mr. Cusack	Mr. McTiernan
Mr. Eldridge	Mr. Edward Riley
Mr. Fenton	Mr. Riordan
Mr. Forde	Mr. Rowe
Mr. Frost	Mr. Theodore
Mr. Gabb	Mr. Tully
Mr. Gibbons	Mr. Watkins
Mr. Albert Green	Mr. Yates
Mr. Holloway	
Mr. Hughes	
Mr. Jones	
Mr. Keane	
Mr. Lacey	

Tellers:

Mr. Price
Mr. E. C. Riley

Noes, 27.

Mr. Bell	Mr. Maxwell
Mr. Donald Cameron	Mr. Morgan
Mr. Malcolm Cameron	Mr. Nairn
Mr. Bernard Corser	Mr. Earle Page
Mr. Josiah Francis	Mr. Parkhill
Mr. Gardner	Mr. Thomas Paterson
Mr. Roland Green	Mr. Prowse
Mr. Gregory	Mr. Stewart
Mr. Gullett	Mr. Thompson
Mr. Hawker	Mr. White
Mr. Hill	
Mr. Killen	
Mr. Latham	
Mr. Mackay	
Mr. Marks	

Tellers:

Mr. Bayley
Mr. Hunter

And so it was resolved in the affirmative.

Mr. Fenton moved, That the House will, at a later hour this day, resolve itself into the said Committee. Debate ensued.

Closure.—Mr. Fenton moved, That the question be now put.

Question—That the question be now put—put.

The House divided (The Speaker, Mr. Makin, in the Chair)—

Ayes, 37.

Mr. Anstey	Mr. Lazzarini
Mr. Beasley	Mr. Lewis
Mr. Blakeley	Mr. Long
Mr. Chifley	Mr. Lyons
Mr. Crouch	Mr. W. Maloney
Mr. Culley	Mr. Martens
Mr. Cunningham	Mr. Mathews
Mr. Curtin	Mr. McNeill
Mr. Cusack	Mr. McTiernan
Mr. Eldridge	Mr. Edward Riley
Mr. Fenton	Mr. Riordan
Mr. Forde	Mr. Rowe
Mr. Frost	Mr. Theodore
Mr. Gabb	Mr. Tully
Mr. Gibbons	Mr. Yates
Mr. Albert Green	
Mr. Holloway	
Mr. Jones	
Mr. Keane	
Mr. Lacey	

Tellers:

Mr. Price
Mr. E. C. Riley

Noes, 28.

Mr. Bell	Mr. Marks
Mr. Donald Cameron	Mr. Maxwell
Mr. Malcolm Cameron	Mr. Morgan
Mr. Bernard Corser	Mr. Nairn
Mr. Josiah Francis	Mr. Earle Page
Mr. Gardner	Mr. Parkhill
Mr. Roland Green	Mr. Thomas Paterson
Mr. Gregory	Mr. Prowse
Mr. Gullett	Mr. Stewart
Mr. Hawker	Mr. Thompson
Mr. Hill	Mr. White
Mr. Hughes	
Mr. Killen	
Mr. Latham	
Mr. Mackay	

Tellers:

Mr. Bayley
Mr. Hunter

And so it was resolved in the affirmative.

And the question—That the House will, at a later hour this day, resolve itself into the said Committee—was put accordingly, and passed.

5. FINANCIAL STATEMENT BY ACTING TREASURER—MOTION FOR PRINTING PAPER.—The Order of the Day having been read for the resumption of the debate on the following motion of Mr. Lyons (Acting Treasurer), That the Paper [*presented on the 5th instant*], viz. :—

Financial Statement by the Honorable J. A. Lyons, Postmaster-General and Acting Treasurer—be printed, and upon the amendment moved thereto by Mr. Latham, viz. :—That all the words after "That" be omitted and the following words be inserted in place thereof:—"the Government should introduce proposals more closely in accord with the agreement made by the Prime Minister with the Premiers of the States on 21st August last at Melbourne"—

Debate continued.

Mr. Hughes addressing the House and not having concluded his speech at the termination of the time allowed by Standing Order No. 257A—the Right Honorable Member was given leave to continue his speech.

Debate continued.

Mr. Josiah Francis 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 the next sitting.

6. AIRSHIP R.101 DISASTER—RESOLUTION OF SYMPATHY—ACKNOWLEDGMENT.—Mr. Speaker informed the House that he had received the following acknowledgment from the Prime Minister of Great Britain of the Resolution of sympathy agreed to on the 5th instant :—

On behalf of His Majesty's Government in the United Kingdom, I tender to the House of Representatives of the Commonwealth of Australia sincere thanks for their resolution of sympathy on the loss of the Airship R.101 which I know will be keenly appreciated by the relatives of those who lost their lives in the disaster.

7. ADJOURNMENT.—Mr. Fenton (Acting Prime Minister) moved, That the House do now adjourn.

Debate ensued.

Question—put and passed.

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

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except—Mr. Brennan, Mr. Coleman, Mr. Guy, Mr. James, Mr. McGrath, Mr. Parker Moloney, Mr. Scullin, and Mr. West.

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