

1920.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

No. 61.

VOTES AND PROCEEDINGS

OF THE

HOUSE OF REPRESENTATIVES.

WEDNESDAY, 25TH AUGUST, 1920.

1. The House met, at three o'clock p.m., pursuant to adjournment.
2. **ABSENCE OF MR. SPEAKER.**—The Clerk, at the Table, having informed the House that Mr. Speaker was unavoidably absent, the Chairman of Committees took the Chair as Deputy-Speaker, and read Prayers.
3. **MESSAGE FROM THE SENATE.—AUDIT BILL (1920).**—Mr. Deputy-Speaker announced the receipt of the following Message from the Senate:—

MR. SPEAKER,

Message No. 43.

The Senate returns to the House of Representatives the Bill for "*An Act to amend the 'Audit Act 1901-1917'*," to which it has agreed, with the amendments indicated in the annexed Schedule, in which amendments the Senate requests the concurrence of the House of Representatives.

THOS. GIVENS,
President.

The Senate,
Melbourne, 25th August, 1920.

Ordered—That the consideration of the foregoing Message, in Committee of the whole House, be made an Order of the Day for the next sitting.

4. **PAPERS.**—The following Papers were presented, pursuant to Statute—
 - Customs Act—Proclamation (dated 11th August, 1920) revoking so much of Proclamation (dated 1st October, 1919) as relates to the Exportation of Superphosphates and the raw material for the manufacture of such goods.
 - Census and Statistics Act—Regulations—Statutory Rules 1920, No. 127.
 - Norfolk Island—
 - Ordinance of 1920—No. 1—Preserved Fish Bounties.
 - Regulations under the Preserved Fish Bounties Ordinance 1920.
 - Public Service Act—Promotion of M. J. O'Flaherty, Department of the Treasury.
 - Seat of Government—
 - Ordinance of 1920—No. 1—Meat.
 - Regulations under the Meat Ordinance 1920.
 - War Service Homes Act—Land acquired under, at—
 - Auburn, New South Wales.
 - Islington, Newcastle, New South Wales.
 - Newbottle, Waratah, New South Wales.

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5. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered—That Order of the Day, Government Business, No. 1 be postponed until after Order of the Day No. 3.
6. **CONCILIATION AND ARBITRATION BILL (1920).**—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole House—Mr. Deputy-Speaker left the Chair, and the House resolved itself into a Committee of the Whole.

(In the Committee.)

Clause 2 amended, on the motion of Mr. Groom, by the insertion of the following paragraph before paragraph (a):—

“(aa) by inserting in the definition of ‘Employer’, after the word ‘industry’, the words ‘and includes a club’.”

Clause, as amended, debated.

Mr. Lavelle moved, as a further amendment, That paragraph (c) be omitted from the clause.

Debate ensued.

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

The Committee divided—

Ayes, 35.		Noes, 19.	
Mr. Bamford	Mr. Hughes	Mr. Brennan	Mr. McDonald
Mr. Bayley	Mr. Lamond	Mr. Charlton	Mr. McGrath
Mr. Bell	Mr. Lister	Mr. Considine	Mr. Parker Moloney
Sir Robert Best	Mr. Livingston	Mr. Cunningham	Mr. Ryan
Mr. Blundell	Mr. Mackay	Mr. Gabb	Mr. Watkins
Mr. Bruce	Mr. Marks	Mr. Lavelle	Mr. West
Mr. Donald Cameron	Mr. Marr	Mr. Lazzarini	
Mr. Austin Chapman	Mr. McWilliams	Mr. Mahony	<i>Tellers:</i>
Sir Joseph Cook	Mr. Poynton	Mr. Makin	
Mr. Robert Cook	Mr. Prowse	Mr. W. Maloney	Mr. Fenton
Mr. Corser	Mr. Rodgers	Mr. Mathews	Mr. Riley
Mr. R. W. Foster	Sir Granville Ryrie		
Mr. Fowler	Mr. Laird Smith		
Mr. Francis	Mr. Wise		
Mr. Greene			
Mr. Gregory	<i>Tellers:</i>		
Mr. Groom			
Mr. Hay	Mr. Burchell		
Mr. Hill	Mr. Fleming		

And so it was resolved in the affirmative.

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

The Committee divided—

Ayes, 35.		Noes, 19.	
Mr. Bamford	Mr. Hughes	Mr. Brennan	Mr. McDonald
Mr. Bayley	Mr. Lamond	Mr. Charlton	Mr. McGrath
Mr. Bell	Mr. Lister	Mr. Considine	Mr. Parker Moloney
Sir Robert Best	Mr. Livingston	Mr. Cunningham	Mr. Ryan
Mr. Blundell	Mr. Mackay	Mr. Gabb	Mr. Watkins
Mr. Bruce	Mr. Marks	Mr. Lavelle	Mr. West
Mr. Donald Cameron	Mr. Marr	Mr. Lazzarini	
Mr. Austin Chapman	Mr. McWilliams	Mr. Mahony	<i>Tellers:</i>
Sir Joseph Cook	Mr. Poynton	Mr. Makin	
Mr. Robert Cook	Mr. Prowse	Mr. W. Maloney	Mr. Fenton
Mr. Corser	Mr. Rodgers	Mr. Mathews	Mr. Riley
Mr. R. W. Foster	Sir Granville Ryrie		
Mr. Fowler	Mr. Laird Smith		
Mr. Francis	Mr. Wise		
Mr. Greene			
Mr. Gregory	<i>Tellers:</i>		
Mr. Groom			
Mr. Hay	Mr. Burchell		
Mr. Hill	Mr. Fleming		

And so it was resolved in the affirmative.

Clause 3—

Mr. Charlton moved, as an amendment, That the following words be inserted after line 5 :—

“ Provided that if a person desires to leave his work for private or other reasons he shall be exempt from the provisions of this section ”.

Debate ensued.

Amendment, by leave, withdrawn.

Mr. Ryan moved, as an amendment, That the following words be added to the clause :—

“ No proceeding for any contravention of this section shall be instituted without the leave of the President.”

Debate ensued.

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

The Committee divided—

Ayes, 18.		Noes, 31.	
Mr. Blundell	Mr. W. Maloney	Mr. Bamford	Mr. Lamond
Mr. Brennan	Mr. McDonald	Mr. Bayley	Mr. Lister
Mr. Charlton	Mr. Parker Moloney	Mr. Bell	Mr. Livingston
Mr. Considine	Mr. Ryan	Mr. Bruce	Mr. Mackay
Mr. Cunningham	Mr. Watkins	Mr. Donald Cameron	Mr. Marks
Mr. Gabb	Mr. West	Mr. Austin Chapman	Mr. Marr
Mr. Lavelle		Mr. Robert Cook	Mr. Poynton
Mr. Lazzarini	<i>Tellers:</i>	Mr. Corser	Mr. Prowse
Mr. Mahony	Mr. Fenton	Mr. R. W. Foster	Mr. Rodgers
Mr. Makin	Mr. Riley	Mr. Fowler	Sir Granville Ryrie
		Mr. Francis	Mr. Laird Smith
		Mr. Greene	Mr. Wise
		Mr. Gregory	
		Mr. Groom	
		Mr. Hay	<i>Tellers:</i>
		Mr. Hill	Mr. Burchell
		Mr. Hughes	Mr. Fleming

And so it was negatived.

Question—That the clause be agreed to—put.

The Committee divided—

Ayes, 33.		Noes, 18.	
Mr. Bamford	Mr. Hughes	Mr. Brennan	Mr. McDonald
Mr. Bayley	Mr. Lamond	Mr. Charlton	Mr. McGrath
Mr. Bell	Mr. Lister	Mr. Considine	Mr. Parker Moloney
Mr. Blundell	Mr. Livingston	Mr. Cunningham	Mr. Ryan
Mr. Bruce	Mr. Mackay	Mr. Gabb	Mr. Watkins
Mr. Donald Cameron	Mr. Marks	Mr. Lavelle	Mr. West
Mr. Austin Chapman	Mr. Marr	Mr. Lazzarini	
Sir Joseph Cook	Mr. Poynton	Mr. Mahony	<i>Tellers:</i>
Mr. Robert Cook	Mr. Prowse	Mr. Makin	Mr. Fenton
Mr. Corser	Mr. Rodgers	Mr. W. Maloney	Mr. Riley
Mr. R. W. Foster	Sir Granville Ryrie		
Mr. Fowler	Mr. Laird Smith		
Mr. Francis	Mr. Wise		
Mr. Greene			
Mr. Gregory	<i>Tellers:</i>		
Mr. Groom			
Mr. Hay	Mr. Burchell		
Mr. Hill	Mr. Fleming		

And so it was resolved in the affirmative.

Clause 4—

Mr. Fenton moved, as an amendment, That the following words be inserted after the word “ amended ” (line 7) :—

“ by inserting in sub-section (1.), after the word ‘ dismiss ’ in line 1, the words ‘ or threatens to dismiss and ’ ”.

Debate ensued.

Amendment, by leave, withdrawn.

Debate on clause continued.

Mr. Brennan moved, as an amendment, That the words “ which is seeking better industrial conditions ” (lines 9 and 10) be omitted, with a view to the insertion of the words “ or of an association which has applied to be registered as an organization ” in place thereof.

Debate ensued.

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

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The Committee divided—

Ayes, 32.		Noes, 16.	
Mr. Bamford	Mr. Hughes	Mr. Brennan	Mr. Parker Moloney
Mr. Bayley	Mr. Jowett	Mr. Charlton	Mr. Ryan
Mr. Bell	Mr. Lamond	Mr. Considine	Mr. Tudor
Sir Robert Best	Mr. Livingston	Mr. Cunningham	Mr. Watkins
Mr. Blundell	Mr. Mackay	Mr. Gabb	Mr. West
Mr. Bruce	Mr. Marks	Mr. Lavelle	
Mr. Donald Cameron	Mr. Marr	Mr. Lazzarini	<i>Tellers :</i>
Sir Joseph Cook	Mr. Poynton	Mr. Mahony	Mr. Fenton
Mr. Robert Cook	Mr. Prowse	Mr. W. Maloney	Mr. Riley
Mr. Corser	Mr. Rodgers		
Mr. Fleming	Sir Granville Ryrie		
Mr. R. W. Foster	Mr. Laird Smith		
Mr. Fowler	Mr. Wise		
Mr. Greene			
Mr. Gregory	<i>Tellers :</i>		
Mr. Groom	Mr. Burchell		
Mr. Hill	Mr. Lister		

And so it was resolved in the affirmative.

Clause agreed to.

Clause 5—

Debate ensued.

Mr. Charlton moved, as an amendment, That the following paragraph be inserted before paragraph (a) :—

“(aa) by omitting the words ‘Governor-General’ in line 1 of sub-section (1.) and inserting the word ‘President’ in place thereof, and by inserting the words ‘person or persons holding the office of’ after the word ‘any’ in line 2 of sub-section (1.)”

Debate ensued.

Question—That the paragraph proposed to be inserted be so inserted—put.

The Committee divided—

Ayes, 14.		Noes, 30.	
Mr. Brennan	Mr. W. Maloney	Mr. Bayley	Mr. Hill
Mr. Charlton	Mr. Ryan	Mr. Bell	Mr. Hughes
Mr. Considine	Mr. Watkins	Sir Robert Best	Mr. Jowett
Mr. Cunningham	Mr. West	Mr. Blundell	Mr. Lamond
Mr. Gabb		Mr. Bruce	Mr. Mackay
Mr. Lavelle	<i>Tellers :</i>	Mr. Donald Cameron	Mr. Marks
Mr. Lazzarini	Mr. Fenton	Sir Joseph Cook	Mr. Poynton
Mr. Mahony	Mr. Riley	Mr. Robert Cook	Mr. Prowse
		Mr. Corser	Mr. Rodgers
		Mr. Fleming	Sir Granville Ryrie
		Mr. R. W. Foster	Mr. Laird Smith
		Mr. Fowler	Mr. Wise
		Mr. Francis	
		Mr. Greene	<i>Tellers :</i>
		Mr. Gregory	Mr. Burchell
		Mr. Groom	Mr. Lister

And so it was negatived.

Mr. Groom moved, as an amendment, That the following paragraphs be added to the clause—

“(d) by omitting from sub-section (2.) the words ‘of office of the President for the time being’, and inserting in their stead the words ‘for which the President holding office at the date of his appointment was appointed’; and

“(e) by inserting after sub-section (2.) the following sub-section :—

“(2A). A Deputy may be appointed, notwithstanding that a vacancy exists in the office of President at the time of appointment of the Deputy, and any Deputy appointed while any such vacancy exists shall be entitled to hold office during good behaviour for seven years, and shall be eligible for re-appointment, and shall not be removed except by the Governor-General on an address from both Houses of the Parliament in the same session, praying for such removal on the ground of proved misbehaviour or incapacity.”

Debate ensued.

Mr. Cunningham moved, That the clause be postponed.

Debate ensued.

Question—That the clause be postponed—put.

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The Committee divided—

Ayes, 15.		Noes, 28.	
Mr. Brennan	Mr. McGrath	Mr. Atkinson	Mr. Hill
Mr. Charlton	Mr. Riley	Mr. Bayley	Mr. Hughes
Mr. Considine	Mr. Ryan	Mr. Bell	Mr. Jowett
Mr. Cunningham	Mr. West	Mr. Blundell	Mr. Mackay
Mr. Gabb		Mr. Bruce	Mr. Marks
Mr. Lavelle		Mr. Donald Cameron	Mr. Poynton
Mr. Lazzarini	<i>Tellers :</i>	Sir Joseph Cook	Mr. Prowse
Mr. Mahony	Mr. Fenton	Mr. Robert Cook	Mr. Rodgers
Mr. W. Maloney	Mr. Watkins	Mr. Corser	Sir Granville Ryrie
		Mr. R. W. Foster	Mr. Laird Smith
		Mr. Fowler	Mr. Wise
		Mr. Francis	
		Mr. Greene	<i>Tellers :</i>
		Mr. Gregory	Mr. Burchell
		Mr. Groom	Mr. Lister

And so it was negatived.

Question—That the proposed new paragraphs be added to the clause—put and passed.

Clause, as amended, agreed to.

Clause 6—

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

The House resumed ; Mr. Fleming reported accordingly.

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

7. ADJOURNMENT.—Sir Joseph Cook moved, That the House do now adjourn.

Debate ensued.

Question—put and passed.

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

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except—Mr. Austey*, Mr. Blakeley, Mr. Bowden*, Mr. J. H. Catts, Mr. Gibson, Mr. Higgs, Mr. Jackson, Sir Elliot Johnson, Mr. Nicholls, Mr. Earle Page, Mr. James Page*, Mr. Stewart, Mr. Story, Mr. Watt*, and Mr. Wienholt.

* On leave.

WALTER A. GALE,
Clerk of the House of Representatives.