

1959.

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

VOTES AND PROCEEDINGS  
OF THE  
HOUSE OF REPRESENTATIVES.

No. 30.

THURSDAY, 14TH MAY, 1959.

1. The House met, at half-past ten o'clock a.m., pursuant to adjournment.—Mr. Speaker (the Honorable J. McLeay) took the Chair, and read Prayers.
2. PETITIONS.—Mr. Makin presented a Petition from certain citizens of the Commonwealth praying that the Government will make provision, by means of a Referendum, for the alteration of certain sections of the Constitution which relate to the aboriginal people of Australia.  
Petition received and read.  
Similar Petitions were presented by Mr. Courtney and Mr. Uren, and were severally received.
3. MINISTERIAL ARRANGEMENTS.—Mr. McEwen (Acting Prime Minister) informed the House that, during the absence abroad of Mr. Cramer, Mr. Hulme (Minister for Supply) would act as Minister for the Army.
4. PAPERS.—The following Papers were presented, pursuant to Statute—  
Customs Act—Regulations—Statutory Rules 1959, No. 31.  
Defence Act—Regulations—Statutory Rules 1959, No. 30.  
Northern Territory (Administration) Act—Ordinance—1959—No. 9—Public Service.  
War Precautions Act Repeal Act—Regulations—Statutory Rules 1959, No. 29.
5. PRINTING COMMITTEE—SECOND REPORT.—Mr. Lucock (Chairman) 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 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, and certain other Papers presented during the last Parliament, recommends that the following be printed:—

Reports and Recommendations of the Australian Broadcasting Control Board to the Postmaster-General on applications for commercial television licences in—

Sydney and Melbourne areas.

Brisbane and Adelaide areas.

Brisbane and Adelaide areas (Supplementary Report).

Perth and Hobart areas.

Reports of the Australian Delegations to the conferences of the Inter-Parliamentary Union—

45th Conference held at Bangkok, November, 1956.

46th Conference held at London, September, 1957.

47th Conference held at Rio de Janeiro, July-August, 1958.

Report to the General Assembly of the United Nations on Administration of Nauru for year 1957-58.

Twenty-fifth General Report of the Parliamentary Standing Committee on Public Works.

PHILIP E. LUCCOCK,  
Chairman.

13th May, 1959.

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

14th May, 1959.

6. MESSAGE FROM THE SENATE.—A Message from the Senate was reported returning the following Bill without requests:—  
13th May, 1959—*Message No. 43*—Appropriation (No. 2) 1958–59.
7. DISCUSSION OF MATTER OF URGENCY—HEALTH SERVICES.—Mr. Speaker informed the House that Mr. Clay had proposed that a definite matter of urgent public importance be submitted to the House for discussion, namely, “The failure of the Government to provide adequate health services”.  
The proposed discussion having received the necessary support—  
Mr. Clay addressed the House.  
Discussion ensued.  
Mr. McMahon (Minister for Labour and National Service) having been called upon to speak—  
Mr. Daly moved; That the honorable Member for Grayndler be now heard.  
Question—put.  
The House divided (The Deputy Speaker, Mr. Chaney, in the Chair)—

## AYES, 30.

|              |                  |             |              |                 |
|--------------|------------------|-------------|--------------|-----------------|
| Mr. Barnard  | Mr. Daly         | Mr. Jones   | Mr. Pollard  | <i>Tellers:</i> |
| Mr. Bryant   | Mr. A. D. Fraser | Mr. Kearney | Mr. Reynolds |                 |
| Mr. Clark    | Mr. Galvin       | Mr. Lawson  | Mr. Russell  | Mr. Luchetti    |
| Mr. Clay     | Mr. Griffiths    | Mr. Makin   | Mr. Sexton   | Mr. Stewart     |
| Mr. Cope     | Mr. Harrison     | Mr. McIvor  | Mr. Thompson |                 |
| Mr. Costa    | Mr. Haylen       | Mr. Minogue | Mr. Ward     |                 |
| Mr. Courtney | Mr. Johnson      | Mr. Peters  | Mr. Whitlam  |                 |

## NOES, 59.

|                |                   |                  |                    |                 |
|----------------|-------------------|------------------|--------------------|-----------------|
| Mr. Adermann   | Mr. Bury          | Mr. Fairbairn    | Mr. Howson         | Mr. Pearce      |
| Mr. Allan      | Mr. D. A. Cameron | Mr. Fairhall     | Mr. Hulme          | Mr. Robertson   |
| Mr. Anderson   | Mr. Casey         | Mr. Falkinder    | Mr. Jack           | Mr. Snedden     |
| Mr. Anthony    | Mr. Cash          | Mr. Forbes       | Mr. Joske          | Mr. Stokes      |
| Mr. Aston      | Mr. Chresby       | Mr. Fox          | Mr. Kelly          | Mr. Timson      |
| Mr. Bandidt    | Mr. Cleaver       | Mr. J. M. Fraser | Sir W. Kent Hughes | Mr. Turner      |
| Mr. Barnes     | Mr. Cramer        | Mr. Halbert      | Mr. Killen         | Mr. Wentworth   |
| Sir G. Barwick | Mr. Davis         | Mr. Hamilton     | Mr. King           | Mr. Wight       |
| Mr. Bland      | Mr. Dean          | Mr. Hasluck      | Mr. Lucock         | Mr. Wilson      |
| Mr. Bowden     | Mr. Drury         | Mr. Haworth      | Mr. Mackinnon      | <i>Tellers:</i> |
| Mr. Browne     | Mr. Erwin         | Mr. Holt         | Mr. McMahon        | Mr. Opperman    |
| Mr. Buchanan   | Mr. Failes        | Mr. Holten       | Mr. Osborne        | Mr. Turnbull    |

And so it was negatived.

Mr. Daly rising to address the House—

Mr. Holt (Treasurer) moved, That the Business of the Day be called on.

Question—put and passed.

8. MATRIMONIAL CAUSES BILL 1959.—Sir Garfield Barwick (Attorney-General) moved, pursuant to notice, That he have leave to bring in a Bill for an Act relating to Marriage and to Divorce and Matrimonial Causes and, in relation thereto, Parental Rights and the Custody and Guardianship of Infants.  
Question—put and passed.
9. COMMONWEALTH AID ROADS BILL 1959—SENATE'S AMENDMENT.—The House, according to Order, resolved itself into a Committee of the Whole to consider the Amendment made by the Senate.

*(In the Committee.)*

## SCHEDULE OF THE AMENDMENT MADE BY THE SENATE.

Page 4, clause 6, lines 14 to 17, leave out sub-clause (3.), insert the following sub-clause:—

“(3.) Information furnished by a State under sub-section (1.) of this section shall not be accepted for the purposes of that sub-section unless it is certified to be correct by the Auditor-General of the State.”.

On the motion of Mr. Holt (Treasurer), the Amendment was agreed to.

Resolution to be reported.

The House resumed; Mr. Bowden reported accordingly.

On the motion of Mr. Holt, the House adopted the Report.

10. MESSAGE FROM THE GOVERNOR-GENERAL—ASSENT TO BILLS.—A Message from His Excellency the Governor-General was announced informing the House that His Excellency, in the name and on behalf of Her Majesty, had assented to the following Bills:—  
13th May, 1959—*Message No. 28*—  
Aliens 1959.  
International Monetary Agreements 1959.
11. PAPERS.—The following Papers were presented, pursuant to Statute—  
Public Service Arbitration Act—Determinations—1959—  
Nos. 16, 17 and 18—Amalgamated Postal Workers' Union of Australia.  
No. 19—North Australian Workers' Union.  
No. 20—Australian Broadcasting Commission Staff Association.

14th May, 1959.

12. **BANKRUPTCY BILL 1959.**—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.  
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 Sir Garfield Barwick (Attorney-General), the House adopted the Report, and, by leave, the Bill was read a third time.

13. **JUDICIARY BILL 1959.**—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.  
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 Garfield Barwick (Attorney-General), the House adopted the Report, and, by leave, the Bill was read a third time.

14. **AUSTRALIAN CAPITAL TERRITORY SUPREME COURT BILL 1959.**—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.  
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 Garfield Barwick (Attorney-General), the House adopted the Report, and, by leave, the Bill was read a third time.

15. **STATUTORY DECLARATIONS BILL 1959.**—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.  
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 Garfield Barwick (Attorney-General), the House adopted the Report, and, by leave, the Bill was read a third time.

16. **HOUSING LOANS GUARANTEES (AUSTRALIAN CAPITAL TERRITORY) BILL 1959.**—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.  
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. Cramer (Minister for the Army), the House adopted the Report, and, by leave, the Bill was read a third time.

14th May, 1959.

17. HOUSING LOANS GUARANTEES (NORTHERN TERRITORY) BILL 1959.—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.  
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. Robertson (Minister for Social Services), the House adopted the Report, and, by leave, the Bill was read a third time.

18. GOLD-MINING INDUSTRY ASSISTANCE BILL 1959.—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 by Mr. Clarey who moved, as an amendment, That all words after “ That ” be omitted with a view to inserting the following words in place thereof:—“ the Bill be withdrawn and re-drafted with a view to providing that the bonus should also be paid on gold recovered from gold mine dumps and tailings ”.  
Debate continued.  
Question—That the words proposed to be omitted stand part of the question—put.  
The House divided (The Speaker, Mr. McLeay, in the Chair)—

## AYES, 60.

|                  |                   |                  |                    |                 |
|------------------|-------------------|------------------|--------------------|-----------------|
| Mr. Allan        | Mr. D. A. Cameron | Mr. Fairbairn    | Mr. Jack           | Mr. Stokes      |
| Mr. Anderson     | Mr. Casey         | Mr. Fairhall     | Mr. Joske          | Mr. Turner      |
| Mr. Anthony      | Mr. Cash          | Mr. Falkinder    | Mr. Kelly          | Mr. Wentworth   |
| Mr. Aston        | Mr. Chaney        | Mr. Fox          | Sir W. Kent Hughes | Mr. Wheeler     |
| Mr. Bandidt      | Mr. Chresby       | Mr. J. M. Fraser | Mr. Killen         | Mr. Wight       |
| Mr. Barnes       | Mr. Cleaver       | Mr. Halbert      | Mr. King           | Mr. Wilson      |
| Mr. Bate         | Mr. Cramer        | Mr. Hamilton     | Mr. Lucock         |                 |
| Mr. Bland        | Mr. Davis         | Mr. Hasluck      | Mr. Mackinnon      | <i>Tellers:</i> |
| Mr. Bowden       | Mr. Dean          | Mr. Haworth      | Mr. McMahon        |                 |
| Mr. Brimblecombe | Mr. Drummond      | Mr. Holt         | Mr. Osborne        | Mr. Opperman    |
| Mr. Browne       | Mr. Drury         | Mr. Holten       | Mr. Pearce         | Mr. Turnbull    |
| Mr. Buchanan     | Mr. Erwin         | Mr. Howson       | Mr. Robertson      |                 |
| Mr. Bury         | Mr. Failes        | Mr. Hulme        | Mr. Snedden        |                 |

## NOES, 32.

|                   |                  |              |              |                 |
|-------------------|------------------|--------------|--------------|-----------------|
| Mr. Barnard       | Mr. Clay         | Mr. Galvin   | Mr. Minogue  | Mr. Ward        |
| Mr. Bryant        | Mr. Cope         | Mr. Harrison | Mr. Peters   | Mr. Whitlam     |
| Mr. Cairns        | Mr. Costa        | Mr. Haylen   | Mr. Pollard  |                 |
| Mr. Calwell       | Mr. Courtney     | Mr. Johnson  | Mr. Reynolds | <i>Tellers:</i> |
| Mr. C. R. Cameron | Mr. Crean        | Mr. Jones    | Mr. Russell  |                 |
| Mr. Clarey        | Mr. Daly         | Mr. Luchetti | Mr. Sexton   | Mr. Duthie      |
| Mr. Clark         | Mr. A. D. Fraser | Mr. Makin    | Mr. Uren     | Mr. Stewart     |

And so it was resolved in the affirmative.

Question—That the Bill be now read a second time—put and passed.—Bill read a second time.  
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. Holt (Treasurer), the House adopted the Report.  
Mr. Holt moved, That the Bill be now read a third time.  
Debate ensued.  
Question—put and passed.—Bill read a third time.

19. PAPER.—The following Paper was presented, by command of His Excellency the Governor-General—  
The Australian Economy, 1959.  
Ordered to lie on the Table.
20. SUSPENSION OF STANDING ORDERS—EXTENDED TIME FOR SPEECH.—Mr. Holt (Treasurer) moved, by leave, That so much of the Standing Orders be suspended as would prevent Sir Garfield Barwick (Attorney-General) making his speech on the second reading of the Matrimonial Causes Bill without limitation of time.  
Question—put and passed.
21. MATRIMONIAL CAUSES BILL 1959.—Sir Garfield Barwick (Attorney-General), pursuant to leave given this day, brought up a Bill intituled “ A Bill for an Act relating to Marriage and to Divorce and Matrimonial Causes and, in relation thereto, Parental Rights and the Custody and Guardianship of Infants ”.  
Bill read a first time.  
Sir Garfield Barwick moved, by leave, That the Bill be now read a second time.  
Debate adjourned (Mr. Evatt—Leader of the Opposition), and the resumption of the debate made an Order of the Day for the next sitting.

14th May, 1959.

22. DISCHARGE OF ORDER OF THE DAY.—Mr. Holt (Treasurer) moved, by leave, That the following Order of the Day, Government Business, be discharged:—  
 14. Navuneram Incident—Native Fatalities—Report of Commission of Inquiry—Motion for Printing Paper—Resumption of debate upon the motion, That the Paper be printed.  
 Question—put and passed.
23. PRINTING OF PAPER.—Mr. Holt (Treasurer) moved, by leave, That the following Paper, laid on the Table of the House on the 19th February last, be printed:—  
 Navuneram Incident, New Britain—Report of Commission of Inquiry (Volume VIII).  
 Question—put and passed.
24. PAPERS.—The following Papers were presented, pursuant to Statute—  
 Customs Tariff—Order—Customs (Intermediate Tariff) No. 10.  
 Customs Tariff (Primage Duties)—Orders—Customs Tariff (Primage Duties) Nos. 9, 10 and 11.
25. WESTERN AUSTRALIA GRANT (NORTHERN DEVELOPMENT) BILL 1959.—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.  
 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. Wight reported accordingly.  
 On the motion of Mr. Holt (Treasurer), the House adopted the Report, and the Bill was read a third time.

26. INTERNATIONAL AFFAIRS—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. Casey (Minister for External Affairs), That the Paper [*presented on the 23rd April, 1959*], viz.:—  
 International Affairs—Ministerial Statement, 23rd April, 1959—  
 be printed—  
 Debate resumed.  
 Debate adjourned (Mr. Kelly), and the resumption of the debate made an Order of the Day for the next sitting.
27. MESSAGES FROM THE SENATE.—Messages from the Senate were reported returning the following Bills without amendment:—  
 14th May, 1959—*Message*—  
 No. 44—Appropriation (Works and Services) (No. 2) 1958–59.  
 No. 45—Supply 1959–60 (*without requests*).  
 No. 46—Supply (Works and Services) 1959–60.  
 No. 47—Conciliation and Arbitration 1959.  
 No. 48—Public Service Arbitration 1959.  
 No. 49—Gold-Mining Industry Assistance 1959.  
 No. 50—Cellulose Acetate Flake Bounty 1959.  
 No. 51—Rayon Yarn Bounty 1959.
28. SPECIAL ADJOURNMENT.—Mr. Robertson (Minister for Social Services) 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.  
 Question—put and passed.
29. LEAVE OF ABSENCE TO ALL MEMBERS.—Mr. Robertson (Minister for Social Services) 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.
30. ADJOURNMENT.—Mr. Robertson (Minister for Social Services) moved, That the House do now adjourn.  
 Question—put and passed.
- And then the House, at eleven o'clock p.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. Bird, Mr. Davidson, Mr. Davies, Mr. Downer, Mr. Fulton, Mr. Lindsay, Mr. McColm, Mr. Menzies, Mr. Murray, Mr. O'Connor, Mr. Riordan, Mr. Swartz and Mr. Townley.

A. G. TURNER,  
 Clerk of the House of Representatives.