

1929-30.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA,
CANBERRA.

VOTES AND PROCEEDINGS

OF THE

HOUSE OF REPRESENTATIVES.

No. 15.

WEDNESDAY, 12TH MARCH, 1930.

1. The House met, at three o'clock p.m., according to the terms of the Resolution of the 13th December last.—Mr. Speaker (the Honorable Norman J. O. Makin) took the Chair, and read Prayers.
2. RETURN TO WRIT (FRANKLIN DIVISION).—Mr. Speaker announced that he had received a Return to the Writ which he had issued on the 25th November last, for the Election of a Member to serve for the Electoral Division of Franklin, in the State of Tasmania, in the place of William James McWilliams, deceased, and that by the indorsement on the Writ it appeared that Charles William Frost had been elected in pursuance of the said Writ.
3. MEMBER SWORN.—Charles William Frost, Esquire, was introduced, and made and subscribed the Oath required by law.
4. ELECTION PETITION AND ORDER OF THE HIGH COURT.—The Clerk laid upon the Table a copy of an Election Petition which he had received from the District Registrar of the High Court, at Sydney, under section 196 of the Electoral Act, viz. :—Petition of John Arthur Perkins against the return of John Joseph Cusack as Member for Eden-Monaro.

The Clerk also laid upon the Table a letter which he had received from the Principal Registrar of the High Court, at Melbourne, forwarding a copy of an Order of the High Court, made on 4th March, 1930, dismissing the Petition of John Arthur Perkins. The letter and Order were read by the Clerk, and are as follows :—

HIGH COURT OF AUSTRALIA.

Principal Registry,
Melbourne, 10th March, 1930.

ELECTION PETITION—PERKINS AGAINST CUSACK.

Sir,

I have the honour to inform you that the Petition presented by Mr. John Arthur Perkins against the return of Mr. John Joseph Cusack as a Member of the House of Representatives for the Electorate of Eden-Monaro came on for hearing in the High Court of Australia (sitting as a Court of Disputed Returns) before His Honour Mr. Justice Starke on the 11th, 12th and 13th days of February, 1930. Reserved judgment was delivered on the 4th day of March, 1930. The Petition of Mr. John Arthur Perkins was dismissed.

In accordance with the provisions of Section 196 of the *Commonwealth Electoral Act 1918-1928*, I have the honour to forward you, under the Seal of the High Court of Australia, a copy of the Order made herein by His Honour Mr. Justice Starke.

I have the honour to be,

Sir,

Your obedient servant,
SEAFORTH MACKENZIE,
Principal Registrar.

IN THE HIGH COURT OF AUSTRALIA
NEW SOUTH WALES REGISTRY
IN THE COURT OF DISPUTED RETURNS

No. 59 of 1929.

IN THE MATTER of the Election of a Member of the House of Representatives for the Electoral Division of Eden-Monaro in the State of New South Wales.

AND IN THE MATTER of the *Commonwealth Electoral Act 1918-1928*.

JOHN ARTHUR PERKINS, *Petitioner*,
and

JOHN JOSEPH CUSACK, *Respondent*.

12th March, 1930.

*Before His Honour Mr. Justice Starke.
Tuesday the Fourth day of March, 1930.*

THIS MATTER coming on for hearing before this Court in its jurisdiction as a Court of Disputed Returns at Melbourne on the 11th, 12th and 13th days of February, 1930, UPON READING the Petition herein UPON READING the several affidavits duly sworn and filed herein and the exhibits referred to therein respectively UPON HEARING the *viva voce* evidence adduced on behalf of the above-named Petitioner and the Chief Electoral Officer of the Commonwealth of Australia who was by an Order of His Honour Mr. Justice Starke dated the Sixth day of February 1930 granted leave to enter an appearance herein AND UPON READING the exhibits tendered during the taking of such *viva voce* evidence respectively AND UPON HEARING Mr. Maughan K.C. of Counsel for the said Petitioner, Mr. McTiernan of Counsel for the above-named Respondent John Joseph Cusack and Mr. O'Bryan of Counsel for the said Chief Electoral Officer THIS COURT DOTH ORDER that the said matter should stand for judgment and the same standing for judgment this day accordingly in the presence of Counsel for the said Respondent John Joseph Cusack and for the said Chief Electoral Officer THIS COURT DOTH ORDER that the said Petition of the said Petitioner John Arthur Perkins be and the same is hereby dismissed AND THIS COURT DOTH FURTHER ORDER that the costs of the Respondent John Joseph Cusack and of the said Chief Electoral Officer of and incidental to the said Petition be taxed by the proper officer of this Court and when taxed be paid by the said Petitioner to the said Respondent John Joseph Cusack and the said Chief Electoral Officer respectively AND THIS COURT DOTH FURTHER ORDER that the Principal Registrar of this Court shall forthwith forward to the Clerk of the House of Representatives a copy of this Order.

(L.S.)
By the Court,
SEAFORTH MACKENZIE,
Principal Registrar.

5. PETITION.—Mr. Nairn presented a Petition from 1,533 motorists of Western Australia, praying that no additional customs duties be imposed on motor vehicles, spare parts of motor vehicles, or motor spirits.
Petition received.

6. MESSAGES FROM THE GOVERNOR-GENERAL.—ASSENT TO BILLS.—The following Messages from His Excellency the Governor-General were received, and the same were read by Mr. Speaker:—

STONEHAVEN,
Governor-General.

Message No. 9.

A Proposed Law intituled:—

“*Wine Grapes Charges Act (No. 2) 1929*,”

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 Law.

Government House,
Canberra, 16th December, 1929.

STONEHAVEN,
Governor-General.

Message No. 10.

Proposed Laws intituled:—

“*Bankruptcy Act 1929*”

“*Seat of Government (Administration) Act 1929*”

“*Income Tax Act 1929*”

“*Commonwealth Bank Act 1929*”

“*Iron and Steel Products Bounty Act 1929*”

“*Loan Act 1929*”

“*Appropriation Act 1929-30*”

“*Appropriation (Works and Buildings) Act 1929-30*,”

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 Laws.

Government House,
Canberra, 17th December, 1929.

7. PARLIAMENTARY STANDING COMMITTEE ON PUBLIC WORKS—REPORTS.—Mr. Lacey, Chairman of the Parliamentary Standing Committee on Public Works, brought up the following Reports from the Committee:—

Report, together with Minutes of Evidence, relating to the proposed establishment of an Automatic Telephone Exchange at Hurstville, New South Wales.

Report, together with Minutes of Evidence, relating to the proposed establishment of an Automatic Telephone Exchange at Brunswick, Victoria.

Severally ordered to be printed.

8. PAPERS.—Mr. Speaker presented, pursuant to Statute—

Audit Act—Finance 1928-29—Treasurer's Statement of Receipts and Expenditure for the year ended 30th June, 1929, accompanied by the Report of the Auditor-General.

Ordered to be printed.

Commonwealth Bank Act—Balance-sheets of Commonwealth Bank and Commonwealth Savings Bank at 31st December, 1929, and statement of the Liabilities and Assets of the Note Issue Department at 31st December, 1929; together with the Auditor-General's Reports thereon.

12th March, 1930.

The following Papers were presented, by command of His Excellency the Governor-General—

Tariff Board—Reports and Recommendations—

Anti-corrosive and Anti-fouling Paints.

Chamois Leather.

Cornflour.

Cotton Growing and Allied Industries.

Edible Oils.

Electric Light Lamp Holders.

End and Side Tipping Trucks, Concrete Trucks and Earth Scoops.

Fertilizers.

Flax and Linseed—Production in Australia.

Ladies' Hand Bags, Ladies' Purses, and Ladies' Wallets, except of metal.

Linseed Oil imported in packages containing less than 30 gallons.

Medical and Surgical Instruments and Apparatus.

Navigation Act—Inquiry into Coastal Clauses.

Tyres for Motor Cycles.

White Lead (dry or ground in oil).

Severally ordered to lie on the Table, and, after debate, to be printed.

The following Papers were presented, pursuant to Statute—

Air Force Act—Regulations Amended—Statutory Rules 1929, No. 114.

Audit Act—

Regulations Amended—Statutory Rules 1929, No. 135.

Transfers of amounts approved by the Governor-General in Council—Financial Year, 1928–29—

Dated 7th February, 1930.

Bankruptcy Act—Rules Amended—Statutory Rules 1929, Nos. 134, 140.

Customs Act—Proclamation, dated 21st October, 1929, prohibiting the Exportation (except under certain conditions) of Flour.

Defence Act—Regulations Amended—

Statutory Rules 1929, Nos. 101, 102.

Statutory Rules 1930, No. 14.

Distillation Act—Regulations Amended—Statutory Rules 1929, No. 105.

Elections, 1929—

Statistical Returns in relation to the General Elections for the House of Representatives.

Statistical Returns showing the Voting within each Subdivision in relation to the General

Elections for the House of Representatives, viz. :—

New South Wales.

Queensland.

South Australia.

Tasmania.

Victoria.

Western Australia.

Electoral Act—Regulations relating to Joint Electoral Rolls, Victoria—Statutory Rules 1930, No. 10.

Excise Act—Regulations Amended—Statutory Rules 1929, No. 97.

Invalid and Old-age Pensions Act—Regulations Amended—Statutory Rules 1930, Nos. 4, 11.

Lands Acquisition Act—Land acquired at—

Brooklyn Park, South Australia—For Postal purposes.

Gosford, New South Wales—For Postal purposes.

Harbord, New South Wales—For Postal purposes.

Maylands, Western Australia—For Postal purposes.

Peninsula, Perth, Western Australia—For Defence purposes.

Port Augusta, South Australia—For Railway purposes.

Nationality Act—Return for 1929.

Naval Defence Act—Regulations Amended—

Statutory Rules 1929, Nos. 113, 136.

Statutory Rules 1930, Nos. 12, 13.

New Guinea Act—Ordinances of 1930—

No. 1—Transfer of Land Control.

No. 2—Mining.

No. 3—Police Force.

No. 4—Appropriation 1929–30.

No. 5—Coroners.

No. 6—Native Labour.

No. 7—Police Offences.

No. 8—Superannuation.

No. 9—Currency Coinage and Tokens.

No. 10—Mining (No. 2).

Tariff Item.	British Preferential Tariff.	Intermediate Tariff.	General Tariff.
DIVISION X.—WOOD, WICKER, AND CANE.			
Item 291. By omitting sub-item (L) and inserting in its stead the following sub-item:— “ (L) Timber, dressed, n.e.i.; timber tongued or grooved or tongued and grooved; weatherboards— per 100 super. feet	12s.	14s.	20s.”

12th March, 1930.

Question—put and passed.

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

The House resumed; Mr. McGrath reported accordingly.

Resolved—That the House will, at a later hour this day, again resolve itself into the said Committee. Mr. Forde 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. Forde, was adopted by the House.

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

Mr. Forde then brought up a Bill intituled “*A Bill for an Act to amend the Customs Tariff 1921–1928*,” and moved, That it be now read a first time.

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

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

Mr. Gregory 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.

13. WAYS AND MEANS [EXCISE TARIFF AMENDMENT (NO. 2)].—The House, according to Order, again resolved itself into the Committee of Ways and Means.

(In the Committee.)

Mr. Forde (Acting Minister for Trade and Customs) moved—

That the Schedule to the *Excise Tariff 1921–1928* be further amended as hereunder set out, and on and after the thirteenth day of March, One thousand nine hundred and thirty, at nine o'clock in the forenoon, reckoned according to standard time in the Territory for the Seat of Government, Duties of Excise be collected in pursuance of the Excise Tariff as so amended.

EXCISE DUTIES.

Articles.	Rate of Duty.
2. By omitting the whole of sub-item (1) and inserting in its stead the following sub-item :— “ (1) Spirit for fortifying Australian wine, distilled wholly from the fresh juice of Doradillo grapes, subject to Regulations - per proof gallon (2) Spirit for fortifying Australian wine, n.e.i., subject to Regulations per proof gallon	10s. 11s.”

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

The House resumed; Mr. McGrath reported accordingly.

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

14. CUSTOMS BILL (1930).—Mr. Forde (Acting Minister for Trade and Customs) moved, by leave, That he have leave to bring in a Bill for an Act to amend the *Customs Act 1901–1925*.

Question—put and passed.

Mr. Forde then brought up the Bill accordingly, and moved, That it be now read a first time.

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

Mr. Forde moved, by leave, That the Bill be now read a second time.

Mr. Gullett 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.

15. SEAT OF GOVERNMENT (ADMINISTRATION) BILL (1930).—Mr. Blakeley (Minister for Home Affairs) moved, by leave, That he have leave to bring in a Bill for an Act to amend the *Seat of Government (Administration) Act 1910*, and for other purposes.

Question—put and passed.

Mr. Blakeley then brought up the Bill accordingly, and moved, That it be now read a first time.

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

Mr. Blakeley moved, by leave, That the Bill be now read a second time.

Mr. Latham 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.

16. SOLAR OBSERVATORY FUND BILL.—Mr. Blakeley (Minister for Home Affairs) moved, by leave, That he have leave to bring in a Bill for an Act to provide a Fund for the Establishment and Endowment of a Solar Observatory in the Territory for the Seat of Government.

Question—put and passed.

12th March, 1930.

Mr. Blakeley then brought up the Bill accordingly, and moved, That it be now read a first time.

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

Mr. Blakeley moved, by leave, That the Bill be now read a second time.

Mr. Latham 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.

17. ADJOURNMENT.—Mr. Scullin (Prime Minister) moved, That the House do now adjourn.

Question—put and passed.

And then the House, at fourteen minutes to six 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. Cusack, Mr. Fenton, Mr. Guy, Mr. Holloway, Mr. Hunter, Mr. Killen, Mr. Lazzarini, Mr. Mathews, Mr. McNeill, Mr. Parker Moloney, Mr. Morgan, Mr. Nelson, and Mr. Stewart.

E. W. PARKES,
Clerk of the House of Representatives.