

1960.

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 THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.
 

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## VOTES AND PROCEEDINGS

OF THE

 HOUSE OF REPRESENTATIVES.
 

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 No. 62.
 

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 THURSDAY, 10<sup>TH</sup> NOVEMBER, 1960.

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. AUSTRALIAN UNIVERSITIES COMMISSION—REPORT—MINISTERIAL STATEMENT—MOTION FOR PRINTING PAPER.—The following Paper was presented, pursuant to Statute:—  
 Australian Universities Commission Act—Australian Universities Commission—Report on Australian Universities 1958–1963.  
 Mr. Menzies (Prime Minister), by leave, made a Ministerial Statement with reference to matters dealt with in the Report, and moved, That the Paper be printed.  
 Debate adjourned (Mr. Calwell—Leader of the Opposition), and the resumption of the debate made an Order of the Day for the next sitting.
3. RADIOACTIVITY SAMPLING OF ATMOSPHERE—MINISTERIAL STATEMENT.—Mr. Hulme (Minister for Supply), by leave, made a Ministerial Statement with reference to investigations proposed to be carried out in Australia in association with the United States Government into radioactivity in the upper atmosphere.
4. NATIONAL LIBRARY BILL 1960.—Mr. Menzies (Prime Minister) moved, pursuant to notice, That he have leave to bring in a Bill for an Act relating to the National Library of Australia.  
 Question—put and passed.  
 Bill brought up, and read a first time.  
 Mr. Menzies moved, by leave, That the Bill be now read a second time.  
 Debate adjourned (Mr. Haylen), and the resumption of the debate made an Order of the Day for the next sitting.
5. CRIMES BILL 1960.—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—*And on the Amendment moved thereto by Mr. Calwell (Leader of the Opposition), viz.:*—That all words after “ That ” be omitted with a view to inserting the following words in place thereof:—“ the Bill be withdrawn and redrafted because it fails to repeal objectionable features of the Crimes Act, including political and industrial offences and the death penalty, and because it introduces new offences infringing freedom of speech, writing and action by individuals and organizations innocent of disloyal intent, and because, in particular, it fails—
  - (a) to preserve the rule of law and the principles of natural justice in trials for these offences;
  - (b) to establish the principle of trial by jury for all these offences;
  - (c) to achieve certainty and precision in the definition of these offences;
  - (d) to ensure the application of long established rules excluding evidence of the character of an accused person on trial for these offences;
  - (e) to provide means of specifying enemy countries which or enemy persons whom it will be an offence to assist, and
  - (f) to guarantee liberty bona fide to express criticisms and to seek alteration of the policy of the Australian or any other Government ”—
 Debate resumed.  
 Closure.—Mr. Pearce moved, That the question be now put.  
 Question—That the question be now put—put.

19th November, 1960.

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

AYES, 58.

Mr. Adermann	Mr. Bury	Mr. Drury	Mr. Howson	Mr. Osborne
Mr. Allan	Mr. D. A. Cameron	Mr. Erwin	Mr. Jess	Mr. Robertson
Mr. Anderson	Mr. Cash	Mr. Failes	Mr. Kelly	Mr. Stokes
Mr. Anthony	Mr. Chaney	Mr. Fairbairn	Sir W. Kent Hughes	Mr. Swartz
Mr. Aston	Mr. Chresby	Mr. Forbes	Mr. King	Mr. Townley
Mr. Bandidt	Mr. Cleaver	Mr. J. M. Fraser	Mr. Lindsay	Mr. Turner
Mr. Barnes	Mr. Cramer	Mr. Freeth	Mr. Lucock	Mr. Wheeler
Sir G. Barwick	Mr. Davidson	Mr. Halbert	Mr. Mackinnon	Mr. Whittorn
Mr. Bowden	Mr. Davis	Mr. Hamilton	Mr. McColm	
Mr. Brimblecombe	Mr. Dean	Mr. Hasluck	Mr. McEwen	<i>Tellers:</i>
Mr. Browne	Mr. Downer	Mr. Haworth	Mr. McMahon	Mr. Pearce
Mr. Buchanan	Mr. Drummond	Mr. Holt	Mr. Murray	Mr. Turnbull

NOES, 35.

Mr. Barnard	Mr. Crean	Mr. James	Mr. O'Connor	Mr. Whitlam
Mr. Beazley	Mr. Curtin	Mr. Johnson	Mr. Peters	
Mr. Bird	Mr. Daly	Mr. Jones	Mr. Reynolds	<i>Tellers:</i>
Mr. Bryant	Mr. A. D. Fraser	Mr. Kearney	Mr. Riordan	
Mr. C. R. Cameron	Mr. Galvin	Mr. Luchetti	Mr. Sexton	Mr. Duthie
Mr. Clark	Mr. Griffiths	Mr. Makin	Mr. Thompson	Mr. Stewart
Mr. Clay	Mr. Harrison	Mr. McIvor	Mr. Uren	
Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Ward	

And so it was resolved in the affirmative.

And the question—That the words proposed to be omitted stand part of the question—being accordingly put—

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

AYES, 60.

Mr. Adermann	Mr. D. A. Cameron	Mr. Failes	Mr. Kelly	Mr. Stokes
Mr. Allan	Mr. Cash	Mr. Fairbairn	Sir W. Kent Hughes	Mr. Swartz
Mr. Anderson	Mr. Chaney	Mr. Falkinder	Mr. King	Mr. Townley
Mr. Anthony	Mr. Chresby	Mr. Forbes	Mr. Lindsay	Mr. Turner
Mr. Aston	Mr. Cleaver	Mr. J. M. Fraser	Mr. Lucock	Mr. Wheeler
Mr. Bandidt	Mr. Cramer	Mr. Freeth	Mr. Mackinnon	Mr. Whittorn
Mr. Barnes	Mr. Davidson	Mr. Halbert	Mr. McColm	
Sir G. Barwick	Mr. Davis	Mr. Hamilton	Mr. McEwen	
Mr. Bowden	Mr. Dean	Mr. Hasluck	Mr. McMahon	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Downer	Mr. Haworth	Mr. Menzies	
Mr. Browne	Mr. Drummond	Mr. Holt	Mr. Murray	Mr. Pearce
Mr. Buchanan	Mr. Drury	Mr. Howson	Mr. Osborne	Mr. Turnbull
Mr. Bury	Mr. Erwin	Mr. Jess	Mr. Robertson	

NOES, 36.

Mr. Barnard	Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Ward
Mr. Beazley	Mr. Crean	Mr. James	Mr. O'Connor	Mr. Whitlam
Mr. Bird	Mr. Curtin	Mr. Johnson	Mr. Peters	
Mr. Bryant	Mr. Daly	Mr. Jones	Mr. Reynolds	
Mr. Calwell	Mr. A. D. Fraser	Mr. Kearney	Mr. Riordan	<i>Tellers:</i>
Mr. C. R. Cameron	Mr. Galvin	Mr. Luchetti	Mr. Sexton	
Mr. Clark	Mr. Griffiths	Mr. Makin	Mr. Thompson	Mr. Duthie
Mr. Clay	Mr. Harrison	Mr. McIvor	Mr. Uren	Mr. Stewart

And so it was resolved in the affirmative.

Question—That the Bill be now read a second time—put.

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

AYES, 60.

Mr. Adermann	Mr. D. A. Cameron	Mr. Failes	Mr. Kelly	Mr. Stokes
Mr. Allan	Mr. Cash	Mr. Fairbairn	Sir W. Kent Hughes	Mr. Swartz
Mr. Anderson	Mr. Chaney	Mr. Falkinder	Mr. King	Mr. Townley
Mr. Anthony	Mr. Chresby	Mr. Forbes	Mr. Lindsay	Mr. Turner
Mr. Aston	Mr. Cleaver	Mr. J. M. Fraser	Mr. Lucock	Mr. Wheeler
Mr. Bandidt	Mr. Cramer	Mr. Freeth	Mr. Mackinnon	Mr. Whittorn
Mr. Barnes	Mr. Davidson	Mr. Halbert	Mr. McColm	
Sir G. Barwick	Mr. Davis	Mr. Hamilton	Mr. McEwen	
Mr. Bowden	Mr. Dean	Mr. Hasluck	Mr. McMahon	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Downer	Mr. Haworth	Mr. Menzies	
Mr. Browne	Mr. Drummond	Mr. Holt	Mr. Murray	Mr. Pearce
Mr. Buchanan	Mr. Drury	Mr. Howson	Mr. Osborne	Mr. Turnbull
Mr. Bury	Mr. Erwin	Mr. Jess	Mr. Robertson	

NOES, 36.

Mr. Barnard	Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Ward
Mr. Beazley	Mr. Crean	Mr. James	Mr. O'Connor	Mr. Whitlam
Mr. Bird	Mr. Curtin	Mr. Johnson	Mr. Peters	
Mr. Bryant	Mr. Daly	Mr. Jones	Mr. Reynolds	
Mr. Calwell	Mr. A. D. Fraser	Mr. Kearney	Mr. Riordan	<i>Tellers:</i>
Mr. C. R. Cameron	Mr. Galvin	Mr. Luchetti	Mr. Sexton	
Mr. Clark	Mr. Griffiths	Mr. Makin	Mr. Thompson	Mr. Duthie
Mr. Clay	Mr. Harrison	Mr. McIvor	Mr. Uren	Mr. Stewart

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

The House resolved itself into a Committee of the Whole.

10th November, 1960.

(In the Committee.)

Clause 1—

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

The House resumed; Mr. Bowden reported accordingly.

Ordered—That the House will, at the next sitting, again resolve itself into the said Committee.

6. MESSAGE FROM THE SENATE.—A Message from the Senate was reported returning the following Bill without requests:—

10th November, 1960—Message No. 54—Appropriation 1960–61.

7. ADJOURNMENT.—Sir Garfield Barwick (Attorney-General) moved, That the House do now adjourn.

Closure.—Sir Garfield Barwick moved, That the question be now put.

Question—That the question be now put—put.

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

AYES, 57.

Mr. Adermann	Mr. Bury	Mr. Drury	Mr. Howson	Mr. Robertson
Mr. Allan	Mr. D. A. Cameron	Mr. Erwin	Mr. Jess	Mr. Stokes
Mr. Anderson	Mr. Cash	Mr. Failes	Mr. Kelly	Mr. Swartz
Mr. Anthony	Mr. Chaney	Mr. Fairbairn	Sir W. Kent Hughes	Mr. Townley
Mr. Aston	Mr. Chresby	Mr. Forbes	Mr. King	Mr. Turner
Mr. Bandidt	Mr. Cleaver	Mr. J. M. Fraser	Mr. Lindsay	Mr. Wheeler
Mr. Barnes	Mr. Cramer	Mr. Freeth	Mr. Lucock	Mr. Whittorn
Sir G. Barwick	Mr. Davidson	Mr. Halbert	Mr. Mackinnon	
Mr. Bowden	Mr. Davis	Mr. Hamilton	Mr. McColm	
Mr. Brimblecombe	Mr. Dean	Mr. Hasluck	Mr. McMahon	<i>Tellers:</i>
Mr. Browne	Mr. Downer	Mr. Haworth	Mr. Murray	Mr. Pearce
Mr. Buchanan	Mr. Drummond	Mr. Holt	Mr. Osborne	Mr. Turnbull

NOES, 35.

Mr. Barnard	Mr. Crean	Mr. James	Mr. O'Connor	Mr. Whitlam
Mr. Beazley	Mr. Curtin	Mr. Johnson	Mr. Peters	
Mr. Bird	Mr. Daly	Mr. Jones	Mr. Reynolds	
Mr. Bryant	Mr. A. D. Fraser	Mr. Kearney	Mr. Riordan	
Mr. C. R. Cameron	Mr. Galvin	Mr. Luchetti	Mr. Sexton	<i>Tellers:</i>
Mr. Clark	Mr. Griffiths	Mr. Makin	Mr. Thompson	
Mr. Clay	Mr. Harrison	Mr. McIvor	Mr. Uren	Mr. Duthie
Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Ward	Mr. Stewart

And so it was resolved in the affirmative.

And the question—That the House do now adjourn—was put accordingly, and passed.

And then the House, at thirteen minutes to twelve o'clock midnight, adjourned until Tuesday next at half-past two o'clock p.m.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except Mr. Beaton, Mr. Cope\*, Mr. Costa\*, Mr. Davies, Mr. Fulton, Mr. Jack, Mr. Killen, Mr. Lawson\*, Mr. Pollard, Mr. Russell\*, Mr. Wentworth\*, Mr. Wight and Mr. Wilson.

\* On leave.

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