THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 22

TUESDAY, 28 MAY 1968

- 1 The House met, at half-past two o'clock p.m., pursuant to adjournment. Mr Speaker (the Honourable W. J. Aston) took the Chair, and read Prayers.
- 2 Petitions: Mr Benson presented a petition from certain citizens of the Commonwealth praying that this House will make a survey of the full requirements of pensioners of all types and adopt a policy for the progressive liberalisation of the means test resulting in its removal within three years.

Petition received.

Mr Jessop presented a petition from certain electors of the Division of Grey praying that the Government convey as urgently as possible its belief to our American allies that all aspects of the war in Vietnam should be intensified, while pursuing a policy of no compromise at the current Paris talks.

Petition received and read.

- A similar petition was presented by Mr King, from certain electors of the Division of Wimmera, and was received.
- 3 MINISTERIAL ARRANGEMENTS: Mr McEwen (Minister for Trade and Industry) informed the House that, during the absence abroad of Mr Gorton (Prime Minister), he would act as Prime Minister.
- 4 QUESTIONS: Questions without notice were asked.
- 5 Messages from the Governor-General—Bills—Reservation and Assent: Messages from His Excellency the Governor-General were announced informing the House that His Excellency had-
 - (a) under section 74 of the Constitution of the Commonwealth of Australia, reserved the following proposed law for The Queen's pleasure: 17 May 1968—Message No. 19—Privy Council (Limitation of Appeals) 1968.
 - (b) in the name of Her Majesty, assented to the following Bills:

16 May 1968-Message No. 20-

Customs 1968.

Excise 1968.

Distillation 1968.

Canned Fruit Excise 1968.

Coal Excise 1968. Beer Excise 1968.

22 May 1968—Message No. 21—

Appropriation (No. 3) 1967-68.

Appropriation (No. 4) 1967-68.

Supply (No. 1) 1968-69.

Supply (No. 2) 1968-69.

Naval Defence 1968.

6 NATIONAL SERVICE BILL 1968: The House, according to order, resolved itself into a committee of the whole for the further consideration of the Bill.

In the committee

Proposed new clause:

Debate resumed on new clause 13A moved by Mr Barnard (Deputy Leader of the Opposition), viz.:

"13A. Section 29A of the Principal Act is amended—

- (a) by omitting from sub-section (1.) the words 'any form of military Exemptions on service' and inserting in their stead the words 'military service, grounds of conscientious whether in relation to a particular war or otherwise'; and
- (b) by omitting sub-sections (3.) and (4.).".

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

The House resumed; Mr Lucock reported accordingly.

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

7 Customs Tariff Proposals No. 12 (1968): Mr Nixon (Minister representing the Minister for Customs and Excise) moved Customs Tariff Proposals No. 12 (1968).

Debate adjourned (Mr J. F. Cairns), and the resumption of the debate made an order of the day for the next sitting.

8 Papers: The following papers were presented, by command of His Excellency the Governor-General:

Tariff Board-Reports-

Ceramic tableware, etc.

Sisal baler twine (Dumping and Subsidies Act).

Severally ordered to be printed.

9 NATIONAL SERVICE BILL 1968: The House, according to order, again resolved itself into a committee of the whole for the further consideration of the Bill.

In the committee

Proposed new clauses:

Debate resumed on new clause 13A moved by Mr Barnard (Deputy Leader of the Opposition), viz.:

- "13A. Section 29A of the Principal Act is amended—
- (a) by omitting from sub-section (1.) the words 'any form of Exemptions military service' and inserting in their stead the words 'military service, whether in relation to a particular war or otherwise'; and beliefs.

on grounds of

(b) by omitting sub-sections (3.) and (4.).".

Mr Peters addressing the committee-

Closure: Mr Snedden (Leader of the House) moved—That the question be now put. Ouestion—That the question be now put—put.

The committee divided (the Chairman, Mr Lucock, in the Chair)—

Ayes, 71

Mr Allan	Sir J. Cramer	Mr Howson	Mr McMahon
Mr Armstrong	Mr Dobie	Mr Hughes	Mr Munro
Mr Arthur	Mr England	Mr Hulme	Mr Nixon
Mr Barnes	Mr Failes	Mr L. H. Irwin	Mr Pettitt
Mr Bate	Mr Fairbairn	` Mr Jarman	Mr Robinson
Mr Bonnett	Mr Fairhall	Mr Jessop	Mr Sinclair
Mr Bosman	Mr Forbes	Mr A. T. Jones	Mr Snedden
Mr Bowen	Mr Fox	Mr Katter	Mr St. John
Mr Bridges-Maxwell	Mr J. M. Fraser	· Mr Kelly	Mr Stokes
Miss Brownbill	Mr Freeth	Sir W. Kent Hughes	Mr Street
Mr Buchanan	Mr Gibbs	Mr Killen	Mr Swartz
Mr Bury	Mr Gibson	Mr King	Mr Turner
Mr Calder	Mr Giles	Mr Lee	Mr Wentworth
Mr D. M. Cameron	Mr Graham	Mr Lynch	Mr Whittorn
Mr Chaney	Mr Hallett	Mr Mackay	Mr Wilson
Mr Chipp	Mr Hasluck	Mr Maisey	Tellers:
Mr Cleaver	Mr Haworth	Mr McEwen	Mr G. D. Erwin
Mr Corbett	Mr Holten.	Mr McLeay	Mr Turnbull

Nors, 35

Mr Beaton	Mr Costa	Mr Fulton	Mr Peters
Mr Beazley	Mr Crean	Mr Griffiths	Mr Scholes
Mr Bryant	Mr Cross	Mr Hayden	Mr Stewart
Mr J. F. Cairns	Mr Curtin	Mr C. K. Jones	Mr Uren
Mr C. R. Cameron	Mr Daly	Mr Luchetti	Mr Webb
Mr Clark	Mr Davies	Mr McIvor	Mr Whitlam
Mr Collard	Mr Devine	Mr Minogue	Tellers:
Mr Connor	Mr Everingham	Mr Nicholls	Mr Duthie
Mr Cope	Mr J. R. Fraser	Mr O'Connor	Mr James

And so it was resolved in the affirmative.

And the question—That the new clause proposed to be inserted be so inserted—being accordingly put—

The committee divided (the Chairman, Mr Lucock, in the Chair)-

AYES, 35

Mr Beaton	Mr Costa	Mr Fulton	Mr Peters
Mr Beazley	Mr Crean	Mr Griffiths	Mr Scholes
Mr Bryant	Mr Cross	Mr Hayden	Mr Stewart
Mr J. F. Cairns	Mr Curtin	Mr C. K. Jones	Mr Uren
Mr C. R. Cameron	Mr Daly	Mr Luchetti	Mr Webb
Mr Clark	Mr Davies	Mr McIvor	Mr Whitlam
Mr Collard	Mr Devine	Mr Minogue	Tellers:
Mr Connor	Mr Everingham	Mr Nicholls	Mr Duthie
Mr Cope	Mr J. R. Fraser	Mr O'Connor	Mr James
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Noes, 70

•	14060,	70	
Mr Allan	Sir J. Cramer	Mr Howson	Mr McMahon
Mr Armstrong	Mr Dobie	Mr Hughes	Mr Munro
Mr Arthu	Mr England	Mr Hulme	Mr Nixon
Mr Barnes	Mr Failes	Mr. L. H. Irwin	Mr Pettitt
Mr Bate	Mr Fairbairn	Mr Jarman	Mr Robinson
Mr Bonnett	Mr Fairhall	Mr Jessop	Mr Sinclair
Mr Bosman	Mr Forbes	Mr A. T. Jones	Mr Snedden
Mr Bowen	Mr Fox	Mr Katter	Mr St. John
Mr Bridges-Maxwell	Mr J. M. Fraser	Mr Kelly	Mr Stokes
Miss Brownbill	Mr Freeth	Sir W. Kent Hughes	Mr Street
Mr Buchanan	Mr Gibbs	Mr Killen	Mr Swartz
Mr Bury	Mr Gibson	Mr King	Mr Wentworth
Mr Calder	Mr Giles	Mr Lee	Mr Whittorn
Mr D. M. Cameron	Mr Graham	Mr Lynch	Mr Wilson
Mr Chaney	Mr Hallett	Mr Mackay	
Mr Chipp	Mr Hasluck	Mr Maisey	Tellers:
Mr Cleaver	Mr Haworth	Mr McEwen	Mr G. D. Erwin
Mr Corbett	Mr Holten	Mr McLeay	Mr Turnbull

And so it was negatived.

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

"13B. After section 29A of the Principal Act the following section is inserted:—

'29AA. Any person who is called up for military service may choose to render service in a community or national project in Australia or overseas in a form approved by the Minister as an alternative to military service.'.".

Debate ensued.

Several members rising to address the committee—

Closure: Mr Snedden moved—That the question be now put.

Question—That the question be now put—put.

N / A 11 ---

Mr Calwell

Mr Clark

Mr Collard

Mr Connor

Mr Cope

Mr C. R. Cameron

The committee divided (the Chairman, Mr Lucock, in the Chair)-

1 (D. L.)

Mr Daly

Mr Davies

Mr Devine

Mr Fulton

Mr Everingham

Mr J. R. Fraser

AYES, 67

Mr. Hawson

Mr McIvor

Mr Minogue

Mr Nicholls

Mr O'Connor

Mr Patterson

Mr Peters

Mr Munro

Mr Whitlam

Mr Duthie

Mr James

Tellers:

Mr Allan	Mr Dodie	MILLIOWSOII	MIL MIGHTO
Mr Armstrong	Mr England	Mr Hughes	Mr Nixon
Mr Arthur	Mr Failes	Mr Hulme	Mr Pettitt
Mr Barnes	Mr Fairbairn	Mr L. H. Irwin	Mr Robinson
Mr Bonnett	Mr Fairhall	Mr Jarman	Mr Sinclair
Mr Bosman	Mr Forbes	Mr Jessop	Mr Snedden
Mr Bowen	Mr Fox	Mr A. T. Jones	Mr St. John
Mr Bridges-Maxwell	Mr J. M. Fraser	Mr Kelly	Mr Stokes
Mr Buchanan	Mr Freeth	Sir W. Kent Hughes	Mr Street
Mr Bury	Mr Gibbs	Mr Killen	Mr Swartz
Mr Calder	Mr Gibson	Mr King	Mr Turner
Mr D. M. Cameron	Mr Giles	Mr Lee	Mr Wentworth
Mr Chaney	Mr Graham	Mr Lynch	Mr Whittorn
Mr Chipp	Mr Hallett	Mr Mackay	Mr Wilson
Mr Cleaver	Mr Hasluck	Mr McEwen	Tellers:
Mr Corbett	Mr Haworth	Mr McLeay	Mr G. D. Erwin
Sir J. Cramer	Mr Holten	Mr McMahon	Mr Turnbull
	Noes,	37	
Mr Beaton	Mr Costa	Mr Griffiths	Mr Scholes
Mr Beazley	Mr Crean	Mr Hayden	Mr Stewart
Mr Bryant	Mr Cross	Mr C. K. Jones	Mr Uren
Mr J. F. Cairns	Mr Curtin	Mr Luchetti	Mr Webb

And so it was resolved in the affirmative.

And the question—That the new clause proposed to be inserted be so inserted—was put accordingly, and negatived.

Mr Whitlam moved—That the following new clause be inserted in the Bill:

"13c. After section 29B of the Principal Act the following section is inserted:—

*29BA.—(1.) Where a person claims to be exempt by reason of section twenty-nine A of this Act from liability to render service under this Act, he shall be deemed to be a conscientious objector pending the hearing and determination of his claim, and he shall not in the meantime be required to submit himself to a medical examination or to be called up for service under this Act or to render service under this Act.

- '(2.) Where a person who has commenced to render service under this Act claims to be exempt by reason of section twenty-nine A of this Act from liability to render further service, he shall not be required to render service pending the hearing and determination of his application.
- '(3.) Where a person claims to be exempt by reason of section twenty-nine A from liability to render service under this Act but declines to make application to have this question heard or decided under section twenty-nine B, he shall be deemed to have made an application under that section and the provisions of that section shall apply in the determination of his objection.'."

Debate ensued.

Mr Bryant addressing the committee—

Closure: Mr Snedden moved—That the question be now put.

Question—That the question be now put—put,

The committee divided (the Deputy Chairman, Mr Haworth, in the Chair)-

AYES, 63

Mr Allan	Mr Dobie	Mr Hulme	Mr Nixon
Mr Armstrong	Mr Fairbairn	Mr L. H. Irwin	Mr Pettitt
Mr Arthur	Mr Fairhall	Mr Jarman	Mr Robinson
Mr Barnes	Mr Forbes	Mr Jessop	Mr Sinclair
Mr Bonnett	Mr Fox	Mr A. T. Jones	Mr Snedden
Mr Bosman	Mr J. M. Fraser	Mr Kelly	Mr St. John
Mr Bowen	Mr Freeth	Sir W. Kent Hughes	Mr Stokes
Mr Bridges-Maxwell	Mr Gibbs	Mr Killen	Mr Street
Mr Buchanan	Mr Gibson	Mr King	Mr Swartz
Mr Bury	Mr Giles	Mr Lee	Mr Turner
Mr Calder	Mr Graham	Mr Lucock	Mr Wentworth
Mr D. M. Cameron	Mr Hallett	Mr Lynch	Mr Whittorn
Mr Chaney	Mr Hasluck	Mr Mackay	Mr Wilson
Mr Chipp	Mr Holten	Mr McLeay	Tellers:
Mr Cleaver	Mr Howson	Mr McMahon	Mr G. D. Erwin
Mr Corbett	Mr Hughes	Mr Munro	Mr Turnbull

NOES, 34

Mr Beaton	Mr Costa	Mr Fulton	Mr Patterson
Mr Beazley	Mr Crean	Mr Griffiths	Mr Scholes
Mr Bryant	Mr Cross	Mr Hayden	Mr Stewart
Mr J. F. Cairns	Mr Curtin	Mr C. K. Jones	Mr Uren
Mr Calwell	Mr Daly	Mr Luchetti	Mr Webb
Mr C. R. Cameron	Mr Davies	Mr McIvor	
Mr Collard	Mr Devine	Mr Minogue	Tellers:
Mr Connor	Mr Everingham	Mr Nicholls	Mr Duthie
Mr Cone	Mr I R Fraser	Mr O'Connor	Mr Tames

And so it was resolved in the affirmative.

And the question—That the new clause proposed to be inserted be so inserted—was put accordingly, and negatived.

Clauses 14 to 19, by leave, taken together, and agreed to, after debate.

Clause 20-

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

- Page 9, proposed section 51, omit sub-section (4.), insert the following sub-section:—
 - "'(4.) Proceedings for an offence against this section shall be brought in a court of summary jurisdiction, which may either commit the defendant for trial or, with his consent, determine the proceedings."
- Page 10, proposed section 51A, omit sub-section (3.), insert the following sub-section:—
 - "'(3.) Proceedings for an offence against this section shall be brought in a court of summary jurisdiction, which may either commit the defendant for trial or, with his consent, determine the proceedings."

Debate ensued.

The committee continuing to sit until after midnight—

WEDNESDAY, 29 MAY 1968

Debate continued.

Mr Bryant addressing the committee-

Closure: Mr Snedden moved—That the question be now put.

Question—That the question be now put—put.

Mr Allan Mr Armstrong

Mr Arthur

Mr Barnes

The committee divided (the Chairman, Mr Lucock, in the Chair)-

Ayes,	60	
Mr Fairhall	Mr L. H. Irwin	Mr Robinson
Mr Forbes	Mr Jarman	Mr Sinclair
Mr Fox	Mr Jessop	Mr Snedden
Mr J. M. Fraser	Mr A. T. Jones	Mr St. John
Mr Freeth	Mr Kelly	Mr Stokes
Mr Gibbs	Sir W. Kent Hughes	Mr Street
Mr Gibson	Mr Killen	Mr Swartz
Mr Giles	Mr King	Mr Turner

Mr Freeth Mr Bonnett Mr Bridges-Maxwell Mr Gibbs Mr Buchanan Mr Gibson Mr Giles Mr Bury Mr Calder Mr Graham Mr Lee Mr Wentworth Mr Lynch Mr Wilson Mr D. M. Cameron Mr Hallett Mr Chaney Mr Hasluck Mr Mackay Mr Chipp Mr Haworth Mr McLeay Mr McMahon Mr Cleaver Mr Holten Tellers: Mr Corbett Mr Howson Mr Munro Mr G. D. Erwin Mr Nixon Mr Hughes Mr Dobie Mr Turnbull Mr Fairbairn Mr Hulme Mr Pettitt

Noes, 33

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Mr Costa	Mr Fulton	Mr Scholes
Mr Crean	Mr Griffiths	Mr Stewart
Mr Cross	Mr Hayden	Mr Uren
Mr Curtin	Mr C. K. Jones	Mr Webb
Mr Daly	Mr Luchetti	
Mr Davies	Mr McIvor	*
Mr Devine	Mr Minogue	Tellers:
	Mr Nicholls	Mr Duthie
Mr J. R. Fraser	Mr Patterson	Mr James
	Mr Crean Mr Cross Mr Curtin Mr Daly Mr Davies Mr Devine Mr Everingham	Mr Crean Mr Griffiths Mr Cross Mr Hayden Mr Curtin Mr C. K. Jones Mr Davies Mr McIvor Mr Devine Mr Mr Devine Mr Everingham Mr Nicholls

And so it was resolved in the affirmative.

And the question-That the sub-sections proposed to be omitted stand part of the clause-being accordingly put-

The committee divided (the Chairman, Mr Lucock, in the Chair)—

AYES, 60

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Mr Allan	Mr Fairhall	Mr L. H. Irwin	Mr Robinson
Mr Armstrong	Mr Forbes	Mr Jarman	Mr Sinclair
Mr Arthur	Mr Fox	Mr Jessop	Mr Snedden
Mr Barnes	Mr J. M. Fraser	Mr A. T. Jones	Mr St. John
Mr Bonnett	Mr Freeth	Mr Kelly	Mr Stokes
Mr Bridges-Maxwell	Mr Gibbs	Sir W. Kent Hughes	Mr Street
Mr Buchanan	Mr Gibson	Mr Killen	Mr Swartz
Mr Bury	Mr Giles	Mr King	Mr Turner
Mr Calder	Mr Graham	Mr Lee	Mr Wentworth
Mr D. M. Cameron	Mr Hallett	Mr Lynch	Mr Wilson
Mr Chaney	Mr Hasluck	Mr Mackay	
Mr Chipp	Mr Haworth	Mr McLeav	
Mr Cleaver	Mr Holten	Mr McMahon	
Mr Corbett	Mr Howson	Mr Munro	Tellers:
Mr Dobie	Mr Hughes	Mr Nixon	Mr G. D. Erwin
Mr Fairbairn	Mr Hulme	Mr Pettitt	Mr Turnbul!

Noes, 33

Mr Beaton	Mr Costa	Mr Fulton	Mr Scholes
Mr Beazley	Mr Crean	Mr Griffiths	Mr Stewart
Mr Bryant	Mr Cross	Mr Hayden	Mr Uren
Mr J. F. Cairns	Mr Curtin	Mr C. K. Jones	Mr Webb
Mr Calwell	Mr Daly	Mr Luchetti	
Mr C. R. Cameron	Mr Davies	Mr McIvor	
Mr Collard	Mr Devine	Mr Minogue	Tellers:
Mr Connor	Mr Everingham	Mr Nicholls	Mr Duthie
Mr Cope	Mr J. R. Fraser	Mr Patterson	Mr James
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And so it was resolved in the affirmative.

Mr Bury (Minister for Labour and National Service) moved the following amendment: Page 11, after proposed section 51c insert the following section:

"'51D. A person who has, after the commencement of this Person section, been sentenced to imprisonment for an offence against sentenced to imprisonment section fifty-one or section fifty-one A of this Act is not liable to not liable for service. render service under this Act.'.".

Debate continued.

Mr Bryant addressing the committee-

Closure: Mr Snedden moved—That the question be now put.

Question—That the question be now put—put and passed.

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

Question—That the clause, as amended, be agreed to—put.

The committee divided (the Chairman, Mr Lucock, in the Chair)—

Ayes, 60			
Mr Allan	Mr Fairhall	Mr L. H. Irwin	Mr Robinson
Mr Armstrong	Mr Forbes	Mr Jarman	Mr Sinclair
Mr Arthur	Mr Fox	Mr Jessop	Mr Snedden
Mr Barnes	Mr J. M. Fraser	Mr Katter	Mr St. John
Mr Bonnett	Mr Freeth	Mr Kelly	Mr Stokes
Mr Bridges-Maxwell	Mr Gibbs	Sir W. Kent Hughes	Mr Street
Mr Buchanan	Mr Gibson	Mr Killen	Mr Swartz
Mr Bury	Mr Giles	Mr King	Mr Turner
Mr Calder	Mr Graham	Mr Lee	Mr Wentworth
Mr D. M. Cameron	Mr Hallett	Mr Lynch	Mr Wilson
Mr Chaney	Mr Hasluck	Mr Mackay	
Mr Chipp	Mr Haworth	Mr McLeay	
Mr Cleaver	Mr Holten	Mr McMahon	
Mr Corbett	Mr Howson	Mr Munro	Tellers:
Mr Dobie	Mr Hughes	Mr Nixon	Mr G. D. Erwin
Mr Fairbairn	Mr Hulme	Mr Pettitt	Mr Turnbull
	Noes, 3	2	
Mr Beaton	Mr Crean	Mr Griffiths	Mr Stewart
Mr Beazley	Mr Cross	Mr Hayden	Mr Uren
Mr Bryant	Mr Curtin	Mr C. K. Jones	Mr Webb
Mr J. F. Cairns	Mr Daly	Mr Luchetti	
Mr C. R. Cameron	Mr Davies	Mr McIvor	
Mr Collard	Mr Devine	Mr Minogue	
Mr Connor	Mr Everingham	Mr Nicholls	Tellers:
Mr Cope	Mr J. R. Fraser	Mr Patterson	Mr Duthie
Mr Costa	Mr Fulton	Mr Scholes	Mr James

And so it was resolved in the affirmative.

Clause 21—

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

The House resumed; Mr Lucock reported accordingly.

Ordered-That the House will, at the next sitting, again resolve itself into the said committee.

10 ADJOURNMENT: Mr Snedden (Leader of the House) moved—That the House do now adjourn.

Question—put and passed.

And then the House, at ten minutes past one o'clock in the morning, adjourned until this day at half-past two o'clock p.m.

PAPERS: The following papers were deemed to have been presented on 28 May 1968, pursuant to statute:

Christmas Island Act—Ordinances—1968—

No. 1-Administration.

No. 2—Interpretation.

No. 3—Coroners.

No. 4-Magistrate's Court.

No. 5-Maintenance Orders (Facilities for Enforcement).

No. 6—Tuberculosis.

No. 7-Post and Telegraph.

Commonwealth Banks Act—Appointment Certificates—J. R. Oke, I.R.A. Short.

Defence Act—Regulation—Statutory Rules 1968, No. 58.

Lands Acquisition Act-Land, etc., acquired for-

Accommodation purposes—Darwin, Northern Territory.

Sewerage purposes—Nightcliff, Northern Territory.

Papua and New Guinea Act—Ordinances—1968—

No. 13—Housing Commission (No. 2) 1967.

No. 14-Royal Papua and New Guinea Constabulary (No. 3) 1967.

No. 15—Public Officers (Employment Security) (No. 2) 1967.

Post and Telegraph Act—Regulations—Statutory Rules 1968, No. 60.

Poultry Industry Levy Act—Regulations—Statutory Rules 1968, No. 59.

Public Service Arbitration Act—Public Service Arbitrator—Determinations—1968—

No. 32—Amalgamated Postal Workers' Union of Australia.

No. 48—Australian Broadcasting Commission Staff Association.

No. 49—Amalgamated Postal Workers' Union of Australia.

No. 57—Amalgamated Society of Carpenters and Joiners of Australia and others.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Adermann, Mr Anthony, Mr Barnard, Mr Birrell, Mr K. M. K. Cairns, Mr Courtnay, Mr Drury, Mr Gorton, Mr Hansen, Mr Harrison, Mr Jess, Mr Peacock and Mr Pearsall.

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