

1948-49.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

VOTES AND PROCEEDINGS
OF THE
HOUSE OF REPRESENTATIVES.

No. 105.

TUESDAY, 5TH JULY, 1949.

1. The House met, at three o'clock p.m., pursuant to adjournment.—The Deputy Speaker (Mr. Clark) took the Chair, and read Prayers.
2. ALTERATION OF HOUR OF NEXT MEETING.—Mr. Chifley (Prime Minister) moved, That the House, at its rising, adjourn until to-morrow at half-past ten o'clock a.m.
Question—put and passed.
3. MESSAGES FROM THE GOVERNOR-GENERAL.—ASSENT TO BILLS.—The following Messages from His Excellency the Governor-General were received, and were read by Mr. Deputy Speaker :—

W. J. MCKELL,
Governor-General.

Message No. 46.

Proposed Laws intituled :—

“ *War Pensions Appropriation Act 1949* ”
“ *International Wheat Agreement Act 1949* ”
“ *Post and Telegraph Rates Act 1949* ”

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, 30th June, 1949.

W. J. MCKELL,
Governor-General.

Message No. 47.

A Proposed Law intituled “ *War Service Homes Act 1949* ” 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, 1st July, 1949.

4. PAPERS.—The following Papers were presented, pursuant to Statute—
Commonwealth Public Service Act—Appointment—Department of Shipping and Fuel—
A. W. Fulton.
Lands Acquisition Act—Land acquired for—
Defence purposes—Bacchus Marsh, Victoria.
Department of Civil Aviation purposes—Adelaide, South Australia.
Postal purposes—Margaret River, Western Australia.
Seat of Government Acceptance Act and Seat of Government (Administration) Act—
Regulations—1949—
No. 5 (Motor Traffic Ordinance)
No. 6 (Buildings and Services Ordinance).
5. SUSPENSION OF STANDING ORDER NO. 70.—Mr. Chifley (Prime Minister) moved, pursuant to notice, That Standing Order No. 70 (eleven o'clock rule) be suspended for the remainder of this week.
Question—put and passed.
6. IMMIGRATION BILL 1949.—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—
Debate resumed.
Ordered—That Mr. Calwell (Minister for Immigration) be granted an extension of time.
Question—put and passed.—Bill read a second time.
Mr. Deputy Speaker left the Chair, and the House resolved itself into a Committee of the Whole.

5th July, 1949.

(In the Committee.)

Clauses 1 and 2 agreed to.

Clause 3 debated and agreed to.

Clause 4—

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

Page 2, line 25, omit "as so amended", insert "as amended by this Act".

Clause, as amended, agreed to.

Title agreed to.

Bill to be reported with an amendment.

The House resumed; Mr. Burke reported accordingly.

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

7. WAR-TIME REFUGEES REMOVAL BILL 1949.—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—

Debate resumed.

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

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

(In the Committee.)

Clause 1 debated and agreed to.

Clauses 2 to 4 agreed to.

Clause 5—

Mrs. Blackburn moved, That the clause be omitted and the following clause be inserted in place thereof:—

"5.—(1.) If it appears to the Minister that the conduct and character of a person to whom this Act applies is such that that person should not be allowed to remain in Australia, the Minister may, by notice in writing, summon the person to appear before a Commission, at the time and place specified in the summons.

(2.) A Commissioner for the purposes of this section shall be appointed by the Governor-General and shall be or shall have been a Judge of the Supreme Court of a State or of a Territory which forms part of the Commonwealth.

(3.) The Commissioner shall make a thorough investigation of the conduct and character of the person without regard to legal forms and shall not be bound by any rules of evidence, but may inform himself on any relevant matter in such manner as he thinks fit.

(4.) After the investigation the Commissioner shall report to the Minister as to whether the Commissioner considers that the person is a fit and proper person to be allowed to remain in Australia.

(5.) If—

(a) the Commissioner reports that he considers that the person is not a fit and proper person to be allowed to remain in Australia; or

(b) the person fails to appear before the Commissioner at the time and place specified in the summons,

the Minister may make an order for deportation of the person from Australia and the person shall be deported accordingly."

Debate ensued.

Amendment negatived.

Mr. Menzies (Leader of the Opposition) moved, as an amendment, That after "Minister" (page 2, line 37) the words "after consideration of the facts of the particular case" be inserted.

Debate continued.

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

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

Ayes, 22.

Mr. Anthony	Mr. Hutchinson
Mr. Beale	Mr. Lang
Mrs. Blackburn	Mr. McBride
Mr. Bowden	Mr. Menzies
Mr. Cameron	Mr. Ryan
Mr. Fadden	Mr. Spender
Mr. Falkinder	Mr. Turnbull
Mr. Francis	Mr. White
Mr. Gullett	
Mr. Hamilton	<i>Tellers:</i>
Mr. Holt	Mr. Corser
Mr. Howse	Mr. McDonald

Noes, 33.

Mr. Barnard	Mr. Holloway
Mr. Beazley	Mr. Johnson
Mr. Brennan	Mr. Lemmon
Mr. Burke	Mr. McLeod
Mr. Calwell	Mr. O'Connor
Mr. Chambers	Mr. Pollard
Mr. Chifley	Mr. Riordan
Mr. Clark	Mr. Russell
Mr. Conelan	Mr. Scully
Mr. Daly	Mr. Thompson
Mr. Dedman	Mr. Ward
Mr. Drakeford	Mr. Watkins
Mr. Duthie	Mr. Williams
Mr. Edmonds	
Mr. Evatt	<i>Tellers:</i>
Mr. Falstein	
Mr. Fraser	Mr. Fuller
Mr. Haylen	Mr. Sheehan

And so it was negatived.

5th July, 1949.

On the motion of Mr. Calwell (Minister for Immigration), the following amendment was made :—

Page 2, line 37, after " may " insert " , at any time within twelve months after the commencement of this Act,".

Clause, as amended, agreed to.

Clauses 6 to 8 agreed to.

Clause 9 debated and agreed to.

Clauses 10 and 11 agreed to.

Title agreed to.

Bill to be reported with an amendment.

The House resumed ; Mr. Sheehy reported accordingly.

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

8. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That Order of the Day No. 3, Government Business, be postponed until a later hour this day.

9. STEVEDORING INDUSTRY BILL 1949.—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—

Debate resumed.

Mr. McBride 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.

10. ADJOURNMENT.—Mr. Holloway (Minister for Labour and National Service) moved, That the House do now adjourn.

Debate ensued.

Question—put and passed.

And then the House, at eight minutes past eleven o'clock p.m., adjourned until to-morrow at half-past ten o'clock a.m.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except Mr. Abbott, Mr. Adermann, Mr. Davidson, Mr. Gaha, Mr. Hadley, Mr. Harrison, Mr. James, Mr. Langtry, Mr. Lawson, Mr. Lazzarini, Dame Enid Lyons, Mr. McEwen, Mr. Mulcahy, Sir Earle Page, Mr. Rosevear and Mr. Scullin.

F. C. GREEN,

Clerk of the House of Representatives.

THE UNIVERSITY OF MICHIGAN LIBRARY

ANN ARBOR, MICHIGAN

1950

1951

1952

1953

1954

1955

1956

1957

1958

1959

1960