

1954-55.

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

## VOTES AND PROCEEDINGS

OF THE

## HOUSE OF REPRESENTATIVES.

No. 58.

TUESDAY, 31ST MAY, 1955.

1. The House met, at half-past two o'clock p.m., pursuant to adjournment.—Mr. Speaker (the Honorable A. G. Cameron) took the Chair, and read Prayers.
2. RETURN TO WRIT—COOK DIVISION.—Mr. Speaker announced that he had received a Return to the Writ which he had issued on the 21st April for the election of a Member to serve for the Electoral Division of Cook, in the State of New South Wales, to fill the vacancy caused by the death of Mr. Thomas Sheehan, and that by the endorsement on the Writ, it was certified that James Francis Cope had been elected.
3. MEMBER SWORN.—James Francis Cope, Esquire, was introduced, and made and subscribed the Oath required by law.
4. MINISTERIAL ARRANGEMENTS.—Mr. Menzies (Prime Minister) informed the House that, during the absence abroad of Senator Spicer, he would act as Attorney-General, and in the Senate, Senator O'Sullivan (Minister for Trade and Customs) would represent the Acting Attorney-General, the Minister for External Affairs and the Minister for Territories, Senator Spooner (Minister for National Development) would represent the Minister for Labour and National Service and the Minister in charge of the Commonwealth Scientific and Industrial Research Organization, and Senator McLeay (Minister for Shipping and Transport) would represent the Minister for Immigration.
5. PAPERS.—The following Papers were presented, by command of His Excellency the Governor-General—
  - Nauru—Report to the General Assembly of the United Nations on Administration of Nauru for year 1953-54.
  - New Guinea—Report to the General Assembly of the United Nations on Administration of New Guinea for year 1953-54.
 Severally ordered to lie on the Table.
 

The following Papers were presented, pursuant to Statute—

  - Lands Acquisition Act—Land, &c., acquired for—
    - Department of Civil Aviation purposes—Coffs Harbour, New South Wales.
    - Postal purposes—
      - Gala Vale, New South Wales.
      - Montagu Bay, Tasmania.
      - North Ryde, New South Wales.
  - Public Service Act—Appointments—Department—
    - Interior—A. G. Robin.
    - Postmaster-General—A. B. Cazalet, R. A. Lochhead, R. S. Stringfellow, R. M. Torkington.
    - Supply—M. Y. Grieve.
    - Works—A. D. Cross, G. John, J. C. Wisken.
  - Public Service Arbitration Act—Determination—1955—No. 16—Amalgamated Engineering Union and others.
6. DISCUSSION OF MATTER OF URGENCY—OVERSEAS SHIPPING FREIGHTS.—Mr. Joshua having proposed to Mr. Speaker that a definite matter of urgent public importance be submitted to the House for discussion, namely, "The failure of the Government to take appropriate action to resist the proposed freight increases of the overseas shipping combine in view of the recently announced exorbitant distribution of profits and bonus shares announced by the leading overseas shipping company"—
 

Mr. Speaker called upon those Members who approved of the proposed discussion to rise in their places, and more than the necessary number of Members having risen accordingly—

Mr. Joshua addressed the House.

Discussion ensued.

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Mr. Ward addressing the House—

Sir Eric Harrison (Vice-President of the Executive Council) moved, That the Business of the Day be called on.

Question—put.

The House divided (The Speaker, Mr. A. G. Cameron, in the Chair)—

**AYES, 57.**

Mr. Adermann	Mr. Casey	Mr. Hamilton	Mr. Lindsay	Mr. Timson
Mr. Allan	Mr. Davis	Sir E. Harrison	Mr. Luck	Mr. Townley
Mr. Anthony	Mr. Dean	Mr. Hasluck	Mr. Mackinnon	Mr. Turnbull
Mr. Bate	Mr. Downer	Mr. Haworth	Sir P. McBride	Mr. Turner
Mr. Beale	Mr. Drummond	Mr. Holt	Mr. McEwen	Mr. Wentworth
Mr. Bland	Mr. Drury	Mr. Howse	Mr. McLeay	Mr. Wheeler
Mr. Bostock	Sir A. Fadden	Mr. Hulme	Mr. McMahon	Mr. Wight
Mr. Bowden	Mr. Failes	Mr. Jack	Mr. Opperman	
Mr. Brand	Mr. Fairbairn	Mr. Joske	Sir E. Page	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Fairhall	Mr. Kent Hughes	Mr. Pearce	
Mr. Brown	Mr. Francis	Mr. Lawrence	Mr. Robertson	Mr. Gullett
Mr. D. A. Cameron	Mr. Freeth	Mr. Leslie	Mr. Swartz	Mr. Lucock

**NOES, 47.**

Mr. Anderson	Mr. Cope	Mr. E. James	Mr. Minogue	Mr. Watkins
Mr. Barnard	Mr. Costa	Harrison	Mr. Morgan	Mr. Whitlam
Mr. Beazley	Mr. Coutts	Mr. James	Mr. Mullens	
Mr. Bird	Mr. Crean	Mr. Johnson	Mr. O'Connor	<i>Tellers:</i>
Mr. W. M. Bourke	Mr. Drakeford	Mr. Joshua	Mr. Peters	
Mr. Bruce	Mr. Duthie	Mr. Keon	Mr. Pollard	Mr. Daly
Mr. Calwell	Mr. Edmonds	Mr. Lawson	Mr. Riordan	Mr. Fitzgerald
Mr. C. R. Cameron	Mr. A. D. Fraser	Mr. Lemmon	Mr. Russell	
Mr. Chambers	Mr. Fuller	Mr. Luchetti	Mr. Stewart	
Mr. Clarey	Mr. Galvin	Mr. Makin	Mr. Thompson	
Mr. Clark	Mr. Greenup	Mr. McLeod	Mr. Ward	

And so it was resolved in the affirmative.

7. **ELECTORAL DIVISIONS OF QUEENSLAND—PROPOSED REDISTRIBUTION.**—Mr. Kent Hughes (Minister for the Interior) moved, by leave, That the House of Representatives approves of the distribution of the State of Queensland into Electoral Divisions, as proposed by Messrs. E. S. Olsen, J. P. Harvey and C. Faragher, the Commissioners appointed for the purpose of distributing the said State into Divisions, in their Report, laid before the House of Representatives on the 17th day of May, 1955, and that the names of the Divisions suggested in the Report, and indicated on the maps referred to therein, be adopted.  
Debate adjourned (Mr. Evatt—Leader of the Opposition), and the resumption of the debate made an Order of the Day for the next sitting.
8. **ELECTORAL DIVISIONS OF NEW SOUTH WALES—PROPOSED REDISTRIBUTION.**—Mr. Kent Hughes (Minister for the Interior) moved, by leave, That the House of Representatives approves of the distribution of the State of New South Wales into Electoral Divisions, as proposed by Messrs. V. F. Turner, H. J. Martin and G. W. Vincent, the Commissioners appointed for the purpose of distributing the said State into Divisions, in their Report laid before the House of Representatives on the 3rd day of May, 1955, and that the names of the Divisions suggested in the Report, and indicated on the maps referred to therein, be adopted, except that the name "Grayndler" be substituted for "Cook", the name "Hughes" for "Werriwa" and the name "Werriwa" for "Hughes".  
Debate adjourned (Mr. Ward), and the resumption of the debate made an Order of the Day for the next sitting.
9. **ELECTORAL DIVISIONS OF VICTORIA—PROPOSED REDISTRIBUTION.**—Mr. Kent Hughes (Minister for the Interior) moved, by leave, That the House of Representatives approves of the distribution of the State of Victoria into Electoral Divisions, as proposed by Messrs. R. C. Nance, F. W. Arter and F. Cahill, the Commissioners appointed for the purpose of distributing the said State into Divisions, in their Report laid before the House of Representatives on the 11th day of May, 1955, and that the names of the Divisions suggested in the Report, and indicated on the maps referred to therein, be adopted, except that the name of "La Trobe" be substituted for "Bruce" and the name "Bruce" substituted for "La Trobe".  
Debate adjourned (Mr. Calwell), and the resumption of the debate made an Order of the Day for the next sitting.
10. **ELECTORAL DIVISIONS OF SOUTH AUSTRALIA—PROPOSED REDISTRIBUTION.**—Mr. Kent Hughes (Minister for the Interior) moved, by leave, That the House of Representatives approves of the distribution of the State of South Australia into Electoral Divisions, as proposed by Messrs. F. B. Phillips, H. L. Fisk and A. W. Bowden, the Commissioners appointed for the purpose of distributing the said State into Divisions, in their Report laid before the House of Representatives on the 11th day of May, 1955, and that the names of the Divisions suggested in the Report, and indicated on the maps referred to therein, be adopted.  
Debate adjourned (Mr. Chambers), and the resumption of the debate made an Order of the Day for the next sitting.
11. **ELECTORAL DIVISIONS OF WESTERN AUSTRALIA—PROPOSED REDISTRIBUTION.**—Mr. Kent Hughes (Minister for the Interior) moved, by leave, That the House of Representatives approves of the distribution of the State of Western Australia into Electoral Divisions, as proposed by Messrs. J. M. W. Anderson, W. V. Fyfe and C. G. Friend, the Commissioners appointed for the purpose of distributing the said State into Divisions, in their Report laid before the House of Representatives

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on the 3rd day of May, 1955, and that the names of the Divisions suggested in the Report, and indicated on the maps referred to therein, be adopted.

Debate adjourned (Mr. Johnson), and the resumption of the debate made an Order of the Day for the next sitting.

12. **ELECTORAL DIVISIONS OF TASMANIA—PROPOSED REDISTRIBUTION.**—Mr. Kent Hughes (Minister for the Interior) moved, by leave, That the House of Representatives approves of the distribution of the State of Tasmania into Electoral Divisions, as proposed by Messrs. E. W. Dwyer, F. Miles and E. C. Botten, the Commissioners appointed for the purpose of distributing the said State into Divisions, in their Report laid before the House of Representatives on the 3rd day of May, 1955, and that the names of the Divisions suggested in the Report, and indicated on the map referred to therein, be adopted, except that the name "Braddon" be substituted for "Darwin".  
Debate adjourned (Mr. Duthie), and the resumption of the debate made an Order of the Day for the next sitting.
13. **SUSPENSION OF STANDING ORDERS.**—Sir Eric Harrison (Vice-President of the Executive Council) moved, by leave, That so much of the Standing Orders be suspended as would prevent Order of the Day No. 1, General Business, being proceeded with forthwith.  
Question—put and passed.
14. **COMMITTEE OF PRIVILEGES—SPECIAL REPORT.**—The Order of the Day having been read for the resumption of the debate on the following motion of Mr. Keon, That the Committee's request be acceded to—  
Debate resumed.  
Question—put and passed.
15. **COURTS-MARTIAL APPEALS BILL 1955—SENATE'S AMENDMENTS.**—The Order of the Day having been read for the consideration in Committee of the whole House of the Amendments made by the Senate in this Bill—  
Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole.

(In the Committee.)

The Committee proceeded to consider the Amendments, which are as follows :—

SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE.

- No. 1.—Page 7, clause 20, lines 39 to 47, leave out sub-clause (2.), insert the following sub-clause :—  
“(2.) A person is not entitled to apply for leave to appeal to the Tribunal against a conviction, other than a conviction involving sentence of death—  
(a) unless he has, within the prescribed period, lodged a petition praying that the conviction be quashed by the prescribed authority; and  
(b) subject to sub-section (2.) of the next succeeding section, unless—  
(i) he has been notified that the petition has been refused; or  
(ii) the prescribed period after the day on which the petition was lodged has expired.”.

No. 2.—Page 11, clause 30, line 20, leave out "Subject to Part V.,".

No. 3.—Page 11, clause 30, line 22, leave out "is final and conclusive", insert "is not subject to review under naval law, military law or air force law".

On the motion of Sir Philip McBride (Minister for Defence), the Amendments were agreed to, after debate.

Resolution to be reported.

The House resumed; Mr. Adermann reported accordingly.

On the motion of Sir Philip McBride, the House adopted the Report.

16. **DEFENCE FORCES RETIREMENT BENEFITS BILL 1955.**—The Order of the Day having been read for the resumption of the debate on the question, That the Bill be now read a second time—  
Debate resumed.  
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.)

Clause 1—

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

The House resumed; Mr. Adermann reported accordingly.

Resolved—That the House will, at a later hour this day, again resolve itself into the said Committee.

17. **MESSAGE FROM THE GOVERNOR-GENERAL—DEFENCE FORCES RETIREMENT BENEFITS BILL 1955.**—  
Mr. Speaker announced the receipt of the following Message from His Excellency the Governor-General :—

W. J. SLIM,  
Governor-General.

Message No. 48.

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 to amend the *Defence Forces Retirement Benefits Act 1948-1954*.

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Ordered—That the 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.*)

Sir Philip McBride (Minister for Defence) moved, That it is expedient that an appropriation of revenue be made for the purposes of a Bill for an Act to amend the *Defence Forces Retirement Benefits Act 1948-1954*.

Question—put and passed.

Resolution to be reported.

The House resumed; Mr. Adermann reported accordingly.

On the motion of Sir Philip McBride, the Resolution reported from the Committee was adopted by the House.

18. DEFENCE FORCES RETIREMENT BENEFITS BILL 1955.—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 again 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. Adermann reported accordingly.

On the motion of Sir Philip McBride (Minister for Defence), the House adopted the Report, and, by leave, the Bill was read a third time.

19. SALARIES ADJUSTMENT BILL 1955.—The Order of the Day having been read for the resumption of the debate on the question, That the Bill be now read a second time—

Debate resumed.

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, after debate.

Bill to be reported without amendment.

The House resumed; Mr. Bowden reported accordingly.

On the motion of Mr. Menzies (Prime Minister), the House adopted the Report, and the Bill was read a third time.

20. JUDGES' REMUNERATION BILL 1955.—The Order of the Day having been read for the resumption of the debate on the question, That the Bill be now read a second time—

Debate resumed.

Debate adjourned (Mr. Whitlam), and the resumption of the debate made an Order of the Day for the next sitting.

21. ADJOURNMENT.—Sir Eric Harrison (Vice-President of the Executive Council) moved, That the House do now adjourn.

Question—put and passed.

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

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except Mr. Andrews, Mr. Bryson, Mr. T. P. Burke, Mr. Cremean, Mr. Curtin, Mr. Davidson, Mr. Davies\*, Mr. Griffiths, Mr. Osborne and Mr. Webb.

\* On leave.

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