

1954-55.

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

## VOTES AND PROCEEDINGS

OF THE

## HOUSE OF REPRESENTATIVES.

No. 93.

THURSDAY, 27TH OCTOBER, 1955.

1. The House met, at half-past ten o'clock a.m., pursuant to adjournment.—The Deputy Speaker (Mr. Adermann) took the Chair, and read Prayers.
2. PAPERS.—The following Papers were presented, by command of His Excellency the Governor-General—
  - International Labour Organization—Thirty-eighth Session, Geneva, June, 1955—Reports of the Australian Government, Employers' and Workers' Delegates.
  - Tariff Board—Report—Adjustable Wrenches.
 Severally ordered to lie on the Table.  
 The following Papers were presented, pursuant to Statute—
  - Canned Fruits Export Control Act—Australian Canned Fruits Board—Twenty-ninth Annual Report, for year 1954-55, together with Statement by Minister regarding the operation of the Act.
  - Commonwealth Railways Act—Report for year 1954-55.
  - Dairy Produce Export Control Act—Australian Dairy Produce Board—Thirtieth Annual Report, for year 1954-55, together with Statement by Minister regarding the operation of the Act.
  - Dried Fruits Export Control Act—Dried Fruits Control Board—Thirty-first Annual Report for year 1954-55, together with Statement by Minister regarding the operation of the Act.
  - Egg Export Control Act—Australian Egg Board—Eighth Annual Report, for year 1954-55, together with Statement by Minister regarding the operation of the Act.
  - Sugar Agreement Act—Fruit Industry Sugar Concession Committee—Twenty-fourth Annual Report, for year ended 31st August, 1955.
  - Whaling Industry Act—Australian Whaling Commission—Sixth Annual Report, for year 1st April, 1954, to 31st March, 1955.
  - Wine Overseas Marketing Act—Australian Wine Board—Twenty-seventh Annual Report, for year 1954-55, together with Statement by Minister regarding the operation of the Act.
3. PUBLIC ACCOUNTS COMMITTEE—REPORT.—Mr. Bland (Chairman) brought up the following Report from the Joint Committee of Public Accounts :—
  - Twenty-third Report—Department of Civil Aviation—Progress Report.
 Ordered to be printed.
4. DISCUSSION OF MATTER OF URGENCY—WAR SERVICE HOMES.—Mr. Barnard having proposed to Mr. Deputy Speaker that a definite matter of urgent public importance be submitted to the House for discussion, namely, "The administration of the War Service Homes Division, particularly in regard to the waiting period, and the failure of the Government to provide the Division with sufficient finance to meet the home requirements of eligible approved applicants for homes"—
  - Mr. Deputy 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. Barnard addressed the House.
  - Discussion ensued.
  - Mr. McMahon (Minister for Social Services) moved, That the Business of the Day be called on.
  - Question—put.

27th October, 1955.

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

AYES, 47.				
Mr. Allan	Mr. Davis	Mr. Haworth	Mr. Mackinnon	Mr. Swartz
Mr. Anthony	Mr. Dean	Mr. Holt	Mr. McColm	Mr. Timson
Mr. Bate	Mr. Downer	Mr. Hulme	Mr. McEwen	Mr. Turnbull
Mr. Beale	Mr. Drummond	Mr. Jack	Mr. McLeay	Mr. Turner
Mr. Bland	Mr. Drury	Mr. Kent Hughes	Mr. McMahon	Mr. Wentworth
Mr. Bowden	Mr. Failes	Mr. Lawrence	Mr. Opperman	
Mr. Brand	Mr. Fairbairn	Mr. Leslie	Mr. Osborne	Tellers:
Mr. Brimblecombe	Mr. Fairhall	Mr. Lindsay	Sir E. Page	
Mr. D. A. Cameron	Mr. Francis	Mr. Luck	Mr. Pearce	Mr. Davidson
Mr. Cramer	Sir E. Harrison	Mr. Lucock	Mr. Robertson	Mr. Gullett
NOES, 41.				
Mr. Andrews	Mr. Coutts	Mr. Greenup	Mr. Lawson	Mr. Riordan
Mr. Barnard	Mr. Crean	Mr. Griffiths	Mr. Lemmon	Mr. Stewart
Mr. Bird	Mr. Curtin	Mr. E. James	Mr. Makin	Mr. Ward
Mr. Bruce	Mr. Davies	Harrison	Mr. McLeod	Mr. Whitlam
Mr. Calwell	Mr. Drakeford	Mr. Haylen	Mr. Minogue	
Mr. C. R. Cameron	Mr. Duthie	Mr. James	Mr. Morgan	Tellers:
Mr. Clarey	Mr. Edmonds	Mr. Johnson	Mr. Mullens	
Mr. Clark	Mr. A. D. Fraser	Mr. Joshua	Mr. O'Connor	Mr. Daly
Mr. Cope	Mr. Fuller	Mr. Keon	Mr. Peters	Mr. Fitzgerald

And so it was resolved in the affirmative.

5. **SUSPENSION OF STANDING ORDERS.**—Sir Eric Harrison (Vice-President of the Executive Council) moved, pursuant to notice, That for the remainder of this week so much of the Standing Orders be suspended as would prevent the introduction by Ministers of Bills without notice and the passing of such Bills through all stages without delay.  
Question—put and passed.
6. **CUSTOMS TARIFF VALIDATION BILL 1955.**—Sir Eric Harrison (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.  
Sir Eric Harrison 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.  
Sir Eric Harrison moved, by leave, That the Bill be now read a second time.  
Debate adjourned (Mr. Clarey), and the resumption of the debate made an Order of the Day for a later hour this day.
7. **EXCISE TARIFF VALIDATION BILL 1955.**—Sir Eric Harrison (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.  
Sir Eric Harrison 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.  
Sir Eric Harrison moved, by leave, That the Bill be now read a second time.  
Debate adjourned (Mr. Clarey), and the resumption of the debate made an Order of the Day for a later hour this day.
8. **CONCILIATION AND ARBITRATION BILL 1955.**—Mr. Holt (Minister for Labour and National Service) moved, pursuant to notice, That he have leave to bring in a Bill for an Act to amend the *Conciliation and Arbitration Act 1904–1952*, as amended by the *Judges' Remuneration Act 1955* and by the *Salaries Adjustment Act 1955*.  
Question—put and passed.  
Mr. Holt 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. Holt moved, by leave, That the second reading be made an Order of the Day for a later hour this day.  
Question—put and passed.
9. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered—That Order of the Day No. 1, Government Business, be postponed until a later hour this day.
10. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That Orders of the Day Nos. 2 to 5 be postponed until after Orders of the Day Nos. 6 to 8, Government Business.
11. **TRADESMEN'S RIGHTS REGULATION 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. Deputy 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. McLeay reported accordingly.  
On the motion of Mr. Holt (Minister for Labour and National Service), the House adopted the Report, and, by leave, the Bill was read a third time.

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12. RE-ESTABLISHMENT AND EMPLOYMENT 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. Deputy 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. Bowden reported accordingly.  
On the motion of Mr. Holt (Minister for Labour and National Service), the House adopted the Report, and, by leave, the Bill was read a third time.

13. COAL INDUSTRY 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. Deputy 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. Bowden reported accordingly.  
On the motion of Mr. Holt (Minister for Labour and National Service), the House adopted the Report, and, by leave, the Bill was read a third time.

14. POSTPONEMENT OF ORDERS OF THE DAY.—Sir Eric Harrison (Vice-President of the Executive Council) moved, That Orders of the Day Nos. 2 to 5, Government Business, be postponed until a later hour this day.  
Debate ensued.  
Question—put and passed.

15. NATIONAL HEALTH 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.  
The House divided (The Deputy Speaker, Mr. Adermann, in the Chair)—

AYES, 44.

Mr. Allan	Mr. Cramer	Mr. Fairhall	Mr. Kent Hughes	Sir E. Page
Mr. Anthony	Mr. Davis	Mr. Falkinder	Mr. Lawrence	Mr. Pearce
Mr. Bate	Mr. Dean	Mr. Francis	Mr. Leslie	Mr. Robertson
Mr. Beale	Mr. Downer	Sir E. Harrison	Mr. Lindsay	Mr. Turnbull
Mr. Bland	Mr. Drummond	Mr. Hasluck	Mr. Luck	Mr. Turner
Mr. Bowden	Mr. Drury	Mr. Haworth	Mr. Lucock	Mr. Wentworth
Mr. Brand	Sir A. Fadden	Mr. Holt	Mr. Mackinnon	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Failes	Mr. Hulme	Mr. Opperman	Mr. Davidson
Mr. D. A. Cameron	Mr. Fairbairn	Mr. Jack	Mr. Osborne	Mr. Gullett

NOES, 40.

Mr. Anderson	Mr. Cope	Mr. Greenup	Mr. Luchetti	Mr. Stewart
Mr. Andrews	Mr. Costa	Mr. E. James	Mr. Makin	Mr. Ward
Mr. Barnard	Mr. Coutts	Harrison	Mr. McLeod	Mr. Whitlam
Mr. W. M. Bourke	Mr. Crean	Mr. Haylen	Mr. Minogue	<i>Tellers:</i>
Mr. T. P. Burke	Mr. Curtin	Mr. James	Mr. Morgan	
Mr. Calwell	Mr. Drakeford	Mr. Johnson	Mr. Mullens	
Mr. C. R. Cameron	Mr. Duthie	Mr. Joshua	Mr. O'Connor	Mr. Daly
Mr. Clarey	Mr. Edmonds	Mr. Keon	Mr. Peters	Mr. Fitzgerald
Mr. Clark	Mr. Fuller	Mr. Lawson	Mr. Riordan	

And so it was resolved in the affirmative.—Bill read a second time.  
Mr. Deputy Speaker left the Chair, and the House resolved itself into a Committee of the Whole.

(In the Committee.)

Clauses 1 to 3 agreed to.  
Clause 4—

Mr. E. James Harrison moved the following amendment :—Page 2, lines 38–40, and page 3, lines 1–9, omit all words from and including the word “ but ” to and including the word “ amendment ”.  
Question—That the words proposed to be omitted stand part of the clause—put.  
The Committee divided (The Temporary Chairman, Mr. Bowden, in the Chair)—

AYES, 43.

Mr. Allan	Mr. Davis	Mr. Francis	Mr. Lawrence	Mr. Pearce
Mr. Anthony	Mr. Dean	Mr. Gullett	Mr. Leslie	Mr. Robertson
Mr. Bate	Mr. Downer	Sir E. Harrison	Mr. Lindsay	Mr. Turnbull
Mr. Beale	Mr. Drummond	Mr. Hasluck	Mr. Luck	Mr. Turner
Mr. Bland	Mr. Drury	Mr. Haworth	Mr. Lucock	Mr. Wentworth
Mr. Brand	Sir A. Fadden	Mr. Holt	Mr. Mackinnon	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Failes	Mr. Hulme	Mr. McCole	Mr. Davidson
Mr. D. A. Cameron	Mr. Fairbairn	Mr. Jack	Mr. Osborne	Mr. Opperman
Mr. Cramer	Mr. Fairhall	Mr. Kent Hughes	Sir E. Page	

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Mr. Anderson	Mr. Cope	NOES, 39.	Mr. Luchetti	Mr. Ward
Mr. Andrews	Mr. Costa	Mr. Greenup	Mr. Makin	Mr. Whitlam
Mr. Barnard	Mr. Coutts	Mr. E. James	Mr. McLeod	
Mr. W. M. Bourke	Mr. Crean	Harrison	Mr. Minogue	<i>Tellers:</i>
Mr. T. P. Burke	Mr. Curtin	Mr. Haylen	Mr. Morgan	
Mr. Calwell	Mr. Drakeford	Mr. Johnson	Mr. O'Connor	Mr. Daly
Mr. C. R. Cameron	Mr. Duthie	Mr. Joshua	Mr. Peters	Mr. Fitzgerald
Mr. Clarey	Mr. Edmonds	Mr. Keon	Mr. Riordan	
Mr. Clark	Mr. Fuller	Mr. Lawson	Mr. Stewart	

And so it was resolved in the affirmative.

Clause agreed to.

Clauses 5 to 22, by leave, taken together, and agreed to, after debate.

Clause 23 debated—

Question—That the clause be agreed to—put.

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

Mr. Allan	Mr. Davis	AYES, 42.	Mr. Lawrence	Mr. Robertson
Mr. Anthony	Mr. Dean	Mr. Falkinder	Mr. Leslie	Mr. Turnbull
Mr. Bate	Mr. Downer	Mr. Francis	Mr. Lindsay	Mr. Turner
Mr. Beale	Mr. Drummond	Sir E. Harrison	Mr. Luck	Mr. Wentworth
Mr. Bland	Mr. Drury	Mr. Hasluck	Mr. Lucock	
Mr. Brand	Mr. Fadden	Mr. Haworth	Mr. Mackinnon	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Failes	Mr. Holt	Mr. Osborne	
Mr. D. A. Cameron	Mr. Fairbairn	Mr. Hulme	Sir E. Page	Mr. Davidson
Mr. Cramer	Mr. Fairhall	Mr. Jack	Mr. Pearce	Mr. Opperman
		Mr. Kent Hughes		

Mr. Anderson	Mr. Cope	NOES, 35.	Mr. Lawson	Mr. Ward
Mr. Barnard	Mr. Costa	Mr. Fuller	Mr. Luchetti	Mr. Whitlam
Mr. W. M. Bourke	Mr. Coutts	Mr. Greenup	Mr. McLeod	
Mr. T. P. Burke	Mr. Crean	Mr. E. James	Mr. Minogue	<i>Tellers:</i>
Mr. Calwell	Mr. Curtin	Harrison	Mr. Morgan	
Mr. C. R. Cameron	Mr. Drakeford	Mr. Haylen	Mr. O'Connor	Mr. Daly
Mr. Clarey	Mr. Duthie	Mr. James	Mr. Peters	Mr. Fitzgerald
Mr. Clark	Mr. Edmonds	Mr. Johnson	Mr. Riordan	
		Mr. Joshua		

And so it was resolved in the affirmative.

Remainder of 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 Sir Earle Page (Minister for Health), the House adopted the Report.

Sir Earle Page moved, by leave, That the Bill be now read a third time.

Debate ensued.

Question—put and passed.—Bill read a third time.

16. CONCILIATION AND ARBITRATION BILL 1955.—The Order of the Day having been read for the second reading—Mr. Holt (Minister for Labour and National Service) moved, That the Bill be now read a second time.

Debate ensued.

Question—put and passed.—Bill read a second time.

Mr. Deputy 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. Bowden reported accordingly.

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

17. LOAN (CANADIAN DOLLARS) 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.

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

Mr. Allan	Mr. Davis	AYES, 42.	Mr. Luck	Mr. Swartz
Mr. Anthony	Mr. Dean	Sir E. Harrison	Mr. Lucock	Mr. Turnbull
Mr. Bate	Mr. Drury	Mr. Hasluck	Mr. Mackinnon	Mr. Turner
Mr. Beale	Sir A. Fadden	Mr. Holt	Mr. McEwen	Mr. Wentworth
Mr. Bland	Mr. Failes	Mr. Hulme	Mr. Opperman	
Mr. Bowden	Mr. Fairbairn	Mr. Jack	Mr. Osborne	<i>Tellers:</i>
Mr. Brand	Mr. Fairhall	Mr. Kent Hughes	Sir E. Page	
Mr. Brimblecombe	Mr. Falkinder	Mr. Lawrence	Mr. Pearce	Mr. Davidson
Mr. Cramer	Mr. Francis	Mr. Leslie	Mr. Robertson	Mr. Gullett
		Mr. Lindsay		

Mr. Anderson	Mr. Clark	NOES, 27.	Mr. Johnson	Mr. Peters
Mr. Barnard	Mr. Cope	Mr. Drakeford	Mr. Joshua	Mr. Ward
Mr. T. P. Burke	Mr. Costa	Mr. Fuller	Mr. Luchetti	
Mr. Calwell	Mr. Coutts	Mr. Griffiths	Mr. McLeod	<i>Tellers:</i>
Mr. C. R. Cameron	Mr. Crean	Mr. E. James	Mr. Minogue	Mr. Fitzgerald
Mr. Clarey	Mr. Curtin	Harrison	Mr. O'Connor	Mr. Whitlam
		Mr. Haylen		

And so it was resolved in the affirmative.—Bill read a second time.

27th October, 1955.

Mr. Deputy 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 debated.

Closure.—Mr. Holt (Minister for Labour and National Service) moved, That the question be now put.

Question—That the question be now put—put.

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

AYES, 40.				
Mr. Bate	Mr. Drummond	Mr. Hasluck	Mr. Luck	Mr. Turner
Mr. Beale	Mr. Drury	Mr. Haworth	Mr. Mackinnon	Mr. Wentworth
Mr. Bland	Sir A. Fadden	Mr. Holt	Mr. McColm	
Mr. Brand	Mr. Failes	Mr. Hulme	Mr. McEwen	
Mr. Brimblecombe	Mr. Fairbairn	Mr. Jack	Mr. Osborne	<i>Tellers:</i>
Mr. Cramer	Mr. Fairhall	Mr. Kent Hughes	Sir E. Page	
Mr. Davis	Mr. Francis	Mr. Lawrence	Mr. Pearce	Mr. Davidson
Mr. Dean	Mr. Gullett	Mr. Leslie	Mr. Swartz	Mr. Opperman
Mr. Downer	Sir E. Harrison	Mr. Lindsay	Mr. Turnbull	
NOES, 30.				
Mr. Anderson	Mr. Clarey	Mr. Duthie	Mr. Keon	Mr. Whitlam
Mr. Andrews	Mr. Cope	Mr. Fuller	Mr. Luchetti	
Mr. Barnard	Mr. Costa	Mr. Griffiths	Mr. McLeod	<i>Tellers:</i>
Mr. W. M. Bourke	Mr. Coutts	Mr. E. James	Mr. Minogue	
Mr. T. P. Burke	Mr. Crean	Harrison	Mr. O'Connor	Mr. Daly
Mr. Calwell	Mr. Curtin	Mr. Haylen	Mr. Stewart	Mr. Fitzgerald
Mr. C. R. Cameron	Mr. Drakeford	Mr. Joshua	Mr. Ward	

And so it was resolved in the affirmative.

And the question—That the Bill be agreed to—was put accordingly, and passed.

Bill to be reported without amendment.

The House resumed; Mr. Bowden reported accordingly.

On the motion of Sir Arthur Fadden (Treasurer) the House adopted the Report, and the Bill was read a third time.

18. PUBLIC ACCOUNTS COMMITTEE—REPORT.—Mr. Bland (Chairman) brought up the following Report from the Joint Committee of Public Accounts:—

Twenty-second Report—Aluminium Production Commission—Part II.

Ordered to be printed.

19. PAPER.—The following Paper was presented, pursuant to Statute—

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 1954–55.

20. LOAN CONSOLIDATION AND INVESTMENT RESERVE 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. Deputy 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. Bowden reported accordingly.

On the motion of Sir Arthur Fadden (Treasurer) the House adopted the Report, and the Bill was read a third time.

21. INCOME TAX AND SOCIAL SERVICES CONTRIBUTION ASSESSMENT 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. Deputy 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. Bowden reported accordingly.

On the motion of Mr. Hasluck (Minister for Territories), the House adopted the Report, and, by leave, the Bill was read a third time.

27th October, 1955.

22. **WAYS AND MEANS—INCOME TAX AND SOCIAL SERVICES CONTRIBUTION.**—The House, according to Order, resolved itself into the Committee of Ways and Means.

(*In the Committee.*)

Consideration resumed of the motion moved by Sir Arthur Fadden (Treasurer) on the 26th October, 1955 (*see pages 373-6*).

Motion agreed to.

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

The House resumed ; Mr. Bowden reported accordingly.

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

Sir Eric Harrison (Vice-President of the Executive Council) 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.

On the motion of Sir Arthur Fadden, the Resolution reported from the Committee was adopted by the House.

Ordered—That Sir Arthur Fadden and Sir Eric Harrison do prepare and bring in a Bill to carry out the foregoing Resolution.

23. **INCOME TAX AND SOCIAL SERVICES CONTRIBUTION BILL 1955.**—Sir Arthur Fadden (Treasurer) then brought up a Bill intituled "*A Bill for an Act to impose upon Incomes a Tax by the name of Income Tax and Social Services Contribution*", and moved, That it be now read a first time.

Question—put and passed.—Bill read a first time.

Sir Arthur Fadden moved, That the Bill be now read a second time.

Question—put and passed.—Bill read a second time.

Mr. Deputy 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. Bowden reported accordingly.

On the motion of Sir Arthur Fadden, the House adopted the Report, and the Bill was read a third time.

24. **AUSTRALIAN CAPITAL TERRITORY AND JERVIS BAY (LANDS ACQUISITION) 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. Deputy 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. Bowden reported accordingly.

On the motion of Mr. Kent Hughes (Minister for the Interior), the House adopted the Report, and, by leave, the Bill was read a third time.

25. **NORTHERN TERRITORY (ADMINISTRATION) 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. Deputy 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. Bowden reported accordingly.

On the motion of Mr. Hasluck (Minister for Territories), the House adopted the Report, and, by leave, the Bill was read a third time.

26. **CUSTOMS TARIFF VALIDATION 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. Deputy Speaker left the Chair, and the House resolved itself into a Committee of the Whole.

27th October, 1955.

*(In the Committee.)*

Bill, by leave, taken as a whole, and agreed to.  
Bill to be reported without amendment.

The House resumed; Mr. Bowden reported accordingly.  
On the motion of Sir Eric Harrison (Minister representing the Minister for Trade and Customs), the House adopted the Report, and, by leave, the Bill was read a third time.

27. EXCISE TARIFF VALIDATION 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—  
Question—put and passed.—Bill read a second time.  
Mr. Deputy 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. Bowden reported accordingly.  
On the motion of Sir Eric Harrison (Minister representing the Minister for Trade and Customs), the House adopted the Report, and, by leave, the Bill was read a third time.

28. MESSAGE FROM THE SENATE—LANDS ACQUISITION BILL 1955.—Mr. Deputy Speaker reported the receipt of the following Message from the Senate:—

MR. DEPUTY SPEAKER,

*Message No. 101.*

The Senate returns to the House of Representatives the Bill for "An Act to make provision for the Acquisition by the Commonwealth of Land required for Public Purposes and for dealing with Land so acquired, and for other purposes", and acquaints the House that the Senate has agreed to the Bill with the Amendments indicated by the annexed Schedule, in which Amendments the Senate requests the concurrence of the House of Representatives.

A. M. McMULLIN,  
President.

The Senate,  
Canberra, 27th October, 1955.

Ordered—That the Amendments be taken into consideration, in Committee of the whole House, at a later hour this day.

29. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That Orders of the Day Nos. 12 and 13, Government Business, be postponed until a later hour this day.
30. AUSTRALIAN NATIONAL UNIVERSITY—REPORT—PRINTING OF 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 5th October, 1955*], viz. :—  
Australian National University Act—Australian National University—Report for 1954—  
be printed—  
Debate resumed.  
Question—put and passed.
31. PRINTING COMMITTEE—THIRD REPORT.—Mr. Drury brought up the Third 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 has the honour to report that it has 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, recommends that the following be printed:—

Papua—Report for year 1953-54.

War Service Homes Act—Annual Report for year 1954-55.

E. NIGEL DRURY,  
*for the Vice-Chairman.*

27th October, 1955.

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

32. MESSAGES FROM THE SENATE.—Messages from the Senate were reported returning the following Bills without amendment:—  
27th October, 1955—*Message*—  
No. 99—Appropriation 1955-56 (*without requests*).  
No. 100—Appropriation (Works and Services) 1955-56.
33. PAPERS.—The following Papers were presented, pursuant to Statute—  
Northern Territory (Administration) Act—Regulations—1955—No. 7 (Supply of Services Ordinance).  
Superannuation Act—Superannuation Board—Thirty-first Annual Report, for year 1952-53.

27th October, 1955.

34. LANDS ACQUISITION 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. Deputy 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 2, clause 4, after—

“ Division 3.—Determination of Compensation by Agreement (Sections 23–24).”  
insert—

“ Division 3A.—Determination of Compensation by Arbitration (Sections 24A–24B).”

No. 2—Page 3, clause 5, after the definition of “ mortgagor ”, insert the following definition :—

“ ‘ notice to treat ’ means a notice to treat for the sale of land to the Commonwealth given under section eight A of this Act ; ”.

No. 3—Page 3, clause 5, lines 9 and 10, leave out the definition of “ public purpose ”, insert the following definition :—

“ ‘ public purpose ’ means a purpose in respect of which the Parliament has power to make laws, and, in relation to land in a Territory of the Commonwealth, includes any purpose in relation to that Territory ; ”.

No. 4—Page 4, after clause 8, insert the following clause in Division 3 :—

“ 8A.—(1.) The Minister shall not recommend to the Governor-General the acquisition by the Commonwealth of land by compulsory process unless he has first caused to be served upon each of the owners of the land, or such of them as can, after diligent inquiry, be ascertained, a notice inviting the person on whom the notice is served to treat with the Minister for the sale to the Commonwealth of the interest of that person in the land.

“ (2.) Where service on an owner cannot be effected under the last preceding sub-section in accordance with section sixty-three of this Act, service on that owner may be effected by causing a copy of the notice to treat to be published in a newspaper circulating in the district in which the land is situated and—

(a) if the land is occupied—leaving a copy of the notice to treat with the occupier ; or

(b) if the land is not occupied—affixing, if practicable, a copy of the notice to treat to a conspicuous part of the land,

and the notice to treat shall be deemed to have been so served on the day on which the copy is so published, is so left with the occupier or is so affixed, whichever last occurs.

“ (3.) A person served with a notice to treat in respect of land may, not later than fourteen days after the service of the notice, furnish to the Minister particulars of—

(a) the interest claimed by him in the land ;

(b) the amount for which he is agreeable to sell to the Commonwealth his interest in the land ; and

(c) the name and address of any other person known to him to have an interest in the land and the nature of that interest.

“ (4.) Upon receipt of the particulars referred to in the last preceding sub-section the Minister may treat with the person furnishing the particulars for the acquisition of the interest of that person in the land by the Commonwealth by agreement and may enter into an agreement with that person for that acquisition subject, where the authorization of the Governor-General is required under section seven of this Act, to that authorization.

“ (5.) The Minister may, by notice in writing to a person served with a notice to treat, withdraw the notice to treat.

“ (6.) Where the owner of an interest in land, being a person who has furnished the particulars referred to in sub-section (3.) of this section, suffers loss by reason of the notice to treat in respect of the land having been given and withdrawn, the Commonwealth is liable to pay to him such compensation as is determined by agreement between the owner and the Minister or, in the absence of agreement, by action by the owner against the Commonwealth in a court of competent jurisdiction.

“ (7.) In the last preceding sub-section, ‘ court of competent jurisdiction ’ has the same meaning as in section eighteen of this Act.

“ (8.) This section does not apply in a case in which the Minister certifies that there are special reasons why the section should not apply.”

No. 5—Page 4, clause 9, lines 15 to 17, leave out sub-clause (1.), insert the following sub-clauses :—

“ (1.) Without prejudice to the liability of the Commonwealth under any contract for the acquisition of land by agreement, where—

(a) a period of twenty-eight days has expired after the service of a notice to treat, or of notices to treat, in relation to land ; or

(b) the Minister has given a certificate under sub-section (8.) of section eight A of this Act in relation to land,



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the Minister may recommend to the Governor-General that the land or any interest in the land (not including an interest in respect of which a notice to treat has been withdrawn) be acquired by the Commonwealth by compulsory process.

"(1A.) The Governor-General may, on the recommendation of the Minister under the last preceding sub-section, authorize the acquisition of land by compulsory process for a public purpose approved by the Governor-General."

No. 6—Page 4, clause 9, after sub-clause (4.), insert the following sub-clause:—

"(5.) An authorization by the Governor-General under sub-section (1A.) of this section shall not be invalidated or called in question by reason of any failure to comply with any of the provisions of this Act."

No. 7—Page 5, clause 11, lines 20 to 29, leave out sub-clause (4.).

No. 8—Page 11, after clause 24, insert the following heading and clauses:—

*" Division 3A.—Determination of Compensation by Arbitration.*

"24A.—(1.) The Minister and a claimant may, instead of determining by agreement the amount of compensation to be paid in respect of the acquisition of any land by compulsory process, agree to submit the determination of that amount to arbitration in accordance with this section. Determination of claim by arbitration.

"(2.) Where an agreement for arbitration is so made, the law relating to arbitration (other than the law relating to the enforcement of awards made upon an arbitration) of such State or Territory of the Commonwealth as is specified for the purpose in the agreement applies, subject to the agreement, to and in relation to the agreement and to and in relation to the arbitration under the agreement.

"24B.—(1.) If, at any time after an agreement for arbitration is made in relation to a claim by a person in respect of an interest in land and before the award is made upon the arbitration in pursuance of that agreement, another person makes a claim for compensation in relation to that interest or another interest in that land or the Minister learns of another person who may be entitled to make such a claim, the Minister may revoke the agreement. Revocation of agreement to arbitrate.

"(2.) Where the Minister revokes an agreement under the last preceding sub-section, the Commonwealth is liable to pay the reasonable costs of and incidental to the agreement and, if the arbitration has commenced, of and incidental to the arbitration."

No. 9—Page 11, clause 25, line 42, after " may ", insert " , unless an agreement for the determination of the compensation by arbitration is in force,".

No. 10—Page 13, clause 26, line 34, after " agreement ", insert " , by arbitration ".

No. 11—Page 13, clause 26, line 37, after " section ", insert " , or proceedings in an arbitration in respect of the claim,".

No. 12—Page 14, clause 27, line 28, after " court ", insert " , or an award upon an arbitration,".

No. 13—Page 15, clause 32, line 35, after " agreement ", insert " , by arbitration ".

No. 14—Page 16, clause 33, line 24, after " determined ", insert " upon an arbitration or ".

No. 15—Page 16, clause 33, line 29, after " is ", insert " determined upon an arbitration or is ".

No. 16—Page 23, clause 50, after sub-clause (2.), insert the following new sub-clauses:—

"(3.) Where land has been acquired either by agreement or by compulsory process under this Act or the Acts repealed by this Act and, within seven years after the date of acquisition, it is proposed to dispose of the land in pursuance of paragraph (a) of sub-section (1.) of this section, regard shall be had to the general principle that, in such cases, the land should, where practicable, be first offered for sale to the former owner at a reasonable price.

"(4.) The last preceding sub-section does not apply where the Commonwealth has, since the date of acquisition, made substantial improvements to the land.

"(5.) A person contracting or otherwise dealing with the Commonwealth is not concerned to inquire whether the requirements of this section have been complied with, and the title of such a person to land acquired from the Commonwealth is not affected by any failure to comply with those requirements.

"(6.) In this section ' the former owner ', in relation to land, means—

(a) where only one person had an interest in the land at the date of acquisition and that person is still alive or, in the case of a company, in existence—that person; or

(b) in any other case—such person or persons (if any) as the Minister, in his absolute discretion, having regard to the interests that existed in the land at the date of acquisition, considers to be fairly entitled to the benefit of sub-section (3.) of this section in relation to the land."

No. 17—Page 26, after clause 63, insert the following clause:—

"63A.—(1.) The Acts specified in the first column of the First Schedule to this Act are amended as respectively set out in the second column of that Schedule. Consequential amendments of certain Acts.

"(2.) An Act specified in the first column of the Second Schedule to this Act, as amended by this Act, may be cited in the manner specified in the second column of that Schedule opposite to the reference to that Act in the first column.

"(3.) Notwithstanding the amendments made by sub-section (1.) of this section, the provisions of the Acts amended by that sub-section, as in force immediately before the date of commencement of this Act, continue to apply, as if this Act had not been passed, in relation to the acquisition of land acquired or agreed to be acquired before that date and in relation to compensation in respect of any such acquisition or in respect of any other thing done before that date,".

27th and 28th October, 1955.

No. 18—Page 26, after clause 64, add the following Schedules :—

## THE SCHEDULES.

## FIRST SCHEDULE.

Section 63A (1.).

## AMENDMENTS OF ACTS.

First Column. Acts amended.	Second Column. Amendments.
<i>Commonwealth Railways Act 1917-1954, as amended by the Salaries Adjustment Act 1955</i>	Section 63— Omit from sub-section (2.) " <i>Lands Acquisition Act 1906-1916</i> ", insert " <i>Lands Acquisition Act 1955</i> " Omit from sub-section (3.) "any lands dedicated, reserved, or set apart for public parks or recreation grounds", insert "land referred to in sub-section (2.) of section six of the <i>Lands Acquisition Act 1955</i> "
<i>Lighthouses Act 1911-1949</i> .. .. .	Section 6A— Omit from sub-section (3.) " <i>Lands Acquisition Act 1906</i> ", insert " <i>Lands Acquisition Act 1955</i> "
<i>Salaries Adjustment Act 1955</i> .. .. .	Second Schedule— Omit— " <i>Commonwealth Railways Act 1917-1954</i>   <i>Commonwealth Railways Act 1917-1955</i> "
<i>Snowy Mountains Hydro-electric Power Act 1949-1952</i> ..	Section 33— Omit sub-sections (4.) and (5.) and insert the following sub-section :— "(4.) The provisions of section eighteen of the <i>Lands Acquisition Act 1955</i> apply in relation to the determination of compensation payable by the Authority under this Part in like manner as they apply in relation to the determination of compensation payable under that section, except that the references in that section to the Minister and to the Commonwealth shall be read as references to the Authority."
<i>War Service Homes Act 1918-1954</i> .. .. .	Section 16— Omit from sub-section (2.) " <i>Lands Acquisition Act 1906-1916</i> " insert " <i>Lands Acquisition Act 1955</i> "

## SECOND SCHEDULE.

Section 63A (2.).

## CITATION OF ACTS AMENDED.

First Column.	Second Column.
<i>Commonwealth Railways Act 1917-1954, as amended by the Salaries Adjustment Act 1955</i>	<i>Commonwealth Railways Act 1917-1955</i>
<i>Lighthouses Act 1911-1949</i> .. .. .	<i>Lighthouses Act 1911-1955</i>
<i>Snowy Mountains Hydro-electric Power Act 1949-1952</i> ..	<i>Snowy Mountains Hydro-electric Power Act 1949-1955</i>
<i>War Service Homes Act 1918-1954</i> .. .. .	<i>War Service Homes Act 1918-1955</i>

On the motion of Mr. Kent Hughes (Minister for the Interior), the Amendments were agreed to, after debate.

Resolution to be reported.

The House resumed; Mr. Bowden reported accordingly.

On the motion of Mr. Kent Hughes, the House adopted the Report.

*Suspension of Sitting.*—At twenty-nine minutes to twelve o'clock midnight, Mr. Deputy Speaker left the Chair.

The House continuing to sit until after midnight—

FRIDAY, 28TH OCTOBER, 1955.

*Resumption of Sitting.*—At ten o'clock a.m., Mr. Deputy Speaker resumed the Chair.

27th and 28th October, 1955.

35. MESSAGES FROM THE SENATE.—Messages from the Senate were reported returning the following Bills without amendment :—

27th October, 1955—*Message*—

No. 102—Commonwealth Aid Roads 1955.

No. 103—War Pensions Appropriation 1955.

28th October, 1955, a.m.—*Message*—

No. 104—Western Australia Grant (Water Supply) 1955.

No. 105—States Grants (Special Financial Assistance) 1955.

No. 106—Tobacco Industry 1955.

No. 107—Tobacco Charges Assessment 1955.

No. 108—Tobacco Charge (No. 1) 1955 (*without requests*).

No. 109—Tobacco Charge (No. 2) 1955 (*without requests*).

No. 110—Tobacco Charge (No. 3) 1955 (*without requests*).

No. 111—Customs Tariff Validation 1955 (*without requests*).

No. 112—Excise Tariff Validation 1955 (*without requests*).

No. 113—Loan (War Service Land Settlement) 1955.

No. 114—Meat Export Control 1955.

No. 115—States Grants (Mental Institutions) 1955.

No. 116—International Finance Corporation 1955.

No. 117—Loan (Housing) 1955.

No. 118—States Grants 1955.

No. 119—Tradesmen's Rights Regulation 1955.

No. 120—Re-establishment and Employment 1955.

No. 121—Coal Industry 1955.

No. 122—Conciliation and Arbitration 1955.

No. 123—National Health 1955.

No. 124—Loan (Canadian Dollars) 1955.

No. 125—Loan Consolidation and Investment Reserve 1955.

No. 126—Income Tax and Social Services Contribution Assessment 1955.

No. 127—Income Tax and Social Services Contribution 1955 (*without requests*).

36. LEAVE OF ABSENCE TO ALL MEMBERS.—Sir Eric Harrison (Vice-President of the Executive Council) moved, That leave of absence be given to every Member of the House of Representatives from the determination of this sitting of the House to the date of its next sitting.

Question—put and passed.

37. SPECIAL ADJOURNMENT.—Sir Eric Harrison (Vice-President of the Executive Council) moved, That the House, at its rising, adjourn until a date and hour to be fixed by Mr. Speaker, which time of meeting shall be notified by Mr. Speaker to each Member by telegram or letter.

Debate ensued.

Question—put and passed.

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

Question—put and passed.

And the House, at nineteen minutes past ten o'clock a.m., adjourned until a date and hour to be fixed by Mr. Speaker, and to be notified by him to each Member by telegram or letter as determined by Resolution of the House at this sitting.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except Mr. Beazley, Mr. Bostock, Mr. Bryson\*, Mr. A. G. Cameron\*, Mr. Casey\*, Mr. Chambers\*, Mr. Cremean, Mr. Freeth, Mr. Galvin, Mr. Hamilton, Mr. Joske\*, Sir Philip McBride, Mr. Pollard, Mr. Russell, Mr. Townley, Mr. Watkins, Mr. Webb, Mr. Wheeler\* and Mr. Wight.

\* On leave.

A. A. TREGEAR,  
Clerk of the House of Representatives.

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## MESSAGES FROM HIS EXCELLENCY THE GOVERNOR-GENERAL.

### ASSENT TO BILLS.

The following Messages from His Excellency the Governor-General intimating that His Excellency, in the name and on behalf of Her Majesty, had assented to the following Bills, were received after the adjournment of the House on the 28th October, 1955 :—

- 28th October, 1955—*Message—No. 81—*  
 Appropriation 1955-56.  
 Appropriation (Works and Services) 1955-56.
- 2nd November, 1955—*Message—No. 82—*  
 Commonwealth Aid Roads 1955.  
 States Grants (Special Financial Assistance) 1955.  
 Loan (Housing) 1955.  
 States Grants 1955.
- 3rd November, 1955—*Message—No. 83—*  
 War Pensions Appropriation 1955.  
 Customs Tariff Validation 1955.  
 Excise Tariff Validation 1955.  
 Loan (War Service Land Settlement) 1955.  
 Meat Export Control 1955.  
 Tradesmen's Rights Regulation 1955.  
 Coal Industry 1955.  
 Conciliation and Arbitration 1955.  
 Loan Consolidation and Investment Reserve 1955.
- 4th November, 1955—*Message—*  
*No. 84—*Australian Capital Territory and Jervis Bay (Lands Acquisition) 1955.  
 Northern Territory (Administration) 1955.  
*No. 85—*Re-establishment and Employment 1955.  
 Tobacco Industry 1955.  
 Tobacco Charges Assessment 1955.  
 Tobacco Charge (No. 1) 1955.  
 Tobacco Charge (No. 2) 1955.  
 Tobacco Charge (No. 3) 1955.  
 Income Tax and Social Services Contribution Assessment 1955.  
 Income Tax and Social Services Contribution 1955.  
 Western Australia Grant (Water Supply) 1955.  
 Loan (Canadian Dollars) 1955.  
 International Finance Corporation 1955.  
 States Grants (Mental Institutions) 1955.  
 National Health 1955.  
 Lands Acquisition 1955.