

1945-46.

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

VOTES AND PROCEEDINGS  
OF THE  
HOUSE OF REPRESENTATIVES.

No. 135.

TUESDAY, 6TH AUGUST, 1946.

1. The House met, at three o'clock p.m., pursuant to adjournment.—Mr. Speaker (the Honorable J. S. Rosevear) took the Chair, and read Prayers.
2. ALTERATION OF HOUR OF NEXT MEETING.—Mr. Chifley (Prime Minister) moved, That the House, at its rising, adjourn until to-morrow at half-past ten o'clock a.m.  
Question—put and passed.
3. SOCIAL SECURITY—JOINT COMMITTEE—NINTH INTERIM REPORT.—Mr. Barnard, Chairman, brought up the Ninth Interim Report from the Joint Committee on Social Security.  
Ordered to be printed.

4. DAIRY PRODUCE AND MEAT—MINISTERIAL STATEMENT.—Mr. Scully (Minister for Commerce and Agriculture), by leave, made a Ministerial Statement informing the House of the arrangements made with the British Ministry of Food regarding prices to be received for dairy produce and meat.
5. BROADCASTING OF PARLIAMENTARY PROCEEDINGS—PRESERVATION OF RECORDS—STATEMENT BY MR. SPEAKER.—Mr. Speaker informed the House of the action being taken to preserve records of the proceedings on the opening day of the broadcast from each House of the Parliament.

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

[*Wheat Industry Stabilization Bill 1946*]—

MR. SPEAKER,

*Message No. 91.*

The Senate returns to the House of Representatives the Bill for "*An Act relating to the Stabilization of the Wheat Industry*", and acquaints the House that the Senate has agreed to the Bill without amendment.

GORDON BROWN,  
President.

The Senate,  
Canberra, 2nd August, 1946, a.m.

[*Wheat Export Charge Bill 1946*]—

MR. SPEAKER,

*Message No. 92.*

The Senate returns to the House of Representatives the Bill for "*An Act to impose a Charge upon the Export of Wheat and Wheat Products*", and acquaints the House that the Senate has agreed to the Bill without amendment.

GORDON BROWN,  
President.

The Senate,  
Canberra, 2nd August, 1946.

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

Nationality—Report of Committee appointed to consider the practical and legal difficulties involved in the possession, by husband and wife, of different nationalities.  
Ordered to lie on the Table, and to be printed.

Financial Assistance to States—Reports by the Commonwealth Grants Commission upon the applications submitted for additional Government assistance in 1945-46 under the *States Grants (Income Tax Reimbursement) Act 1942* from the Governments of the States of—

South Australia;

Tasmania;

Western Australia.

Severally ordered to lie on the Table.

6th August, 1946.

The following Papers were presented, pursuant to Statute—

- Arbitration (Public Service) Act—Determinations by the Arbitrator, &c.—1946—
  - No. 20—Commonwealth Public Service Clerical Association.
  - No. 21—Professional Officers' Association, Commonwealth Public Service.
  - No. 22—Commonwealth Legal Professional Officers' Association.
- Commonwealth Public Service Act—Appointment—Department of Works and Housing—
  - W. E. Potts.
- Life Insurance Act—Regulations—Statutory Rules 1946, No. 101.
- National Security Act—
  - National Security (General) Regulations—Orders—Rubber (Relaxations) (Nos. 5, 6).
  - National Security (Liquid Fuel) Regulations—Order—Liquid fuel (Restriction on sale of motor spirit in containers)—Revocation.
  - National Security (Prisoners of War) Regulations—Rules—Trial of prisoners of war.
  - National Security (Supplementary) Regulations—Orders—Deferment of banking business (2).
  - Regulations—Statutory Rules 1946, No. 128.
- Wool (Contributory Charge) Act—Regulations—Statutory Rules 1946, No. 103.

8. MESSAGE FROM THE GOVERNOR-GENERAL.—SUPPLY BILL (No. 2) 1946-47.—The following Message from His Royal Highness the Governor-General was presented, and was read by Mr. Speaker :—

HENRY,

*Governor-General.*

*Message No. 58.*

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 purpose of a Bill for an Act to grant and apply a sum out of the Consolidated Revenue Fund for the service of the year ending the thirtieth day of June, One thousand nine hundred and forty-seven.

Canberra,

30th July, 1946.

Ordered—That the foregoing Message be referred to the Committee of Supply forthwith.

9. SUPPLY.—SUPPLY BILL (No. 2) 1946-47.—The House, according to Order, resolved itself into the Committee of Supply.

*(In the Committee.)*

Mr. Chifley (Treasurer) moved, That there be granted to His Majesty for or towards defraying the service of the year 1946-47 a sum not exceeding £45,030,000.

Question—put and passed.

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

The House resumed ; Mr. Riordan reported accordingly.

Resolved—That the House will, at a later hour this day, again resolve itself into the said Committee. Mr. Chifley moved, pursuant to contingent notice, That so much of the Standing Orders be suspended as would prevent the remaining stages being passed without delay.

Question—put and passed.

The Resolution reported from the Committee was read, and, on the motion of Mr. Chifley, was adopted by the House.

10. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That Orders of the Day Nos. 1 to 11 be postponed until after Order of the Day No. 12, Government Business.

11. WAYS AND MEANS.—SUPPLY BILL (No. 2) 1946-47.—The House, according to Order, resolved itself into the Committee of Ways and Means.

*(In the Committee.)*

Mr. Chifley (Treasurer) moved, That, towards making good the Supply granted to His Majesty for the service of the year 1946-47, there be granted out of the Consolidated Revenue Fund a sum not exceeding £45,030,000.

Question—put and passed.

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

The House resumed ; Mr. Riordan reported accordingly.

Resolved—That the House will, at a later hour this day, again resolve itself into the said Committee. The Resolution reported from the Committee was read, and, on the motion of Mr. Chifley, was adopted by the House.

Ordered—That Mr. Chifley and Mr. Lazzarini do prepare and bring in a Bill to carry out the foregoing Resolution.

6th August, 1946.

12. SUPPLY BILL (No. 2) 1946-47.—Mr. Chifley (Treasurer) then brought up a Bill intituled “ *A Bill for an Act to grant and apply a sum out of the Consolidated Revenue Fund for the service of the year ending the thirtieth day of June, One thousand nine hundred and forty-seven* ”, and moved, That it be now read a first time.  
 Question—put and passed.—Bill read a first time.  
 Mr. Chifley moved, That the Bill be now read a second time.  
 Mr. Menzies (Leader of the Opposition) 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.
13. CUSTOMS TARIFF VALIDATION BILL 1946.—Mr. Forde (Minister representing the Minister for Trade and Customs) moved, pursuant to notice, 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. Forde 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. Forde moved, by leave, That the Bill be now read a second time.  
 Mr. Harrison 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.
14. EXCISE TARIFF VALIDATION BILL 1946.—Mr. Forde (Minister representing the Minister for Trade and Customs) moved, pursuant to notice, That he have leave to bring in a Bill for an Act to provide for the Validation of Collections of Duties of Excise under Excise Tariff Proposals.  
 Question—put and passed.  
 Mr. Forde 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. Forde moved, by leave, That the Bill be now read a second time.  
 Mr. Harrison 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.
15. COAL INDUSTRY BILL 1946.—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 13—

Debate resumed on the amendment moved by Mr. Harrison, viz. :—That the following paragraph be added to sub-clause (1.) :—

“(e) to ensure to owners engaged in the coal industry a fair profit on capital invested, and, for this purpose, where necessary, to pay bounties on coal produced, to make grants and to pay subsidies.”

Question—That the paragraph proposed to be added be so added—put.

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

Ayes, 21.		Noes, 36.	
Mr. Abbott	Sir Earle Page	Mr. Barnard	Mr. Langtry
Mr. Adermann	Mr. Rankin	Mr. K. E. Beazley	Mr. Lazzarini
Mr. Bowden	Mr. Ryan	Mr. Breen	Mr. Lemmon
Mr. Fadden	Mr. Spender	Mr. Bryson	Mr. Martens
Mr. Francis	Sir Frederick Stewart	Mr. Burke	Mr. Morgan
Mr. Harrison	Mr. Turnbull	Mr. Calwell	Mr. Mountjoy
Mr. Holt	Mr. White	Mr. Chifley	Mr. Mulcahy
Mr. Hughes		Mr. Conelan	Mr. Pollard
Mr. Hutchinson		Mr. Daly	Mr. Riordan
Dame Enid Lyons	<i>Tellers:</i>	Mr. Dedman	Mr. Russell
Mr. McEwen	Mr. Corser	Mr. Drakeford	Mr. Scully
Mr. Menzies	Mr. Guy	Mr. Forde	Mr. Sheehy
		Mr. Fraser	Mr. Smith
		Mr. Frost	Mr. Ward
		Mr. Hadley	Mr. Watkins
		Mr. Haylen	
		Mr. Holloway	<i>Tellers:</i>
		Mr. James	Mr. Fuller
		Mr. Johnson	Mr. Sheehan

And so it was negatived.

Mr. Corser moved, as an amendment, That after “ regulation ” (page 7, line 11) the following words be inserted :—“ subject to appeal as prescribed ”.

Debate continued.

6th August, 1946.

Question—That the words proposed to be inserted be so inserted—put.  
The Committee divided (The Chairman, Mr. Riordan, in the Chair)—

Ayes, 23.		Noes, 35.	
Mr. Abbott	Mr. Menzies	Mr. Barnard	Mr. Johnson
Mr. Adermann	Sir Earle Page	Mr. K. E. Beazley	Mr. Langtry
Mr. Anthony	Mr. Rankin	Mr. Breen	Mr. Lazzarini
Mr. Bowden	Mr. Ryan	Mr. Bryson	Mr. Lemmon
Mr. Cameron	Mr. Spender	Mr. Burke	Mr. Morgan
Mr. Fadden	Sir Frederick Stewart	Mr. Calwell	Mr. Mountjoy
Mr. Francis	Mr. Turnbull	Mr. Chifley	Mr. Mulcahy
Mr. Gullett	Mr. White	Mr. Clark	Mr. Pollard.
Mr. Harrison		Mr. Conelan	Mr. Russell
Mr. Holt		Mr. Daly	Mr. Scully
Mr. Hutchinson	<i>Tellers:</i>	Mr. Dedman	Mr. Sheehy
Dame Enid Lyons	Mr. Guy	Mr. Drakeford	Mr. Smith
Mr. McEwen	Mr. Corser	Mr. Forde	Mr. Ward
		Mr. Fraser	Mr. Watkins
		Mr. Frost	
		Mr. Hadley	<i>Tellers:</i>
		Mr. Haylen	Mr. Fuller
		Mr. Holloway	Mr. Sheehan
		Mr. James	

And so it was negatived.

Mr. Francis proposing to move, as an amendment, That after "industry" (page 7, line 21) the following words be inserted:—"for the States of Queensland, Victoria, and Western Australia, as well as the State of New South Wales"—

*Chairman's Ruling.*—The Chairman ruled that the amendment was out of order as it was outside the scope of the Bill and in conflict with the Title.

Debate continued.

Clause agreed to.

Clause 14

Mr. Abbott moved, as an amendment, That the proviso to sub-clause (3.) (page 9, lines 11-13) be omitted.

Amendment negatived.

Clause agreed to.

Clause 15 debated and agreed to.

Clauses 16 and 17 agreed to.

Clause 18 debated and agreed to.

Clauses 19 to 27—

On the motion of Mr. Dedman (Minister representing the Minister for Supply and Shipping), Part IV., comprising clauses 19 to 27, was omitted.

Clause 28 agreed to.

Clause 29—

On the motion of Mr. Dedman, the following amendments were made, after debate:—

Page 14, line 7, omit "(6.)", insert "(5.)".

Page 14, line 17, omit "(5.)", insert "(6.)".

Clause, as amended, agreed to.

Clauses 30 to 37 agreed to.

Clause 38 debated and agreed to.

Clauses 39 to 41 agreed to.

Clause 42

Mr. Holt moved, as an amendment, That sub-clause (5.) be omitted with a view to inserting the following sub-clause in place thereof:—

"(5.) The Tribunal may if it thinks fit exercise any of the powers specified in this section notwithstanding that the matter is one which it determines is a local matter."

Debate ensued.

Amendment negatived.

Clause agreed to.

Clause 43 agreed to.

Clause 44

Mr. Holt moved, as an amendment, That the following sub-clause be added to the clause:—

"(3.) An appeal shall lie to the Court in manner prescribed from any award or order made by the Tribunal."

Debate ensued.

Amendment negatived.

Clause agreed to.

Clause 45 agreed to.

Clause 46—

Mr. Holt moved, as an amendment, That after "Tribunal" (page 19, line 11) the following words be inserted:—"or any party to a matter before it".

Debate ensued.

Amendment negatived.

6th and 7th August, 1946.

Mr. Holt moved, as an amendment, That the following sub-clause be added to the clause :—

“(6.) An appeal shall lie to the Tribunal in manner prescribed from any award or order made by a Local Coal Authority.”.

Debate ensued.

Amendment negatived.

Clause agreed to.

Clauses 47 to 54 agreed to.

Clause 55—

Mr. Holt moved, as an amendment, That the words “and consent of all parties” (page 21, lines 4 and 5) be omitted.

Debate ensued.

Amendment negatived.

Clause agreed to.

The Committee continuing to sit until after midnight—

### WEDNESDAY, 7TH AUGUST, 1946.

Clauses 56 to 64 agreed to.

*New clause—*

On the motion of Mr. Dedman, the following new clause was inserted in the Bill :—

“11A.—(1.) Notwithstanding anything contained in any other section of this Act, where, in pursuance of Part IV. of the *Coal Production (War-time) Act 1944*, the Commissioner has issued an order authorizing any person (in this section referred to as ‘the authorized controller’) to exercise functions of control in respect of a coal mine in the State and that order is subsisting immediately prior to the date of the coming into operation of this section, then, upon that date—

- (a) the order shall have effect as an order of the Board ;
- (b) the authorized controller shall hold office subject to removal by the Board ;
- (c) any power, function, right, privilege, obligation or liability of the Commissioner arising from the order shall be transferred to the Board ;
- (d) any power or function of the authorized controller shall be had or exercisable by him subject to the directions of the Board in pursuance of the State Act ; and
- (e) any persons who are employed in or about the mine to which the order relates and who, in pursuance of that Part have become officers or employees of the Commissioner, shall become officers or employees of the Board.

“(2.) Nothing in this section shall affect any liability of the Commonwealth arising under section twenty-two of the *Coal Production (War-time) Act 1944*, in respect of anything done or suffered, prior to the date of the coming into operation of this section, under any order of the Commissioner under Part IV. of that Act.”.

Preamble agreed to.

Title agreed to.

Bill to be reported with amendments.

The House resumed ; Mr. Riordan reported accordingly.

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

16. ADJOURNMENT.—Mr. Dedman (Minister for Post-war Reconstruction) moved, That the House do now adjourn.

Question—put and passed.

And then the House, at three minutes past twelve o'clock midnight, adjourned until this day at half-past ten o'clock a.m.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except Mr. J. A. Beasley, Mr. Blain, Mr. Brennan, Mr. Chambers, Mr. Evatt, Mr. Falstein, Mr. Gaha, Mr. Lawson, Mr. Maxin, Mr. McDonald, Mr. McLeod, and Mr. Williams.

F. C. GREEN,

*Clerk of the House of Representatives.*

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