

1937.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA,
CANBERRA.

VOTES AND PROCEEDINGS

OF THE

HOUSE OF REPRESENTATIVES.

No. 23.

WEDNESDAY, 15TH SEPTEMBER, 1937.

1. The House met, at half-past two o'clock p.m., pursuant to adjournment.—Mr. Speaker (the Honorable G. J. Bell) took the Chair, and read Prayers.

2. MINISTERIAL STATEMENT—PACIFIC SHIPPING.—Mr. Lyons (Prime Minister), by leave, made a Ministerial Statement indicating the financial measures in which the Commonwealth Government is prepared to co-operate to enable two new ships to be built for the purpose of maintaining British liner shipping in the Pacific.

3. PAPERS.—The following Papers were presented, pursuant to Statute—
Iron and Steel Products Bounty Act—Return for year 1936-37.
Science and Industry Research Act—Eleventh Annual Report of Council for year 1936-37.

4. PUBLIC SERVICE BILL (1937).—Mr. Earle Page (Minister for Commerce) moved, pursuant to notice, That he have leave to bring in a Bill for an Act to amend the *Commonwealth Public Service Act 1922-1936* in relation to the Recognition of certain prior Service as Commonwealth Service.

Question—put and passed.

Mr. Earle Page then brought up the Bill accordingly, and moved, That it be now read a first time.

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

Mr. Earle Page moved, by leave, That the Bill be now read a second time.

Debate ensued.

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.*)

Bill, by leave, taken as a whole, and agreed to.

Bill to be reported without amendment.

The House resumed; Mr. Prowse reported accordingly.

On the motion of Mr. Earle Page, the House adopted the Report, and, by leave, the Bill was read a third time.

5. DAIRY PRODUCE EXPORT CHARGES BILL (1937).—The Order of the Day having been read for the second reading—Mr. Thorby (Assistant Minister for Commerce) moved, That the Bill be now read a second time.

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.*)

Bill, by leave, taken as a whole, and agreed to.

Bill to be reported without amendment.

The House resumed; Mr. Prowse reported accordingly.

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

6. WINE GRAPES CHARGES BILL (1937).—The Order of the Day having been read for the second reading—Mr. Thorby (Assistant Minister for Commerce) moved, That the Bill be now read a second time.

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.*)

Bill, by leave, taken as a whole, and agreed to.

Bill to be reported without amendment.

The House resumed; Mr. Prowse reported accordingly.

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

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7. THERAPEUTIC SUBSTANCES BILL.—The Order of the Day having been read for the second reading—
Mr. Hughes (Minister for Health) moved, That the Bill be now read a second time.
Debate ensued.
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.)

Bill, by leave, taken as a whole, and agreed to.
Bill to be reported without amendment.

The House resumed ; Mr. Prowse reported accordingly.
On the motion of Mr. Hughes, the House adopted the Report, and, by leave, the Bill was read a third time.

8. AMENDMENT OF STANDING ORDERS.—ELECTION OF SPEAKER.—Mr. Menzies (Attorney-General) moved, by leave, That Standing Orders Nos. 7 to 13 be repealed and the following new Standing Order, recommended by the Standing Orders Committee in its Report, be adopted in place thereof :—

7. The election of Speaker shall be conducted in the following manner :—

- (a) At the opening of Parliament, after the Members present have been sworn, or whenever the office of Speaker becomes vacant, a Member, A Member proposed as Speaker. addressing himself to the Clerk, shall propose some Member, then present, to the House for their Speaker, and move that such Member " Do take the Chair of this House as Speaker ", which motion shall be seconded. A Member when proposed and seconded shall inform the House whether he accepts nomination.
- (b) The Clerk shall then ask " Is there any further proposal ? ", and if, If unopposed, elected. within two minutes thereafter, there is no further proposal, the Clerk shall say " The time for proposals has expired ". No Member may then address the House or propose any other Member, and the Clerk shall, without question put, declare the Member so proposed and seconded to have been elected as Speaker, and such Member shall be conducted to the Chair by his proposer and seconder, and shall take the Chair of the House as Speaker.
- (c) If more than one Member is proposed as Speaker the Clerk shall, after the second proposal and after each subsequent proposal (if any) is made and seconded, ask " Is there any further proposal ? ", and if, within two minutes thereafter, there is no further proposal, the Clerk shall say " The time for proposals has expired ". When two or more Members proposed.
- (d) When the time for proposals has expired, debate may ensue, but it shall be relevant to the election. Debate.
- (e) No Member shall speak for more than five minutes. Limitation of Speech.
- (f) At any time during the debate a Motion may be made by a Minister rising in his place, and without notice, and whether any other Member is addressing the Chair or not " That the Question be now put ". Closure.

The Clerk shall then put the question, without debate, " That the Question be now put ". In the event of the numbers being equal the Question shall be decided in the negative.

Upon the carrying of the Question " That the Question be now put ", or upon the cessation of the debate otherwise, the election shall be proceeded with as provided in this Standing Order.

- (g) Before the House proceeds to a ballot the bells shall be rung as in a Division. Bells to be rung before ballot.
- (h) When only two Members are proposed and seconded as Speaker, each Member shall deliver to the Clerk a ballot-paper in writing, containing the name of the candidate for whom he votes ; and the candidate who has the greater number of votes shall be the Speaker, and be conducted to the Chair. Mode of decision between candidates.
- (i) When more than two Members are so proposed and seconded, the votes shall be taken in like manner, and the Member who has the greatest number of votes shall be the Speaker, provided he has also a majority of the votes of the Members present ; but if no candidate has such majority, the name of the candidate having the smallest number of votes shall be excluded from subsequent ballots, and a fresh ballot shall take place ; and this shall be done as often as necessary, until one candidate is declared to be elected as Speaker by such majority, when such Member shall be conducted to the Chair. Mode of decision where more than two candidates.
- (j) If at any ballot it is impossible by reason of the equality of votes to determine which name shall be excluded from subsequent ballots, a special ballot shall take place at which there shall be submitted only the names of those candidates who have received equal votes. At such special ballot each member shall write on his ballot-paper only the name of the candidate he wishes to retain. The candidate whose name appears upon the smallest number of ballot-papers shall then be excluded from subsequent ballots. Equality of votes.
- (k) At any time after the result of the first ballot is declared, but before the commencement of the second or other subsequent ballot, a candidate may withdraw his name from the election which shall then proceed as if he had not been nominated. Candidate may withdraw.

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- (l) If by reason of equality of votes a ballot or special ballot is rendered inconclusive, the Clerk shall so declare, and unless by a withdrawal another ballot or (as the case may be) another special ballot is rendered unnecessary, he shall cause such other ballot or special ballot to be taken. If after the counting of votes the equality continues he shall so declare. Thereupon the sitting shall be suspended for 30 minutes and when the House re-assembles the votes shall be taken again, unless this is rendered unnecessary by a withdrawal.
- (m) Whenever at any stage a withdrawal leaves only one candidate remaining he shall without further voting, be declared elected as Speaker, and shall then be conducted to the Chair. Inconclusive ballot.
One candidate remaining.
- (n) Having been conducted to the Chair, the Member elected returns his acknowledgments to the House for the honour conferred upon him, and thereupon sits down in the Chair, and then the Mace (which before lay under the Table) shall be laid upon the Table. Mr. Speaker takes Chair, and Mace is laid upon Table.
- (o) The Speaker having been congratulated, a Minister shall inform the House at what time the Governor-General will be pleased to receive the House for the purpose of presenting the Speaker to His Excellency, and the sitting of the House shall then be suspended until that time. Presentation of Speaker to Governor-General.
- (p) Before proceeding to any business, the Speaker, with the House, shall present himself to the Governor-General; and, on returning, shall pass through the Chamber, and, having resumed the Chair, shall report his presentation to the Governor-General. Speaker presents himself to Governor-General.

Debate ensued.

Mr. Beasley addressing the House and not having concluded his speech at the termination of the time allowed by Standing Order No. 257B—

Mr. Gander moved, That the honorable Member have leave to continue his speech.

Question—put.

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

Ayes, 18.

Mr. Baker	Mr. James
Mr. Barnard	Mr. G. W. Mahoney
Mr. Beasley	Mr. Rosevear
Mr. Blackburn	Mr. Scullin
Mr. Brennan	Mr. Scully
Mr. Clark	Mr. D. O. Watkins
Mr. Forde	
Mr. Frost	<i>Tellers:</i>
Mr. Garden	Mr. Gander
Mr. Holloway	Mr. George Lawson

Noes, 28.

Mr. A. G. Cameron	Mr. Nairn
Sir Donald Cameron	Mr. Earle Page
Mr. Casey	Sir Archdale Parkhill
Mr. J. V. Fairbairn	Mr. Thomas Paterson
Sir Henry Gullett	Mr. Price
Mr. E. F. Harrison	Mr. Prowse
Mr. Holt	Mr. Stacey
Mr. Hughes	Sir Frederick Stewart
Mr. Hunter	Mr. Street
Mr. Hutchinson	Mr. Thorby
Mr. Lane	Mr. White
Sir Charles Marr	
Mr. McClelland	<i>Tellers:</i>
Mr. McEwen	Mr. Gardner
Mr. Menzies	Mr. Thompson

And so it was negatived.

Debate continued.

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

Mr. Holt asked leave to withdraw the motion.

Objection being raised, leave not granted.

Question—That the question be now put—put and negatived.

Debate continued.

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

Question—That the question be now put—put.

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

Ayes, 27.

Mr. A. G. Cameron	Mr. Earle Page
Sir Donald Cameron	Sir Archdale Parkhill
Mr. Casey	Mr. Thomas Paterson
Mr. J. V. Fairbairn	Mr. Price
Mr. E. F. Harrison	Mr. Prowse
Mr. Holt	Mr. Stacey
Mr. Hughes	Sir Frederick Stewart
Mr. Hunter	Mr. Street
Mr. Hutchinson	Mr. Thorby
Mr. Lane	Mr. White
Sir Charles Marr	
Mr. McClelland	<i>Tellers:</i>
Mr. McEwen	Mr. Gardner
Mr. Menzies	Mr. Thompson
Mr. Nairn	

Noes, 17.

Mr. Baker	Mr. G. W. Mahoney
Mr. Barnard	Mr. Rosevear
Mr. Beasley	Mr. Scullin
Mr. Blackburn	Mr. Scully
Mr. Brennan	Mr. D. O. Watkins
Mr. Drakeford	
Mr. Forde	<i>Tellers:</i>
Mr. Frost	Mr. Gander
Mr. Garden	Mr. George Lawson
Mr. Holloway	

And so it was resolved in the affirmative.

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And the question—That the motion be agreed to—being accordingly put—
The House divided (The Speaker, Mr. Bell, in the Chair)—

Ayes, 30.

Mr. Blackburn	Mr. Nairn
Mr. A. G. Cameron	Mr. Earle Page
Sir Donald Cameron	Sir Archdale Parkhill
Mr. Casey	Mr. Thomas Paterson
Mr. J. V. Fairbairn	Mr. Price
Sir Henry Gullett	Mr. Prowse
Mr. E. F. Harrison	Mr. Scullin
Mr. Holt	Mr. Stacey
Mr. Hughes	Sir Frederick Stewart
Mr. Hunter	Mr. Street
Mr. Hutchinson	Mr. Thorby
Mr. Lane	Mr. White
Sir Charles Marr	
Mr. McClelland	<i>Tellers:</i>
Mr. McEwen	Mr. Gardner
Mr. Menzies	Mr. Thompson

Noes, 16.

Mr. Baker	Mr. James
Mr. Barnard	Mr. G. W. Mahoney
Mr. Beasley	Mr. Rosevear
Mr. Brennan	Mr. Scully
Mr. Drakeford	Mr. D. O. Watkins
Mr. Forde	
Mr. Frost	<i>Tellers:</i>
Mr. Garden	Mr. Gander
Mr. Holloway	Mr. George Lawson

And so it was resolved in the affirmative.

9. MESSAGES FROM THE SENATE.—Mr. Speaker announced the receipt of the following Messages from the Senate:—

[*National Oil Proprietary Limited Agreement Bill*]

MR. SPEAKER,

The Senate returns to the House of Representatives the Bill for "*An Act to approve an Agreement made between the Commonwealth of Australia of the First Part, the State of New South Wales of the Second Part, and National Oil Proprietary Limited of the Third Part, and for other purposes*", and acquaints the House that the Senate has agreed to the Bill without amendment.

BURFORD SAMPSON,
Deputy-President.

The Senate,
Canberra, 15th September, 1937.

[*Superannuation Bill (1937)*]

MR. SPEAKER,

The Senate returns to the House of Representatives the Bill for "*An Act to amend the 'Superannuation Act 1922-1934'*", and acquaints the House that the Senate has agreed to the Bill without amendment.

BURFORD SAMPSON,
Deputy-President.

The Senate,
Canberra, 15th September, 1937.

[*Australian Soldiers' Repatriation Bill (No. 2) (1937)*]

MR. SPEAKER,

The Senate returns to the House of Representatives the Bill for "*An Act to amend sections twenty and twenty-one of the 'Australian Soldiers' Repatriation Act 1920-1937'*", and acquaints the House that the Senate has agreed to the Bill without amendment.

BURFORD SAMPSON,
Deputy-President.

The Senate,
Canberra, 15th September, 1937.

[*War Service Homes Bill (1937)*]

MR. SPEAKER,

The Senate returns to the House of Representatives the Bill for "*An Act to amend sections nine and fifteen of the 'War Service Homes Act 1918-1935'*", and acquaints the House that the Senate has agreed to the Bill without amendment.

BURFORD SAMPSON,
Deputy-President.

The Senate,
Canberra, 15th September, 1937.

[*High Commissioner Bill (1937)*]

MR. SPEAKER,

The Senate returns to the House of Representatives the Bill for "*An Act to repeal section eight and amend section nine of the 'High Commissioner Act 1909'*", and acquaints the House that the Senate has agreed to the Bill without amendment.

BURFORD SAMPSON,
Deputy-President.

The Senate,
Canberra, 15th September, 1937.

[*Science and Industry Research Bill (1937)*]

MR. SPEAKER,

The Senate returns to the House of Representatives the Bill for "*An Act to amend the 'Science and Industry Research Act 1920-1926' and for other purposes*", and acquaints the House that the Senate has agreed to the Bill without amendment.

BURFORD SAMPSON,
Deputy-President.

The Senate,
Canberra, 15th September, 1937.

15th September, 1937.

10. ALTERATION OF DAY OF NEXT MEETING.—Mr. Lyons (Prime Minister) moved, That the House, at its rising, adjourn until Wednesday next at three o'clock p.m.
Question—put and passed.

Suspension of Sitting.—At fifteen minutes to five o'clock p.m., Mr. Speaker left the Chair.

Resumption of Sitting.—At five minutes past six o'clock p.m., Mr. Speaker resumed the Chair.

11. MESSAGES FROM THE SENATE.—Mr. Speaker announced the receipt of the following Messages from the Senate:—

[*States Grants (Fertilizer) Bill*]—

MR. SPEAKER,

Message No. 34.

The Senate returns to the House of Representatives the Bill for "*An Act to provide for Financial Assistance to the States in the making of Payments to Primary Producers, and for other purposes*", and acquaints the House that the Senate has agreed to the Bill without amendment.

BURFORD SAMPSON,
Deputy-President.

The Senate,
Canberra, 15th September, 1937.

[*Defence Equipment Bill (1937)*]—

MR. SPEAKER,

Message No. 35.

The Senate returns to the House of Representatives the Bill for "*An Act to amend the Defence Equipment Act 1928*", and acquaints the House that the Senate has agreed to the Bill without amendment.

BURFORD SAMPSON,
Deputy-President.

The Senate,
Canberra, 15th September, 1937.

[*Customs Tariff Validation Bill (1937)*]—

MR. SPEAKER,

Message No. 36.

The Senate returns to the House of Representatives the Bill for "*An Act to provide for the Validation of Collections of Duties of Customs under Customs Tariff Proposals*", and acquaints the House that the Senate has agreed to the Bill without requests.

BURFORD SAMPSON,
Deputy-President.

The Senate,
Canberra, 15th September, 1937.

[*Customs Tariff (Exchange Adjustment) Validation Bill (1937)*]—

MR. SPEAKER,

Message No. 37.

The Senate returns to the House of Representatives the Bill for "*An Act to provide for the Validation of Adjustments in Duties of Customs under Customs Tariff (Exchange Adjustment) Proposals*", and acquaints the House that the Senate has agreed to the Bill without amendment.

BURFORD SAMPSON,
Deputy-President.

The Senate,
Canberra, 15th September, 1937.

[*Customs Tariff (Canadian Preference) Validation Bill (1937)*]—

MR. SPEAKER,

Message No. 38.

The Senate returns to the House of Representatives the Bill for "*An Act to provide for the Validation of Collections of Duties of Customs under Customs Tariff (Canadian Preference) Proposals*", and acquaints the House that the Senate has agreed to the Bill without requests.

BURFORD SAMPSON,
Deputy-President.

The Senate,
Canberra, 15th September, 1937.

[*Excise Tariff Validation Bill (1937)*]—

MR. SPEAKER,

Message No. 39.

The Senate returns to the House of Representatives the Bill for "*An Act to provide for the Validation of Collections of Duties of Excise under Excise Tariff Proposals*", and acquaints the House that the Senate has agreed to the Bill without requests.

BURFORD SAMPSON,
Deputy-President.

The Senate,
Canberra, 15th September, 1937.

[*Papua and New Guinea Bounties Bill (1937)*]—

MR. SPEAKER,

Message No. 40.

The Senate returns to the House of Representatives the Bill for "*An Act to provide for the Payment of Bounties on certain Goods the Produce or Manufacture of the Territory of Papua and on certain Goods the Produce or Manufacture of the Territory of New Guinea*", and acquaints the House that the Senate has agreed to the Bill without amendment.

BURFORD SAMPSON,
Deputy-President.

The Senate,
Canberra, 15th September, 1937.

15th September, 1937.

[*Apple and Pear Bounty Bill (1937)*—

MR. SPEAKER,

Message No. 41.

The Senate returns to the House of Representatives the Bill for "*An Act to provide for the Payment of a Bounty on the Export of Apples and Pears from the Commonwealth*", and acquaints the House that the Senate has agreed to the Bill without amendment.

The Senate,
Canberra, 15th September, 1937.

BURFORD SAMPSON,
Deputy-President.

[*States Grants (Youth Employment) Bill*—

MR. SPEAKER,

Message No. 42.

The Senate returns to the House of Representatives the Bill for "*An Act to grant and apply out of the Consolidated Revenue Fund a sum for the purposes of Financial Assistance to the States*", and acquaints the House that the Senate has agreed to the Bill without amendment.

The Senate,
Canberra, 15th September, 1937.

BURFORD SAMPSON,
Deputy-President.

[*Citrus Fruits Bounty Bill*—

MR. SPEAKER,

Message No. 43.

The Senate returns to the House of Representatives the Bill for "*An Act to provide for the Payment of a Bounty on the Export of Citrus Fruits from the Commonwealth during the year One thousand nine hundred and thirty-seven*", and acquaints the House that the Senate has agreed to the Bill without amendment.

The Senate,
Canberra, 15th September, 1937.

BURFORD SAMPSON,
Deputy-President.

[*Wine Grapes Charges Bill (1937)*—

MR. SPEAKER,

Message No. 44.

The Senate returns to the House of Representatives the Bill for "*An Act to amend the 'Wine Grapes Charges Acts 1929'*", and acquaints the House that the Senate has agreed to the Bill without amendment.

The Senate,
Canberra, 15th September, 1937.

BURFORD SAMPSON,
Deputy-President.

[*Dairy Produce Export Charges Bill (1937)*—

MR. SPEAKER,

Message No. 45.

The Senate returns to the House of Representatives the Bill for "*An Act to amend the 'Dairy Produce Export Charges Act 1924-1929' and for other purposes*", and acquaints the House that the Senate has agreed to the Bill without amendment.

The Senate,
Canberra, 15th September, 1937.

BURFORD SAMPSON,
Deputy-President.

[*Public Service Bill (1937)*—

MR. SPEAKER,

Message No. 46.

The Senate returns to the House of Representatives the Bill for "*An Act to amend the 'Commonwealth Public Service Act 1922-1936' in relation to the Recognition of certain prior Service as Commonwealth Service*", and acquaints the House that the Senate has agreed to the Bill without amendment.

The Senate,
Canberra, 15th September, 1937.

BURFORD SAMPSON,
Deputy-President.

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

Debate ensued.

Question—put and passed.

And then the House, at twenty-five minutes to seven 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. Thomas
• Collins, Mr. Bernard Corser, Mr. Curtin, Mr. Fadden, Mr. Fiskin, Mr. Josiah Francis, Mr. Albert Green, Mr. Roland Green, Mr. Gregory, Mr. Hawker, Mr. Lazzarini, Mr. Makin, Mr. W. Maloney, Mr. Martens, Mr. McBride, Mr. Mulcahy, Mr. Nock, Mr. William Riordan, Mr. Scholfield, and Mr. Ward.

F. C. GREEN,
Clerk of the House of Representatives.

1937.

MESSAGES FROM HIS EXCELLENCY THE GOVERNOR-GENERAL.

The following Messages from His Excellency the Governor-General were received after the adjournment of the House on the 15th September, 1937 :—

ASSENT TO BILLS.

GOWRIE,

Governor-General.

Message No. 30.

Proposed Laws intituled :—

- “ *Dairy Produce Export Control Act 1937* ”
- “ *Dried Fruits Export Control Act 1937* ”
- “ *Therapeutic Substances Act 1937* ”

as finally passed by the Senate and the House of Representatives of the Commonwealth, having been presented to the Governor-General for the Royal Assent, His Excellency has, in the name and on behalf of His Majesty, assented to the said Laws.

Government House,

Canberra, 16th September, 1937.

GOWRIE,

Governor-General.

Message No. 31.

Proposed Laws intituled :—

- “ *National Oil Proprietary Limited Agreement Act 1937* ”
- “ *Australian Soldiers' Repatriation Act (No. 2) 1937* ”
- “ *War Service Homes Act 1937* ”
- “ *High Commissioner Act 1937* ”
- “ *Science and Industry Research Act 1937* ”
- “ *Superannuation Act 1937* ”
- “ *States Grants (Fertilizer) Act 1937* ”
- “ *Defence Equipment Act 1937* ”
- “ *Customs Tariff Validation Act 1937* ”
- “ *Customs Tariff (Exchange Adjustment) Validation Act 1937* ”
- “ *Customs Tariff (Canadian Preference) Validation Act 1937* ”
- “ *Excise Tariff Validation Act 1937* ”
- “ *Papua and New Guinea Bounties Act 1937* ”
- “ *Apple and Pear Bounty Act 1937* ”
- “ *States Grants (Youth Employment) Act 1937* ”
- “ *Citrus Fruits Bounty Act 1937* ”
- “ *Wine Grapes Charges Act 1937* ”
- “ *Dairy Produce Export Charges Act 1937* ”
- “ *Commonwealth Public Service Act 1937* ”

as finally passed by the Senate and the House of Representatives of the Commonwealth, having been presented to the Governor-General for the Royal Assent, His Excellency has, in the name and on behalf of His Majesty, assented to the said Laws.

Government House.

Canberra, 16th September, 1937.