

1950.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

VOTES AND PROCEEDINGS
OF THE
HOUSE OF REPRESENTATIVES.

No. 32.

WEDNESDAY, 17TH MAY, 1950.

1. The House met, at half-past two o'clock p.m., pursuant to adjournment.—Mr. Speaker (the Honorable A. G. Cameron) took the Chair, and read Prayers.
2. MINISTERIAL STATEMENT—LEAVE TO MAKE NOT GRANTED.—Mr. Anthony (Postmaster-General) asked leave to make a Ministerial Statement.
Objection being raised, leave not granted.
3. PAPERS.—The following Papers were presented, pursuant to Statute—
Commonwealth Public Service Act—Appointments—Department—
Social Services—M. S. McLelland.
Works and Housing—A. Fowlie, H. E. Pegrum.
4. COMMUNIST PARTY DISSOLUTION BILL 1950.—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 1 further debated and agreed to.

Clause 2 agreed to.

Clause 3 postponed.

Clause 4 agreed to.

Clause 5 debated—

Ordered to be considered by sub-clauses.

Sub-clauses (1.) and (2.) agreed to.

Sub-clause (3.)—

Mr. Evatt moved the following amendment :—Omit the sub-clause, insert the following sub-clause :—

“(3.) A body of persons so declared to be an unlawful association may, within twenty-eight days after the publication of the declaration in the *Gazette*, apply to a court being—

(a) the Supreme Court (constituted by a single Judge) of the State or Territory of the Commonwealth in which the principal office of the body is situated or in which a substantial number of members of the body are resident; or

(b) the High Court (constituted by a single Justice)

to set aside the declaration.”.

Debate ensued.

Amendment withdrawn, by leave.

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

Page 5, line 22, omit “High Court”, insert “appropriate court”.

Sub-clause, as amended, agreed to.

Sub-clause (4.)—

Mr. Evatt moved the following amendment :—Omit the sub-clause, insert the following sub-clause :—

“(4.) If, upon the hearing, the Commonwealth satisfies the court—

(a) that the applicant is a body to which this section applies; and

(b) that the continued existence of the body would be prejudicial to the security and defence of the Commonwealth or to the execution or maintenance of the Constitution or of the laws of the Commonwealth,

the court shall dismiss the application, and the declaration shall, subject to this section, remain in force.”.

Debate ensued.

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

The House resumed; Mr. Adermann reported accordingly.

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

17th May, 1950.

5. ADJOURNMENT.—Mr. Menzies (Prime Minister) moved, That the House do now adjourn.
Debate ensued.
Question—put and passed.

And then the House, at 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. Eggins, Mr. Eric J. Harrison, Mr. James*, Mr. Johnson, Mr. Lawson, Mr. Lazzarini, Dame Enid Lyons, Mr. Mulcahy, Mr. Pittard, Mr. Spender and Mr. T. W. White.

* On leave.

F. C. GREEN,
Clerk of the House of Representatives.