

1922.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

No. 47.

VOTES AND PROCEEDINGS
OF THE
HOUSE OF REPRESENTATIVES.

WEDNESDAY, 4TH OCTOBER, 1922.

1. The House met, at eleven o'clock a.m., pursuant to adjournment.—Mr. Speaker took the Chair, and read Prayers.
2. PAPER.—The following Paper was presented, pursuant to Statute—
Railways—Report, with Appendices, on the Commonwealth Railways for 1921-22.
Ordered to be printed.
3. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS—REPORT.—Mr. Mathews, for the Chairman of the Parliamentary Standing Committee on Public Works, brought up the following Report from the Committee—
Report, together with Minutes of Evidence, relating to the proposed establishment of an Automatic Telephone Exchange at Canterbury, Victoria.
Ordered to be printed.
4. LEAVE OF ABSENCE TO MEMBER (MR. NICHOLLS).—Mr. Charlton moved, by leave, That leave of absence for one month be given the honorable Member for Macquarie (Mr. Nicholls), on the ground of ill-health.
Question—put and passed.
5. PUBLIC SERVICE BILL (1922).—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 11 agreed to.

Clause 12—

Mr. Groom moved, as an amendment, That the blanks in the clause be filled up as follows:—

Line 14, before "pounds" insert "Two thousand five hundred".

Line 15, before "pounds" insert "Two thousand".

Amendment, by leave, temporarily withdrawn.

Mr. Charlton moved, as an amendment, That after the word "Board" (line 13) the following words be inserted:—"and other members shall receive a salary not exceeding Two thousand five hundred pounds per annum".

Debate ensued.

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

The Committee divided—

Ayes, 7.

Mr. Fenton	
Mr. Makin	
Mr. McGrath	
Mr. McWilliams	Mr. Gabb
Mr. Riley	Mr. Watkins

Tellers:

Noes, 29.

Mr. Atkinson	Mr. Jackson
Mr. Bamford	Mr. Lamond
Mr. Bayley	Mr. Lister
Mr. Bell	Mr. Livingston
Mr. Blundell	Mr. Marks
Mr. Bowden	Mr. Maxwell
Mr. Brennan	Mr. Poynton
Mr. Bruce	Mr. Pratten
Mr. Donald Cameron	Mr. Prowse
Mr. Austin Chapman	Mr. Rodgers
Mr. Corser	Mr. Laird Smith
Mr. Foley	
Mr. R. W. Foster	
Mr. Greene	
Mr. Groom	
Mr. Higgs	

Tellers:

Mr. Mackay
Mr. Story

And so it was negatived.

F.4510.

4th October, 1922.

Amendment (in lines 14 and 15) previously proposed by Mr. Groom (but temporarily withdrawn) again moved, and agreed to.

Clause, as amended, agreed to.

Clause 13 agreed to.

Clause 14—

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

Page 8, line 6, after "member" insert "of the Board".

Clause, as amended, agreed to.

Clause 15—

Mr. Makin moved, as an amendment, That after the word "officer" (line 27) the words "or an organisation" be inserted.

Debate ensued.

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

The Committee divided—

Ayes, 17.

Mr. Anstey	Mr. McWilliams
Mr. Blundell	Mr. Riley
Mr. Bowden	Mr. Scullin
Mr. Brennan	Mr. Laird Smith
Mr. Francis	Mr. Watkins
Mr. Gabb	
Mr. Gibson	
Mr. Lister	<i>Tellers :</i>
Mr. Mathews	Mr. Fenton
Mr. McGrath	Mr. Makin

Noes, 22.

Mr. Atkinson	Mr. Higgs
Mr. Bamford	Mr. Jackson
Mr. Bayley	Mr. Livingston
Mr. Bell	Mr. Marks
Mr. Bruce	Mr. Maxwell
Mr. Donald Cameron	Mr. Poynton
Mr. Austin Chapman	Mr. Prowse
Mr. Corser	Mr. Rodgers
Mr. Foley	
Mr. R. W. Foster	<i>Tellers :</i>
Mr. Greene	Mr. Mackay
Mr. Groom	Mr. Story

And so it was negatived.

Clause agreed to.

Clause 16 debated and agreed to.

Clauses 17 and 18 agreed to.

Clause 19—

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

Line 23, omit "the Public Service", insert "a Department".

Clause, as amended, agreed to.

Clauses 20 to 25 agreed to.

Clause 26—

Mr. Fenton moved, as an amendment, That the following words be added to sub-clause (1.) :—"Provided that the classification of the whole of the service shall operate from the same date."

Debate ensued.

Amendment, by leave, withdrawn.

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

Page 12, after sub-clause (2.) add—

"Provided that, in the case of officers in remote districts, the Board may extend the time within which a notice of appeal may be forwarded under this sub-section."

Page 12, sub-clause (3.), line 42, after "nominee" insert "(who is an officer)".

Mr. Makin moved, as a further amendment, That sub-clause (3.), as amended, be omitted with a view to the insertion of the following new sub-clause in place thereof :—

"(3.) Such appeal shall be forwarded by the Board to the Board of Appeal as hereinafter prescribed."

Debate ensued.

Question—That the sub-clause proposed to be omitted be so omitted—put.

The Committee divided—

Ayes, 11.

Mr. Anstey	Mr. Watkins
Mr. Brennan	Mr. West
Mr. Gabb	
Mr. Mathews	
Mr. McGrath	<i>Tellers :</i>
Mr. Riley	Mr. Fenton
Mr. Scullin	Mr. Makin

Noes, 25.

Mr. Bayley	Mr. Lister
Mr. Bell	Mr. Livingston
Mr. Bowden	Mr. Marks
Mr. Bruce	Mr. Maxwell
Mr. Donald Cameron	Mr. Poynton
Mr. Austin Chapman	Mr. Pratten
Mr. Corser	Mr. Prowse
Mr. Foley	Mr. Rodgers
Mr. R. W. Foster	Mr. Laird Smith
Mr. Greene	
Mr. Groom	
Mr. Higgs	<i>Tellers :</i>
Mr. Jackson	Mr. Mackay
Mr. Lamond	Mr. Story

And so it was negatived.

4th October, 1922.

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

Page 13, at the end of clause add the following new sub-clause :—

“(6.) Notwithstanding any determination made under the *Arbitration (Public Service) Act* 1920, upon the publication in the *Gazette* of the notification of the approval of the Governor-General of the classification (in this sub-section referred to as “the approved classification”), the classifications and salaries of the offices and of the officers assigned thereto dealt with in the approved classification shall, subject to this Act, be those respectively allotted to those offices and officers by the classification :

Provided that nothing in this sub-section shall be deemed to affect the operation of any determination made by the Arbitrator of a claim relating to the salaries allotted by the approved classification.”

Clause, as amended, debated and agreed to.

Clause 27 agreed to.

Clause 28—

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

Lines 39-40, omit “the duties of which have been materially changed”.

Clause, as amended, agreed to.

Clause 29—

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

Line 42, after “officers” insert “of the First Division, who shall be paid such salaries as are provided in the Appropriation Act, and officers”.

Line 43, after “any” insert “other”.

Clause, as amended, agreed to.

Clause 30—

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

Page 14, line 4, omit “and diligent conduct”, insert “conduct, diligence”.

Clause, as amended, agreed to.

Clause 31—

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

Lines 17-49, omit all words after “Act” (line 17), insert—

“(a) The salaries paid to officers at the date of the commencement of this Act shall continue to be paid, and the Permanent Head may, from time to time, supplement those salaries by the grant of such increments as are determined by the Board; and

“(b) An officer who is promoted to a higher office, or the classification of whose office is raised, shall thereupon be entitled to receive the minimum salary payable in respect of that higher office or classification immediately prior to the commencement of this Act, and the Permanent Head may, from time to time, supplement that salary by the grant of such increments as are determined by the Board.”

Clause, as amended, agreed to.

Clause 32—

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

Line 11, omit “Governor-General”, insert “Board”.

Lines 11-12, omit “on the recommendation of the Board”.

Clause, as amended, agreed to.

Clause 33—

Mr. Makin moved, as an amendment, That the following new sub-clause be added to the clause :—

“(4.) In addition to the examination prescribed for entrance into the Third Division, the Board shall from time to time, as new appointments to the Third Division are required, prescribe an examination for promotion from the Fourth to the Third Division, and the officers eligible to sit for such examination shall be permanent officers who have served at least two years in the Fourth Division. In the making of appointments to the Third Division in the Commonwealth Public Service, one-half of such appointments shall be made by transfer of the officers who successfully pass the examination beforementioned.”

Debate ensued.

Amendment negatived.

Clause agreed to.

Clause 34 omitted on the motion of Mr. Groom.

Clauses 35 to 38 agreed to.

Clause 39—

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

Lines 40-42, omit “, and if the Board so orders, that person shall be exempt from compliance with the life assurance provisions of this Act”.

Clause, as amended, agreed to.

Clause 40—

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

Page 16, lines 46-47, omit “, unless he is at the time of his appointment already in the Commonwealth Service”.

Page 17, lines 3-4, omit “employment”, insert “appointment”.

4th October, 1922.

Page 17, line 4, omit " or ".

Page 17, line 5, after "messengers" insert "or in such other capacities in the Fourth Division as the Board determines".

Clause, as amended, agreed to.

Clause 41 agreed to.

Clause 42—

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

Lines 14-15, omit "and may require the officer to effect and continue such an assurance on his life as the Board thinks fit".

Sub-clause (2.), omit this sub-clause.

Clause, as amended, agreed to.

Clause 43 agreed to.

Clause 44—

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

Page 17, lines 37-38, omit "or compliance with the life assurance provisions of this Act".

Pages 17-18, sub-clauses (2.) and (3.), omit these sub-clauses.

Clause, as amended, debated and agreed to.

Clause 45—

Mr. Scullin moved, as an amendment, That after the word "may," (line 10) the following words be inserted:—

"if he has passed an examination of equal standard to that prescribed for entrance to the corresponding Division of the Commonwealth Service, and".

Debate ensued.

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

The Committee divided—

Ayes, 13.

Mr. Anstey	Mr. Earle Page
Mr. Blakeley	Mr. Scullin
Mr. Fenton	Mr. West
Mr. Gabb	
Mr. Lambert	
Mr. Mahony	<i>Tellers:</i>
Mr. W. Maloney	Mr. Makin
Mr. Mathews	Mr. Watkins

Noes, 28.

Mr. Atkinson	Mr. Higgs
Mr. Bayley	Mr. Hunter
Mr. Bell	Mr. Jackson
Sir Robert Best	Mr. Lamond
Mr. Blundell	Mr. Eister
Mr. Bowden	Mr. Marks
Mr. Bruce	Mr. Maxwell
Mr. Donald Cameron	Mr. Poynton
Mr. Austin Chapman	Mr. Pratten
Mr. Corser	Sir Granville Rylie
Mr. Foley	Mr. Laird Smith
Mr. R. W. Foster	
Mr. Greene	<i>Tellers:</i>
Mr. Groom	Mr. Mackay
Mr. Hay	Mr. Story

And so it was negatived.

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

Lines 12-13, omit "and without compliance with the life assurance provisions of this Act".

Mr. Mathews moved, as a further amendment, That the following new sub-clause be added to the clause:—

"(2) Such appointment shall not be made to a position superior in classification to that occupied by an officer at the time of his retirement."

Debate ensued.

Question—That the new sub-clause proposed to be added be so added—put.

The Committee divided—

Ayes, 14.

Mr. Anstey	Mr. W. Maloney
Mr. Blakeley	Mr. Mathews
Mr. Considine	Mr. Scullin
Mr. Fenton	Mr. West
Mr. Gabb	
Mr. Lambert	<i>Tellers:</i>
Mr. Mahony	Mr. Riley
Mr. Makin	Mr. Watkins

Noes, 28.

Mr. Atkinson	Mr. Hunter
Mr. Bayley	Mr. Jackson
Mr. Bell	Mr. Lamond
Sir Robert Best	Mr. Lister
Mr. Blundell	Mr. Marks
Mr. Bowden	Mr. Maxwell
Mr. Bruce	Mr. Earle Page
Mr. Donald Cameron	Mr. Poynton
Mr. Austin Chapman	Mr. Pratten
Mr. Corser	Sir Granville Rylie
Mr. Foley	Mr. Laird Smith
Mr. R. W. Foster	
Mr. Greene	<i>Tellers:</i>
Mr. Groom	Mr. Mackay
Mr. Higgs	Mr. Story

And so it was negatived.

Clause, as amended, agreed to.

4th October, 1922.

Clause 46—

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

Line 22, omit " or requiring him to assure his life ".

Clause, as amended, agreed to.

Clause 47 omitted, after debate, on the motion of Mr. Groom.

Clause 48 omitted, after debate, on the motion of Mr. Groom, and the following new clause substituted therefor :—

48.—(1.) Where a person becomes an officer of the Commonwealth Service and his service in the Commonwealth Service is continuous with—

Prior service reckoned as Commonwealth service.

- (a) permanent service in the Public, Railway or other Service of a State ;
- (b) permanent service in a Territorial Service or the Commonwealth Railways Service ;
- (c) permanent service in a civil capacity in the Department of Defence ; or
- (d) service in a permanent capacity in the Naval or Military Forces of the Commonwealth,

the continuous service of that person in any service specified in paragraph (a), (b), (c) or (d) of this sub-section shall be reckoned for the purposes of this Act as service in the Commonwealth Service.

(2.) Where a person to whom this section applies has been engaged in two or more of the services specified in paragraphs (a), (b), (c) and (d) of the last preceding sub-section, and the periods he was so engaged are continuous with one another, those periods of service shall be deemed to be continuous service for the purposes of this section.

Clause 49 debated.

Mr. Austin Chapinan moved, as an amendment, That sub-clause (2.) be omitted.

Debate ensued.

Question—put.

The Committee divided—

Ayes, 6.

Mr. Austin Chapinan
Mr. Francis
Mr. Gibson
Mr. Earle Page

Tellers:

Mr. Jowett
Mr. McWilliams

Noes, 35.

Mr. Atkinson	Mr. Lamond
Mr. Bamford	Mr. Lister
Mr. Bayley	Mr. Mahony
Mr. Bell	Mr. Makin
Mr. Blakeley	Mr. Marks
Mr. Blundell	Mr. Maxwell
Mr. Bowden	Mr. Poynton
Mr. Bruce	Mr. Pratten
Mr. Donald Cameron	Mr. Prowse
Mr. Corser	Mr. Riley
Mr. Fenton	Sir Granville Ryrie
Mr. Foley	Mr. Scullin
Mr. R. W. Foster	Mr. Laird Smith
Mr. Gabb	Mr. West
Mr. Greene	
Mr. Groom	
Mr. Higgs	
Mr. Jackson	Mr. Mackay
Mr. Lambert	Mr. Story

Tellers:

And so it was negatived.

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

At the end of sub-clause (2.) add :—“, unless the Board certifies that there are special circumstances which make her employment desirable.”.

Clause, as amended, agreed to.

Clause 50—

Mr. Makin moved, as an amendment, That the words " other than in the First Division " (lines 2 3) be omitted.

Debate ensued.

Question—put.

The Committee divided—

Ayes, 11.

Mr. Anstey	Mr. Scullin
Mr. Brennan	Mr. Watkins
Mr. Fenton	
Mr. Gabb	
Mr. Lambert	Tellers:
Mr. Mahony	Mr. Makin
Mr. McWilliams	Mr. Riley

Noes, 30.

Mr. Atkinson	Mr. Jackson
Mr. Bayley	Mr. Jowett
Mr. Bell	Mr. Lamond
Mr. Blundell	Mr. Livingston
Mr. Bruce	Mr. Marks
Mr. Donald Cameron	Mr. Maxwell
Mr. Austin Chapinan	Mr. Poynton
Mr. Corser	Mr. Pratten
Mr. Foley	Mr. Prowse
Mr. R. W. Foster	Sir Granville Ryrie
Mr. Gibson	Mr. Laird Smith
Mr. Greene	Mr. Watt
Mr. Groom	
Mr. Hay	
Mr. Hill	Mr. Mackay
Mr. Hunter	Mr. Story

Tellers:

And so it was negatived.

4th October, 1922.

Mr. Pratten moved, as an amendment, That the words "Permanent Head" (line 4) be omitted with a view to the insertion of the word "Board" in place thereof.

Debate ensued.

Ordered—That the clause and also clauses 51 and 52 be postponed.

Clause 53—

Mr. Makin moved, as an amendment, That after the word "offices" (line 10) the following words be inserted:—"where professional or technical knowledge is required"

Debate ensued.

Amendment negatived.

Clause agreed to.

Clause 54 debated.

Mr. Chapman moved, as an amendment, That sub-clause (2.) be omitted.

Debate ensued.

Question—put.

The Committee divided—

Ayes, 16.

Noes, 25.

Mr. Blakeley	Mr. Mathews
Mr. Blundell	Mr. Maxwell
Mr. Brennan	Mr. Earle Page
Mr. Austin Chapman	Mr. Pratten
Mr. Fenton	Mr. Prowse
Mr. Gabb	
Mr. Gibson	<i>Tellers:</i>
Mr. Hill	Mr. Makin
Mr. Lambert	Mr. Scullin

Mr. Bamford	Mr. Lamond
Mr. Bayley	Mr. Livingston
Mr. Bell	Mr. Mahony
Mr. Bowden	Mr. Marks
Mr. Bruce	Mr. Poynton
Mr. Donald Cameron	Mr. Riley
Mr. Corser	Sir Granville Ryrie
Mr. Foley	Mr. Laird Smith
Mr. R. W. Foster	Mr. West
Mr. Greene	
Mr. Groom	<i>Tellers:</i>
Mr. Higgs	
Mr. Hunter	Mr. Mackay
Mr. Jackson	Mr. Story

And so it was negatived.

Clause agreed to.

Clause 55—

Mr. Mathews moved, as an amendment, That paragraph (d) of sub-clause (1.) be omitted with a view to the insertion of the following new paragraph in place thereof—" (d) is under the influence of intoxicating liquors or drugs when on duty "

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

The Committee divided—

Ayes, 30.

Noes, 10.

Mr. Bayley	Mr. Lamond
Mr. Blundell	Mr. Livingston
Mr. Bowden	Mr. Marks
Mr. Bruce	Mr. Maxwell
Mr. Donald Cameron	Mr. McWilliams
Mr. Corser	Mr. Earle Page
Mr. Foley	Mr. Poynton
Mr. R. W. Foster	Mr. Pratten
Mr. Francis	Mr. Prowse
Mr. Gibson	Sir Granville Ryrie
Mr. Greene	Mr. Laird Smith
Mr. Groom	Mr. Wise
Mr. Hay	
Mr. Higgs	<i>Tellers:</i>
Mr. Hunter	Mr. Mackay
Mr. Jackson	Mr. Story

Mr. Blakeley	Mr. Watkins
Mr. Fenton	Mr. West
Mr. Gabb	
Mr. Lambert	<i>Tellers:</i>
Mr. Mahony	Mr. Bell
Mr. Scullin	Mr. Makin

And so it was resolved in the affirmative.

Mr. Blakeley moved, as an amendment, That paragraph (g) of sub-clause (1.) be omitted—

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

The House resumed; Mr. Chanter reported accordingly.

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

4th October, 1922.

6. MESSAGE FROM THE SENATE—AUSTRALIAN SOLDIERS' REPATRIATION BILL (1922).—Mr. Speaker announced the receipt of the following Message from the Senate :—

MR. SPEAKER,

Message No. 31.

The Senate has passed a Bill for "*An Act to amend sections seven, twenty-two, and forty-four of, and the Second and Fourth Schedules to, the Australian Soldiers' Repatriation Act 1920-1921, and to provide additional payments for persons suffering from certain specified disabilities*", and transmits the same to the House of Representatives for its concurrence.

THOS. GIVENS,
President.

The Senate,
Melbourne, 4th October, 1922.

Mr. Lamond moved, That the Bill transmitted by the foregoing Message be now read a first time.

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

Ordered—That the second reading be made an Order of the Day for the next sitting.

7. MESSAGE FROM THE SENATE—CUSTOMS BILL (1922).—Mr. Speaker announced the receipt of the following Message from the Senate :—

MR. SPEAKER,

Message No. 32.

The Senate returns to the House of Representatives the Bill for "*An Act to amend the 'Customs Act 1901-1920'*," to which it has agreed without amendment.

THOS. GIVENS,
President.

The Senate,
Melbourne, 4th October, 1922.

8. MESSAGE FROM THE SENATE.—CUSTOMS TARIFF (INDUSTRIES PRESERVATION) BILL (1922).—Mr. Speaker announced the receipt of the following Message from the Senate :—

MR. SPEAKER,

Message No. 33.

The Senate returns to the House of Representatives the Bill for "*An Act to amend the 'Customs Tariff (Industries Preservation) Act 1921'*," to which it has agreed without amendment.

THOS. GIVENS,
President.

The Senate,
Melbourne, 4th October, 1922.

9. PAPER.—The following Paper was presented, by command of His Excellency the Governor-General—
Defence Department—Estimates of Expenditure, 1922-23—Explanatory Statement prepared by direction of the Minister for Defence.

Ordered to lie on the Table, and to be printed.

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

Debate ensued.

Question—put and passed.

And then the House, at six minutes past 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. J. H. Catts, Mr. Robert Cook, Mr. Cunningham, Mr. Fleming, Mr. Hughes, Mr. Lavelle*, Mr. Lazzarini, Mr. Marr, Mr. Parker Moloney, Mr. Nicholls*, Mr. Stewart, and Mr. Wienholt.

* On leave.

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