

1960.

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

VOTES AND PROCEEDINGS  
OF THE  
HOUSE OF REPRESENTATIVES.

No. 66.

TUESDAY, 22ND NOVEMBER, 1960.

1. The House met, at half-past two o'clock p.m., pursuant to adjournment.—Mr. Speaker (the Honorable J. McLeay) took the Chair, and read Prayers.
2. PAPERS.—The following Papers were presented, pursuant to Statute—  
 Customs Tariff—Order—Customs (Intermediate Tariff) No. 33.  
 Defence Act—Regulations—Statutory Rules 1960, No. 91.  
 Lands Acquisition Act—Land acquired for defence purposes— Georges Heights, New South Wales.  
 Public Service Act—  
     Appointments—Department—  
         Prime Minister—V. A. Cook.  
         Repatriation—M. Z. Tuch.  
     Supply—R. W. Andersen, D. Bastin, J. Chamen, D. C. Deland, M. H. Golding,  
         F. Hudson, J. H. Liddle, J. C. Platts, C. L. Robinson, W. G. Young.  
     Regulations—Statutory Rules 1960, Nos. 92, 93.
3. MESSAGES FROM THE GOVERNOR-GENERAL—ASSENT TO BILLS.—Messages from His Excellency the Governor-General were announced informing the House that His Excellency, in the name and on behalf of Her Majesty, had assented to the following Bills:—  
     17th November, 1960—*Message No. 43*—Appropriation (Works and Services) 1960–61.  
     19th November, 1960—*Message No. 44*—  
         Customs Tariff (No. 3) 1960.  
         Customs Tariff (Canadian Preference) (No. 2) 1960.  
         Customs Tariff (Canada Preference) 1960.  
         Customs Tariff (New Zealand Preference) (No. 2) 1960.  
         Customs Tariff (Federation of Rhodesia and Nyasaland Preference) (No. 2) 1960.  
         Excise Tariff (No. 2) 1960.
4. DECLARATION OF CRIMES BILL 1960 AS URGENT BILL—LIMITATION OF DEBATE.—Sir Garfield Barwick (Attorney-General) declared that the Crimes Bill 1960 was an Urgent Bill.  
     Question—That the Bill be considered an Urgent Bill—put.  
     The House divided (The Speaker, Mr. McLeay, in the Chair)—

AYES, 63.

Mr. Adermann	Mr. Cash	Mr. Failes	Mr. Holten	Mr. Osborne
Mr. Allan	Mr. Chaney	Mr. Fairbairn	Mr. Howson	Sir E. Page
Mr. Anderson	Mr. Chresby	Mr. Fairhall	Mr. Hulme	Mr. Robertson
Mr. Aston	Mr. Cleaver	Mr. Falkinder	Mr. Jack	Mr. Snedden
Mr. Bandidt	Mr. Cramer	Mr. Forbes	Mr. Jess	Mr. Townley
Mr. Barnes	Mr. Davidson	Mr. Fox	Mr. Kelly	Mr. Turner
Sir G. Barwick	Mr. Davis	Mr. J. M. Fraser	Mr. King	Mr. Whittorn
Mr. Bate	Mr. Dean	Mr. Freeth	Mr. Lucock	Mr. Wight
Mr. Bowden	Mr. Downer	Mr. Halbert	Mr. Mackinnon	Mr. Wilson
Mr. Brimblecombe	Mr. Drummond	Mr. Hamilton	Mr. McColm	
Mr. Buchanan	Mr. Drury	Mr. Hasluck	Mr. McMahon	<i>Tellers:</i>
Mr. Bury	Mr. England	Mr. Haworth	Mr. Menzies	Mr. Pearce
Mr. D. A. Cameron	Mr. Erwin	Mr. Holt	Mr. Opperman	Mr. Turnbull

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## NOES, 38.

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

And so it was resolved in the affirmative.

*Allotment of Time.*—Sir Garfield Barwick then moved, That the time allotted in connexion with the Bill be as follows:—

(a) For the Committee stage—

- (i) clause 23, proposed section 24AA, until 5.20 p.m. this day.
- (ii) clause 23, proposed section 24AB, until 8.50 p.m. this day.
- (iii) remainder of clause 23, until 9.5 p.m. this day.
- (iv) proposed new clause 23A, until 9.10 p.m. this day.
- (v) proposed new clause 23B, until 9.40 p.m. this day.
- (vi) clauses 24 to 26, until 9.45 p.m. this day.
- (vii) proposed new clause 26A, until 10.15 p.m. this day.
- (viii) clauses 27 to 48, until 10.45 p.m. this day.
- (ix) clause 49, until 4.45 p.m., Wednesday, 23rd November.
- (x) remainder of Committee stage, until 5.45 p.m., Wednesday, 23rd November.

(b) For the remaining stages, until 6 p.m., Wednesday, 23rd November.

Debate ensued.

The time allowed by Standing Order No. 92 for the discussion of the motion having expired—

Question—put.

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

## AYES, 65.

Mr. Adermann	Mr. Chaney	Mr. Fairhall	Mr. Jack	Mr. Snedden
Mr. Allan	Mr. Chresby	Mr. Falkinder	Mr. Jess	Mr. Townley
Mr. Anderson	Mr. Cleaver	Mr. Forbes	Mr. Kelly	Mr. Turner
Mr. Anthony	Mr. Cramer	Mr. Fox	Mr. King	Mr. Wheeler
Mr. Aston	Mr. Davidson	Mr. J. M. Fraser	Mr. Lucock	Mr. Whittorn
Mr. Bandidt	Mr. Davis	Mr. Freeth	Mr. Mackinnon	Mr. Wight
Mr. Barnes	Mr. Dean	Mr. Halbert	Mr. McCollm	Mr. Wilson
Sir G. Barwick	Mr. Downer	Mr. Hamilton	Mr. McMahon	
Mr. Bowden	Mr. Drummond	Mr. Hasluck	Mr. Menzies	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Drury	Mr. Haworth	Mr. Murray	
Mr. Buchanan	Mr. England	Mr. Holt	Mr. Opperman	Mr. Pearce
Mr. Bury	Mr. Erwin	Mr. Holten	Mr. Osborne	Mr. Turnbull
Mr. D. A. Cameron	Mr. Failes	Mr. Howson	Sir E. Page	
Mr. Cash	Mr. Fairbairn	Mr. Hulme	Mr. Robertson	

## NOES, 39.

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

And so it was resolved in the affirmative.

5. **CRIMES BILL 1960.**—The House, according to Order, resolved itself into a Committee of the Whole for the further consideration of the Bill.

(In the Committee.)

Clause 23—

Proposed section 24AA—

On the motion of Mr. Whitlam, the following amendment was made, after debate:—

Page 12, line 2, omit "in an attempt", insert "with intent".

Mr. Whitlam moved the following further amendment:—Page 12, line 4, omit "or sabotage".

Debate continued.

Question—That the words proposed to be omitted stand part of the proposed section—put.

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

## AYES, 60.

Mr. Adermann	Mr. Cash	Mr. Falkinder	Mr. Kelly	Mr. Townley
Mr. Allan	Mr. Chresby	Mr. Fox	Sir W. Kent Hughes	Mr. Turner
Mr. Anderson	Mr. Cleaver	Mr. J. M. Fraser	Mr. King	Mr. Wheeler
Mr. Anthony	Mr. Cramer	Mr. Halbert	Mr. Lucock	Mr. Whittorn
Mr. Aston	Mr. Davidson	Mr. Hamilton	Mr. Mackinnon	Mr. Wight
Mr. Bandidt	Mr. Davis	Mr. Hasluck	Mr. McMahon	Mr. Wilson
Mr. Barnes	Mr. Dean	Mr. Haworth	Mr. Murray	
Sir G. Barwick	Mr. Downer	Mr. Holt	Mr. Opperman	<i>Tellers:</i>
Mr. Bate	Mr. Drury	Mr. Holten	Mr. Osborne	
Mr. Brimblecombe	Mr. England	Mr. Howson	Sir E. Page	Mr. Pearce
Mr. Buchanan	Mr. Erwin	Mr. Hulme	Mr. Robertson	Mr. Turnbull
Mr. Bury	Mr. Fairbairn	Mr. Jack	Mr. Snedden	
Mr. D. A. Cameron	Mr. Fairhall	Mr. Jess	Mr. Swartz	

22nd November, 1960.

NOES, 38.				
Mr. Barnard	Mr. Cope	Mr. Griffiths	Mr. McIvor	Mr. Thompson
Mr. Beaton	Mr. Courtnay	Mr. Harrison	Mr. Minogue	Mr. Uren
Mr. Beazley	Mr. Crean	Mr. Haylen	Mr. O'Connor	Mr. Ward
Mr. Bryant	Mr. Curtin	Mr. James	Mr. Peters	Mr. Whitlam
Mr. Cairns	Mr. Daly	Mr. Johnson	Mr. Pollard	
Mr. C. R. Cameron	Mr. A. D. Fraser	Mr. Jones	Mr. Reynolds	<i>Tellers:</i>
Mr. Clark	Mr. Fulton	Mr. Luchetti	Mr. Riordan	Mr. Duthie
Mr. Clay	Mr. Galvin	Mr. Makin	Mr. Sexton	Mr. Stewart

And so it was resolved in the affirmative.

Mr. Whitlam, by leave, moved the following further amendment:—Page 12, lines 7 and 8, omit “, of a State or of a proclaimed country”, insert “ or of a State ”.

Debate continued.

Question—That the words proposed to be omitted stand part of the proposed section—put.

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

AYES, 58.				
Mr. Adermann	Mr. D. A. Cameron	Mr. Fairhall	Mr. Jack	Mr. Robertson
Mr. Allan	Mr. Cash	Mr. Falkinder	Mr. Jess	Mr. Snedden
Mr. Anderson	Mr. Cleaver	Mr. Fox	Mr. Kelly	Mr. Swartz
Mr. Anthony	Mr. Cramer	Mr. J. M. Fraser	Sir W. Kent Hughes	Mr. Turner
Mr. Aston	Mr. Davidson	Mr. Halbert	Mr. King	Mr. Wheeler
Mr. Bandidt	Mr. Davis	Mr. Hamilton	Mr. Lucock	Mr. Whittorn
Mr. Barnes	Mr. Dean	Mr. Hasluck	Mr. Mackinnon	Mr. Wight
Sir G. Barwick	Mr. Downer	Mr. Haworth	Mr. McMahon	Mr. Wilson
Mr. Bland	Mr. Drury	Mr. Holt	Mr. Murray	
Mr. Brimblecombe	Mr. England	Mr. Holten	Mr. Opperman	<i>Tellers:</i>
Mr. Buchanan	Mr. Erwin	Mr. Howson	Mr. Osborne	Mr. Pearce
Mr. Bury	Mr. Fairbairn	Mr. Hulme	Sir E. Page	Mr. Turnbull

NOES, 38.				
Mr. Barnard	Mr. Cope	Mr. Griffiths	Mr. McIvor	Mr. Thompson
Mr. Beaton	Mr. Courtnay	Mr. Harrison	Mr. Minogue	Mr. Uren
Mr. Beazley	Mr. Crean	Mr. Haylen	Mr. O'Connor	Mr. Ward
Mr. Bryant	Mr. Curtin	Mr. James	Mr. Peters	Mr. Whitlam
Mr. Cairns	Mr. Daly	Mr. Johnson	Mr. Pollard	
Mr. C. R. Cameron	Mr. A. D. Fraser	Mr. Jones	Mr. Reynolds	<i>Tellers:</i>
Mr. Clark	Mr. Fulton	Mr. Luchetti	Mr. Riordan	Mr. Duthie
Mr. Clay	Mr. Galvin	Mr. Makin	Mr. Sexton	Mr. Stewart

And so it was resolved in the affirmative.

Mr. Whitlam, by leave, moved the following further amendment:—Page 12, sub-section (1.), omit paragraph (b).

Debate continued.

*Limitation of Debate.*—At twenty minutes past five o'clock p.m., the Temporary Chairman (Mr. Haworth) having called the attention of the Committee to the fact that the time allotted for the consideration of clause 23, proposed section 24AA had expired—

Question—That the amendment be agreed to—put.

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

AYES, 37.				
Mr. Barnard	Mr. Courtnay	Mr. Harrison	Mr. Minogue	Mr. Uren
Mr. Beaton	Mr. Crean	Mr. Haylen	Mr. O'Connor	Mr. Ward
Mr. Beazley	Mr. Curtin	Mr. James	Mr. Peters	Mr. Whitlam
Mr. Cairns	Mr. Daly	Mr. Johnson	Mr. Pollard	
Mr. C. R. Cameron	Mr. A. D. Fraser	Mr. Jones	Mr. Reynolds	<i>Tellers:</i>
Mr. Clark	Mr. Fulton	Mr. Luchetti	Mr. Riordan	Mr. Duthie
Mr. Clay	Mr. Galvin	Mr. Makin	Mr. Sexton	Mr. Stewart
Mr. Cope	Mr. Griffiths	Mr. McIvor	Mr. Thompson	

NOES, 64.				
Mr. Adermann	Mr. Cash	Mr. Fairbairn	Mr. Hulme	Sir E. Page
Mr. Allan	Mr. Chaney	Mr. Fairhall	Mr. Jack	Mr. Robertson
Mr. Anderson	Mr. Chresby	Mr. Falkinder	Mr. Jess	Mr. Snedden
Mr. Anthony	Mr. Cramer	Mr. Forbes	Mr. Kelly	Mr. Swartz
Mr. Aston	Mr. Davidson	Mr. Fox	Sir W. Kent Hughes	Mr. Townley
Mr. Bandidt	Mr. Davis	Mr. J. M. Fraser	Mr. King	Mr. Turner
Mr. Barnes	Mr. Dean	Mr. Freeth	Mr. Lucock	Mr. Wheeler
Sir G. Barwick	Mr. Downer	Mr. Halbert	Mr. Mackinnon	Mr. Whittorn
Mr. Bland	Mr. Drummond	Mr. Hamilton	Mr. McColm	Mr. Wight
Mr. Bowden	Mr. Drury	Mr. Hasluck	Mr. McMahon	Mr. Wilson
Mr. Brimblecombe	Mr. England	Mr. Holt	Mr. Murray	<i>Tellers:</i>
Mr. Buchanan	Mr. Erwin	Mr. Holten	Mr. Opperman	Mr. Pearce
Mr. Bury	Mr. Failes	Mr. Howson	Mr. Osborne	Mr. Turnbull

And so it was negatived.

Further question—That proposed section 24AA, as amended, and the circulated amendments of the Government to that section be agreed to—put.

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

22nd November, 1960.

## AYES, 63.

Mr. Adermann	Mr. Cash	Mr. Failes	Mr. Hulme	Sir E. Page
Mr. Allan	Mr. Chaney	Mr. Fairbairn	Mr. Jack	Mr. Robertson
Mr. Anderson	Mr. Chresby	Mr. Fairhall	Mr. Jess	Mr. Snedden
Mr. Anthony	Mr. Cleaver	Mr. Falkinder	Mr. Kelly	Mr. Swartz
Mr. Aston	Mr. Cramer	Mr. Forbes	Sir W. Kent Hughes	Mr. Townley
Mr. Bandidt	Mr. Davidson	Mr. Fox	Mr. King	Mr. Turner
Mr. Barnes	Mr. Davis	Mr. J. M. Fraser	Mr. Lucock	Mr. Wheeler
Sir G. Barwick	Mr. Dean	Mr. Freeth	Mr. Mackinnon	Mr. Whittorn
Mr. Bland	Mr. Downer	Mr. Halbert	Mr. McColm	Mr. Wilson
Mr. Bowden	Mr. Drummond	Mr. Hamilton	Mr. McMahon	
Mr. Brimblecombe	Mr. Drury	Mr. Hasluck	Mr. Murray	<i>Tellers:</i>
Mr. Buchanan	Mr. England	Mr. Holten	Mr. Opperman	Mr. Pearce
Mr. Bury	Mr. Erwin	Mr. Howson	Mr. Osborne	Mr. Turnbull

## NOES, 38.

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

And so it was resolved in the affirmative.

The circulated amendments of the Government were accordingly made in the section, and are as follows:—

Page 12, sub-section (1.), paragraph (b), omit sub-paragraph (ii), insert the following sub-paragraph:—

“(ii) assist by any means whatever, with intent to assist, a proclaimed enemy of a proclaimed country; or”.

Page 12, omit sub-section (2.), insert the following sub-section:—

“(2.) Where a part of the Defence Force is on, or is proceeding to, service outside the Commonwealth and the Territories not forming part of the Commonwealth, a person shall not assist by any means whatever, with intent to assist, any persons—

(a) against whom that part of the Defence Force, or a force that includes that part of the Defence Force, is or is likely to be opposed; and

(b) who are specified, or included in a class of persons specified, by proclamation to be persons in respect of whom, or a class of persons in respect of which, this sub-section applies.”.

Page 12, omit sub-sections (4.) and (5.), insert the following sub-sections:—

“(4.) In this section—

“proclaimed country” means a country specified by proclamation made for the purpose of this definition to be a proclaimed country, and includes any colony, overseas territory or protectorate of that country, or any territory for the international relations of which that country is responsible, which is a colony, overseas territory, protectorate or territory to which the proclamation is expressed to extend;

“proclaimed enemy”, in relation to a proclaimed country, means an enemy—

(a) of and at war with a proclaimed country, whether or not the existence of a state of war has been declared; and

(b) specified by proclamation made for the purpose of this definition to be an enemy of and at war with that country.

“(5.) A proclamation shall not be made for the purpose of the definition of “proclaimed country”, or for the purpose of the definition of “proclaimed enemy”, in the last preceding sub-section except in pursuance of a resolution of each House of the Parliament passed within the preceding period of twenty-one days.”.

Proposed section 24AB—

Mr. Whitlam moved the following amendment:—Page 13, lines 2 and 3, omit “, damage or impairment”, insert “or damage”.

Question—That the words proposed to be omitted stand part of the proposed section—put.

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

## AYES, 63.

Mr. Adermann	Mr. Cash	Mr. Failes	Mr. Hulme	Mr. Robertson
Mr. Allan	Mr. Chaney	Mr. Fairbairn	Mr. Jack	Mr. Snedden
Mr. Anderson	Mr. Chresby	Mr. Fairhall	Mr. Jess	Mr. Swartz
Mr. Anthony	Mr. Cleaver	Mr. Falkinder	Mr. Kelly	Mr. Townley
Mr. Aston	Mr. Cramer	Mr. Forbes	Sir W. Kent Hughes	Mr. Turner
Mr. Bandidt	Mr. Davidson	Mr. Fox	Mr. King	Mr. Wheeler
Mr. Barnes	Mr. Davis	Mr. J. M. Fraser	Mr. Lucock	Mr. Whittorn
Sir G. Barwick	Mr. Dean	Mr. Freeth	Mr. Mackinnon	Mr. Wight
Mr. Bland	Mr. Downer	Mr. Halbert	Mr. McColm	Mr. Wilson
Mr. Bowden	Mr. Drummond	Mr. Hamilton	Mr. McMahon	
Mr. Brimblecombe	Mr. Drury	Mr. Hasluck	Mr. Murray	<i>Tellers:</i>
Mr. Buchanan	Mr. England	Mr. Holten	Mr. Opperman	Mr. Pearce
Mr. Bury	Mr. Erwin	Mr. Howson	Mr. Osborne	Mr. Turnbull

## NOES, 38.

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

And so it was resolved in the affirmative.

22nd November, 1960.

On the motion of Sir Garfield Barwick (Attorney-General), the following amendment was made, after debate:—

Page 13, lines 3 and 4, omit “prejudicial, or intended to be prejudicial,” insert “intended to be prejudicial”.

Mr. Whitlam moved the following further amendment:—Page 13, sub-section (1.), omit paragraph (a), insert the following paragraph:—

“(a) that is used, or intended to be used, by the Defence Force or a part of the Defence Force or is used, or intended to be used by the armed forces of a country that are in the Commonwealth or a Territory not forming part of the Commonwealth with the consent of the Governor-General;”.

Question—That the paragraph proposed to be omitted stand part of the proposed section—put.

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

AYES, 61.

Mr. Adermann	Mr. Cash	Mr. Fairbairn	Mr. Jess	Mr. Swartz
Mr. Allan	Mr. Chaney	Mr. Fairhall	Mr. Kelly	Mr. Townley
Mr. Anderson	Mr. Chresby	Mr. Forbes	Sir W. Kent Hughes	Mr. Turner
Mr. Anthony	Mr. Cleaver	Mr. Fox	Mr. King	Mr. Wheeler
Mr. Aston	Mr. Cramer	Mr. J. M. Fraser	Mr. Lucock	Mr. Whitton
Mr. Bandidt	Mr. Davidson	Mr. Freeth	Mr. Mackinnon	Mr. Wight
Mr. Barnes	Mr. Davis	Mr. Halbert	Mr. McColm	Mr. Wilson
Sir G. Barwick	Mr. Dean	Mr. Hamilton	Mr. McMahan	
Mr. Bland	Mr. Downer	Mr. Hasluck	Mr. Murray	<i>Tellers:</i>
Mr. Bowden	Mr. Drury	Mr. Holten	Mr. Opperman	
Mr. Brimblecombe	Mr. England	Mr. Howson	Mr. Osborne	Mr. Pearce
Mr. Buchanan	Mr. Erwin	Mr. Hulme	Mr. Roberton	Mr. Turnbull
Mr. Bury	Mr. Failes	Mr. Jack	Mr. Snedden	

NOES, 38.

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

And so it was resolved in the affirmative.

Mr. Whitlam, by leave, moved the following further amendment:—Page 13, sub-section (1.), at the end of paragraph (d) add “and that is of use in time of war”.

Debate continued.

Question—That the words proposed to be added be so added—put.

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

AYES, 38.

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

NOES, 59.

Mr. Adermann	Mr. Cash	Mr. Fairhall	Mr. Jess	Mr. Turner
Mr. Allan	Mr. Chaney	Mr. Forbes	Mr. Kelly	Mr. Wheeler
Mr. Anderson	Mr. Chresby	Mr. Fox	Sir W. Kent Hughes	Mr. Whitton
Mr. Anthony	Mr. Cleaver	Mr. J. M. Fraser	Mr. King	Mr. Wight
Mr. Aston	Mr. Davidson	Mr. Freeth	Mr. Mackinnon	Mr. Wilson
Mr. Bandidt	Mr. Davis	Mr. Halbert	Mr. McColm	
Mr. Barnes	Mr. Dean	Mr. Hamilton	Mr. McMahan	<i>Tellers:</i>
Sir G. Barwick	Mr. Downer	Mr. Hasluck	Mr. Murray	
Mr. Bland	Mr. Drury	Mr. Holt	Mr. Opperman	Mr. Pearce
Mr. Bowden	Mr. England	Mr. Holten	Mr. Roberton	Mr. Turnbull
Mr. Brimblecombe	Mr. Erwin	Mr. Howson	Mr. Snedden	
Mr. Buchanan	Mr. Failes	Mr. Hulme	Mr. Swartz	
Mr. Bury	Mr. Fairbairn	Mr. Jack	Mr. Townley	

And so it was negated.

Mr. Whitlam, by leave, moved the following further amendment:—Page 13, omit sub-section (3.).

Debate continued.

*Member named.*—The Chairman (Mr. Bowden) named the honorable Member for East Sydney (Mr. Ward) for using an unparliamentary expression.

Mr. Ward having apologized, and the apology having been accepted by the Chair, the matter was not further proceeded with.

Debate continued.

Sir Garfield Barwick moved, That Mr. Menzies (Prime Minister) be granted an extension of time.

*Member named.*—The Chairman named the honorable Member for Eden-Monaro (Mr. A. D. Fraser) for defying the Chair.

Mr. Fraser having apologized, and the apology having been accepted by the Chair, the matter was not further proceeded with.

22nd November, 1960.

Question—That Mr. Menzies be granted an extension of time—put.  
The Committee divided (The Chairman, Mr. Bowden, in the Chair)—

AYES, 62.

Mr. Adermann	Mr. Chaney	Mr. Forbes	Mr. Jess	Mr. Snedden
Mr. Allan	Mr. Chresby	Mr. Fox	Mr. Kelly	Mr. Swartz
Mr. Anderson	Mr. Cleaver	Mr. J. M. Fraser	Sir W. Kent Hughes	Mr. Townley
Mr. Anthony	Mr. Cramer	Mr. Freeth	Mr. King	Mr. Turner
Mr. Aston	Mr. Davis	Mr. Halbert	Mr. Lucock	Mr. Wheeler
Mr. Bandidt	Mr. Dean	Mr. Hamilton	Mr. Mackinnon	Mr. Whittorn
Mr. Barnes	Mr. Drummond	Mr. Hasluck	Mr. McMahon	Mr. Wight
Sir G. Barwick	Mr. Drury	Mr. Haworth	Mr. Menzies	Mr. Wilson
Mr. Bland	Mr. England	Mr. Holt	Mr. Murray	
Mr. Brimblecombe	Mr. Erwin	Mr. Holten	Mr. Opperman	<i>Tellers:</i>
Mr. Bury	Mr. Failes	Mr. Howson	Mr. Osborne	
Mr. D. A. Cameron	Mr. Fairbairn	Mr. Hulme	Sir E. Page	Mr. Pearce
Mr. Cash	Mr. Fairhall	Mr. Jack	Mr. Robertson	Mr. Turnbull

NOES, 39.

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

And so it was resolved in the affirmative.

*Closure of Member moved.*—Mr. A. D. Fraser moved, That Mr. Menzies be not further heard.

Question—put.

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

AYES, 39.

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

NOES, 64.

Mr. Adermann	Mr. Chaney	Mr. Fairbairn	Mr. Hulme	Sir E. Page
Mr. Allan	Mr. Chresby	Mr. Fairhall	Mr. Jack	Mr. Robertson
Mr. Anderson	Mr. Cleaver	Mr. Forbes	Mr. Jess	Mr. Snedden
Mr. Anthony	Mr. Cramer	Mr. Fox	Mr. Kelly	Mr. Swartz
Mr. Aston	Mr. Davidson	Mr. J. M. Fraser	Sir W. Kent Hughes	Mr. Townley
Mr. Bandidt	Mr. Davis	Mr. Freeth	Mr. King	Mr. Turner
Mr. Barnes	Mr. Dean	Mr. Halbert	Mr. Lucock	Mr. Wheeler
Sir G. Barwick	Mr. Downer	Mr. Hamilton	Mr. Mackinnon	Mr. Whittorn
Mr. Bland	Mr. Drummond	Mr. Hasluck	Mr. McMahon	Mr. Wight
Mr. Brimblecombe	Mr. Drury	Mr. Haworth	Mr. Menzies	Mr. Wilson
Mr. Bury	Mr. England	Mr. Holt	Mr. Murray	<i>Tellers:</i>
Mr. D. A. Cameron	Mr. Erwin	Mr. Holten	Mr. Opperman	Mr. Pearce
Mr. Cash	Mr. Failes	Mr. Howson	Mr. Osborne	Mr. Turnbull

And so it was negated.

*Limitation of Debate.*—The time allotted for the consideration of clause 23, proposed section 24AB having expired—

Question—That the amendment be agreed to—put.

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

AYES, 38.

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

NOES, 63.

Mr. Adermann	Mr. Chaney	Mr. Fairbairn	Mr. Howson	Mr. Robertson
Mr. Allan	Mr. Chresby	Mr. Fairhall	Mr. Hulme	Mr. Snedden
Mr. Anderson	Mr. Cleaver	Mr. Falkinder	Mr. Jack	Mr. Swartz
Mr. Anthony	Mr. Cramer	Mr. Forbes	Mr. Jess	Mr. Townley
Mr. Aston	Mr. Davidson	Mr. Fox	Mr. Kelly	Mr. Turner
Mr. Bandidt	Mr. Davis	Mr. J. M. Fraser	Sir W. Kent Hughes	Mr. Wheeler
Mr. Barnes	Mr. Dean	Mr. Freeth	Mr. King	Mr. Whittorn
Sir G. Barwick	Mr. Downer	Mr. Halbert	Mr. Lucock	Mr. Wight
Mr. Bland	Mr. Drummond	Mr. Hamilton	Mr. Mackinnon	Mr. Wilson
Mr. Brimblecombe	Mr. Drury	Mr. Hasluck	Mr. McMahon	
Mr. Bury	Mr. England	Mr. Haworth	Mr. Murray	<i>Tellers:</i>
Mr. D. A. Cameron	Mr. Erwin	Mr. Holt	Mr. Opperman	Mr. Pearce
Mr. Cash	Mr. Failes	Mr. Holten	Mr. Osborne	Mr. Turnbull

And so it was negated.

22nd November, 1960.

Further question—That proposed section 24AB, as amended, and the circulated amendments of the Government to that section be agreed to—put.

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

AYES, 63.

Mr. Adermann	Mr. Chaney	Mr. Fairbairn	Mr. Howson	Mr. Robertson
Mr. Allan	Mr. Chresby	Mr. Fairhall	Mr. Hulme	Mr. Snedden
Mr. Anderson	Mr. Cleaver	Mr. Falkinder	Mr. Jack	Mr. Swartz
Mr. Anthony	Mr. Cramer	Mr. Forbes	Mr. Jess	Mr. Townley
Mr. Aston	Mr. Davidson	Mr. Fox	Mr. Kelly	Mr. Turner
Mr. Bandidt	Mr. Davis	Mr. J. M. Fraser	Sir W. Kent Hughes	Mr. Wheeler
Mr. Barnes	Mr. Dean	Mr. Freeth	Mr. King	Mr. Whittom
Sir G. Barwick	Mr. Downer	Mr. Halbert	Mr. Lucock	Mr. Wight
Mr. Bland	Mr. Drummond	Mr. Hamilton	Mr. Mackinnon	Mr. Wilson
Mr. Brimblecombe	Mr. Drury	Mr. Hasluck	Mr. McMahon	
Mr. Bury	Mr. England	Mr. Haworth	Mr. Murray	<i>Tellers:</i>
Mr. D. A. Cameron	Mr. Erwin	Mr. Holt	Mr. Opperman	Mr. Pearce
Mr. Cash	Mr. Failes	Mr. Holten	Mr. Osborne	Mr. Turnbull

NOES, 38.

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

And so it was resolved in the affirmative.

The circulated amendments of the Government were accordingly made in the section, and are as follows:—

Page 13, lines 32 and 33, omit “prejudicial, or intended to be prejudicial,” insert “intended to be prejudicial”.

Page 13, lines 37 and 38, omit “prejudicial, or a purpose intended to be prejudicial, as the case requires,” insert “intended to be prejudicial”.

Page 13, at the end of the section add the following sub-sections:—

“(4.) On a prosecution under this section, evidence is not admissible by virtue of the last preceding sub-section if the Magistrate exercising jurisdiction with respect to the examination and commitment for trial of the defendant, or the Judge presiding at the trial, as the case may be, is of the opinion that that evidence—

(a) would not tend to show that the purpose of the defendant was a purpose intended to be prejudicial to the safety or defence of the Commonwealth; or

(b) would, having regard to all the circumstances of the case and notwithstanding the next succeeding sub-section, prejudice the fair trial of the defendant.

“(5.) If evidence referred to in the last preceding sub-section is admitted at the trial, the Judge shall direct the jury that the evidence may be taken into account by the jury only on the question whether the purpose of the defendant was a purpose intended to be prejudicial to the safety or defence of the Commonwealth and must be disregarded by the jury in relation to any other question.”

*Limitation of Debate.*—The time allotted for the consideration of the remainder of clause 23 having expired—

Question—That the remainder of clause 23 and the circulated amendment of the Government be agreed to—put.

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

AYES, 61.

Mr. Allan	Mr. Chresby	Mr. Fairhall	Mr. Jack	Mr. Swartz
Mr. Anderson	Mr. Cleaver	Mr. Falkinder	Mr. Jess	Mr. Townley
Mr. Anthony	Mr. Cramer	Mr. Forbes	Mr. Kelly	Mr. Turner
Mr. Aston	Mr. Davidson	Mr. Fox	Sir W. Kent Hughes	Mr. Wheeler
Mr. Bandidt	Mr. Davis	Mr. J. M. Fraser	Mr. King	Mr. Whittom
Mr. Barnes	Mr. Dean	Mr. Freeth	Mr. Lucock	Mr. Wight
Sir G. Barwick	Mr. Downer	Mr. Halbert	Mr. Mackinnon	Mr. Wilson
Mr. Bland	Mr. Drummond	Mr. Hamilton	Mr. McMahon	
Mr. Brimblecombe	Mr. Drury	Mr. Hasluck	Mr. Murray	<i>Tellers:</i>
Mr. Bury	Mr. England	Mr. Haworth	Mr. Opperman	
Mr. D. A. Cameron	Mr. Erwin	Mr. Holt	Mr. Osborne	Mr. Pearce
Mr. Cash	Mr. Failes	Mr. Howson	Mr. Robertson	Mr. Turnbull
Mr. Chaney	Mr. Fairbairn	Mr. Hulme	Mr. Snedden	

NOES, 38.

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

And so it was resolved in the affirmative.

The circulated amendment of the Government was accordingly made in the clause, and is as follows:—

Page 13, at the end of the clause, add the following section:—

“24AC.—(1.) Proceedings for the commitment for trial of a person, or for the summary conviction of a person, in respect of an offence against any of the last three preceding sections shall not be instituted except by the Attorney-General or with the consent of the Attorney-General or of a person thereto authorized in writing by the Attorney-General. Institution of prosecutions.

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“(2.) Notwithstanding that consent has not been obtained as provided by the last preceding sub-section—

- (a) a person may be arrested for an offence referred to in that sub-section; or
- (b) a warrant for the arrest of a person for such an offence may be issued and executed, and he may be charged, and may be remanded in custody or on bail, but—
- (c) no further proceedings shall be taken until that consent has been obtained; and
- (d) he shall be discharged if proceedings are not continued within a reasonable time.’”.

*New clauses—*

*Limitation of Debate.*—The time allotted for the consideration of proposed new clause 23A having expired—

Question—That the new clause circulated by the Government be agreed to—put and passed.

The new clause was accordingly inserted in the Bill, and is as follows:—

“23A. Section twenty-four A of the Principal Act is amended—

- (a) by omitting the words ‘(1.) Subject to sub-section (2.) of this section an’ and inserting in their stead ‘An’; and
- (b) by omitting sub-section (2.)’”.

Definition of  
seditious  
intentio..

Sir Garfield Barwick moved, That the following new clause be inserted in the Bill:—

“23B. After section twenty-four E of the Principal Act the following section is inserted:—

- “24F.—(1.) Nothing in the preceding provisions of this Part makes it unlawful for a person—
- (a) to endeavour in good faith to show that the Sovereign, the Governor-General, the Governor of a State, the Administrator of a Territory, or the advisers of any of them, or the persons responsible for the government of another country, has or have been, or is or are, mistaken in any of his or their counsels, policies or actions;
  - (b) to point out in good faith errors or defects in the government, the constitution, the legislation or the administration of justice of or in the Commonwealth, a State, a Territory or another country, with a view to the reformation of those errors or defects;
  - (c) to excite in good faith another person to attempt to procure by lawful means the alteration of any matter established by law in the Commonwealth, a State, a Territory or another country;
  - (d) to point out in good faith, in order to bring about their removal, any matters that are producing, or have a tendency to produce, feelings of ill-will or hostility between different classes of persons; or
  - (e) to do anything in good faith in connexion with an industrial dispute or an industrial matter.
- “(2.) For the purpose of the last preceding sub-section, an act or thing done—
- (a) for a purpose intended to be prejudicial to the safety or defence of the Commonwealth;
  - (b) with intent to assist an enemy—
    - (i) at war with the Commonwealth; and
    - (ii) specified by proclamation made for the purpose of paragraph (d) of sub-section (1.) of section twenty-four of this Act to be an enemy at war with the Commonwealth;
  - (c) with intent to assist a proclaimed enemy, as defined by sub-section (4.) of section twenty-four AA of this Act, of a proclaimed country as so defined; or
  - (d) with intent to assist persons specified in paragraphs (a) and (b) of sub-section (2.) of that section,
- is not an act or thing done in good faith.’”.

Certain acts  
done in good  
faith not  
unlawful.

Mr. Whitlam moved the following amendment to the proposed new clause:—Proposed section 24F, sub-section (1.), at the end of the sub-section add the following paragraph:—

“(f) to do anything in good faith of a substantially religious or humanitarian character.”.

Debate ensued.

*Limitation of Debate.*—At twenty minutes to ten o'clock p.m., the Temporary Chairman (Mr. Wight) having called the attention of the Committee to the fact that the time allotted for the consideration of proposed new clause 23B had expired—

Question—That the paragraph proposed to be inserted in the proposed new clause be so inserted—put. The Committee divided (The Temporary Chairman, Mr. Wight, in the Chair)—

AYES, 38.

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

NOES, 62.

Mr. Allan	Mr. Chaney	Mr. Fairbairn	Mr. Howson	Mr. Robertson
Mr. Anderson	Mr. Chresby	Mr. Fairhall	Mr. Hulme	Mr. Snedden
Mr. Anthony	Mr. Cleaver	Mr. Falkinder	Mr. Jack	Mr. Swartz
Mr. Aston	Mr. Cramer	Mr. Forbes	Mr. Jess	Mr. Townley
Mr. Bandidt	Mr. Davidson	Mr. Fox	Mr. Kelly	Mr. Turner
Mr. Barnes	Mr. Davis	Mr. J. M. Fraser	Sir W. Kent Hughes	Mr. Wheeler
Sir G. Barwick	Mr. Dean	Mr. Freeth	Mr. King	Mr. Whittorn
Mr. Bland	Mr. Downer	Mr. Halbert	Mr. Lucock	Mr. Wilson
Mr. Bowden	Mr. Drummond	Mr. Hamilton	Mr. Mackinnon	
Mr. Brimblecombe	Mr. Drury	Mr. Hasluck	Mr. McMahon	<i>Tellers:</i>
Mr. Bury	Mr. England	Mr. Haworth	Mr. Murray	
Mr. D. A. Cameron	Mr. Erwin	Mr. Holt	Mr. Opperman	Mr. Pearce
Mr. Cash	Mr. Failes	Mr. Holten	Mr. Osborne	Mr. Turnbull

And so it was negatived.



22nd November, 1960.

Further question—That the new clause proposed to be inserted be so inserted—put and passed.

*Limitation of Debate.*—The time allotted for the consideration of clauses 24 to 26 having expired—Clauses 24 to 26 agreed to.

*Proposed new clause*—

Mr. Calwell (Leader of the Opposition) moved, That the following new clause be inserted in the Bill:—

“ 26A. Sections thirty J to thirty R (inclusive) of the Principal Act are repealed.” <sup>Repeal of sections 30J to 30R (inclusive).</sup>

Debate ensued.

*Limitation of Debate.*—At fifteen minutes past ten o'clock p.m., the Temporary Chairman (Mr. Wight) having called the attention of the Committee to the fact that the time allotted for the consideration of proposed new clause 26A had expired—

Question—That the new clause proposed to be inserted be so inserted—put.

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

AYES, 38.

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

NOES, 58.

Mr. Allan	Mr. Chaney	Mr. Failes	Mr. Howson	Mr. Robertson
Mr. Anderson	Mr. Chresby	Mr. Fairbairn	Mr. Hulme	Mr. Snedden
Mr. Anthony	Mr. Cleaver	Mr. Fairhall	Mr. Jack	Mr. Swartz
Mr. Aston	Mr. Cramer	Mr. Forbes	Mr. Jess	Mr. Townley
Mr. Bandidt	Mr. Davidson	Mr. Fox	Mr. Kelly	Mr. Turner
Mr. Barnes	Mr. Davis	Mr. J. M. Fraser	Mr. King	Mr. Wheeler
Sir G. Barwick	Mr. Dean	Mr. Freeth	Mr. Lucock	Mr. Whittorn
Mr. Bowden	Mr. Downer	Mr. Halbert	Mr. Mackinnon	Mr. Wilson
Mr. Brimblecombe	Mr. Drummond	Mr. Hamilton	Mr. McMahon	
Mr. Bury	Mr. Drury	Mr. Hasluck	Mr. Murray	<i>Tellers:</i>
Mr. D. A. Cameron	Mr. England	Mr. Haworth	Mr. Opperman	Mr. Pearce
Mr. Cash	Mr. Erwin	Mr. Holten	Mr. Osborne	Mr. Turnbull

And so it was negatived.

Clauses 27 to 48, by leave, taken together.

Mr. Whitlam, by leave, moved the following amendments together:—

Clause 46, page 18, line 3, omit “ (proof whereof shall lie upon him) ”.

Clause 46, page 18, line 6, after “ disclose ” insert “ and which at the time of publication or communication had not been published or made known to the public ”.

Debate ensued.

*Limitation of Debate.*—At fifteen minutes to eleven o'clock p.m., the Chairman having called the attention of the Committee to the fact that the time allotted for the consideration of clauses 27 to 48 had expired—

Question—That the amendments be agreed to—put.

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

AYES, 38.

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

NOES, 59.

Mr. Adermann	Mr. Chaney	Mr. Fairbairn	Mr. Hulme	Mr. Robertson
Mr. Allan	Mr. Chresby	Mr. Fairhall	Mr. Jack	Mr. Snedden
Mr. Anderson	Mr. Cleaver	Mr. Falkinder	Mr. Jess	Mr. Swartz
Mr. Anthony	Mr. Cramer	Mr. Forbes	Mr. Kelly	Mr. Townley
Mr. Aston	Mr. Davidson	Mr. Fox	Sir W. Kent Hughes	Mr. Turner
Mr. Bandidt	Mr. Davis	Mr. J. M. Fraser	Mr. King	Mr. Wheeler
Mr. Barnes	Mr. Dean	Mr. Freeth	Mr. Lucock	Mr. Whittorn
Sir G. Barwick	Mr. Downer	Mr. Halbert	Mr. Mackinnon	Mr. Wight
Mr. Brimblecombe	Mr. Drury	Mr. Hamilton	Mr. McMahon	Mr. Wilson
Mr. Bury	Mr. England	Mr. Hasluck	Mr. Murray	<i>Tellers:</i>
Mr. D. A. Cameron	Mr. Erwin	Mr. Haworth	Mr. Opperman	Mr. Pearce
Mr. Cash	Mr. Failes	Mr. Howson	Mr. Osborne	Mr. Turnbull

And so it was negatived.

Further question—That clauses 27 to 48 be agreed to—put and passed.

Clause 49—

Mr. Whitlam moved the following amendment:—Page 19, proposed section 77, after sub-section (1.) insert the following sub-section:—

“(1A.) The foregoing definitions shall apply only to matters which are material to the safety or defence of the Commonwealth or a part of the Queen's Dominions.”.

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

22nd November, 1960.

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The House resumed; Mr. Bowden reported accordingly.

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

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

22nd November, 1960—*Message*—

No. 69—Sugar Agreement 1960.

No. 70—Weights and Measures (National Standards) 1960.

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

And then the House, at one minute past eleven o'clock p.m., adjourned until to-morrow at half-past two o'clock p.m.

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MEMBERS PRESENT.—All Members were present (at some time during the sitting) except Mr. Bird, Mr. Browne, Mr. Costa\*, Mr. Killen, Mr. Lawson\*, Mr. Lindsay, Mr. Russell\*, Mr. Stokes and Mr. Wentworth.

\* On leave.

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