

1922.

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

No. 42.

## VOTES AND PROCEEDINGS

OF THE

## HOUSE OF REPRESENTATIVES.

WEDNESDAY, 27<sup>TH</sup> SEPTEMBER, 1922.

1. The House met, at eleven o'clock a.m., pursuant to adjournment.—Mr. Speaker took the Chair, and read Prayers.
2. POSTPONEMENT OF BUSINESS.—Ordered—That the consideration of the Notices of Motion be postponed until after the Orders of the Day, Government Business.
3. SUPERANNUATION 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 67 further debated, and agreed to.

Clause 68 agreed to.

Clause 69 debated and agreed to.

Clauses 70 and 71 agreed to.

Clause 72 debated and agreed to.

Clauses 73 to 75 agreed to.

Clause 76 debated and agreed to.

Clause 77 debated and agreed to.

Clauses 78 and 79 agreed to.

Clause 80—

On the motion of Mr. Groom, the following amendments were made:—

After paragraph (a) insert the following paragraph:—

“(aa) for prescribing the data in respect of mortality, conjugal condition, dependent children, invalidity, and rate of interest to be employed in determining actuarial equivalents for the purposes of this Act, and for prescribing the incidence on the several benefits of the commutations involved in determining such actuarial equivalents;”.

Line 28, after “made” insert “and the conditions upon which it may be made”.

Clause, as amended, agreed to.

*New Clauses—*

On the motion of Mr. Groom, the following clauses were added to the Bill:—

37A.—(1.) Where any employee who has been in the service for at least ten years has died or dies on or after the thirty-first day of December, One thousand nine hundred and twenty, and before the date notified in pursuance of sub-section (1.) of section twelve of this Act, pension shall be paid to his widow as follows:—

- (a) during her own life, one half of the pension in accordance with salary as set out in section thirteen of this Act, but not exceeding two units:

Pensions to widow and children where officer of ten years' service dies after 31st Decemb<sup>r</sup>, 1920, and before commencement of contributions.

Provided that if she remarries her pension under this paragraph shall thereupon cease and determine; and

- (b) in respect of each of her or the employee's children (except children of her remarriage) who are under the age of sixteen years, a pension at the rate of Thirteen pounds per annum until the age of sixteen years has been attained.

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(2.) Pensions under this section shall be payable from the passing of this Act, or from the death of the employee, whichever is the later.

(3.) Until the establishment of the Superannuation Fund under this Act, the pension shall be paid from the Consolidated Revenue Fund, and, upon the establishment of the Superannuation Fund, the pension shall be paid from that fund, and the payments from that fund shall be repaid from the Consolidated Revenue Fund.

(4.) In this section "salary" means the rate of salary received by the employee immediately prior to his death.

(5.) This section shall come into operation on the day on which this Act receives the Royal assent.

50. Notwithstanding anything contained in this Act, an employee who has a vested or contingent right to a pension, superannuation allowance, or gratuity under any other Act (not including the *Australian Soldiers' Repatriation Act 1920-1921*) or State Act shall not be required or permitted to contribute for units of pension under this Act, except in pursuance of the provisions of this Division, nor shall pension under this Act be payable to or in respect of any such employee except in pursuance of those provisions.

Rights under State Acts not pr. judged.

On the motion of Mr. Groom, after debate, the following clause was added to the Bill:—

75A. Whenever any question arises under this Act as to whether a contributor is an invalid, or is physically or mentally incapable of performing his duties, and whether the invalidity or incapacity is due to his fault, the question shall be determined by the Board (whether before or after the retirement of the contributor) upon a report from a Medical Officer appointed for the purposes of this Act.

Question as to invalidity, &c., determined by Board of Medical Officer's report.

Schedules agreed to.

Title agreed to.

Bill to be reported with amendments.

The House resumed; Mr. Chanter reported accordingly.

Mr. Groom moved, That the Bill be now recommitted to a Committee of the whole House for the reconsideration of clauses 4, 24, 56, and 69.

Debate ensued.

Question—put and passed.

Mr. Speaker left the Chair, and the House again resolved itself into a Committee of the Whole.

(In the Committee.)

On recommitment—

Clause 4—

On the motion of Mr. Groom, the following amendments were made:—

After the definition of "the Fund" insert the following definition:—

"the maximum age for retirement" means the age of sixty-five years, or, in the case of a contributor the age for whose retirement is fixed by law at an earlier age than sixty-five years, the age so fixed."

At the end of the clause add the following sub-clause:—

"(3.) Where an employee has been or is appointed, whether before or after the commencement of this Act, for a term of years to a statutory office under the Commonwealth, he shall, for the purposes of this Act, be deemed, so long as he continues to be employed in the office (whether during or after the expiration of the term for which he was appointed) to continue to be an employee, and the cessation of his employment by the Commonwealth (otherwise than by retrenchment, discharge, dismissal or resignation) shall be deemed to be retirement within the meaning of this Act, and, if it takes place at an earlier age than sixty-five years, be deemed to be, within the meaning of section twenty-nine of this Act, the retirement of a contributor the age for whose retirement is fixed by law at an earlier age than sixty-five years."

Clause, as amended, agreed to.

Clause 24—

On the motion of Mr. Groom, the following amendment was made:—

Line 2, omit "ten", insert "seven".

Clause, as further amended, agreed to.

Clause 56—

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

Lines 42-43, omit "right referred to in section fifty of this Act", insert "right to a pension or superannuation allowance referred to in section fifty of this Act (not being a right to a pension under the *Australian Soldiers' Repatriation Act 1920-1921*)".

Clause, as further amended, agreed to.

Clause 69—

On the motion of Mr. Groom, the following amendment was made:—

Lines 34-37, omit all words from and including "the president" to the end of the clause, insert "the question shall be postponed to a full meeting of the Board."

Clause, as amended, agreed to.

Bill to be reported with further amendments.

The House resumed; Mr. Chanter reported accordingly.

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Mr. Groom moved, pursuant to contingent notice, That the Standing Orders be suspended, to enable the remaining stages to be passed without delay.

Question—put and passed.

On the motion of Mr. Groom, the House adopted the Reports.

Mr. Groom moved, That the Bill be now read a third time.

Debate ensued.

Mr. McGrath addressing the House—

*Closure*—Mr. Greene moved, That the question be now put.

Question—That the question be now put—put.

The House divided—

Ayes, 24.		Noes, 19.	
Mr. Atkinson	Mr. Jackson	Mr. Blundell	Mr. Prowse
Mr. Bayley	Mr. Lamond	Mr. Charlton	Mr. Riley
Mr. Bell	Mr. Lister	Mr. Gabb	Mr. Scullin
Mr. Bowden	Mr. Marks	Mr. Jowett	Mr. Stewart
Mr. Donald Cameron	Mr. Maxwell	Mr. Lambert	Mr. Watkins
Mr. Chanter	Mr. Poynton	Mr. Mahony	Mr. West
Mr. Corser	Sir Granville Ryrie	Mr. Makin	
Mr. Foley	Mr. Laird Smith	Mr. W. Maloney	<i>Tellers:</i>
Mr. R. W. Foster	Mr. Wise	Mr. Mathews	Mr. Brennan
Mr. Francis		Mr. McGrath	Mr. Fenton
Mr. Greene	<i>Tellers:</i>	Mr. McWilliams	
Mr. Groom	Mr. Mackay		
Mr. Higgs	Mr. Story		

And so it was resolved in the affirmative.

And the question being accordingly put—That the Bill be now read a third time—was passed.—Bill read a third time.

4. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered, That the consideration of Order of the Day, Government Business, No. 2, be postponed until after the consideration of Order of the Day No. 3.
5. **WAR SERVICE HOMES BILL (1922).**—The Order of the Day having been read for the second reading—Mr. Lamond moved, That the Bill be now read a second time.  
Mr. Charlton moved That the debate be now adjourned.  
Question—That the debate be now adjourned—put and passed.  
Ordered—That the resumption of the debate be made an Order of the Day for the next sitting.
6. **WAYS AND MEANS [CUSTOMS TARIFF (INDUSTRIES PRESERVATION)—ANTI-“DUMPING RESOLUTION”].**—The House, according to Order, resolved itself into the Committee of Ways and Means.

*(In the Committee.)*

Debate resumed on the motion of Mr. Rodgers (*see pages 123-24 ante*)—

On the motion of Mr. Rodgers, the following amendments were made:—

Paragraphs (1), (2), (3), (4), and (5), after “determined”, in each paragraph, insert “by the Minister after inquiry and report”.

Motion, as so amended, agreed to.

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

The House resumed; Mr. Watkins reported accordingly.

Resolved—That the House will, at a later hour this day, again resolve itself into the said Committee.  
Mr. Rodgers moved, pursuant to contingent notice, That the Standing Orders be suspended, to enable the remaining stages to be passed without delay.

Question—put and passed.

The Resolution reported from the Committee was read, and, on the motion of Mr. Rodgers, was adopted by the House.

Ordered—That Mr. Rodgers and Mr. R. W. Foster do prepare and bring in a Bill to carry out the foregoing Resolution.

Mr. Rodgers then brought up a Bill intituled “*A Bill for an Act to amend the ‘Customs Tariff (Industries Preservation) Act 1921’*,” and moved, That it be now read a first time.

Question—put and passed.—Bill read a first time.

Mr. Rodgers moved, That the Bill be now read a second time.

Question—put and passed.—Bill read a second time.

Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole.

*(In the Committee.)*

Clauses 1 to 7 agreed to.

Title agreed to.

Bill to be reported without amendment.

The House resumed; Mr. Chanter reported accordingly.

On the motion of Mr Rodgers, the House adopted the Report, and the Bill was read a third time.

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7. MESSAGE FROM THE GOVERNOR-GENERAL.—IRON AND STEEL PRODUCTS BOUNTY BILL (1922).—The following Message from His Excellency the Governor-General was presented, and the same was read by Mr. Speaker:—

FORSTER,

*Governor-General.**Message No 25.*

In accordance with the requirements of section fifty-six of the Constitution of the Commonwealth of Australia, the Governor-General recommends to the House of Representatives that an appropriation of revenue be made for the purposes of a Bill for an Act to provide for the Payment of Bounty on the Manufacture in the Commonwealth of certain Iron and Steel Products.

Government House,  
Melbourne, 27th September, 1922.

Ordered—That the foregoing Message be considered in Committee of the whole House forthwith. Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole.

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*(In the Committee.)*

*Resolved*, on the motion of Mr. Rodgers, after debate, That it is expedient that an appropriation of revenue be made for the purposes of a Bill for an Act to provide for the Payment of Bounty on the Manufacture in the Commonwealth of certain Iron and Steel Products.

Resolution to be reported.

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The House resumed; Mr. Chanter reported accordingly.

Mr. Rodgers moved, pursuant to contingent notice, That the Standing Orders be suspended, to enable the remaining stages to be passed without delay.

Question—put and passed.

The Resolution reported from the Committee was read, and, on the motion of Mr. Rodgers, was adopted by the House.

Ordered—That Mr. Rodgers and Mr. Greene do prepare and bring in a Bill to carry out the foregoing Resolution.

8. POSTPONEMENT OF BUSINESS.—Ordered—That the intervening Business be postponed until after the consideration of Notices of Motion Nos. 2, 3, and 4, Government Business.

9. PUBLIC WORKS COMMITTEE—REFERENCE OF WORK—ERECTION OF COMMONWEALTH OFFICES, BRISBANE.—Mr. R. W. Foster moved, pursuant to notice, That, in accordance with the provisions of the *Commonwealth Public Works Committee Act 1913-1921*, the following work be referred to the Parliamentary Standing Committee on Public Works for their investigation and report thereon:—Erection of building in Brisbane for Taxation and other Commonwealth purposes.

Debate ensued.

Mr. R. W. Foster having laid on the Table plans, &c., in connexion with the proposed work—

Question—put and passed.

10. CUSTOMS BILL (1922).—Mr. Rodgers, pursuant to leave given on the 7th instant, brought up a Bill intituled "*A Bill for an Act to amend the Customs Act 1901-1920*", and moved, That it be now read a first time.

Question—put and passed.—Bill read a first time.

Ordered, by leave—That the second reading be made an Order of the Day for a later hour this day.

11. IRON AND STEEL PRODUCTS BOUNTY BILL.—Mr. Rodgers, pursuant to an Order of the House made this day, brought up a Bill intituled "*A Bill for an Act to provide for the Payment of Bounty on the Manufacture in the Commonwealth of certain Iron and Steel Products*", and moved, That it be now read a first time.

Question—put and passed.—Bill read a first time.

Mr. Rodgers moved, That the Bill be now read a second time.

Question—put and passed.—Bill read a second time.

Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole.

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*(In the Committee.)*

Clause 1 debated and agreed to.

Clause 2 debated and agreed to.

Clause 3 debated and agreed to.

Clause 4—

On the motion of Mr. Wise, the following amendment was made:—

Line 26, after "opinion of" insert "the Minister, after inquiry and report by".

Clause, as amended, agreed to.

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Clause 5—

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

At the end of the clause add the following sub-clause :—

“(2.) When the maximum amount of bounty which may be paid in any year has not been paid in that year, the unpaid balance, or any part thereof, may be paid in any subsequent year in addition to the maximum amount for that year.”

Clause, as amended, agreed to.

Clauses 6 to 9 agreed to.

Clause 10 debated—

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

At end of paragraph (b) of sub-clause (4.) add “or the determination of any State industrial authority”.

Clause, as amended, agreed to.

Clauses 11 to 13 agreed to.

Schedule agreed to.

Preamble agreed to.

Title agreed to.

Bill to be reported with amendments.

The House resumed; Mr. Chanter reported accordingly.

On the motion of Mr. Rodgers, (the Standing Orders having been previously suspended, *see* entry No. 7 *ante*) the House adopted the Report, and the Bill was read a third time.

12. ADJOURNMENT.—Mr. Greene moved, That the House do now adjourn.

Question—put and passed.

And then the House, at 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. Bamford, Mr. Blakeley, Mr. J. H. Catts, Mr. Austin Chapman, Mr. Cunningham, Mr. Hay, Mr. Hughes, Mr. Lavelle\*, Mr. Lazzarini, Mr. Livingston, Mr. Marr, Mr. Parker Moloney, Mr. Nicholls, Mr. Earle Page, Mr. Pratten, and Mr. Wienholt.

\* On leave.

WALTER A. GALE.

*Clerk of the House of Representatives.*