

1904.

## THE PARLIAMENT OF THE COMMONWEALTH.

## HOUSE OF REPRESENTATIVES.

No. 5.

## WEEKLY REPORT OF DIVISIONS IN COMMITTEE.

WEEK ENDED 24TH JUNE, 1904.

FRIDAY, 24TH JUNE, 1904.

No. 11.—*Commonwealth Conciliation and Arbitration Bill (continued)*—Clause 48 (as amended)—

48. The Court, by its award, or by order made on the application of any party to the proceedings before it, at any time in the period during which the award is binding, may—

- (a) prescribe a minimum rate of wages or remuneration ~~with~~ **and in that case shall, on the application of any party to the industrial dispute, or of any organization or person bound by the award, make provision for enabling some tribunal specified in the award or order to fix, in such manner and subject to such conditions as are specified in the award or order, a lower rate in the case of employees who are unable to earn the minimum wage so prescribed ; and**
- (b) [direct] that as between members of organizations of employers or employees and other persons offering or desiring service or employment at the same time, preference shall be given to such members, other things being equal ; and
- (c) appoint a tribunal to finally decide in what cases an employer or employee to whom any such direction applies may employ or be employed by a person who is not a member of any such organization.

—(Prime Minister.)

Further amendment proposed—That the word “direct” be omitted from paragraph (b).

—(Mr. Johnson.)

Question—That the word proposed to be omitted stand part of the paragraph—put.  
The Committee divided—

Ayes, 33.

Mr. Bamford,	Mr. O'Malley,
Mr. Batchelor,	Mr. Page,
Mr. Brown,	Sir John Quick,
Mr. Carpenter,	Mr. Ronald,
Mr. Chanter,	Mr. Spence,
Mr. Hume Cook,	Mr. Storrer,
Mr. Culpin,	Mr. Thomas,
Mr. Deakin,	Mr. David Thomson,
Mr. Fowler,	Mr. Tudor,
Mr. Frazer,	Mr. Watkins,
Mr. Higgins,	Mr. Watson,
Mr. Hughes,	Mr. Webster,
Mr. Hutchison,	Mr. Wilks.
Mr. Isaacs,	
Mr. Kennedy,	<i>Tellers.</i>
Sir William Lyne,	
Mr. Mahon,	Mr. Fuller,
Mr. Mauger,	Mr. McDonald.

Noes, 22.

Mr. Crouch,	Mr. McWilliams,
Mr. G. B. Edwards,	Mr. Phillips,
Mr. R. Edwards,	Mr. Reid,
Mr. Ewing,	Mr. Robinson,
Sir John Forrest,	Mr. Skene,
Mr. Gibb,	Mr. Sydney Smith,
Mr. Johnson,	Mr. Dugald Thomson,
Mr. Knox,	Mr. Willis.
Mr. Lee,	
Mr. Liddell,	<i>Tellers.</i>
Mr. Lonsdale,	Mr. Chapman,
Mr. McLean,	Mr. McCay.

And so it was resolved in the affirmative.

No. 12.—*Commonwealth Conciliation and Arbitration Bill (continued)*—Clause 48 (as amended)—

48. The Court, by its award, or by order made on the application of any party to the proceedings before it, at any time in the period during which the award is binding, may—

- (a) prescribe a minimum rate of wages or remuneration ~~with~~ **and in that case shall, on the application of any party to the industrial dispute, or of any organization or person bound by the award make** provision for enabling some tribunal specified in the award or order to fix, in such manner and subject to such conditions as are specified in the award or order, a lower rate in the case of employees who are unable to earn the minimum wage so prescribed; and
- (b) direct that as between members of organizations of employers or employees and other persons offering or desiring service or employment at the same time, preference shall be given to such members, other things being equal; and
- (c) appoint a tribunal to finally decide in what cases an employer or employee to whom any such direction applies may employ or be employed by a person who is not a member of any such organization.

Provided always that before any preference to members of organizations is directed as aforesaid, the President shall, by notification published in the "Gazette," and in such other publications, if any, as the Court directs, specifying the industry, and the industrial matter in relation to which it is proposed to direct such preference, make known that all persons and organizations interested, and desirous of being heard may, on or before a day named, appear or be represented before the Court; and the Court shall, in manner prescribed, hear all such persons and organizations so appearing or represented.

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—(Prime Minister.)

Further amendment proposed—That the following words be added to the clause—"And provided further that no such preference shall be directed to be given unless the application for such preference is in the opinion of the Court approved by a majority of those affected by the award who have interests in common with the applicants."

—(Mr. McCay.)

Question—That the words proposed to be added to the clause be so added—put.  
The Committee divided—

Ayes, 27.

Noes, 22.

Mr. Chanter,  
Mr. Chapman,  
Mr. Crouch,  
Mr. Deakin,  
Mr. G. B. Edwards,  
Mr. R. Edwards,  
Sir John Forrest,  
Mr. Gibb,  
Mr. Johnson,  
Mr. Kennedy,  
Mr. Knox,  
Mr. Lee,  
Mr. Liddell,  
Mr. Lonsdale,  
Mr. McCay,

Mr. McLean,  
Mr. McWilliams,  
Mr. Phillips,  
Sir John Quick,  
Mr. Reid,  
Mr. Robinson,  
Mr. Skene,  
Mr. Sydney Smith,  
Mr. Dugald Thomson,  
Mr. Willis.

*Tellers.*

Mr. Hume Cook,  
Mr. Fuller,

Mr. Bamford,  
Mr. Batchelor,  
Mr. Carpenter,  
Mr. Frazer,  
Mr. Higgins,  
Mr. Hughes,  
Mr. Isaacs,  
Sir William Lyne,  
Mr. Mahon,  
Mr. Mauger,  
Mr. O'Malley,  
Mr. Page,  
Mr. Ronald,

Mr. Spence,  
Mr. Storrer,  
Mr. Thomas,  
Mr. David Thomson,  
Mr. Tudor,  
Mr. Watkins,  
Mr. Watson.

*Tellers.*

Mr. McDonald,  
Mr. Wilks.

And so it was resolved in the affirmative,