

1932-33.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA,  
CANBERRA.

VOTES AND PROCEEDINGS

OF THE

HOUSE OF REPRESENTATIVES.

No. 105.

WEDNESDAY, 24TH MAY, 1933.

1. The House met, at half-past two o'clock p.m., pursuant to adjournment.—Mr. Speaker (the Honorable G. H. Mackay) took the Chair, and read Prayers.
2. PAPERS.—The following Papers were presented, by command of His Excellency the Governor-General—  
Performing Rights—Report of Royal Commissioner (Mr. Justice Owen).  
Ordered to lie on the Table, and to be printed.  
Industrial Property—Protection of—International Convention (signed at The Hague, 6th November, 1925).  
Legal Proceedings in Civil and Commercial Matters—Convention between His Majesty and the President of the German Reich (London, 20th March, 1928).  
Severally ordered to lie on the Table.  
The following Paper was presented, pursuant to Statute—  
Taxation—Fifteenth Report of the Commissioner, years 1928-29, 1929-30, 1930-31 and 1931-32.
3. INSCRIBED STOCK BILL (1933).—Mr. Lyons (Treasurer) moved, pursuant to notice, That he have leave to bring in a Bill for an Act to amend the *Commonwealth Inscribed Stock Act 1911-1932*.  
Question—put and passed.  
Mr. Lyons 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.  
Ordered—That the second reading be made an Order of the Day for the next sitting.
4. FINANCIAL EMERGENCY BILL (1933).—Mr. Lyons (Treasurer) moved, pursuant to notice, That he have leave to bring in a Bill for an Act to amend section eighteen B of the *Financial Emergency Act 1931-1932*.  
Question—put and passed.  
Mr. Lyons 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.  
Ordered—That the second reading be made an Order of the Day for the next sitting.
5. AUSTRALIAN ANTARCTIC TERRITORY ACCEPTANCE BILL.—Mr. Latham (Minister for External Affairs) moved, pursuant to notice, That he have leave to bring in a Bill for an Act to provide for the acceptance of certain territory in the Antarctic Seas as a Territory under the authority of the Commonwealth and for the Government thereof.  
Question—put and passed.  
Mr. Latham 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.  
Ordered—That the second reading be made an Order of the Day for the next sitting.
6. AUSTRALIAN INSTITUTE OF ANATOMY AGREEMENT BILL (1933).—Mr. Latham (Attorney-General), for Mr. Parkhill (Postmaster-General), moved, pursuant to notice, That he have leave to bring in a Bill for an Act to amend the *Australian Institute of Anatomy Agreement Act 1924-1931*.  
Question—put and passed.  
Mr. Latham 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.  
Ordered—That the second reading be made an Order of the Day for the next sitting.
7. NAVIGATION (MARITIME CONVENTIONS) BILL.—Mr. Frederick Stewart (Minister for Commerce) moved, pursuant to notice, That he have leave to bring in a Bill for an Act to give effect to certain International Conventions, to amend the provisions of the *Navigation Act 1912-1926* relating to matters dealt with by those Conventions, and to repeal section eight and amend section four hundred and nineteen of the said Act.  
Question—put and passed.  
Mr. Frederick Stewart 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.  
Ordered—That the second reading be made an Order of the Day for the next sitting.

24th May, 1933.

8. COMMONWEALTH GRANTS COMMISSION BILL.—The Order of the Day having been read for the resumption of the debate on the question, That the Bill be now read a second time—*And on the Amendment moved thereto by Mr. Gabb, viz. :—*That all the words after “That” be omitted with a view to the insertion of the following words in place thereof :—“the Bill be withdrawn with a view to introducing legislation appointing a permanent body of inquiry constituted as suggested by the Joint Committee of Public Accounts in its Report of 17th June, 1931, relating to South Australia.”—

Debate resumed.

Mr. E. J. Harrison 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 a later hour this day.

9. WAYS AND MEANS [EXCISE TARIFF AMENDMENTS (NOS. 1, 2, 3 AND 4)].—The House, according to Order, resolved itself into the Committee of Ways and Means.

(In the Committee.)

[See proposed Resolutions for Excise Tariff Amendments of the 25th February, 1932 (pages 78–80), 24th May, 1932 (page 269), 8th March, 1933 (page 559), and of the 6th April, 1933 (page 612).] Item numbered 1 debated and agreed to.

Item numbered 2, viz. :—

Articles.	Rate of Duty.
* * * * *	*
By omitting the whole of sub-item (B) and inserting in its stead the following sub-item :—	
“(B) Blended Brandy, distilled wholly from wine, the fermented juice of fresh grapes, and containing not less than 25 per cent. of pure spirit (which has been separately distilled from wine, the fermented juice of fresh grapes, by a pot-still or similar process at a strength not exceeding 40 per cent. over proof), the whole being matured by storage in wood for a period of not less than two years, and certified by an officer to be brandy so blended and matured	per proof gallon 29s.”
By omitting the whole of sub-item (C) (twice occurring) and inserting in its stead the following sub-item :—	
“(C) Apple Brandy, distilled wholly from apple cider and Brandies distilled from other approved fruit juices by a pot-still or similar process at a strength not exceeding 40 per cent. over proof, matured by storage in wood for a period of not less than two years, and certified by an officer to be pure apple or pure fruit brandy	per proof gallon 29s.”
By omitting the whole of sub-item (D) and inserting in its stead the following sub-item :—	
“(D) Whisky, distilled wholly from barley malt by a pot-still or similar process at a strength not exceeding 45 per cent. over proof, matured by storage in wood for a period of not less than two years, and certified by an officer to be pure malt whisky	per proof gallon 28s.
And on and after 1st October, 1933	
(D) Whisky, distilled wholly from barley malt by a pot-still or similar process at a strength not exceeding 45 per cent. over proof, matured by storage in wood for a period of not less than three years, and certified by an officer to be pure malt whisky	per proof gallon 28s.”
By omitting the whole of sub-item (E) and inserting in its stead the following sub-item :—	
“(E) Blended Whisky, distilled partly from barley malt and partly from other grain, containing not less than 25 per cent. of pure barley malt spirit (which has been separately distilled by a pot-still or similar process at a strength not exceeding 45 per cent. over proof), the whole being matured by storage in wood for a period of not less than two years, and certified by an officer to be whisky so blended and matured	per proof gallon 28s.
And on and after 1st October, 1933	
(E) Blended Whisky, distilled partly from barley malt and partly from other grain, containing not less than 25 per cent. of pure barley malt spirit (which has been separately distilled by a pot-still or similar process at a strength not exceeding 45 per cent. over proof), the whole being matured by storage in wood for a period of not less than three years, and certified by an officer to be whisky so blended and matured	per proof gallon 28s.”
By omitting the whole of sub-item (F) and inserting in its stead the following sub-item :—	
“(F) Rum, distilled wholly from sugar, sugar syrup, molasses, or the refuse of sugar cane, by a pot-still or similar process at a strength not exceeding 45 per cent. over proof, matured by storage in wood for a period of not less than two years, and certified by an officer to be pure rum	per proof gallon 30s.”
* * * * *	*
By omitting the whole of sub-item (J) and inserting in its stead the following sub-item :—	
“(J) (1) Spirit for fortifying Australian wine, distilled wholly from the fresh juice of Doradillo grapes, subject to Regulations	per proof gallon 10s.
(2) Spirit for fortifying Australian wine, n.e.i., subject to Regulations	per proof gallon 11s.”
* * * * *	*

Debate ensued.

24th May, 1933.

Mr. Hawker moved, That sub-item (b) be amended by adding the following :—

Articles.	Rate of Duty.
(b) Blended Brandy, distilled wholly from wine, the fermented juice of fresh grapes, and containing not less than 25 per cent. of pure spirit (which has been separately distilled from wine, the fermented juice of fresh grapes, by a pot-still or similar process at a strength not exceeding 40 per cent. over proof), the whole being matured by storage in wood for a period of not less than two years, and certified by an officer to be brandy so blended and matured	" And on and after 25th May, 1933 28s." per proof gallon

Question—put and passed.

Mr. Hawker moved, That sub-item (c) be amended by adding the following :—

Articles.	Rate of Duty.
(c) Apple Brandy, distilled wholly from apple cider and Brandies distilled from other approved fruit juices by a pot-still or similar process at a strength not exceeding 40 per cent. over proof, matured by storage in wood for a period of not less than two years, and certified by an officer to be pure apple or pure fruit brandy	" And on and after 25th May, 1933 28s." per proof gallon

Question—put and passed.

Mr. Guy (Assistant Minister) moved, That sub-item (d) be amended by omitting " 1933 " and inserting " 1935 ".

Question—put and passed.

Mr. Guy moved, That sub-item (e) be amended by omitting " 1933 " and inserting " 1935 ".

Question—put and passed.

Mr. Forde moved, That sub-item (f) be amended by adding the following :—

Articles.	Rate of Duty.
(f) Rum, distilled wholly from sugar, sugar syrup, molasses, or the refuse of sugar cane, by a pot-still or similar process at a strength not exceeding 45 per cent. over proof, matured by storage in wood for a period of not less than two years, and certified by an officer to be pure rum	" And on and after 25th May, 1933 28s." per proof gallon

Debate ensued.

Amendment negatived.

Mr. White (Minister for Trade and Customs) moved, That sub-item (j) be amended by adding the following :—

Articles.	Rate of Duty.
(j) Spirit for fortifying Australian wine, subject to Regulations	" And on and after 25th May, 1933 9s." per proof gallon

Debate ensued.

Question—put and passed:

Item, as amended, agreed to.



24th and 25th May, 1933.

Question—That the question be now put—put.

The Committee divided (The Chairman, Mr. Bell, in the Chair)—

Ayes, 33.

Mr. Baker	Mr. McBride
Mr. Blacklow	Mr. McGrath
Mr. Malcolm Cameron	Mr. Nairn
Mr. Casey	Mr. Perkins
Mr. Dein	Mr. Price
Mr. Fenton	Mr. Rosevear
Mr. Gabb	Mr. Scholfield
Mr. Albert Green	Mr. Scullin
Mr. Guy	Mr. Stacey
Mr. E. F. Harrison	Mr. Frederick Stewart
Mr. E. J. Harrison	Mr. Ward
Mr. Hawker	Mr. William Watson
Mr. Hutchin	Mr. White
Mr. Jennings	
Mr. Latham	
Mr. John Lawson	
Mr. Lyons	
Mr. Makin	

*Tellers:*

Mr. Gardner  
Mr. E. C. Riley

Noes, 14.

Mr. Thomas Collins
Mr. Forde
Mr. Gibson
Sir Littleton Groom
Mr. Holloway
Mr. George Lawson
Mr. Martens
Mr. Nock
Mr. Thomas Paterson
Mr. Riordan
Mr. Thompson
Mr. Thorby

*Tellers:*

Mr. Hunter  
Mr. McNicoll

And so it was resolved in the affirmative.

And the question—That the amendment be agreed to—being accordingly put—

The Committee divided (The Chairman, Mr. Bell, in the Chair)—

Ayes, 22.

Mr. Thomas Collins	Mr. Riordan
Mr. Fenton	Mr. Rosevear
Mr. Forde	Mr. Scullin
Mr. Gibson	Mr. Thompson
Mr. Albert Green	Mr. Thorby
Sir Littleton Groom	Mr. Ward
Mr. Holloway	Mr. William Watson
Mr. George Lawson	
Mr. Makin	
Mr. Martens	
Mr. McNicoll	
Mr. Nock	
Mr. Thomas Paterson	

*Tellers:*

Mr. Baker  
Mr. Hunter

Noes, 24.

Mr. Blacklow	Mr. Lyons
Mr. Malcolm Cameron	Mr. McBride
Mr. Casey	Mr. McGrath
Mr. Dein	Mr. Nairn
Mr. Gabb	Mr. Perkins
Mr. Guy	Mr. Scholfield
Mr. E. F. Harrison	Mr. Stacey
Mr. E. J. Harrison	Mr. Frederick Stewart
Mr. Hawker	Mr. White
Mr. Hutchin	
Mr. Jennings	
Mr. Latham	
Mr. John Lawson	

*Tellers:*

Mr. Gardner  
Mr. Price

And so it was negatived.

Mr. Thompson moved, That the Item be amended by inserting the following new sub-item :—

Articles.	Rate of Duty.
(BA) Tobacco, manufactured wholly from Australian leaf	“ On and after 25th May, 1933 per lb. 3s. 6d.”

Debate ensued.

Amendment negatived.

Item agreed to.

Items numbered 7 and 8 agreed to.

Item numbered 11, viz. :—

Articles.	Rate of Duty.
11. (A) Petroleum or Shale Products, viz. :—Petrol, Benzine, Benzol, Benzoline, Gasoline, Naphtha, Pentane and any other petroleum or shale spirit, having a flash point of under 73 degrees fahrenheit when tested in an Abel Pensky closed test apparatus—	
(1) As prescribed by Departmental By-laws	Free
(2) N.E.I.	4d. per gallon
(b) Petroleum or Shale Distillates, viz. :—Turpentine Substitutes—	
(1) As prescribed by Departmental By-laws	Free
(2) N.E.I.	4d. per gallon
(c) Coal Tar and Coke Oven Distillates suitable for use as petrol substitutes having a flash point of under 73 degrees fahrenheit when tested in an Abel Pensky closed test apparatus—	
(1) As prescribed by Departmental By-laws	Free
(2) N.E.I.	4d. per gallon

24th and 25th May, 1933.

Mr. Guy moved, That that portion of the Excise Tariff Resolution introduced into the House of Representatives on the 24th May, 1932, relating to Item 11 be incorporated in the present Proposals as on and from the 25th May, 1932, in lieu of Item 11 of the Excise Tariff Resolution introduced into the House of Representatives on the 25th February, 1932.

Question—put and passed.

Item, as amended, agreed to.

Items numbered 12 and 13 agreed to.

On the motion of Mr. Guy, the following new items, numbered 14 and 15, were agreed to :—

Articles.	Rate of Duty.
	“ On and after 25th May, 1932
14. Cigarette tubes, paper and papers—	
For each 60 cigarette tubes - - - - -	1d.
For each 60 cigarette papers or the equivalent of 60 cigarette papers - - - - -	1d.
	And on and after 9th March, 1933
14. Cigarette tubes, paper and papers—	
For each 60 cigarette tubes - - - - -	1½d.
For each 60 cigarette papers or the equivalent of 60 cigarette papers - - - - -	1½d.”
Articles.	Rate of Duty.
	“ On and after 25th May, 1932
15. Matches - - - - -	per 8,640 matches
	6d.”

On the motion of Mr. White, the following new items, numbered 16 and 17, were agreed to :—

Articles.	Rate of Duty.
	“ On and after 7th April, 1933
16. Wine produced on or after 7th April, 1933—	
(A) wholly or partly made from dried grapes or extracts therefrom ;	
(B) containing added sugar in any form other than concentrated grape must produced from fresh grapes ; or	
(C) containing honey, glucose or any other sweetening matter prescribed by Departmental By-laws,	
not being—	
(i) natural or artificial sparkling wine ;	
(ii) Vermouth ;	
(iii) wine contained in liqueurs, cocktails or wine cordials ;	
(iv) wine produced from fruit other than grapes ; or	
(v) Medicated Wine, as prescribed by Departmental By-laws ;	
	per gallon
	20s.”
Articles.	Rate of Duty.
	“ On and after 7th April, 1933
17. Wine produced on or after 7th April, 1933, containing added glycerine	
	per gallon
	5s.”

Preliminary matter agreed to.

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

The House resumed ; Mr. Bell reported accordingly.

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

Mr. White 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. White, was adopted by the House.

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

10. EXCISE TARIFF BILL (1933).—Mr. White (Minister for Trade and Customs) then brought up a Bill intituled “*A Bill for an Act relating to Duties of Excise*,” and moved, That it be now read a first time.

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

Mr. White 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.

24th and 25th May, 1933.

(In the Committee.)

Bill, by leave, taken as a whole, and agreed to.  
Bill to be reported without amendment.

The House resumed ; Mr. Bell reported accordingly.  
On the motion of Mr. White, the House adopted the Report, and the Bill was read a third time.

11. SUSPENSION OF STANDING ORDER NO. 70.—Mr. Lyons (Prime Minister) moved, by leave, That Standing Order No. 70 (eleven o'clock rule) be suspended for the remainder of this sitting.

*Statement by Mr. Speaker.*—Mr. Speaker stated that while it had been the practice of the House to suspend the Standing Orders after eleven o'clock p.m., doubt existed as to whether such a motion for suspension would not be "new business". He would, however, carry out the intention of the House and put the question, but would seek an opportunity later to have the question determined beyond all doubt.

Question—put and passed.

12. COMMONWEALTH GRANTS COMMISSION BILL.—The Order of the Day having been read for the resumption of the debate on the question, That the Bill be now read a second time—*And on the Amendment moved thereto by Mr. Gabb, viz.:*—That all the words after "That" be omitted with a view to the insertion of the following words in place thereof:—"the Bill be withdrawn with a view to introducing legislation appointing a permanent body of inquiry constituted as suggested by the Joint Committee of Public Accounts in its Report of 17th June, 1931, relating to South Australia."—

Debate resumed.

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

The House divided (The Speaker, Mr. Mackay, in the Chair)—

Ayes, 40.		/	Noes, 2.
Mr. Baker	Mr. Makin		<i>Tellers:</i>
Mr. Bell	Mr. Martens		Mr. Gabb
Mr. Blacklow	Mr. McBride		Mr. William Watson
Mr. Malcolm Cameron	Mr. McGrath		
Mr. Casey	Mr. Nairn		
Mr. Thomas Collins	Mr. Nock		
Mr. Dein	Mr. Perkins		
Mr. Fenton	Mr. Price		
Mr. Forde	Mr. Riordan		
Mr. Albert Green	Mr. Rosevear		
Sir Littleton Groom	Mr. Scholfield		
Mr. Guy	Mr. Scullin		
Mr. E. F. Harrison	Mr. Stacey		
Mr. Hawker	Mr. Frederick Stewart		
Mr. Holloway	Mr. Thorby		
Mr. Hutchin	Mr. Ward		
Mr. Jennings	Mr. White		
Mr. Latham			
Mr. George Lawson	<i>Tellers:</i>		
Mr. John Lawson	Mr. Gardner		
Mr. Lyons	Mr. E. J. Harrison		

And so it was resolved in the affirmative.

Question—That the Bill be now read a second time—put.

The House divided (The Speaker, Mr. Mackay, in the Chair)—

Ayes, 40.		/	Noes, 2.
Mr. Baker	Mr. Lyons		<i>Tellers:</i>
Mr. Bell	Mr. Makin		Mr. Gabb
Mr. Blacklow	Mr. McBride		Mr. William Watson
Mr. Malcolm Cameron	Mr. McGrath		
Mr. Casey	Mr. Nairn		
Mr. Thomas Collins	Mr. Nock		
Mr. Dein	Mr. Perkins		
Mr. Fenton	Mr. Price		
Mr. Forde	Mr. Riordan		
Mr. Albert Green	Mr. Rosevear		
Sir Littleton Groom	Mr. Scholfield		
Mr. Guy	Mr. Scullin		
Mr. E. F. Harrison	Mr. Stacey		
Mr. E. J. Harrison	Mr. Frederick Stewart		
Mr. Hawker	Mr. Thorby		
Mr. Holloway	Mr. Ward		
Mr. Hutchin	Mr. White		
Mr. Jennings			
Mr. Latham	<i>Tellers:</i>		
Mr. George Lawson	Mr. Gardner		
Mr. John Lawson	Mr. Martens		

And so it was resolved in the affirmative.—Bill read a second time.

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

24th and 25th May, 1933.

*(In the Committee.)*

Clauses 1 and 2 agreed to.

Clause 3—

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

Page 1, line 10, omit " five ", insert " three ".

Mr. Fenton moved, as a further amendment, That the words " five years " (page 1, line 16), be omitted with a view to the insertion of the words " one year " in place thereof.

Debate ensued.

Mr. Fenton asked leave to withdraw his amendment.

Objection being raised, leave not granted.

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

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

Mr. Thorby moved, That the words " three years " be inserted in place of the words omitted.

Question—put and passed.

Clause, as amended, agreed to.

Clause 4 agreed to.

Clause 5—

Mr. Holloway moved, as an amendment, That the word " Five " (page 2, line 29) be omitted with a view to the insertion of the word " Three " in place thereof.

Debate ensued.

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

Question—That the question be now put—put and passed.

And the question—That the word proposed to be omitted stand part of the clause—being accordingly put—

The Committee divided (The Chairman, Mr. Bell, in the Chair)—

Ayes, 26.

Mr. Blacklow	Mr. McBride
Mr. Malcolm Cameron	Mr. Nairn
Mr. Casey	Mr. Nock
Mr. Thomas Collins	Mr. Perkins
Mr. Dein	Mr. Scholfield
Sir Littleton Groom	Mr. Stacey
Mr. Guy	Mr. Frederick Stewart
Mr. E. F. Harrison	Mr. William Watson
Mr. E. J. Harrison	Mr. White
Mr. Hawker	
Mr. Hutchin	
Mr. Jennings	<i>Tellers:</i>
Mr. Latham	
Mr. John Lawson	Mr. Gardner
Mr. Lyons	Mr. Hunter

Noes, 16.

Mr. Fenton	Mr. Price
Mr. Forde	Mr. Riordan
Mr. Gabb	Mr. Scullin
Mr. Albert Green	Mr. Thorby
Mr. Holloway	Mr. Ward
Mr. George Lawson	
Mr. Makin	<i>Tellers:</i>
Mr. Martens	Mr. Baker
Mr. McGrath	Mr. Rosevear

And so it was resolved in the affirmative.

Clause agreed to.

Clause 6 agreed to.

Clause 7—

On the motion of Mr. Lyons (Prime Minister), the following amendment was made :—

Page 2, line 41, omit " three ", insert " two ".

Clause, as amended, agreed to.

Clause 8 agreed to.

Clause 9 debated and agreed to.

Clause 10 debated and agreed to.

Clause 11 agreed to.

Clause 12 debated and agreed to.

Clause 13 agreed to.

Clause 14 debated and agreed to.

Clause 15 agreed to.

Title agreed to.

Bill to be reported with amendments.

The House resumed ; Mr. Bell reported accordingly.

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

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

Question—put and passed.

And then the House, at twenty-six minutes past four o'clock in the morning, adjourned until this day at half-past two o'clock p.m.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except—Mr. Anstey, Mr. Beasley, Mr. Bruce, Mr. Bernard Corser, Mr. Dennis, Mr. Josiah Francis, Mr. Gander, Mr. Roland Green, Mr. Hill, Mr. Holman, Mr. Hutchinson, Mr. Marr, Mr. McClelland, Mr. Earle Page, Mr. Parkhill, and Mr. Prowse.

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