

1937-38.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA,
CANBERRA.

VOTES AND PROCEEDINGS
OF THE
HOUSE OF REPRESENTATIVES.

No. 55.

THURSDAY, 3RD NOVEMBER, 1938.

1. The House met, at eleven o'clock a.m., pursuant to adjournment.—Mr. Speaker (the Honorable G. J. Bell) took the Chair, and read Prayers.
2. STATEMENT BY MEMBER.—Mr. Menzies (Attorney-General), by leave, made a Statement with respect to an article appearing in to-day's issue of the *Canberra Times*.
3. WANT OF CONFIDENCE IN THE GOVERNMENT.—The Order of the Day having been read for the resumption of the debate on the following motion of Mr. Curtin :—That, because of its lamentable lack of leadership in regard to urgent national problems, the Government has forfeited the confidence of this House—
Debate resumed.
Mr. Brennan addressing the House and not having concluded his speech at the termination of the time allowed by Standing Order No. 257B—
Ordered—That the honorable Member have leave to continue his speech.
Debate continued.
Mr. Holloway addressing the House and not having concluded his speech at the termination of the time allowed by Standing Order No. 257B—
Mr. Mahoney moved, That the honorable Member have leave to continue his speech.
Question—put.
The House divided (The Speaker, Mr. Bell, in the Chair)—

Ayes, 28.

Mr. Baker	Mr. Maloney
Mr. Barnard	Mr. Martens
Mr. Beasley	Mr. Mulcahy
Mr. Blackburn	Mr. Pollard
Mr. Brennan	Mr. Rosevear
Mr. Clark	Mr. Scullin
Mr. Drakeford	Mr. Scully
Mr. Forde	Mr. Sheehan
Mr. Frost	Mr. Ward
Mr. Green	Mr. Watkins
Mr. Holloway	Mr. Wilson
Mr. James	
Mr. Lazzarini	<i>Tellers:</i>
Mr. Mahoney	Mr. Gander
Mr. Makin	Mr. George Lawson

Noes, 37.

Mr. Cameron	Mr. Nairn
Mr. Casey	Sir Earle Page
Mr. Collins	Mr. Paterson
Mr. Corser	Mr. Perkins
Mr. Fairbairn	Mr. Price
Mr. Francis	Mr. Prowse
Mr. Gregory	Mr. Rankin
Mr. Harrison	Mr. Scholfield
Mr. Holt	Mr. Spender
Mr. Hughes	Mr. Stacey
Mr. Hunter	Sir Frederick Stewart
Mr. Hutchinson	Mr. Street
Mr. Jennings	Mr. Thompson
Mr. Jolly	Mr. Thorby
Mr. Lane	Mr. White
Mr. John Lawson	
Sir Charles Marr	<i>Tellers:</i>
Mr. McCall	
Mr. McEwen	Mr. Gardner
Mr. Menzies	Mr. Nock

And so it was negatived.

Debate continued.

Closure.—Mr. Thompson (Assistant Minister) moved, That the question be now put.

Question—That the question be now put—put.

F.6356/37.

3rd November, 1938.

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

Ayes, 39.		Noes, 29.	
Mr. Cameron	Mr. Menzies	Mr. Baker	Mr. Maloney
Mr. Casey	Mr. Nairn	Mr. Barnard	Mr. Martens
Mr. Collins	Sir Earle Page	Mr. Beasley	Mr. Mulcahy
Mr. Corser	Mr. Paterson	Mr. Blackburn	Mr. Pollard
Mr. Fadden	Mr. Perkins	Mr. Brennan	Mr. Rosevear
Mr. Fairbairn	Mr. Price	Mr. Clark	Mr. Scullin
Mr. Francis	Mr. Prowse	Mr. Curtin	Mr. Scully
Mr. Gregory	Mr. Rankin	Mr. Drakeford	Mr. Sheehan
Sir Henry Gullett	Mr. Scholfield	Mr. Forde	Mr. Ward
Mr. Harrison	Mr. Spender	Mr. Frost	Mr. Watkins
Mr. Holt	Mr. Stacey	Mr. Green	Mr. Wilson
Mr. Hunter	Sir Frederick Stewart	Mr. Holloway	
Mr. Hutchinson	Mr. Street	Mr. James	
Mr. Jennings	Mr. Thompson	Mr. Lazzarini	<i>Tellers:</i>
Mr. Jolly	Mr. Thorby	Mr. Mahoney	Mr. Gander
Mr. Lane	Mr. White	Mr. Makin	Mr. George Lawson
Mr. John Lawson			
Mr. Lyons	<i>Tellers:</i>		
Sir Charles Marr	Mr. Gardner		
Mr. McCall	Mr. Nock		
Mr. McEwen			

And so it was resolved in the affirmative.

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

Ayes, 28.		Noes, 41.	
Mr. Baker	Mr. Makin	Mr. Cameron	Mr. Menzies
Mr. Barnard	Mr. Maloney	Mr. Casey	Mr. Nairn
Mr. Beasley	Mr. Martens	Mr. Collins	Sir Earle Page
Mr. Blackburn	Mr. Mulcahy	Mr. Corser	Mr. Paterson
Mr. Brennan	Mr. Pollard	Mr. Fadden	Mr. Perkins
Mr. Clark	Mr. Rosevear	Mr. Fairbairn	Mr. Price
Mr. Curtin	Mr. Scullin	Mr. Francis	Mr. Prowse
Mr. Drakeford	Mr. Scully	Mr. Gregory	Mr. Rankin
Mr. Forde	Mr. Sheehan	Sir Henry Gullett	Mr. Scholfield
Mr. Frost	Mr. Ward	Mr. Harrison	Mr. Spender
Mr. Green	Mr. Watkins	Mr. Holt	Mr. Stacey
Mr. Holloway		Mr. Hughes	Sir Frederick Stewart
Mr. James	<i>Tellers:</i>	Mr. Hunter	Mr. Street
Mr. Lazzarini	Mr. Gander	Mr. Hutchinson	Mr. Thompson
Mr. Mahoney	Mr. George Lawson	Mr. Jennings	Mr. Thorby
		Mr. Jolly	Mr. White
		Mr. Lane	Mr. Wilson
		Mr. John Lawson	
		Mr. Lyons	
		Sir Charles Marr	<i>Tellers:</i>
		Mr. McCall	Mr. Gardner
		Mr. McEwen	Mr. Nock

And so it was negatived.

4. CUSTOMS TARIFF VALIDATION BILL 1938.—Mr. White (Minister for Trade and Customs) moved, by leave, That he have leave to bring in a Bill for an Act to provide for the Validation of Collections of Duties of Customs under Customs Tariff Proposals.

Question—put and passed.

Mr. White 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. White 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. White, the House adopted the Report, and, by leave, the Bill was read a third time.

5. MESSAGE FROM THE GOVERNOR-GENERAL.—APPLE AND PEAR ORGANIZATION BILL 1938.—The following Message from His Excellency the Governor-General was presented, and was read by Mr. Speaker :—

GOWRIE,

Governor-General.

Message No. 42.

In accordance with the requirements of section fifty-six 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 relating to the Marketing of Apples and Pears.

Canberra, 12th October, 1938.

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. Cameron (Assistant Minister for Commerce) moved, That it is expedient that an appropriation of revenue be made for the purposes of a Bill for an Act relating to the Marketing of Apples and Pears.

Question—put and passed.

Resolution to be reported.

The House resumed ; Mr. Prowse reported accordingly.

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

6. APPLE AND PEAR ORGANIZATION BILL 1938.—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 1 further considered and agreed to.

Clause 2 agreed to.

Clause 3—

Mr. Fairbairn moved, as an amendment, That after the definition of “approved growers’ organizations” the following definition be inserted :—

“ ‘ grower ’ in relation to a poll of growers taken for the purpose of this Act, means the occupier of an orchard from which at least two hundred and fifty bushels of apples or pears were exported in each of at least two of the three years preceding the taking of the poll in relation to which the expression is used ; ”.

Debate ensued.

Amendment withdrawn, by leave.

Clause agreed to.

Clause 4—

Mr. Fairbairn moved, as an amendment, That the words “ from a panel submitted by the approved growers’ organizations in that State ” (page 2, lines 31–32) be omitted with a view to the insertion of the words “ by a poll of apple and pear growers in that State ” in place thereof.

Debate ensued.

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

The House resumed ; Mr. Collins reported accordingly.

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

7. PAPERS.—The following Papers were presented, by command of His Excellency the Governor-General—

Nauru—Ordinances of 1938—

No. 1.—Official Secrecy.

No. 3.—Laws Repeal and Adopting.

Severally ordered to lie on the Table.

The following Papers were presented, pursuant to Statute—

Air Force Act—Regulations Amended—Statutory Rules 1938, No. 97.

Air Navigation Act—Regulations Amended—Statutory Rules 1938, No. 104.

Canned Fruits Export Control Act—Regulations Amended—Statutory Rules 1938, No. 101.

Commonwealth Public Service Act—Appointments of N. Cook, D. G. Edward, F. Hartley, H. A. Jones, and L. A. Perry, Department of the Interior.

Commonwealth Shipping Act—Commonwealth Shipping Board—Cockatoo Island Dockyard—Balance-sheet and Liquidation Account, 28th February, 1938, with Auditor-General’s certificates.

Customs Act and Commerce (Trade Descriptions) Act—Regulations Amended—Statutory Rules 1938, No. 102.

Defence Act—Regulations Amended—Statutory Rules 1938, Nos. 96, 98.

Invalid and Old-age Pensions Act—Statement for year 1937–38.

Lands Acquisition Act—Land acquired at—

Darwin, Northern Territory—For Administration purposes.

Miranda, New South Wales—For Postal purposes.

Northern Territory Acceptance Act and Northern Territory (Administration) Act—Ordinance No. 14 of 1938—Jury.

Aboriginals Ordinance—Regulations Amended.

3rd November, 1938.

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

Question—put and passed.

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

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except—Mr. Anthony, Mr. Badman*, and Mr. Riordan.

* On leave.

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