

1954-55.

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

## VOTES AND PROCEEDINGS

OF THE

## HOUSE OF REPRESENTATIVES.

No. 63.

THURSDAY, 9TH JUNE, 1955.

1. The House met, at half-past eleven o'clock a.m., pursuant to adjournment.—Mr. Speaker (the Honorable A. G. Cameron) took the Chair, and read Prayers.

2. PAPERS.—The following Papers were presented, pursuant to Statute—

Lands Acquisition Act—Land acquired for—

Defence purposes—Bendigo, Victoria.

Prime Minister's Department purposes—Brighton, Victoria.

Northern Territory (Administration) Act—Regulations—1955—

No. 2 (Food and Drugs Ordinance).

No. 3 (Health Ordinance).

No. 4 (Police and Police Offences Ordinance).

Public Service Act—Appointments—Department of Civil Aviation—B. P. McLaughlin, K. C. Parsons.

3. DISCUSSION OF MATTER OF URGENCY—COMMUNIST PARTY RELATIONSHIPS.—Mr. Speaker announced that both the honorable Member for Fawkner (Mr. W. M. Bourke) and the honorable Member for Wilmot (Mr. Duthie) had presented to him written statements of definite matters of urgent public importance proposed to be submitted to the House for discussion to-day. In accordance with the provisions of Standing Order No. 106A, he had given priority to the matter proposed by Mr. Bourke, namely, "The alliance between the Communist Party and the Evatt-Stout-Cain Labour Party in running a joint unity ticket for the elections of the Victorian Branch of the Australian Railways Union to re-establish control of the railways industry by the Communist Party under the leadership of J. J. Brown".

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 rose accordingly.

*Proposed Motion of Dissent.*—Mr. Evatt (Leader of the Opposition) proposed to move a Motion of Dissent from Mr. Speaker's Ruling that his decision under Standing Order No. 106A, that the matter proposed to be submitted to the House by the honorable Member for Fawkner is more urgent and important than the matter proposed to be submitted by the honorable Member for Wilmot, is unappealable—

And Mr. Evatt then commencing to read as a part of his Motion of Dissent the terms of the matter submitted by the honorable Member for Wilmot—

*Speaker's Ruling.*—Mr. Speaker ruled that it was not in order to read to the House the terms of the matter not selected for discussion.

*Dissent from Ruling.*—Mr. Evatt having handed in, in writing, an objection to the Ruling, moved, That this House dissents from the Ruling of Mr. Speaker that it is not competent for the Right Honorable Member for Barton to include in the Motion of Dissent which has been partly read to the House the matter proposed by the honorable Member for Wilmot under Standing Order No. 106A.

Question—That the Ruling be dissented from—put.

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

AYES, 40.

Mr. Anderson	Mr. Cope	Mr. Fitzgerald	Mr. Lemmon	Mr. Ward
Mr. Barnard	Mr. Costa	Mr. Fuller	Mr. Luchetti	Mr. Whitlam
Mr. Beazley	Mr. Coutts	Mr. Galvin	Mr. Makin	
Mr. W. M. Bourke	Mr. Crean	Mr. Greenup	Mr. McLeod	<i>Tellers:</i>
Mr. Bruce	Mr. Curtin	Mr. Griffiths	Mr. Minogue	
Mr. Calwell	Mr. Drakeford	Mr. Haylen	Mr. Morgan	Mr. Bryson
Mr. C. R. Cameron	Mr. Duthie	Mr. James	Mr. O'Connor	Mr. Daly
Mr. Chambers	Mr. Edmonds	Mr. Joshua	Mr. Russell	
Mr. Clark	Mr. Evatt	Mr. Keon	Mr. Stewart	

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## NOES, 53.

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

And so it was negatived.

Mr. Evatt then proposing to move his original Motion of Dissent—

Mr. Speaker stated that a Motion of Dissent would not be in order as no Ruling had been given. The Chair had exercised its authority pursuant to Standing Order No. 106A and had given preference to the matter submitted by the honorable Member for Fawkner.

*Member named and suspended.*—Mr. Ward addressing himself to a Point of Order—

Mr. Speaker named the honorable Member for imputing motives to the Chair.

Sir Eric Harrison (Vice-President of the Executive Council) moved, That the honorable Member for East Sydney be suspended from the service of the House.

Question—put.

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

## AYES, 51.

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

## NOES, 39.

Mr. Anderson	Mr. Clark	Mr. Edmonds	Mr. Joshua	Mr. O'Connor
Mr. Andrews	Mr. Cope	Mr. Fitzgerald	Mr. Keon	Mr. Russell
Mr. Barnard	Mr. Costa	Mr. Fuller	Mr. Lemmon	Mr. Stewart
Mr. W. M. Bourke	Mr. Coutts	Mr. Galvin	Mr. Luchetti	Mr. Ward
Mr. Bruce	Mr. Crean	Mr. Greenup	Mr. Makin	Mr. Whitlam
Mr. Calwell	Mr. Curtin	Mr. Griffiths	Mr. McLeod	<i>Tellers:</i>
Mr. C. R. Cameron	Mr. Drakeford	Mr. Haylen	Mr. Minogue	Mr. Bryson
Mr. Chambers	Mr. Duthie	Mr. James	Mr. Morgan	Mr. Daly

And so it was resolved in the affirmative.

The honorable Member was, therefore, suspended for seven days excluding the day of suspension, under Standing Order No. 302, this being his second occasion of suspension during the year, and he accordingly withdrew from the Chamber.

*Point of Order.*—Mr. Calwell raised a Point of Order as to the time when the suspension of seven days would expire.

*Speaker's Ruling.*—Mr. Speaker ruled that the suspension would extend into the next sittings of the House unless a prorogation occurred.

Mr. Bourke addressed the House on the matter of urgency.

Discussion ensued.

Ordered—That Mr. Evatt be granted an extension of time.

Discussion continued.

Ordered—That Mr. Keon be granted an extension of time.

Discussion continued.

Sir Eric Harrison moved, That the Business of the Day be called on.

Question—put and passed.

4. PRINTING COMMITTEE—SECOND REPORT.—Mr. Freeth brought up the Second Report from the Printing Committee (sitting in conference with the Printing Committee of the Senate).  
The Report was read by the Clerk, as follows:—

## REPORT.

The Printing Committee have the honour to report that they have met in Conference with the Printing Committee of the Senate.

The Joint Committee, having considered the Petitions and Papers presented to Parliament since the last meeting of the Committee, recommend that the following be printed:—

Atomic Energy Act—Australian Atomic Energy Commission—Second Annual Report and financial accounts, together with the Auditor-General's Report, for the period ended 30th June, 1954.

Commonwealth Committee on Rates of Depreciation—Report.

Commonwealth Committee on Taxation—Reports—

Depreciation.

Depreciation on Buildings.

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- Conciliation and Arbitration Act—Annual Report by the Chief Conciliation Commissioner, for year ended 7th October, 1954.
- Conciliation and Arbitration Act—Seventh Annual Report by the Chief Judge of the Commonwealth Court of Conciliation and Arbitration, for year ended 30th September, 1954.
- International Monetary Agreements Act—Annual Report on operations of the Act, and in so far as they relate to Australia, of the International Monetary Fund Agreement and the International Bank Agreement, for year 1953-54.
- 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.
- Papua—Report for year 1952-53.
- Repatriation Act—Repatriation Commission—Report for year 1953-54.
- Review of the General Agreement on Tariffs and Trade—Geneva, 8th November, 1954, to 7th March, 1955.
- Snowy Mountains Hydro-electric Power Act—Snowy Mountains Hydro-electric Authority—Fifth Annual Report, for year 1953-54.
- United Nations—General Assembly—Ninth Session, New York, 21st September to 17th December, 1954—Summary Report of Australian Delegation.

GORDON FREETH,  
For the Chairman.

9th June, 1955.

Mr. Freeth moved, by leave, That the Report be agreed to.  
Question—put and passed.

5. ORDER OF THE DAY NO. 1—SUPPLY [“GRIEVANCE DAY”].—It being past fifteen minutes to one o'clock p.m., Order of the Day No. 1 (“Grievance Day”—pursuant to Standing Order No. 291) was not called on, and the Committee of Supply was set down for a later hour this day.
6. COMMITTEE OF PRIVILEGES—REPORT.—The Order of the Day having been read for the resumption of the debate on the following motion of Mr. Keon, That the House take the Report (*relating to matters raised by the honorable Member for Yarra and the honorable Member for Fawkner on the 25th May*) into consideration forthwith—  
Debate resumed.  
Mr. Keon was granted leave to continue his speech when the debate is resumed.  
Debate adjourned, and the resumption of the debate made an Order of the Day for a later hour this day.
7. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That Order of the Day No. 3 be postponed until after Order of the Day No. 4, Government Business.
8. ST. MARYS AMMUNITION FILLING FACTORY—MINISTERIAL STATEMENT—MOTION FOR PRINTING PAPER.—The Order of the Day having been read for the resumption of the debate on the following motion of Sir Eric Harrison (Minister for Defence Production), That the Paper [*presented on the 1st June, 1955*], viz. :—  
St. Marys Ammunition Filling Factory—Ministerial Statement  
be printed—  
Debate resumed.  
Question—put and negatived.
9. COMMITTEE OF PRIVILEGES—REPORT—ARTICLES IN *Bankstown Observer*.—The Order of the Day having been read for the consideration of the Report of the Committee of Privileges relating to articles published in the *Bankstown Observer* on 28th April, and 5th, 12th and 19th May, 1955—  
Mr. Menzies (Prime Minister) moved, That the House agrees with the Committee in its Report.  
Debate ensued.  
Question—put and passed.
10. BREACH OF PRIVILEGE—ARTICLES IN *Bankstown Observer*—ATTENDANCE OF OFFENDERS AT BAR.—  
Mr. Menzies (Prime Minister) moved, That Raymond E. Fitzpatrick and Frank C. Browne be notified that at 10 a.m. to-morrow the House will hear them at the Bar before proceeding to decide what action it will take in respect of their breaches of Privilege.  
Debate ensued.  
Question—put and passed.
11. JAPAN AND THE GENERAL AGREEMENT ON TARIFFS AND TRADE—MINISTERIAL STATEMENT—MOTION FOR PRINTING PAPER.—The Order of the Day having been read for the resumption of the debate on the following motion of Mr. Menzies (Prime Minister), That the Paper [*presented on the 28th September, 1954*], viz. :—  
Japan and the General Agreement on Tariffs and Trade—Ministerial Statement—  
be printed—  
Debate resumed.  
Question—put and negatived.
12. ALTERATION OF DAY OF NEXT MEETING.—Sir Eric Harrison (Vice-President of the Executive Council) moved, That the House, at its rising, adjourn until to-morrow at ten o'clock a.m.  
Question—put and passed.

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13. MESSAGE FROM THE SENATE—JUDICIARY BILL 1955.—Mr. Speaker reported the receipt of the following Message from the Senate :—

MR. SPEAKER,

Message No. 88.

The Senate returns to the House of Representatives the Bill for “ *An Act to amend the ‘ Judiciary Act 1903–1950 ’, as amended by the ‘ Judges’ Remuneration Act 1955 ’* ”, and acquaints the House that the Senate has agreed to the Bill with the Amendment indicated by the annexed Schedule, in which Amendment the Senate requests the concurrence of the House of Representatives.

The Senate,  
Canberra, 9th June, 1955.

A. M. McMULLIN,  
President.

Ordered—That the Amendment be taken into consideration, in Committee of the whole House, at the next sitting.

14. MESSAGE FROM THE SENATE—AUSTRALIAN CAPITAL TERRITORY SUPREME COURT BILL 1955.—Mr. Speaker reported the receipt of the following Message from the Senate :—

MR. SPEAKER,

Message No. 89.

The Senate returns to the House of Representatives the Bill for “ *An Act to amend the ‘ Australian Capital Territory Supreme Court Act 1933–1950 ’, as amended by the ‘ Judges’ Remuneration Act 1955 ’* ”, and acquaints the House that the Senate has agreed to the Bill with the Amendment indicated by the annexed Schedule, in which Amendment the Senate requests the concurrence of the House of Representatives.

The Senate,  
Canberra, 9th June, 1955.

A. M. McMULLIN,  
President.

Ordered—That the Amendment be taken into consideration, in Committee of the whole House, at the next sitting.

15. 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 two minutes to six o'clock p.m., adjourned until to-morrow at ten o'clock a.m.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except Mr. Allan, Mr. Beale, Mr. Bird, Mr. Bland, Mr. Bostock, Mr. Brand, Mr. Brown, Mr. T. P. Burke, Mr. Clarey, Mr. Cremean, Mr. Davies\*, Mr. Hamilton, Mr. E. James Harrison, Mr. Johnson, Mr. Lawson, Mr. Mullens, Mr. Osborne, Mr. Peters, Mr. Pollard, Mr. Riordan, Mr. Turner, Mr. Watkins and Mr. Webb.

\*On leave.

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