

1951-52-53.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

VOTES AND PROCEEDINGS
OF THE
HOUSE OF REPRESENTATIVES.

No. 162.

WEDNESDAY, 7TH OCTOBER, 1953.

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. PAPER.—The following Paper was presented, pursuant to Statute—
Overseas Telecommunications Act—Seventh Annual Report of the Overseas Telecommunications Commission (Australia) for the year ended 31st March, 1953, together with financial accounts.
3. FOREIGN AFFAIRS—JOINT COMMITTEE—REPORT TO MINISTER.—Mr. Wentworth brought up a Statement from the Joint Committee on Foreign Affairs informing the Parliament, in accordance with the Resolutions of appointment, that the Committee had forwarded to the Acting Minister for External Affairs a report relating to the Committee's activities and functions.
4. MESSAGE FROM THE GOVERNOR-GENERAL.—ASSENT TO BILL.—Mr. Speaker announced the receipt of the following Message from His Excellency the Governor-General:—

W. J. SLIM,
Governor-General.

Message No. 141.

A Proposed Law intituled "*Pay-roll Tax Assessment Act 1953*" 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 Her Majesty, assented to the said Law.

Government House,
Canberra, 2nd October, 1953.

5. SALES TAX (EXEMPTIONS AND CLASSIFICATIONS) BILL 1953.—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. Bryson addressing the House—
Closure.—Mr. Eric J. Harrison (Vice-President of the Executive Council) moved, That the question be now put.
Question—That the question be now put—put.
The House divided (The Speaker, Mr. A. G. Cameron, in the Chair)—

AYES, 55.

Mr. Adermann	Mr. Dean	Mr. Hamilton	Mr. Luck	Mr. Timson
Mr. Anthony	Mr. Downer	Mr. Eric J. Harrison	Mr. Lucock	Mr. Turner
Mr. Bate	Mr. Drummond	Mr. Hasluck	Mr. Mackinnon	Mr. Wentworth
Mr. Beale	Mr. Drury	Mr. Haworth	Sir P. McBride	Mr. Wheeler
Mr. Bland	Mr. Failes	Mr. Holt	Mr. McColm	Mr. Wight
Mr. Bostock	Mr. Fairbairn	Mr. Howse	Mr. McEwen	Mr. Wilson
Mr. Brimblecombe	Mr. Fairhall	Mr. Hulme	Mr. McMahon	
Mr. Brown	Mr. Falkinder	Mr. Jack	Mr. Opperman	<i>Tellers:</i>
Mr. D. A. Cameron	Mr. Francis	Mr. Joske	Sir E. Page	
Mr. Corser	Mr. Freeth	Mr. Kent Hughes	Mr. Pearce	Mr. Gullett
Mr. Cramer	Mr. Graham	Mr. Leslie	Mr. Robertson	Mr. Turnbull
Mr. Davis	Mr. Grayden		Mr. Swartz	

NOES, 39.

Mr. Anderson	Mr. Costa	Mr. Galvin	Mr. Lawson	Mr. Ward
Mr. Andrews	Mr. Crean	Mr. Greenup	Mr. Luchetti	Mr. Whitlam
Mr. Bird	Mr. Curtin	Mr. Griffiths	Mr. Minogue	
Mr. W. M. Bourke	Mr. Duthie	Mr. E. James Harrison	Mr. Morgan	<i>Tellers:</i>
Mr. Bruce	Mr. Edmonds	Mr. Haylen	Mr. Peters	
Mr. Bryson	Mr. Ewert	Mr. Johnson	Mr. Pollard	Mr. Daly
Mr. Calwell	Mr. Fitzgerald	Mr. Joshua	Mr. Riordan	Mr. Sheehan
Mr. C. R. Cameron	Mr. A. D. Fraser	Mr. Keon	Mr. Stewart	
Mr. Clarey	Mr. Fuller		Mr. Thompson	

And so it was resolved in the affirmative.

7th October, 1953.

And the question—That the Bill be now read a second time—was put accordingly, and passed.—Bill read a second time.

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

(*In the Committee.*)

Bill, by leave, taken as a whole, and agreed to.

Bill to be reported without amendment.

The House resumed ; Mr. Adermann reported accordingly.

On the motion of Mr. McMahon (Minister for the Navy), the House adopted the Report, and, by leave, the Bill was read a third time.

6. WAYS AND MEANS—SALES TAX.—The House, according to Order, resolved itself into the Committee of Ways and Means.

(*In the Committee.*)

Consideration resumed of the motion moved by Sir Arthur Fadden (Treasurer) on the 9th September, 1953 (*see page 661*).

Motion agreed to.

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

The House resumed ; Mr. Adermann reported accordingly.

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

Mr. Eric J. Harrison (Vice-President of the Executive Council) moved, pursuant to contingent notice,

That so much of the Standing Orders be suspended as would prevent the remaining stages being passed without delay.

Question—put and passed.

On the motion of Mr. Eric J. Harrison, the Resolution reported from the Committee was adopted by the House.

Ordered—That Mr. Eric J. Harrison and Mr. McMahon do prepare and bring in Bills to carry out the foregoing Resolution.

7. SUSPENSION OF STANDING ORDERS TO ENABLE THE SALES TAX BILLS TO BE CONSIDERED TOGETHER.—

Mr. Eric J. Harrison (Vice-President of the Executive Council) moved, by leave, That so much of the Standing Orders be suspended as would prevent the questions in regard to the first and second readings, Committee's report stage, and third readings being put in one motion covering several or all of the Sales Tax Bills Nos. 1 to 9, and the consideration of several or all of such Bills together in a Committee of the Whole.

Question—put and passed.

8. SALES TAX BILLS (NOS. 1 TO 9) 1953.—Mr. Eric J. Harrison (Vice-President of the Executive Council) then brought up the following Bills :—

A Bill for an Act to amend the " Sales Tax Act (No. 1) 1930-1952 " ;

A Bill for an Act to amend the " Sales Tax Act (No. 2) 1930-1952 " ;

A Bill for an Act to amend the " Sales Tax Act (No. 3) 1930-1952 " ;

A Bill for an Act to amend the " Sales Tax Act (No. 4) 1930-1952 " ;

A Bill for an Act to amend the " Sales Tax Act (No. 5) 1930-1952 " ;

A Bill for an Act to amend the " Sales Tax Act (No. 6) 1930-1952 " ;

A Bill for an Act to amend the " Sales Tax Act (No. 7) 1930-1952 " ;

A Bill for an Act to amend the " Sales Tax Act (No. 8) 1930-1952 " ;

A Bill for an Act to amend the " Sales Tax Act (No. 9) 1930-1952 " ;

and moved, That the Bills be now read a first time.

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

Mr. Eric J. Harrison moved, That the Bills be now read a second time.

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

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

(*In the Committee.*)

Bills, by leave, taken as a whole, and agreed to.

Bills to be reported without amendment.

The House resumed ; Mr. Adermann reported accordingly.

On the motion of Mr. Eric J. Harrison, the House adopted the Report, and the Bills were read a third time.

9. ESTATE DUTY ASSESSMENT BILL 1953.—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. Crean addressing the House—

Closure.—Mr. Eric J. Harrison (Vice-President of the Executive Council) moved, That the question be now put.

Question—That the question be now put—put.

7th October, 1953.

The House divided (The Speaker, Mr. A. G. Cameron, in the Chair)—

AYES, 53.

Mr. Adermann	Mr. Dean	Mr. Grayden	Mr. Leslie	Mr. Robertson
Mr. Bate	Mr. Downer	Mr. Hamilton	Mr. Luck	Mr. Swartz
Mr. Beale	Mr. Drummond	Mr. Eric J. Harrison	Mr. Lucock	Mr. Timson
Mr. Bland	Mr. Drury	Mr. Hasluck	Mr. Mackinnon	Mr. Turner
Mr. Bostock	Mr. Failes	Mr. Haworth	Sir P. McBride	Mr. Wentworth
Mr. Brimblecombe	Mr. Fairbairn	Mr. Holt	Mr. McColm	Mr. Wheeler
Mr. Brown	Mr. Fairhall	Mr. Howse	Mr. McEwen	Mr. Wight
Mr. D. A. Cameron	Mr. Falkinder	Mr. Jack	Mr. McMahon	Mr. Wilson
Mr. Corser	Mr. Francis	Mr. Joske	Mr. Opperman	<i>Tellers:</i>
Mr. Cramer	Mr. Freeth	Mr. Kent Hughes	Sir E. Page	Mr. Gullett
Mr. Davis	Mr. Graham		Mr. Pearce	Mr. Turnbull

NOES, 40.

Mr. Anderson	Mr. Clarey	Mr. Fuller	Mr. Keon	Mr. Thompson
Mr. Andrews	Mr. Costa	Mr. Galvin	Mr. Lawson	Mr. Ward
Mr. Beazley	Mr. Crean	Mr. Greenup	Mr. Luchetti	Mr. Whitlam
Mr. Bird	Mr. Curtin	Mr. Griffiths	Mr. Minogue	<i>Tellers:</i>
Mr. W. M. Bourke	Mr. Duthie	Mr. E. James Harrison	Mr. Morgan	
Mr. Bruce	Mr. Edmonds	Mr. Haylen	Mr. Peters	
Mr. Bryson	Mr. Ewert	Mr. Johnson	Mr. Pollard	Mr. Daly
Mr. Calwell	Mr. Fitzgerald	Mr. Joshua	Mr. Riordan	Mr. Sheehan
Mr. C. R. Cameron	Mr. A. D. Fraser		Mr. Stewart	

And so it was resolved in the affirmative.

And the question—That the Bill be now read a second time—was put accordingly, and passed.—Bill read a second time.

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

(In the Committee.)

Clauses 1 and 2 agreed to.

Clause 3—

Mr. E. James Harrison moved the following amendment:—

Page 2, at the end of sub-clause (1.) add the following paragraph—

“(f) by adding the following sub-sections:—

“(5.) From the value of the estate of a person who is or has been a member of the naval, military or air forces of the Commonwealth and who during service as such member or within three years of the termination of such service dies as a result of injuries received or disease contracted during such service, there shall be deducted in respect of such part of the estate as passes to the widow, children, grandchildren, parents, brothers, sisters, nephews or nieces of the deceased a sum of Five thousand pounds or where the value of that part is less than Five thousand pounds, an amount equal to the value of that part.

“(6.) Subject to sub-section (3.), the question as to whether a person has or has not died as a result of injuries received or disease contracted on service as a member of the naval, military or air forces of the Commonwealth may on the application of the legal personal representatives of such person or a person beneficially interested in his estate be determined by a Judge of the Supreme Court of a State or Territory and the Supreme Court of a State is vested with Federal jurisdiction for the purposes of determining the question.”

Debate ensued.

Mr. E. James Harrison asked leave to withdraw his amendment temporarily.

Objection being raised, leave not granted.

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.

10. ADJOURNMENT.—Mr. Eric J. Harrison (Vice-President of the Executive Council) moved, That the House do now adjourn.

Debate ensued.

Mr. Pollard rising to address the House—

Closure.—Mr. Eric J. Harrison moved, That the question be now put.

Question—That the question be now put—put.

The House divided (The Speaker, Mr. A. G. Cameron, in the Chair)—

AYES, 53.

Mr. Adermann	Mr. Dean	Mr. Grayden	Mr. Leslie	Mr. Robertson
Mr. Bate	Mr. Downer	Mr. Hamilton	Mr. Luck	Mr. Swartz
Mr. Beale	Mr. Drummond	Mr. Eric J. Harrison	Mr. Lucock	Mr. Timson
Mr. Bland	Mr. Drury	Mr. Hasluck	Mr. Mackinnon	Mr. Turner
Mr. Bostock	Mr. Failes	Mr. Haworth	Sir P. McBride	Mr. Wentworth
Mr. Brimblecombe	Mr. Fairbairn	Mr. Holt	Mr. McColm	Mr. Wheeler
Mr. Brown	Mr. Fairhall	Mr. Howse	Mr. McEwen	Mr. Wight
Mr. D. A. Cameron	Mr. Falkinder	Mr. Jack	Mr. McMahon	Mr. Wilson
Mr. Corser	Mr. Francis	Mr. Joske	Mr. Opperman	<i>Tellers:</i>
Mr. Cramer	Mr. Freeth	Mr. Kent Hughes	Sir E. Page	Mr. Gullett
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Mr. Andrews	Mr. Costa	Mr. Galvin	Mr. Luchetti	Mr. Whitlam	
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Mr. Bird	Mr. Curtin	Mr. Griffiths	Mr. Morgan	<i>Tellers:</i>	
Mr. W. M. Bourke	Mr. Duthie	Mr. E. James	Mr. Peters		
Mr. Bruce	Mr. Edmonds	Harrison	Mr. Pollard	Mr. Daly	
Mr. Bryson	Mr. Ewert	Mr. Haylen	Mr. Riordan	Mr. Sheehan	
Mr. Calwell	Mr. Fitzgerald	Mr. Joshua	Mr. Stewart		
Mr. C. R. Cameron	Mr. A. D. Fraser	Mr. Keon	Mr. Thompson		

And so it was resolved in the affirmative.

And the question—That the House do now adjourn—was put accordingly, and passed.

And then the House, at fourteen minutes to twelve o'clock midnight, adjourned until to-morrow at ten o'clock a.m.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except Mr. Berry, Mr. T. P. Burke, Mr. Casey, Mr. Chambers, Mr. Clark, Mr. Cremean, Mr. Davies, Sir Arthur Fadden, Mr. James, Mr. Kekwick, Mr. Lawrence, Mr. McLeay, Mr. Menzies, Mr. Mullens, Mr. Osborne and Mr. Treloar.

F. C. GREEN,

Clerk of the House of Representatives.