

1912.

THE PARLIAMENT OF THE COMMONWEALTH.

No. 66.

VOTES AND PROCEEDINGS

OF THE

HOUSE OF REPRESENTATIVES.

TUESDAY, 15TH OCTOBER, 1912.

1. The House met, at three o'clock p.m., pursuant to adjournment.—Mr. Speaker took the Chair, and read Prayers.
2. PETITION.—Mr. Chapman presented a Petition from certain landowners and other residents within the Federal Capital Territory of Canberra praying that the House will allow their chosen representatives—Jeremiah Keefe, J.P., and John Edward Fitzgerald—to be heard at the Bar of the House in regard to their disfranchisement.

Petition received and read.

Mr. Chapman moved, That the prayer of the Petition be granted.

Question—put.

The House divided—

Ayes, 19.

Mr. Anstey	Mr. Groom
Mr. Bamford	Mr. Hedges
Mr. Brown	Mr. Ryrie
Mr. Chapman	Mr. Sampson
Mr. Cook	Mr. Sinclair
Sir John Forrest.	Mr. Thomson
Mr. R. W. Foster	
Mr. Fowler	
Mr. Fuller	<i>Tellers.</i>
Mr. Glynn	Mr. Greene
Mr. Gordon	Mr. W. Elliot Johnson

Noes, 29.

Mr. Archibald	Mr. O'Malley
Mr. Brennan	Mr. Page
Mr. Catts	Mr. Poynton
Mr. Chanter	Mr. Riley
Mr. Charlton	Mr. Roberts
Mr. Fenton	Mr. Laird Smith
Mr. Fisher	Mr. Thomas
Mr. Frazer	Mr. Tudor
Mr. Higgs	Mr. Webster
Mr. Howe	Mr. West
Mr. Hughes	Mr. Wise
Mr. W. J. Johnson	
Mr. W. Maloney	
Mr. Mathews	<i>Tellers.</i>
Mr. McDougall	Mr. Finlayson
Mr. Parker Moloney	Mr. Scullin

And so it was negatived.

3. MESSAGE FROM THE GOVERNOR-GENERAL.—ASSENT TO SUPPLY BILL (No. 3) 1912-13.—The following Message from His Excellency the Governor-General was presented, and the same was read by Mr. Speaker:—

DENMAN,
Governor-General.

Message No. 19.

A Bill intituled "*An Act to grant and apply a sum out of the Consolidated Revenue Fund for the service of the year ending the thirtieth day of June One thousand nine hundred and thirteen,*" as finally passed by the Senate and the House of Representatives of the Commonwealth, having been presented to the Governor-General for the Royal Assent, His Excellency has, in the name and on behalf of His Majesty, assented to the said Act.

Government House,
Melbourne, 11th October, 1912.

15th October, 1912.

4. NAVIGATION BILL.—The Order of the Day having been read for the further consideration of this Bill, in Committee of the whole House—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole.

(In the Committee.)

Clause 287 debated and amended, on the motion of Mr. Tudor, by the omission from the clause of all the words after the word "No" in line 9 and the insertion in place thereof of the following:—

"ship shall engage in the coasting trade unless licensed to do so.

Penalty (on master, owner, or agent): Five hundred pounds.

(2.) Licences to ships to engage in the coasting trade shall be for such period, not exceeding three years, as is prescribed, and may be granted as prescribed.

(3.) Every licence shall be issued subject to compliance on the part of the ship, her master, owner, and agent, during such time as she is engaged in the coasting trade, with the following conditions:—

(a) That the seamen employed on the ship shall be paid wages in accordance with this Part of this Act; and

(b) That, in the case of a foreign ship, she shall be provided with the same number of officers and seamen, and with the same accommodation for them, as would be required if she were a British ship registered in Australia or engaged in the coasting trade.

(4.) Any breach of the above conditions shall be a contravention of this Act.

(5.) Before granting any licence, the Minister may require security to be given to his satisfaction by the master, owner, or agent for compliance with the conditions of the licence and the requirements of this Part of this Act.

(6.) In addition to, or in lieu of, any penalty otherwise provided, the Governor-General may cancel any licence if he is satisfied that a breach of any of the above conditions has been committed.

(7.) No licence shall be cancelled unless an opportunity has been given to the master, owner, or agent of the ship to show cause against cancellation."

Clause, as amended, agreed to.

Clause 288 omitted from the Bill.

Clause 289 amended, on the motion of Mr. Tudor, by the omission of sub-clause 2 and the insertion in place thereof of the following sub-clause:—

"(2.) In the case of ships trading to places beyond Australia, the wages to which a seaman is entitled under this section shall be paid before the departure of the ship from Australia, and the master shall produce to the satisfaction of the Collector at the last port of departure in Australia evidence of their payment."

Clause, as amended, agreed to.

Clause 290 amended, on the motion of Mr. Tudor, by the omission from line 11 of the words "owner, or agent"; and by the addition, after debate, of the following sub-clause:—

"(2.) Where under the original agreement a seaman is entitled to be paid at a higher rate of wages than the rate ruling in Australia for seamen in a corresponding rating, nothing in this section shall affect his right to such higher rate during the engagement of the ship in the coasting trade."

Clause, as amended, agreed to.

Clause 291 agreed to.

Clause 292 amended, on the motion of Mr. Tudor, by the omission from line 31 of the word "or" and the insertion in place thereof of the word "and".

Clause, as amended, agreed to.

Clause 293 omitted from the Bill.

Clause 294 amended, after debate, on the motion of Mr. Tudor, by the omission from lines 1 and 2 of the words "not registered in Australia."

Clause, as amended, agreed to.

Clause 295, after debate, omitted from the Bill.

Clauses 296 debated and agreed to.

Clauses 297 to 309 agreed to.

Clause 310 debated and agreed to.

Clauses 311, 312, and 313 agreed to.

Clause 314 debated and agreed to.

Clauses 315 and 316 agreed to.

Clause 317 debated and agreed to.

Clauses 318 and 319 agreed to.

Clause 320 amended, on the motion of Mr. Tudor, by the insertion in sub-clause (1) of the following paragraph:—

"(c) where the amount claimed does not exceed Three hundred pounds";

by the omission from sub-clause (3.) of the words "on the application of either of the parties or his agent,"; and by the addition of the following sub-clause:—

"(4.) Disputes relating to salvage may be determined on the application of the salvor or of the owner of the property saved, or of their respective agents."

Clause as amended, agreed to.

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Clause 321 amended, on the motion of Mr. Tudor, by the omission from line 7 of the words "any wreck" and the insertion of the words "the cargo or equipment thereof" in place thereof; by the omission from line 9 of the words "or the wreck is"; and by the omission from line 11 of the words "or wreck".

Clause, as amended, agreed to.

Clause 322 amended, on the motion of Mr. Tudor, after debate, by the insertion of the figure (1.) after the figures "322"; by the insertion after the word "may" in line 20 of the words "if the sum in dispute exceeds One hundred pounds"; and by the addition of the following sub-clause:—

"(2.) The appellant shall, within thirty days of the decision of the Court which has determined the matter summarily, take such proceedings as according to the practice of the Supreme Court of the State are necessary for the institution of an appeal."

Clause, as amended, agreed to.

Clause 323 agreed to.

Clause 324 amended, on the motion of Mr. Tudor, after debate, by the omission from line 36 of the word "apparel" and the insertion of the word "equipment" in place thereof.

Clause, as amended, agreed to.

Clause 325 agreed to.

Clause 326 debated and agreed to.

Clauses 327 to 330 agreed to.

Clause 331 debated and agreed to.

Clause 332 debated and agreed to.

Clause 333 amended, on the motion of Mr. Tudor, by the omission from line 10 of the word "coastal" and the insertion of the word "licensed" in place thereof; by the insertion after the word "Australia" in line 11 of the words "or to act as pilots for any port at which pilotage is not compulsory"; and by the omission from line 12 of the word "coastal" and the insertion of the word "licensed" in place thereof.

Clause, as amended, agreed to, after debate.

Clause 334 amended, on the motion of Mr. Tudor, by the omission from lines 17, 18, 20, and 21 of the word "coastal" and the insertion of the word "licensed" in place thereof.

Clause, as amended, agreed to.

Clause 335 amended, on the motion of Mr. Tudor, by the insertion after the word "Australia" in line 24 of the words "or to act as pilots for any port at which pilotage is not compulsory under this Act"; by the insertion after the word "shall" in line 25 of the words "subject to this Act"; by the omission from line 29 of the word "coastal" and the insertion of the word "licensed" in place thereof: and, after debate, by the insertion after the word "pilot" in line 29 of the words "; but no such licence shall entitle the holder to act as pilot at a port at which pilotage is compulsory under this Act".

Clause, as amended, agreed to.

Clauses 336 to 341 agreed to.

Clause 342 amended, on the motion of Mr. Tudor, by the addition of the following words:—" ; but nothing in this section shall affect the renewal of a pilotage exemption certificate granted before the commencement of this Act to a person who is not a British subject".

Clause, as amended, agreed to.

Clauses 343, 344, and 345 agreed to.

Clause 346 debated and agreed to.

Clauses 347 and 348 agreed to.

Progress to be reported and leave asked to sit again.

The House resumed; Mr. Poynton reported accordingly.

Resolved—That the House will, to-morrow, again resolve itself into the said Committee.

5. NOTICE OF MOTION OF CENSURE.—Mr. Hedges, by leave, and with the concurrence of the Leader of the Opposition, having given notice of the following motion which he proposed to move to-morrow:—"That, in the opinion of this House, the decision of the Government to use Karri sleepers, treated or untreated, in preference to other more suitable timbers, in the construction of the Kalgoorlie-Port Augusta railway, is deserving of censure"—

6. ADJOURNMENT.—Mr. Fisher moved, That the House do now adjourn.

Question—put and passed.

And then the House, at thirty-two minutes past ten o'clock p.m., adjourned until to-morrow at half-past ten o'clock a.m.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except—Mr. Atkinson, Mr. Bennett, Mr. Cann, Mr. Carr, Mr. Deakin, Mr. R. Edwards, Mr. Frank J. Foster, Mr. Hans Irvine, Mr. Livingston, Sir William Lyne, Mr. McWilliams, Mr. Ozanne, Mr. Bruce Smith, Mr. Spence, and Mr. Watkins.

WALTER A. GALE,

Clerk Assistant,

for Clerk of the House of Representatives.