

1959.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

VOTES AND PROCEEDINGS

OF THE

HOUSE OF REPRESENTATIVES.

No. 48.

THURSDAY, 24TH SEPTEMBER, 1959.

1. The House met, at half-past ten o'clock a.m., pursuant to adjournment.—Mr. Speaker (the Honorable J. McLeay) took the Chair, and read Prayers.
2. PAPERS.—The following Papers were presented, pursuant to Statute—
Commonwealth Railways Act—Report for year 1958–59.
Northern Territory (Administration) Act—Regulations—1959—No. 3 (Welfare Ordinance).
Petroleum Search Subsidy Act—Second Annual Statement, for year 1958–59.
3. LOAN BILL 1959.—Mr. Menzies (Acting Treasurer) moved, pursuant to notice, That he have leave to bring in a Bill for an Act to Authorize the Raising and Expending of a certain Sum of Money for Defence Purposes.
Question—put and passed.
Bill brought up, and read a first time.
Mr. Menzies moved, by leave, That the Bill be now read a second time.
Debate adjourned (Mr. Calwell), and the resumption of the debate made an Order of the Day for the next sitting.
4. INCOME TAX AND SOCIAL SERVICES CONTRIBUTION ASSESSMENT BILL (No. 2) 1959.—Mr. Menzies (Acting Treasurer) moved, pursuant to notice, That he have leave to bring in a Bill for an Act to amend the Law relating to Income Tax.
Question—put and passed.
Bill brought up, and read a first time.
Mr. Menzies moved, by leave, That the Bill be now read a second time.
Debate adjourned (Mr. Calwell), and the resumption of the debate made an Order of the Day for the next sitting.
5. POSTPONEMENT OF ORDER OF THE DAY.—Sir Garfield Barwick (Attorney-General) moved, That Order of the Day No. 1, Government Business, be postponed until a later hour this day.
Debate ensued.
Several Members rising to address the House—
Closure.—Sir Garfield Barwick moved, That the question be now put.
Question—That the question be now put—put.
The House divided (The Speaker, Mr. McLeay, in the Chair)—

AYES, 57.

Mr. Allan	Mr. Cash	Mr. Forbes	Mr. Killen	Mr. Stokes
Mr. Anderson	Mr. Chaney	Mr. Fox	Mr. King	Mr. Timson
Mr. Anthony	Mr. Chresby	Mr. J. M. Fraser	Mr. Lindsay	Mr. Townley
Mr. Aston	Mr. Cleaver	Mr. Freeth	Mr. Lucock	Mr. Turner
Mr. Bandidt	Mr. Cramer	Mr. Halbert	Mr. Mackinnon	Mr. Wentworth
Mr. Barnes	Mr. Davis	Mr. Hasluck	Mr. McEwen	Mr. Wheeler
Sir G. Barwick	Mr. Dean	Mr. Holten	Mr. McMahon	Mr. Wilson
Mr. Bate	Mr. Downer	Mr. Howson	Mr. Murray	
Mr. Bland	Mr. Drummond	Mr. Jack	Mr. Osborne	<i>Tellers:</i>
Mr. Bowden	Mr. Drury	Mr. Joske	Mr. Pearce	
Mr. Brimblecombe	Mr. Erwin	Mr. Kelly	Mr. Robertson	Mr. Opperman
Mr. Buchanan	Mr. Fairhall	Sir W. Kent Hughes	Mr. Snedden	Mr. Turnbull

NOES, 34.

Mr. Barnard	Mr. Clay	Mr. Galvin	Mr. Makin	Mr. Thompson.
Mr. Bird	Mr. Cope	Mr. Griffiths	Mr. McIvor	Mr. Uren
Mr. Bryant	Mr. Costa	Mr. Harrison	Mr. O'Connor	Mr. Ward
Mr. Cairns	Mr. Courtney	Mr. Haylen	Mr. Peters	Mr. Whitlam
Mr. Calwell	Mr. Crean	Mr. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. C. R. Cameron	Mr. Curtin	Mr. Jones	Mr. Reynolds	Mr. Luchetti
Mr. Clarey	Mr. Daly	Mr. Lawson	Mr. Russell	Mr. Stewart

And so it was resolved in the affirmative.

And the question—That the motion be agreed to—was put accordingly, and passed.

F.7832/59.

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

(In the Committee.)

Mr. Menzies (Acting Treasurer) moved—

Interpretation.

- 1.—(1.) That, in this Resolution—

“co-operative company” have the same meaning as in Division 9 of Part III. of the Assessment Act;

“friendly society dispensary” mean a friendly society dispensary to which Division 9A of Part III. of the Assessment Act applies;

“life assurance company” have the same meaning as in Division 8 of Part III. of the Assessment Act;

“mutual income”, in relation to a life assurance company (other than a mutual life assurance company), mean—

(a) so much of that part of the taxable income of the company which has been derived from its life assurance business as bears the same proportion to that part of the taxable income as the amount of the profits divided for the same year of income among the life assurance policy holders of the company bears to the total profits divided among those policy holders and the shareholders of the company in respect of the company's life assurance business for the same year of income; or

(b) where no profits in respect of the company's life assurance business are divided for the year of income but, by virtue of the company's memorandum or articles of association, any profits to be divided among the life assurance policy holders of the company are required to be a certain proportion of the total profits to be divided—that proportion of that part of the taxable income of the company which has been derived from its life assurance business;

“mutual life assurance company” have the same meaning as in Division 8 of Part III. of the Assessment Act;

“non-profit company” mean—

(a) a company which is not carried on for the purposes of profit or gain to its individual members and is, by the terms of the memorandum or articles of association, rules or other document constituting the company or governing its activities, prohibited from making any distribution, whether in money, property or otherwise, to its members; or

(b) a friendly society dispensary;

“private company” have the same meaning as in Division 7 of Part III. of the Assessment Act;

“the Assessment Act” mean the *Income Tax and Social Services Contribution Assessment Act 1936–1958*, as proposed to be amended by the *Income Tax and Social Services Contribution Assessment Bill (No. 2) 1959*.

- (2.) That a reference in this Resolution to taxable income be read as a reference to taxable income of the year of income.

Incorporation.

2. That the Assessment Act be incorporated and read as one with the Act passed to give effect to this Resolution.

Imposition of Income Tax and Social Services Contribution.

- 3.—(1.) That a tax by the name of income tax and social services contribution be imposed at the rates declared in this Resolution.

(2.) That, notwithstanding anything contained in this Resolution, income tax and social services contribution be not imposed upon a taxable income which does not exceed One hundred and four pounds derived by—

(a) a person who is not a company;

(b) a company in the capacity of a trustee; or

(c) a non-profit company.

Rates of Tax and Contribution Payable by Persons other than Companies.

- 4.—(1.) That the rates of income tax and social services contribution payable by a person other than a company be as set out in the First Schedule to this Resolution.

(2.) That the rates of income tax and social services contribution in respect of a taxable income to which Division 16 of Part III. of the Assessment Act applies be as set out in the Second Schedule to this Resolution.

(3.) That the rate of income tax and social services contribution in respect of a taxable income in any case where section fifty-nine AB, section eighty-six or section one hundred and fifty-eight D of the Assessment Act applies be as set out in the Third Schedule to this Resolution.

(4.) That the rate of income tax and social services contribution payable by a trustee be as set out in the Fourth Schedule to this Resolution.

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Limitation of Tax and Contribution Payable by Aged Persons.

5.—(1.) That this paragraph apply to a taxpayer who—

- (a) being a man, has attained the age of sixty-five years, or, being a woman, has attained the age of sixty years, on or before the last day of the year of income; and
 - (b) is a resident of Australia during the whole of the year of income,
- but do not apply to a taxpayer in the capacity of a trustee.

(2.) That where the net income of a taxpayer to whom this paragraph applies does not exceed Four hundred and eighty-five pounds, the maximum amount of income tax and social services contribution payable by him be nine-twentieths of the amount by which his net income exceeds Four hundred and twenty-nine pounds, or, if his net income does not exceed Four hundred and twenty-nine pounds, no income tax and social services contribution be payable by him.

(3.) That where the net income of a taxpayer to whom this paragraph applies does not exceed One thousand one hundred and eighty-one pounds and during the year of income the taxpayer contributes to the maintenance of—

- (a) his wife, being a person who is a resident of Australia during the whole of the year of income and has attained the age of sixty years on or before the last day of that year; or
 - (b) her husband, being a person who is a resident of Australia during the whole of the year of income and has attained the age of sixty-five years on or before that day,
- the maximum amount of income tax and social services contribution payable by the taxpayer be nine-twentieths of the amount by which the sum of the net incomes of the taxpayer and his or her spouse exceeds Eight hundred and fifty-eight pounds, or, if the sum of those net incomes does not exceed Eight hundred and fifty-eight pounds, no income tax and social services contribution be payable by the taxpayer.

(4.) That, for the purposes of this paragraph, the net income of a person be ascertained by deducting from the gross income of that person all expenses (not being expenses of a capital, private or domestic nature) incurred in deriving that gross income.

Rebate of Tax and Contribution Payable by Persons other than Companies.

6. That a person liable to pay income tax and social services contribution ascertained by reference to paragraph four or five of this Resolution be entitled in his assessment to a rebate of an amount equal to one-twentieth of the amount of income tax and social services contribution which he would, but for this paragraph, be liable to pay under the preceding provisions of this Resolution, before deducting any other rebate or any credit to which he is entitled.

Minimum Tax and Contribution.

7. That where, but for this paragraph, the amount of income tax and social services contribution which a person would be liable to pay under the preceding provisions of this Resolution, after deducting all rebates to which that person is entitled, is less than Ten shillings, the income tax and social services contribution payable by that person be Ten shillings.

Rates of Tax and Contribution Payable by a Company.

8.—(1.) That the rates of income tax and social services contribution payable by a company, other than a company in the capacity of a trustee, be as set out in the Fifth Schedule to this Resolution.

(2.) That where the taxable income of a non-profit company does not exceed Two hundred and thirty-one pounds, the maximum amount of income tax and social services contribution payable by the company be one-half of the amount by which the taxable income exceeds One hundred and four pounds.

Elimination of Pence.

9.—(1.) That the provisions of this paragraph apply in relation to—

- (a) the amount of the income tax and social services contribution which a person would be liable to pay under the preceding provisions (other than paragraph 6) of this Resolution, before deducting any rebate or credit to which he is entitled; and
- (b) the amount of the rebate of income tax and social services contribution under paragraph 6 of this Resolution.

(2.) That, where an amount in relation to which this paragraph applies is an amount of pounds, shillings and pence or shillings and pence—

- (a) if the pence do not exceed six—the amount be deemed to be reduced by the amount of the pence; and
- (b) if the pence exceed six—the amount be deemed to be increased by treating the pence as One shilling.

Tax and Contribution where Amount to be Collected or Refunded would not exceed Two Shillings.

10.—(1.) That, notwithstanding anything contained in the preceding provisions of this Resolution, where a person has, in accordance with section two hundred and twenty-one H of the Assessment Act, forwarded to the Commissioner a tax stamps sheet or group certificate issued to him in respect of deductions made in a year from his salary or wages, and the difference between the available deductions and the income tax and social services contribution which would, but for this

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sub-paragraph, be payable by that person in respect of the taxable income derived by him in that year is not more than Two shillings, the income tax and social services contribution payable by that person in respect of that taxable income be an amount equal to the available deductions.

(2.) That the last preceding sub-paragraph do not apply—

- (a) in relation to a person who is liable to pay provisional tax and contribution in respect of his income of the year immediately succeeding the year referred to in that sub-paragraph; or
- (b) in any case in which the amount of income tax and social services contribution which would, but for this paragraph, be payable is Ten shillings and the available deductions exceed Ten shillings.

(3.) That, in this paragraph, "the available deductions" mean the sum of the amount represented by the face value of the tax stamps duly affixed to a tax stamps sheet referred to in sub-paragraph (1.) of this paragraph and the amount of the deductions specified in a group certificate so referred to.

Levy of Tax and Contribution.

11.—(1.) That the income tax and social services contribution imposed in pursuance of the preceding provisions of this Resolution be levied and paid for the financial year which commenced on the first day of July, One thousand nine hundred and fifty-nine.

(2.) That, until the commencement of the Act for the levying and payment of income tax and social services contribution for the financial year commencing on the first day of July, One thousand nine hundred and sixty, the preceding provisions of this Resolution also apply for all financial years subsequent to that which commenced on the first day of July, One thousand nine hundred and fifty-nine.

Provisional Tax and Contribution.

12. That provisional tax and contribution be imposed and be payable, in accordance with the provisions of the Assessment Act, in respect of the income of the year of income which commenced on the first day of July, One thousand nine hundred and fifty-nine.

THE SCHEDULES.

FIRST SCHEDULE.

GENERAL RATES OF TAX AND CONTRIBUTION PAYABLE BY PERSONS OTHER THAN COMPANIES.

The rate of income tax and social services contribution for every £1 of each part of the taxable income specified in the first column of the following table is the rate set out in the second column of that table opposite to the reference to that part of the taxable income:—

First Column. Parts of Taxable Income.	Second Column. Rates.
The part of the taxable income which—	
does not exceed £100	One penny
exceeds £100 but does not exceed £150	3 pence
exceeds £150 but does not exceed £200	7 pence
exceeds £200 but does not exceed £250	11 pence
exceeds £250 but does not exceed £300	15 pence
exceeds £300 but does not exceed £400	20 pence
exceeds £400 but does not exceed £500	26 pence
exceeds £500 but does not exceed £600	30 pence
exceeds £600 but does not exceed £700	34 pence
exceeds £700 but does not exceed £800	38 pence
exceeds £800 but does not exceed £900	42 pence
exceeds £900 but does not exceed £1,000	46 pence
exceeds £1,000 but does not exceed £1,200	52 pence
exceeds £1,200 but does not exceed £1,400	59 pence
exceeds £1,400 but does not exceed £1,600	65 pence
exceeds £1,600 but does not exceed £1,800	71 pence
exceeds £1,800 but does not exceed £2,000	77 pence
exceeds £2,000 but does not exceed £2,400	85 pence
exceeds £2,400 but does not exceed £2,800	92 pence
exceeds £2,800 but does not exceed £3,200	99 pence
exceeds £3,200 but does not exceed £3,600	105 pence
exceeds £3,600 but does not exceed £4,000	111 pence
exceeds £4,000 but does not exceed £4,400	117 pence
exceeds £4,400 but does not exceed £5,000	124 pence
exceeds £5,000 but does not exceed £6,000	132 pence
exceeds £6,000 but does not exceed £8,000	139 pence
exceeds £8,000 but does not exceed £10,000	145 pence
exceeds £10,000 but does not exceed £16,000	152 pence
exceeds £16,000	160 pence

SECOND SCHEDULE.

RATES OF TAX AND CONTRIBUTION BY REFERENCE TO AN AVERAGE INCOME

In the case of a taxpayer to whose income Division 16 of Part III. of the Assessment Act applies, the rates of income tax and social services contribution are—

(a) for every £1 of so much of the taxable income as does not exceed Four thousand pounds—

- (i) the rate ascertained by applying the rates set forth in the First Schedule to a taxable income equal to his average income and dividing the resultant amount by a number equal to the number of whole pounds in that average income; or
 - (ii) 71.775 pence,
- whichever is the less; and

24th September, 1959.

- (b) for every £1 of the remainder of the taxable income, the rate ascertained by deducting the amount of One thousand one hundred and ninety-six pounds five shillings from the tax and contribution which would be payable if the rates set forth in the First Schedule were applied to the total taxable income and dividing the resultant amount by a number equal to the number of whole pounds in that remainder.

THIRD SCHEDULE.

RATE OF TAX AND CONTRIBUTION BY REFERENCE TO A NOTIONAL INCOME.

For every £1 of the taxable income of a taxpayer deriving a notional income, as specified by section fifty-nine AB, section eighty-six or section one hundred and fifty-eight D of the Assessment Act, the rate of income tax and social services contribution is the rate ascertained by dividing the tax and contribution which would be payable under the First Schedule upon a taxable income equal to his notional income by a number equal to the number of whole pounds in that notional income.

FOURTH SCHEDULE.

RATE OF TAX AND CONTRIBUTION PAYABLE BY A TRUSTEE.

For every £1 of the taxable income in respect of which a trustee is liable, in pursuance of either section ninety-eight or section ninety-nine of the Assessment Act, to be assessed and to pay tax and contribution, the rate of income tax and social services contribution is the rate which would be payable under the First, Second or Third Schedule, as the case requires, if one individual were liable to be assessed and to pay tax and contribution on that taxable income.

FIFTH SCHEDULE.

RATES OF TAX AND CONTRIBUTION PAYABLE BY A COMPANY OTHER THAN A COMPANY IN THE CAPACITY OF A TRUSTEE.

1. In the case of a company (not being a private company, a co-operative company, a non-profit company or a life assurance company) which is a resident, the rates of income tax and social services contribution are—
 - (a) for every £1 of so much of the taxable income as does not exceed Five thousand pounds—Six shillings and sixpence; and
 - (b) for every £1 of the remainder of the taxable income—Seven shillings and sixpence.
2. In the case of a company (not being a private company, a co-operative company, a non-profit company or a life assurance company) which is a non-resident, the rates of income tax and social services contribution are—
 - (a) for every £1 of so much of the taxable income consisting of dividends as does not exceed Five thousand pounds—Five shillings and sixpence;
 - (b) for every £1 of so much of the taxable income not consisting of dividends as does not exceed the amount (if any) by which the taxable income consisting of dividends is less than Five thousand pounds—Six shillings and sixpence; and
 - (c) for every £1 of the part of the taxable income to which neither of the preceding sub-paragraphs of this paragraph applies—Seven shillings and sixpence.
3. In the case of a company which is a private company, the rates of income tax and social services contribution are—
 - (a) for every £1 of so much of the taxable income as does not exceed Five thousand pounds—Four shillings and sixpence;
 - (b) for every £1 of the remainder of the taxable income—Six shillings and sixpence; and
 - (c) for every £1 of the undistributed amount in respect of which the company is liable under section one hundred and four of the Assessment Act to pay additional tax—Ten shillings.
4. In the case of a company (not being a private company or a life assurance company) which is a co-operative company or a non-profit company other than a friendly society dispensary, the rates of income tax and social services contribution are—
 - (a) for every £1 of so much of the taxable income as does not exceed Five thousand pounds—Five shillings and sixpence; and
 - (b) for every £1 of the remainder of the taxable income—Seven shillings and sixpence.
5. In the case of a non-profit company which is a friendly society dispensary, the rate of income tax and social services contribution is Five shillings and sixpence for every £1 of the taxable income.
6. In the case of a company (not being a private company) which is a mutual life assurance company, the rates of income tax and social services contribution are—
 - (a) for every £1 of so much of the taxable income as does not exceed Five thousand pounds—Four shillings and sixpence; and
 - (b) for every £1 of the remainder of the taxable income—Six shillings and sixpence.
7. In the case of a company (not being a private company) which is a life assurance company other than a mutual life assurance company, the rates of income tax and social services contribution are—
 - (a) for every £1 of so much of the mutual income as does not exceed Five thousand pounds—Four shillings and sixpence;
 - (b) for every £1 of the remainder of the mutual income—Six shillings and sixpence;
 - (c) if the company is a non-resident, for every £1 of so much of the taxable income, other than the mutual income, consisting of dividends as does not exceed the amount (if any) by which the mutual income is less than Five thousand pounds—Five shillings and sixpence;
 - (d) for every £1 of so much of the taxable income, other than the amounts of income to which the preceding sub-paragraphs of this paragraph apply, as does not exceed the amount (if any) by which the total of those amounts is less than Five thousand pounds—Six shillings and sixpence; and
 - (e) for every £1 of the part of the taxable income to which none of the preceding sub-paragraphs of this paragraph applies—Seven shillings and sixpence.
8. For every £1 of interest in respect of which a company is liable, in pursuance of sub-section (1.) of section one hundred and twenty-five of the Assessment Act, to pay income tax and social services contribution, the rate of income tax and social services contribution is Seven shillings and sixpence.

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

The House resumed; Mr. Bowden reported accordingly.

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

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7. REPATRIATION BILL 1959.—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 by Mr. Barnard who moved, as an amendment, That all words after “ That ” be omitted with a view to inserting the following words in place thereof:—“ the Bill be withdrawn and re-drafted to provide, as from the first pension pay day in July, 1959, that the minimum payment for totally and permanently incapacitated pensioners be the equivalent of the basic wage and that the rates of all other repatriation benefits be adequate to present living costs and represent a fair and reasonable share of the national income ”.

Debate continued.

Debate adjourned (Mr. Snedden), and the resumption of the debate made an Order of the Day for a later hour this day.

8. SOCIAL SERVICES BILL 1959.—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. A. D. Fraser, viz.:*—That all words after “ That ” be omitted with a view to inserting the following words in place thereof:—“ the Bill be withdrawn and re-drafted to provide rates of social service payments adequate to present living costs and representing a fair and reasonable share of the national income, such rates to take effect from the first pension pay day in July ”—

Mr. Costa rising to address the House—

Closure.—Sir Garfield Barwick (Attorney-General) moved, That the question be now put.

Question—That the question be now put—put.

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

AYES, 58.

Mr. Adermann	Mr. Cash	Mr. Fairbairn	Mr. Joske	Mr. Robertson
Mr. Allan	Mr. Chaney	Mr. Fairhall	Mr. Kelly	Mr. Snedden
Mr. Anthony	Mr. Chresby	Mr. Forbes	Sir W. Kent Hughes	Mr. Stokes
Mr. Aston	Mr. Cleaver	Mr. Fox	Mr. Killen	Mr. Timson
Mr. Bandidt	Mr. Cramer	Mr. J. M. Fraser	Mr. King	Mr. Townley
Mr. Barnes	Mr. Davidson	Mr. Freeth	Mr. Lindsay	Mr. Turner
Sir G. Barwick	Mr. Davis	Mr. Halbert	Mr. Lucock	Mr. Wentworth
Mr. Bate	Mr. Dean	Mr. Hasluck	Mr. Mackinnon	Mr. Wilson
Mr. Bowden	Mr. Downer	Mr. Holten	Mr. McMahon	
Mr. Brimblecombe	Mr. Drummond	Mr. Howse	Mr. Murray	<i>Tellers:</i>
Mr. Buchanan	Mr. Drury	Mr. Howson	Mr. Osborne	Mr. Opperman
Mr. D. A. Cameron	Mr. Erwin	Mr. Jack	Mr. Pearce	Mr. Turnbull

NOES, 35.

Mr. Barnard	Mr. Cope	Mr. Harrison	Mr. O'Connor	Mr. Whitlam
Mr. Bird	Mr. Costa	Mr. Haylen	Mr. Peters	
Mr. Bryant	Mr. Courtney	Mr. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. Cairns	Mr. Crean	Mr. Jones	Mr. Reynolds	
Mr. Calwell	Mr. Curtin	Mr. Lawson	Mr. Russell	Mr. Luchetti
Mr. C. R. Cameron	Mr. A. D. Fraser	Mr. Makin	Mr. Thompson	Mr. Stewart
Mr. Clarey	Mr. Galvin	Mr. McIvor	Mr. Uren	
Mr. Clay	Mr. Griffiths	Mr. Minogue	Mr. Ward	

And so it was resolved in the affirmative.

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

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

AYES, 59.

Mr. Adermann	Mr. Cash	Mr. Fairbairn	Mr. Joske	Mr. Pearce
Mr. Allan	Mr. Chaney	Mr. Fairhall	Mr. Kelly	Mr. Robertson
Mr. Anthony	Mr. Chresby	Mr. Forbes	Sir W. Kent Hughes	Mr. Snedden
Mr. Aston	Mr. Cleaver	Mr. Fox	Mr. Killen	Mr. Stokes
Mr. Bandidt	Mr. Cramer	Mr. J. M. Fraser	Mr. King	Mr. Timson
Mr. Barnes	Mr. Davidson	Mr. Freeth	Mr. Lindsay	Mr. Townley
Sir G. Barwick	Mr. Davis	Mr. Halbert	Mr. Lucock	Mr. Turner
Mr. Bate	Mr. Dean	Mr. Hasluck	Mr. Mackinnon	Mr. Wentworth
Mr. Bowden	Mr. Downer	Mr. Holten	Mr. McEwen	Mr. Wilson
Mr. Brimblecombe	Mr. Drummond	Mr. Howse	Mr. McMahon	<i>Tellers:</i>
Mr. Buchanan	Mr. Drury	Mr. Howson	Mr. Murray	Mr. Opperman
Mr. D. A. Cameron	Mr. Erwin	Mr. Jack	Mr. Osborne	Mr. Turnbull

NOES, 36.

Mr. Barnard	Mr. Cope	Mr. Griffiths	Mr. Minogue	Mr. Ward
Mr. Bird	Mr. Costa	Mr. Harrison	Mr. O'Connor	Mr. Whitlam
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Peters	
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	
Mr. C. R. Cameron	Mr. Daly	Mr. Lawson	Mr. Russell	Mr. Luchetti
Mr. Clarey	Mr. A. D. Fraser	Mr. Makin	Mr. Thompson	Mr. Stewart
Mr. Clay	Mr. Galvin	Mr. McIvor	Mr. Uren	

And so it was resolved in the affirmative.

24th September, 1959.

Question—That the Bill be now read a second time—put and passed.—Bill read a second time.
The House resolved itself into a Committee of the Whole.

(In the Committee.)

Clause 1 agreed to.

Clause 2—

Mr. A. D. Fraser moved the following amendment:—Page 1, lines 12 and 13, omit “ come into operation on the day on which this Act receives the Royal Assent ”, insert “ be deemed to have come into operation on the first pension pay day in July, One thousand nine hundred and fifty-nine ”.

Debate ensued.

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

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

AYES, 57.

Mr. Adermann	Mr. Chaney	Mr. Fairhall	Mr. Kelly	Mr. Snedden
Mr. Allan	Mr. Chresby	Mr. Forbes	Sir W. Kent Hughes	Mr. Stokes
Mr. Anthony	Mr. Cleaver	Mr. Fox	Mr. Killen	Mr. Timson
Mr. Aston	Mr. Cramer	Mr. J. M. Fraser	Mr. King	Mr. Townley
Mr. Bandidt	Mr. Davidson	Mr. Freeth	Mr. Lindsay	Mr. Turner
Mr. Barnes	Mr. Davis	Mr. Halbert	Mr. Lucock	Mr. Wentworth
Sir G. Barwick	Mr. Dean	Mr. Hasluck	Mr. Mackinnon	Mr. Wilson
Mr. Bate	Mr. Downer	Mr. Holten	Mr. McMahon	
Mr. Brimblecombe	Mr. Drummond	Mr. Howse	Mr. Murray	<i>Tellers:</i>
Mr. Buchanan	Mr. Drury	Mr. Howson	Mr. Osborne	
Mr. D. A. Cameron	Mr. Erwin	Mr. Jack	Mr. Pearce	Mr. Opperman
Mr. Cash	Mr. Fairbairn	Mr. Joske	Mr. Robertson	Mr. Turnbull

NOES, 36.

Mr. Barnard	Mr. Cope	Mr. Griffiths	Mr. Minogue	Mr. Ward
Mr. Bird	Mr. Costa	Mr. Harrison	Mr. O'Connor	Mr. Whitlam
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Peters	
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	
Mr. C. R. Cameron	Mr. Daly	Mr. Lawson	Mr. Russell	Mr. Luchetti
Mr. Clarey	Mr. A. D. Fraser	Mr. Makin	Mr. Thompson	Mr. Stewart
Mr. Clay	Mr. Galvin	Mr. McIvor	Mr. Uren	

And so it was resolved in the affirmative.

Clause agreed to.

Clause 3 agreed to.

Clause 4—

Mr. Robertson (Minister for Social Services) moved the following amendment:—Page 2, before paragraph (a) insert the following paragraphs:—

“(aa) by inserting in paragraph (a) of the definition of ‘ income ’, after the word ‘ payment ’, the words ‘ (not being a payment of an annuity) ’; ”

“(ab) by inserting in paragraph (b) of the definition of ‘ income ’, after the word ‘ payment ’, the words ‘ (not being a payment of an annuity) ’; ”.

Debate ensued.

Mr. Whitlam rising to address the Committee—

Closure.—Sir Garfield Barwick moved, That the question be now put.

Question—That the question be now put—put.

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

AYES, 56.

Mr. Adermann	Mr. Chaney	Mr. Fairhall	Sir W. Kent Hughes	Mr. Stokes
Mr. Allan	Mr. Chresby	Mr. Forbes	Mr. Killen	Mr. Timson
Mr. Anthony	Mr. Cleaver	Mr. Fox	Mr. King	Mr. Townley
Mr. Aston	Mr. Cramer	Mr. J. M. Fraser	Mr. Lindsay	Mr. Turner
Mr. Bandidt	Mr. Davidson	Mr. Freeth	Mr. Lucock	Mr. Wentworth
Mr. Barnes	Mr. Davis	Mr. Halbert	Mr. Mackinnon	Mr. Wilson
Sir G. Barwick	Mr. Dean	Mr. Hasluck	Mr. McMahon	
Mr. Bate	Mr. Downer	Mr. Holten	Mr. Murray	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Drummond	Mr. Howse	Mr. Osborne	
Mr. Buchanan	Mr. Drury	Mr. Howson	Mr. Pearce	Mr. Opperman
Mr. D. A. Cameron	Mr. Erwin	Mr. Jack	Mr. Robertson	Mr. Turnbull
Mr. Cash	Mr. Fairbairn	Mr. Kelly	Mr. Snedden	

NOES, 36.

Mr. Barnard	Mr. Cope	Mr. Griffiths	Mr. Minogue	Mr. Ward
Mr. Bird	Mr. Costa	Mr. Harrison	Mr. O'Connor	Mr. Whitlam
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Peters	
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	
Mr. C. R. Cameron	Mr. Daly	Mr. Lawson	Mr. Russell	Mr. Luchetti
Mr. Clarey	Mr. A. D. Fraser	Mr. Makin	Mr. Thompson	Mr. Stewart
Mr. Clay	Mr. Galvin	Mr. McIvor	Mr. Uren	

And so it was resolved in the affirmative.

24th September, 1959.

And the question—That the amendment be agreed to—being accordingly put—
The Committee divided (The Chairman, Mr. Bowden, in the Chair)—

AYES, 56.

Mr. Adermann	Mr. Chaney	Mr. Fairhall	Sir W. Kent Hughes	Mr. Stokes
Mr. Allan	Mr. Chresby	Mr. Forbes	Mr. Killen	Mr. Timson
Mr. Anthony	Mr. Cleaver	Mr. Fox	Mr. King	Mr. Townley
Mr. Aston	Mr. Cramer	Mr. J. M. Fraser	Mr. Lindsay	Mr. Turner
Mr. Bandidt	Mr. Davidson	Mr. Freeth	Mr. Lucock	Mr. Wentworth
Mr. Barnes	Mr. Davis	Mr. Halbert	Mr. Mackinnon	Mr. Wilson
Sir G. Barwick	Mr. Dean	Mr. Hasluck	Mr. McMahon	
Mr. Bate	Mr. Downer	Mr. Holten	Mr. Murray	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Drummond	Mr. Howse	Mr. Osborne	Mr. Opperman
Mr. Buchanan	Mr. Drury	Mr. Howson	Mr. Pearce	Mr. Turnbull
Mr. D. A. Cameron	Mr. Erwin	Mr. Jack	Mr. Robertson	
Mr. Cash	Mr. Fairbairn	Mr. Kelly	Mr. Snedden	

NOES, 36.

Mr. Barnard	Mr. Cope	Mr. Griffiths	Mr. Minogue	Mr. Ward
Mr. Bird	Mr. Costa	Mr. Harrison	Mr. O'Connor	Mr. Whitlam
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Peters	
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	Mr. Luchetti
Mr. C. R. Cameron	Mr. Daly	Mr. Lawson	Mr. Russell	Mr. Stewart
Mr. Clarey	Mr. A. D. Fraser	Mr. Makin	Mr. Thompson	
Mr. Clay	Mr. Galvin	Mr. McIvor	Mr. Uren	

And so it was resolved in the affirmative.

Clause, as amended, agreed to.

Clauses 5 to 24, by leave, taken together, and agreed to.

New clauses—

On the motion of Mr. Robertson, the following new clause was inserted in the Bill, after debate:—

“ 3A. Section seventeen of the Principal Act is amended by omitting sub-section (3.) and inserting in its stead the following sub-section:—

‘ (3.) A person who is, or has been, an officer shall not, except for the purposes of this Act, be required—

(a) to produce in court any document that has come into his possession or under his control in the performance of his duties or functions under this Act or any Act repealed by this Act; or

(b) to divulge or communicate to a court any matter or thing that has come under his notice in the performance of any such duties or functions.’ ”

Mr. Thompson moved, That the following further new clause be inserted in the Bill:—

“ 5A. Section twenty-two of the Principal Act is amended by omitting paragraph (g). ”

Debate ensued.

Question—put.

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

AYES, 39.

Mr. Barnard	Mr. Cope	Mr. A. D. Fraser	Mr. Makin	Mr. Thompson
Mr. Bird	Mr. Costa	Mr. Galvin	Mr. McIvor	Mr. Uren
Mr. Bryant	Mr. Courtney	Mr. Griffiths	Mr. Minogue	Mr. Ward
Mr. Cairns	Mr. Crean	Mr. Harrison	Mr. O'Connor	Mr. Wentworth
Mr. Calwell	Mr. Curtin	Mr. Haylen	Mr. Peters	Mr. Whitlam
Mr. C. R. Cameron	Mr. Daly	Mr. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. Clarey	Mr. Duthie	Mr. Jones	Mr. Reynolds	Mr. Luchetti
Mr. Clay	Mr. Evatt	Mr. Lawson	Mr. Russell	Mr. Stewart

NOES, 56.

Mr. Adermann	Mr. Chaney	Mr. Fairhall	Sir W. Kent Hughes	Mr. Robertson
Mr. Allan	Mr. Chresby	Mr. Forbes	Mr. Killen	Mr. Snedden
Mr. Anthony	Mr. Cleaver	Mr. Fox	Mr. King	Mr. Stokes
Mr. Aston	Mr. Cramer	Mr. J. M. Fraser	Mr. Lindsay	Mr. Timson
Mr. Bandidt	Mr. Davidson	Mr. Freeth	Mr. Lucock	Mr. Townley
Mr. Barnes	Mr. Davis	Mr. Halbert	Mr. Mackinnon	Mr. Turner
Sir G. Barwick	Mr. Dean	Mr. Hasluck	Mr. McEwen	
Mr. Bate	Mr. Downer	Mr. Holten	Mr. McMahon	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Drummond	Mr. Howse	Mr. Menzies	Mr. Opperman
Mr. Buchanan	Mr. Drury	Mr. Howson	Mr. Murray	Mr. Turnbull
Mr. D. A. Cameron	Mr. Erwin	Mr. Jack	Mr. Osborne	
Mr. Cash	Mr. Fairbairn	Mr. Kelly	Mr. Pearce	

And so it was negatived.

Mr. Reynolds moved, That the following further new clause be inserted in the Bill:—

“ 6A. Section thirty-two of the Principal Act is amended by inserting in sub-section (1.) after the word ‘ pensioner ’ (second and third occurring) the words ‘ or an age pensioner ’ ”.

Question—put.

24th and 25th September, 1959.

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

AYES, 37.

Mr. Barnard	Mr. Cope	Mr. Griffiths	Mr. McIvor	Mr. Uren
Mr. Bird	Mr. Costa	Mr. Harrison	Mr. Minogue	Mr. Ward
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. O'Connor	Mr. Whitlam
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Peters	
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Pollard	<i>Tellers:</i>
Mr. C. R. Cameron	Mr. Daly	Mr. Lawson	Mr. Reynolds	
Mr. Clarey	Mr. A. D. Fraser	Mr. Luchetti	Mr. Russell	Mr. Duthie
Mr. Clay	Mr. Galvin	Mr. Makin	Mr. Thompson	Mr. Stewart

NOES, 54.

Mr. Adermann	Mr. Chaney	Mr. Fairhall	Mr. Joske	Mr. Robertson
Mr. Allan	Mr. Cleaver	Mr. Forbes	Mr. Kelly	Mr. Snedden
Mr. Anthony	Mr. Cramer	Mr. Fox	Mr. Killen	Mr. Stokes
Mr. Aston	Mr. Davidson	Mr. J. M. Fraser	Mr. King	Mr. Timson
Mr. Bandidt	Mr. Davis	Mr. Freeth	Mr. Lindsay	Mr. Townley
Mr. Barnes	Mr. Dean	Mr. Halbert	Mr. Lucock	Mr. Turner
Sir G. Barwick	Mr. Downer	Mr. Hasluck	Mr. Mackinnon	Mr. Wentworth
Mr. Brimblecombe	Mr. Drummond	Mr. Holten	Mr. McMahon	Mr. Wilson
Mr. Buchanan	Mr. Drury	Mr. Howse	Mr. Murray	<i>Tellers:</i>
Mr. D. A. Cameron	Mr. Erwin	Mr. Howson	Mr. Osborne	Mr. Opperman
Mr. Cash	Mr. Fairbairn	Mr. Jack	Mr. Pearce	Mr. Turnbull

And so it was negatived.

Title agreed to.

Bill to be reported with amendments.

The House resumed; Mr. Bowden reported accordingly.

On the motion of Mr. Robertson, by leave, the House adopted the Report.

Mr. Robertson moved, by leave, That the Bill be now read a third time.

Debate ensued.

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

9. SUSPENSION OF STANDING ORDER NO. 104.—Sir Garfield Barwick (Attorney-General) moved, by leave,

That Standing Order No. 104 (eleven o'clock rule) be suspended for this sitting.

Question—put and passed.

10. REPATRIATION BILL 1959.—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. Barnard, viz.:*—That all words after “That” be omitted with a view to inserting the following words in place thereof:—“the Bill be withdrawn and re-drafted to provide, as from the first pension pay day in July, 1959, that the minimum payment for totally and permanently incapacitated pensioners be the equivalent of the basic wage and that the rates of all other repatriation benefits be adequate to present living costs and represent a fair and reasonable share of the national income”—

Debate resumed.

Mr. Reynolds rising to address the House—

Closure.—Sir Garfield Barwick (Attorney-General) moved, That the question be now put.

Question—That the question be now put—put.

The House continuing to sit until after midnight—

FRIDAY, 25TH SEPTEMBER, 1959.

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

AYES, 52.

Mr. Adermann	Mr. Cash	Mr. Falkinder	Mr. Killen	Mr. Stokes
Mr. Allan	Mr. Chaney	Mr. Forbes	Mr. King	Mr. Timson
Mr. Anthony	Mr. Chresby	Mr. Fox	Mr. Lindsay	Mr. Townley
Mr. Bandidt	Mr. Cleaver	Mr. J. M. Fraser	Mr. Mackinnon	Mr. Turner
Mr. Barnes	Mr. Cramer	Mr. Freeth	Mr. McEwen	Mr. Wentworth
Sir G. Barwick	Mr. Davis	Mr. Halbert	Mr. McMahon	Mr. Wilson
Mr. Bowden	Mr. Dean	Mr. Howse	Mr. Murray	
Mr. Brimblecombe	Mr. Downer	Mr. Howson	Mr. Osborne	<i>Tellers:</i>
Mr. Buchanan	Mr. Drury	Mr. Jack	Mr. Pearce	
Mr. Bury	Mr. Erwin	Mr. Joske	Mr. Robertson	Mr. Opperman
Mr. D. A. Cameron	Mr. Fairhall	Mr. Kelly	Mr. Snedden	Mr. Turnbull

NOES, 32.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. McIvor	Mr. Ward
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Whitlam
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	<i>Tellers:</i>
Mr. Clarey	Mr. Daly	Mr. Lawson	Mr. Russell	
Mr. Clay	Mr. Galvin	Mr. Luchetti	Mr. Thompson	Mr. Duthie
Mr. Cope	Mr. Griffiths	Mr. Makin	Mr. Uren	Mr. Stewart

And so it was resolved in the affirmative.

24th and 25th September, 1959.

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

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

AYES, 53.

Mr. Adermann	Mr. D. A. Cameron	Mr. Fairhall	Mr. Kelly	Mr. Snedden
Mr. Allan	Mr. Cash	Mr. Falkinder	Mr. Killen	Mr. Stokes
Mr. Anthony	Mr. Chaney	Mr. Forbes	Mr. King	Mr. Timson
Mr. Aston	Mr. Chresby	Mr. Fox	Mr. Lindsay	Mr. Townley
Mr. Bandidt	Mr. Cleaver	Mr. J. M. Fraser	Mr. Mackinnon	Mr. Turner
Mr. Barnes	Mr. Cramer	Mr. Freeth	Mr. McEwen	Mr. Wentworth
Sir G. Barwick	Mr. Davis	Mr. Halbert	Mr. McMahon	Mr. Wilson
Mr. Bowden	Mr. Dean	Mr. Howse	Mr. Murray	
Mr. Brimblecombe	Mr. Downer	Mr. Howson	Mr. Osborne	<i>Tellers:</i>
Mr. Buchanan	Mr. Drury	Mr. Jack	Mr. Pearce	Mr. Opperman
Mr. Bury	Mr. Erwin	Mr. Joske	Mr. Robertson	Mr. Turnbull

NOES, 32.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. McIvor	Mr. Ward
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Whitlam
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	<i>Tellers:</i>
Mr. Clarey	Mr. Daly	Mr. Lawson	Mr. Russell	Mr. Duthie
Mr. Clay	Mr. Galvin	Mr. Luchetti	Mr. Thompson	Mr. Stewart
Mr. Cope	Mr. Griffiths	Mr. Makin	Mr. Uren	

And so it was resolved in the affirmative.

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

The House resolved itself into a Committee of the Whole.

(In the Committee.)

Clause 1 agreed to.

Clause 2—

Mr. Barnard moved the following amendment:—Page 2, omit the clause, insert the following clause:—

“ 2. This Act shall be deemed to have come into operation on the eighth day of July, One thousand nine hundred and fifty-nine.” Commencement.

Question—That the clause proposed to be omitted stand part of the Bill—put.

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

AYES, 48.

Mr. Adermann	Mr. D. A. Cameron	Mr. Forbes	Mr. Killen	Mr. Stokes
Mr. Allan	Mr. Cash	Mr. Fox	Mr. King	Mr. Timson
Mr. Anthony	Mr. Chaney	Mr. J. M. Fraser	Mr. Lindsay	Mr. Townley
Mr. Aston	Mr. Chresby	Mr. Freeth	Mr. Mackinnon	Mr. Turner
Mr. Bandidt	Mr. Cleaver	Mr. Halbert	Mr. McMahon	Mr. Wentworth
Mr. Barnes	Mr. Cramer	Mr. Howse	Mr. Murray	Mr. Wilson
Sir G. Barwick	Mr. Davis	Mr. Howson	Mr. Osborne	
Mr. Brimblecombe	Mr. Dean	Mr. Jack	Mr. Pearce	<i>Tellers:</i>
Mr. Buchanan	Mr. Downer	Mr. Joske	Mr. Robertson	Mr. Opperman
Mr. Bury	Mr. Erwin	Mr. Kelly	Mr. Snedden	Mr. Turnbull

NOES, 33.

Mr. Barnard	Mr. Costa	Mr. Griffiths	Mr. Makin	Mr. Uren
Mr. Bryant	Mr. Courtney	Mr. Harrison	Mr. McIvor	Mr. Ward
Mr. Cairns	Mr. Crean	Mr. Haylen	Mr. Minogue	Mr. Whitlam
Mr. Calwell	Mr. Curtin	Mr. Johnson	Mr. Pollard	
Mr. Clarey	Mr. Daly	Mr. Jones	Mr. Reynolds	<i>Tellers:</i>
Mr. Clay	Mr. Falkinder	Mr. Lawson	Mr. Russell	Mr. Duthie
Mr. Cope	Mr. Galvin	Mr. Luchetti	Mr. Thompson	Mr. Stewart

And so it was resolved in the affirmative.

Clauses 3 and 4, by leave, taken together, and agreed to.

Clause 5—

On the motion of Mr. D. A. Cameron (Minister representing the Minister for Repatriation), the following amendment was made:—Page 2, before paragraph (a) insert the following paragraphs:—

“(aa) by inserting in paragraph (a) of the definition of ‘Income’, after the word ‘payment’, the words ‘(not being a payment of an annuity)’; ”

“(ab) by inserting in paragraph (b) of the definition of ‘Income’, after the word ‘payment’, the words ‘(not being a payment of an annuity)’; ”

Clause, as amended, agreed to.

Clauses 6 to 12, by leave, taken together, and agreed to.

Proposed new clauses—

Mr. Barnard moved, That the following new clause be inserted in the Bill:—

“ 3A. Section thirty-seven of the Principal Act is amended—

(a) by inserting in sub-section (1.), after the words ‘pulmonary tuberculosis’, Pension for pulmonary tuberculosis.
the words ‘or cancer’; and

(b) by omitting from paragraph (b) of sub-section (3.) the words ‘pulmonary tuberculosis’ and inserting in their stead the words ‘pulmonary tuberculosis or cancer’; ”

Debate ensued.

Several Members rising to address the Committee—

Closure.—Sir Garfield Barwick moved, That the question be now put.

24th and 25th September, 1959.

Question—That the question be now put—put.

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

AYES, 52.

Mr. Adermann	Mr. Cash	Mr. Falkinder	Mr. Killen	Mr. Stokes
Mr. Allan	Mr. Chaney	Mr. Forbes	Mr. King	Mr. Timson
Mr. Anthony	Mr. Chresby	Mr. Fox	Mr. Lindsay	Mr. Townley
Mr. Aston	Mr. Cleaver	Mr. J. M. Fraser	Mr. Lucock	Mr. Turner
Mr. Bandidt	Mr. Cramer	Mr. Freeth	Mr. Mackinnon	Mr. Wentworth
Mr. Barnes	Mr. Davis	Mr. Halbert	Mr. McMahon	Mr. Wilson
Sir G. Barwick	Mr. Dean	Mr. Howse	Mr. Murray	
Mr. Brimblecombe	Mr. Downer	Mr. Howson	Mr. Osborne	<i>Tellers:</i>
Mr. Buchanan	Mr. Drury	Mr. Jack	Mr. Pearce	
Mr. Bury	Mr. Erwin	Mr. Joske	Mr. Robertson	Mr. Opperman
Mr. D. A. Cameron	Mr. Fairhall	Mr. Kelly	Mr. Snedden	Mr. Turnbull

NOES, 32.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. McIvor	Mr. Ward
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Whitlam
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	<i>Tellers:</i>
Mr. Clarey	Mr. Daly	Mr. Lawson	Mr. Russell	
Mr. Clay	Mr. Galvin	Mr. Luchetti	Mr. Thompson	Mr. Duthie
Mr. Cope	Mr. Griffiths	Mr. Makin	Mr. Uren	Mr. Stewart

And so it was resolved in the affirmative.

And the question—That the clause proposed to be inserted be so inserted—being accordingly put—
The Committee divided (The Chairman, Mr. Bowden, in the Chair)—

AYES, 32.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. McIvor	Mr. Ward
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Whitlam
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	<i>Tellers:</i>
Mr. Clarey	Mr. Daly	Mr. Lawson	Mr. Russell	
Mr. Clay	Mr. Galvin	Mr. Luchetti	Mr. Thompson	Mr. Duthie
Mr. Cope	Mr. Griffiths	Mr. Makin	Mr. Uren	Mr. Stewart

NOES, 52.

Mr. Adermann	Mr. Cash	Mr. Falkinder	Mr. Killen	Mr. Stokes
Mr. Allan	Mr. Chaney	Mr. Forbes	Mr. King	Mr. Timson
Mr. Anthony	Mr. Chresby	Mr. Fox	Mr. Lindsay	Mr. Townley
Mr. Aston	Mr. Cleaver	Mr. J. M. Fraser	Mr. Lucock	Mr. Turner
Mr. Bandidt	Mr. Cramer	Mr. Freeth	Mr. Mackinnon	Mr. Wentworth
Mr. Barnes	Mr. Davis	Mr. Halbert	Mr. McMahon	Mr. Wilson
Sir G. Barwick	Mr. Dean	Mr. Howse	Mr. Murray	
Mr. Brimblecombe	Mr. Downer	Mr. Howson	Mr. Osborne	<i>Tellers:</i>
Mr. Buchanan	Mr. Drury	Mr. Jack	Mr. Pearce	
Mr. Bury	Mr. Erwin	Mr. Joske	Mr. Robertson	Mr. Opperman
Mr. D. A. Cameron	Mr. Fairhall	Mr. Kelly	Mr. Snedden	Mr. Turnbull

And so it was negatived.

Mr. Barnard moved, That the following new clause be inserted in the Bill:—

“ 3B. After section forty-seven of the Principal Act the following section is inserted:—

‘ 47A.—(1.) Where a claimant, applicant or appellant under this Act considers—
(a) that, in hearing, determining or deciding his claim, application or appeal, ^{Appeal to High Court or Supreme Court.} the Commission, a Board, an Appeal Tribunal or an Assessment Appeal Tribunal did not give to him the benefit of any doubt in respect of a matter or question referred to, in paragraph (a) or (b) of sub-section (1.) of the last preceding section; or

(b) a person or authority who contended that his claim, application or appeal should not be granted or allowed to the full extent claimed did not discharge the onus of proof placed on that person or authority by sub-section (2.) of that section,

the claimant, applicant or appellant may appeal to the High Court, or to the Supreme Court of the State or Territory of the Commonwealth in which he resides, against the determination or decision of the Commission, Board, Appeal Tribunal or Assessment Appeal Tribunal, as the case may be, on the ground that he was not so given the benefit of a doubt or that the person or authority did not so discharge the onus of proof.

‘ (2.) Jurisdiction is conferred on the High Court, the several Supreme Courts of the States are invested with federal jurisdiction, and jurisdiction is conferred on the several Supreme Courts of the Territories of the Commonwealth, to hear and determine an appeal under this section.

‘ (3.) The jurisdiction conferred on, or invested in, the High Court or a Supreme Court by this section shall be exercised by a single Justice or Judge, as the case may be, of the Court.

‘ (4.) The Court hearing an appeal under this section may make such order with respect to the appeal as it thinks fit and that order shall be final and conclusive.

‘ (5.) An order as to the costs of an appeal under this section shall not be made.

‘ (6.) The regulations may make provision for the furnishing to a Court to which an appeal is made under this section of any records in the possession of the Commission which relate to the appellant.’ ”.

Debate ensued.

Mr. Haylen rising to address the Committee—

Closure.—Sir Garfield Barwick moved, That the question be now put.

24th and 25th September, 1959.

Question—That the question be now put—put.

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

AYES, 51.

Mr. Adermann	Mr. Cash	Mr. Forbes	Mr. King	Mr. Timson
Mr. Allan	Mr. Chaney	Mr. Fox	Mr. Lindsay	Mr. Townley
Mr. Anthony	Mr. Chresby	Mr. J. M. Fraser	Mr. Lucock	Mr. Turner
Mr. Aston	Mr. Cleaver	Mr. Freeth	Mr. Mackinnon	Mr. Wentworth
Mr. Bandidt	Mr. Cramer	Mr. Halbert	Mr. McMahon	Mr. Wilson
Mr. Barnes	Mr. Davis	Mr. Howse	Mr. Murray	
Sir G. Barwick	Mr. Dean	Mr. Howson	Mr. Osborne	
Mr. Brimblecombe	Mr. Downer	Mr. Jack	Mr. Pearce	<i>Tellers:</i>
Mr. Buchanan	Mr. Drury	Mr. Joske	Mr. Robertson	Mr. Opperman
Mr. Bury	Mr. Erwin	Mr. Kelly	Mr. Snedden	Mr. Turnbull
Mr. D. A. Cameron	Mr. Fairhall	Mr. Killen	Mr. Stokes	

NOES, 32.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. McIvor	Mr. Ward
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Whitlam
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	Mr. Duthie
Mr. Clarey	Mr. Daly	Mr. Lawson	Mr. Russell	Mr. Stewart
Mr. Clay	Mr. Galvin	Mr. Luchetti	Mr. Thompson	
Mr. Cope	Mr. Griffiths	Mr. Makin	Mr. Uren	

And so it was resolved in the affirmative.

And the question—That the clause proposed to be inserted be so inserted—being accordingly put—
The Committee divided (The Chairman, Mr. Bowden, in the Chair)—

AYES, 32.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. McIvor	Mr. Ward
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Whitlam
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	Mr. Duthie
Mr. Clarey	Mr. Daly	Mr. Lawson	Mr. Russell	Mr. Stewart
Mr. Clay	Mr. Galvin	Mr. Luchetti	Mr. Thompson	
Mr. Cope	Mr. Griffiths	Mr. Makin	Mr. Uren	

NOES, 51.

Mr. Adermann	Mr. Cash	Mr. Forbes	Mr. King	Mr. Timson
Mr. Allan	Mr. Chaney	Mr. Fox	Mr. Lindsay	Mr. Townley
Mr. Anthony	Mr. Chresby	Mr. J. M. Fraser	Mr. Lucock	Mr. Turner
Mr. Aston	Mr. Cleaver	Mr. Freeth	Mr. Mackinnon	Mr. Wentworth
Mr. Bandidt	Mr. Cramer	Mr. Halbert	Mr. McMahon	Mr. Wilson
Mr. Barnes	Mr. Davis	Mr. Howse	Mr. Murray	
Sir G. Barwick	Mr. Dean	Mr. Howson	Mr. Osborne	
Mr. Brimblecombe	Mr. Downer	Mr. Jack	Mr. Pearce	<i>Tellers:</i>
Mr. Buchanan	Mr. Drury	Mr. Joske	Mr. Robertson	Mr. Opperman
Mr. Bury	Mr. Erwin	Mr. Kelly	Mr. Snedden	Mr. Turnbull
Mr. D. A. Cameron	Mr. Fairhall	Mr. Killen	Mr. Stokes	

And so it was negatived.

Mr. Haylen moved, That the following new clause be inserted in the Bill:—

“5A. Section eighty-four of the Principal Act is amended by omitting from paragraph (a) the word ‘sixty’ and inserting in its stead the word ‘fifty-five’.”

Grant of
service
pensions.

Debate ensued.

Mr. Ward rising to address the Committee—

Closure.—Sir Garfield Barwick moved, That the question be now put.

Question—That the question be now put—put.

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

AYES, 50.

Mr. Adermann	Mr. Cash	Mr. Forbes	Mr. Lindsay	Mr. Townley
Mr. Allan	Mr. Chaney	Mr. Fox	Mr. Lucock	Mr. Turner
Mr. Anthony	Mr. Chresby	Mr. J. M. Fraser	Mr. Mackinnon	Mr. Wentworth
Mr. Aston	Mr. Cleaver	Mr. Freeth	Mr. McMahon	Mr. Wilson
Mr. Bandidt	Mr. Cramer	Mr. Halbert	Mr. Murray	
Mr. Barnes	Mr. Davis	Mr. Howse	Mr. Osborne	
Sir G. Barwick	Mr. Dean	Mr. Howson	Mr. Pearce	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Downer	Mr. Jack	Mr. Robertson	Mr. Opperman
Mr. Buchanan	Mr. Drury	Mr. Kelly	Mr. Snedden	Mr. Turnbull
Mr. Bury	Mr. Erwin	Mr. Killen	Mr. Stokes	
Mr. D. A. Cameron	Mr. Fairhall	Mr. King	Mr. Timson	

NOES, 32.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. McIvor	Mr. Ward
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Whitlam
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	Mr. Duthie
Mr. Clarey	Mr. Daly	Mr. Lawson	Mr. Russell	Mr. Stewart
Mr. Clay	Mr. Galvin	Mr. Luchetti	Mr. Thompson	
Mr. Cope	Mr. Griffiths	Mr. Makin	Mr. Uren	

And so it was resolved in the affirmative.

24th and 25th September, 1959.

And the question—That the clause proposed to be inserted be so inserted—being accordingly put—
The Committee divided (The Chairman, Mr. Bowden, in the Chair)—

AYES, 32.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. McIvor	Mr. Ward
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Whitlam
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	<i>Tellers:</i>
Mr. Clarey	Mr. Daly	Mr. Lawson	Mr. Russell	
Mr. Clay	Mr. Galvin	Mr. Luchetti	Mr. Thompson	Mr. Duthie
Mr. Cope	Mr. Griffiths	Mr. Makin	Mr. Uren	Mr. Stewart

NOES, 50.

Mr. Adermann	Mr. Cash	Mr. Forbes	Mr. Lindsay	Mr. Townley
Mr. Allan	Mr. Chaney	Mr. Fox	Mr. Lucock	Mr. Turner
Mr. Anthony	Mr. Chresby	Mr. J. M. Fraser	Mr. Mackinnon	Mr. Wentworth
Mr. Aston	Mr. Cleaver	Mr. Freeth	Mr. McMahon	Mr. Wilson
Mr. Bandidt	Mr. Cramer	Mr. Halbert	Mr. Murray	
Mr. Barnes	Mr. Davis	Mr. Howse	Mr. Osborne	<i>Tellers:</i>
Sir G. Barwick	Mr. Dean	Mr. Howson	Mr. Pearce	
Mr. Brimblecombe	Mr. Downer	Mr. Jack	Mr. Robertson	Mr. Opperman
Mr. Buchanan	Mr. Drury	Mr. Kelly	Mr. Snedden	Mr. Turnbull
Mr. Bury	Mr. Erwin	Mr. Killen	Mr. Stokes	
Mr. D. A. Cameron	Mr. Fairhall	Mr. King	Mr. Timson	

And so it was negatived.

Mr. Bryant moved, That the following new clause be inserted in the Bill:—

“ 7A. After section one hundred and twenty-four of the Principal Act the following section is inserted:—

‘ 125. A Deputy Commissioner may, subject to such conditions as the Commission from time to time determines, provide medical treatment for a member who served in a theatre of war during the present war.’ ”.

Debate ensued.

Mr. Ward rising to address the Committee—

Closure.—Sir Garfield Barwick moved, That the question be now put.

Question—That the question be now put—put.

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

AYES, 51.

Mr. Adermann	Mr. Cash	Mr. Forbes	Mr. King	Mr. Timson
Mr. Allan	Mr. Chaney	Mr. Fox	Mr. Lindsay	Mr. Townley
Mr. Anthony	Mr. Chresby	Mr. J. M. Fraser	Mr. Lucock	Mr. Turner
Mr. Aston	Mr. Cleaver	Mr. Freeth	Mr. Mackinnon	Mr. Wentworth
Mr. Bandidt	Mr. Cramer	Mr. Halbert	Mr. McMahon	Mr. Wilson
Mr. Barnes	Mr. Davis	Mr. Howse	Mr. Murray	
Sir G. Barwick	Mr. Dean	Mr. Howson	Mr. Osborne	
Mr. Brimblecombe	Mr. Downer	Mr. Jack	Mr. Pearce	<i>Tellers:</i>
Mr. Buchanan	Mr. Drury	Mr. Joske	Mr. Robertson	
Mr. Bury	Mr. Erwin	Mr. Kelly	Mr. Snedden	Mr. Opperman
Mr. D. A. Cameron	Mr. Fairhall	Mr. Killen	Mr. Stokes	Mr. Turnbull

NOES, 32.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. McIvor	Mr. Ward
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Whitlam
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	<i>Tellers:</i>
Mr. Clarey	Mr. Daly	Mr. Lawson	Mr. Russell	
Mr. Clay	Mr. Galvin	Mr. Luchetti	Mr. Thompson	Mr. Duthie
Mr. Cope	Mr. Griffiths	Mr. Makin	Mr. Uren	Mr. Stewart

And so it was resolved in the affirmative.

And the question—That the clause proposed to be inserted be so inserted—being accordingly put—
The Committee divided (The Chairman, Mr. Bowden, in the Chair)—

AYES, 32.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. McIvor	Mr. Ward
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Minogue	Mr. Whitlam
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Pollard	
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Reynolds	<i>Tellers:</i>
Mr. Clarey	Mr. Daly	Mr. Lawson	Mr. Russell	
Mr. Clay	Mr. Galvin	Mr. Luchetti	Mr. Thompson	Mr. Duthie
Mr. Cope	Mr. Griffiths	Mr. Makin	Mr. Uren	Mr. Stewart

NOES, 51.

Mr. Adermann	Mr. Cash	Mr. Forbes	Mr. King	Mr. Timson
Mr. Allan	Mr. Chaney	Mr. Fox	Mr. Lindsay	Mr. Townley
Mr. Anthony	Mr. Chresby	Mr. J. M. Fraser	Mr. Lucock	Mr. Turner
Mr. Aston	Mr. Cleaver	Mr. Freeth	Mr. Mackinnon	Mr. Wentworth
Mr. Bandidt	Mr. Cramer	Mr. Halbert	Mr. McMahon	Mr. Wilson
Mr. Barnes	Mr. Davis	Mr. Howse	Mr. Murray	
Sir G. Barwick	Mr. Dean	Mr. Howson	Mr. Osborne	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Downer	Mr. Jack	Mr. Pearce	
Mr. Buchanan	Mr. Drury	Mr. Joske	Mr. Robertson	Mr. Opperman
Mr. Bury	Mr. Erwin	Mr. Kelly	Mr. Snedden	Mr. Turnbull
Mr. D. A. Cameron	Mr. Fairhall	Mr. Killen	Mr. Stokes	

And so it was negatived.

24th and 25th September, 1959.

Title agreed to.

Bill to be reported with an amendment.

The House resumed; Mr. Bowden reported accordingly.

On the motion of Mr. D. A. Cameron, by leave, the House adopted the Report.

Mr. D. A. Cameron moved, by leave, That the Bill be now read a third time.

Mr. Ward addressing the House—

Closure.—Sir Garfield Barwick moved, That the question be now put.

Question—That the question be now put—put.

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

AYES, 51.

Mr. Adermann	Mr. D. A. Cameron	Mr. Fairhall	Mr. King	Mr. Timson
Mr. Allan	Mr. Cash	Mr. Forbes	Mr. Lindsay	Mr. Townley
Mr. Anthony	Mr. Chaney	Mr. Fox	Mr. Lucock	Mr. Turner
Mr. Aston	Mr. Chresby	Mr. J. M. Fraser	Mr. Mackinnon	Mr. Wentworth
Mr. Bandidt	Mr. Cleaver	Mr. Freeth	Mr. McMahon	Mr. Wilson
Mr. Barnes	Mr. Cramer	Mr. Halbert	Mr. Murray	
Sir G. Barwick	Mr. Davis	Mr. Howse	Mr. Osborne	
Mr. Bowden	Mr. Dean	Mr. Howson	Mr. Pearce	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Downer	Mr. Jack	Mr. Robertson	
Mr. Buchanan	Mr. Drury	Mr. Kelly	Mr. Snedden	Mr. Opperman
Mr. Bury	Mr. Erwin	Mr. Killen	Mr. Stokes	Mr. Turnbull

NOES, 31.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. Minogue	Mr. Whitlam
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Pollard	
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Reynolds	
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Russell	<i>Tellers:</i>
Mr. Clarey	Mr. Daly	Mr. Luchetti	Mr. Thompson	
Mr. Clay	Mr. Galvin	Mr. Makin	Mr. Uren	Mr. Duthie
Mr. Cope	Mr. Griffiths	Mr. McIvor	Mr. Ward	Mr. Stewart

And so it was resolved in the affirmative.

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

11. SEAMEN'S WAR PENSIONS AND ALLOWANCES BILL 1959.—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 by Mr. Clarey who moved, as an amendment, That all words after " That " be omitted with a view to inserting the following words in place thereof:—" the Bill be withdrawn and re-drafted to provide rates of seamen's war pensions and allowances adequate to present living costs and representing a fair and reasonable share of the national income, such rates to take effect as from the first pension pay day in July, 1959 ".

Debate continued.

Closure.—Mr. Cramer (Minister for the Army) moved, That the question be now put.

Question—That the question be now put—put.

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

AYES, 51.

Mr. Adermann	Mr. D. A. Cameron	Mr. Fairhall	Mr. Killen	Mr. Timson
Mr. Allan	Mr. Cash	Mr. Forbes	Mr. King	Mr. Townley
Mr. Anthony	Mr. Chaney	Mr. Fox	Mr. Lindsay	Mr. Turner
Mr. Aston	Mr. Chresby	Mr. J. M. Fraser	Mr. Lucock	Mr. Wentworth
Mr. Bandidt	Mr. Cleaver	Mr. Freeth	Mr. Mackinnon	Mr. Wilson
Mr. Barnes	Mr. Cramer	Mr. Halbert	Mr. Murray	
Sir G. Barwick	Mr. Davis	Mr. Howse	Mr. Osborne	
Mr. Bowden	Mr. Dean	Mr. Howson	Mr. Pearce	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Downer	Mr. Jack	Mr. Robertson	
Mr. Buchanan	Mr. Drury	Mr. Joske	Mr. Snedden	Mr. Opperman
Mr. Bury	Mr. Erwin	Mr. Kelly	Mr. Stokes	Mr. Turnbull

NOES, 31.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. Minogue	Mr. Whitlam
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Pollard	
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Reynolds	
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Russell	<i>Tellers:</i>
Mr. Clarey	Mr. Daly	Mr. Luchetti	Mr. Thompson	
Mr. Clay	Mr. Galvin	Mr. Makin	Mr. Uren	Mr. Duthie
Mr. Cope	Mr. Griffiths	Mr. McIvor	Mr. Ward	Mr. Stewart

And so it was resolved in the affirmative.

24th and 25th September, 1959.

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

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

AYES, 51.

Mr. Adermann	Mr. D. A. Cameron	Mr. Fairhall	Mr. Killen	Mr. Timson
Mr. Allan	Mr. Cash	Mr. Forbes	Mr. King	Mr. Townley
Mr. Anthony	Mr. Chaney	Mr. Fox	Mr. Lindsay	Mr. Turner
Mr. Aston	Mr. Chresby	Mr. J. M. Fraser	Mr. Lucock	Mr. Wentworth
Mr. Bandidt	Mr. Cleaver	Mr. Freeth	Mr. Mackinnon	Mr. Wilson
Mr. Barnes	Mr. Cramer	Mr. Halbert	Mr. Murray	
Sir G. Barwick	Mr. Davis	Mr. Howse	Mr. Osborne	
Mr. Bowden	Mr. Dean	Mr. Howson	Mr. Pearce	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Downer	Mr. Jack	Mr. Robertson	
Mr. Buchanan	Mr. Drury	Mr. Joske	Mr. Snedden	Mr. Opperman
Mr. Bury	Mr. Erwin	Mr. Kelly	Mr. Stokes	Mr. Turnbull

NOES, 31.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. Minogue	Mr. Whitlam
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Pollard	
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Reynolds	
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Russell	<i>Tellers:</i>
Mr. Clarey	Mr. Daly	Mr. Luchetti	Mr. Thompson	
Mr. Clay	Mr. Galvin	Mr. Makin	Mr. Uren	Mr. Duthie
Mr. Cope	Mr. Griffiths	Mr. McIvor	Mr. Ward	Mr. Stewart

And so it was resolved in the affirmative.

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

The House resolved itself into a Committee of the Whole.

(In the Committee.)

Clause 1 agreed to.

Clause 2—

Mr. Clarey moved the following amendment:—Page 1, lines 9 and 10, omit all words after “shall”, insert “be deemed to have come into operation on the eighth day of July, One thousand nine hundred and fifty-nine”.

Mr. Ward addressing the Committee—

Closure.—Sir Garfield Barwick (Attorney-General) moved, That the question be now put.

Question—That the question be now put—put.

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

AYES, 50.

Mr. Adermann	Mr. Cash	Mr. Forbes	Mr. King	Mr. Townley
Mr. Allan	Mr. Chaney	Mr. Fox	Mr. Lindsay	Mr. Turner
Mr. Anthony	Mr. Chresby	Mr. J. M. Fraser	Mr. Lucock	Mr. Wentworth
Mr. Aston	Mr. Cleaver	Mr. Freeth	Mr. Mackinnon	Mr. Wilson
Mr. Bandidt	Mr. Cramer	Mr. Halbert	Mr. Murray	
Mr. Barnes	Mr. Davis	Mr. Howse	Mr. Osborne	
Sir G. Barwick	Mr. Dean	Mr. Howson	Mr. Pearce	
Mr. Brimblecombe	Mr. Downer	Mr. Jack	Mr. Robertson	<i>Tellers:</i>
Mr. Buchanan	Mr. Drury	Mr. Joske	Mr. Snedden	
Mr. Bury	Mr. Erwin	Mr. Kelly	Mr. Stokes	Mr. Opperman
Mr. D. A. Cameron	Mr. Fairhall	Mr. Killen	Mr. Timson	Mr. Turnbull

NOES, 31.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. Minogue	Mr. Whitlam
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Pollard	
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Reynolds	
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Russell	<i>Tellers:</i>
Mr. Clarey	Mr. Daly	Mr. Luchetti	Mr. Thompson	
Mr. Clay	Mr. Galvin	Mr. Makin	Mr. Uren	Mr. Duthie
Mr. Cope	Mr. Griffiths	Mr. McIvor	Mr. Ward	Mr. Stewart

And so it was resolved in the affirmative.

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

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

AYES, 50.

Mr. Adermann	Mr. Cash	Mr. Forbes	Mr. King	Mr. Townley
Mr. Allan	Mr. Chaney	Mr. Fox	Mr. Lindsay	Mr. Turner
Mr. Anthony	Mr. Chresby	Mr. J. M. Fraser	Mr. Lucock	Mr. Wentworth
Mr. Aston	Mr. Cleaver	Mr. Freeth	Mr. Mackinnon	Mr. Wilson
Mr. Bandidt	Mr. Cramer	Mr. Halbert	Mr. Murray	
Mr. Barnes	Mr. Davis	Mr. Howse	Mr. Osborne	<i>Tellers:</i>
Sir G. Barwick	Mr. Dean	Mr. Howson	Mr. Pearce	Mr. Opperman
Mr. Brimblecombe	Mr. Downer	Mr. Jack	Mr. Robertson	Mr. Turnbull
Mr. Buchanan	Mr. Drury	Mr. Joske	Mr. Snedden	
Mr. Bury	Mr. Erwin	Mr. Kelly	Mr. Stokes	
Mr. D. A. Cameron	Mr. Fairhall	Mr. Killen	Mr. Timson	

NOES, 31.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. Minogue	Mr. Whitlam
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Pollard	
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Reynolds	<i>Tellers:</i>
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Russell	Mr. Duthie
Mr. Clarey	Mr. Daly	Mr. Luchetti	Mr. Thompson	Mr. Stewart
Mr. Clay	Mr. Galvin	Mr. Makin	Mr. Uren	
Mr. Cope	Mr. Griffiths	Mr. McIvor	Mr. Ward	

And so it was resolved in the affirmative.

24th and 25th September, 1959.

Clause agreed to.

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

Bill to be reported without amendment.

The House resumed; Mr. Bowden reported accordingly.

On the motion of Mr. Cramer, the House adopted the Report.

Mr. Cramer moved, by leave, That the Bill be now read a third time.

Mr. Ward addressing the House—

Closure.—Sir Garfield Barwick moved, That the question be now put.

Question—That the question be now put—put.

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

AYES, 51.

Mr. Adermann	Mr. D. A. Cameron	Mr. Fairhall	Mr. Killen	Mr. Timson
Mr. Allan	Mr. Cash	Mr. Forbes	Mr. King	Mr. Townley
Mr. Anthony	Mr. Chaney	Mr. Fox	Mr. Lindsay	Mr. Turner
Mr. Aston	Mr. Chresby	Mr. J. M. Fraser	Mr. Lucock	Mr. Wentworth
Mr. Bandidt	Mr. Cleaver	Mr. Freeth	Mr. Mackinnon	Mr. Wilson
Mr. Barnes	Mr. Cramer	Mr. Halbert	Mr. Murray	
Mr. Bowden	Mr. Davis	Mr. Howse	Mr. Osborne	
Mr. Bowden	Mr. Dean	Mr. Howson	Mr. Pearce	<i>Tellers:</i>
Mr. Brimblecombe	Mr. Downer	Mr. Jack	Mr. Robertson	
Mr. Buchanan	Mr. Drury	Mr. Joske	Mr. Snedden	Mr. Opperman
Mr. Bury	Mr. Erwin	Mr. Kelly	Mr. Stokes	Mr. Turnbull

NOES, 31.

Mr. Barnard	Mr. Costa	Mr. Harrison	Mr. Minogue	Mr. Whitlam
Mr. Bryant	Mr. Courtney	Mr. Haylen	Mr. Pollard	
Mr. Cairns	Mr. Crean	Mr. Johnson	Mr. Reynolds	
Mr. Calwell	Mr. Curtin	Mr. Jones	Mr. Russell	<i>Tellers:</i>
Mr. Clarey	Mr. Daly	Mr. Luchetti	Mr. Thompson	
Mr. Clay	Mr. Galvin	Mr. Makin	Mr. Uren	Mr. Duthie
Mr. Cope	Mr. Griffiths	Mr. McIvor	Mr. Ward	Mr. Stewart

And so it was resolved in the affirmative.

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

12. ADJOURNMENT.—Mr. Cramer (Minister for the Army) moved, That the House do now adjourn.

Mr. Ward rising to address the House—

Closure.—Sir Garfield Barwick (Attorney-General) moved, That the question be now put.

Question—That the question be now put—put.

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

AYES, 50.

Mr. Adermann	Mr. Cash	Mr. Forbes	Mr. King	Mr. Townley
Mr. Allan	Mr. Chaney	Mr. Fox	Mr. Lindsay	Mr. Turner
Mr. Anthony	Mr. Chresby	Mr. J. M. Fraser	Mr. Lucock	Mr. Wentworth
Mr. Aston	Mr. Cleaver	Mr. Freeth	Mr. Mackinnon	Mr. Wilson
Mr. Bandidt	Mr. Cramer	Mr. Halbert	Mr. Murray	
Mr. Barnes	Mr. Davis	Mr. Howse	Mr. Osborne	<i>Tellers:</i>
Sir G. Barwick	Mr. Dean	Mr. Howson	Mr. Pearce	Mr. Opperman
Mr. Bowden	Mr. Downer	Mr. Jack	Mr. Robertson	Mr. Turnbull
Mr. Buchanan	Mr. Drury	Mr. Joske	Mr. Snedden	
Mr. Bury	Mr. Erwin	Mr. Kelly	Mr. Stokes	
Mr. D. A. Cameron	Mr. Fairhall	Mr. Killen	Mr. Timson	

NOES, 28.

Mr. Barnard	Mr. Cope	Mr. Galvin	Mr. Makin	Mr. Ward
Mr. Bryant	Mr. Costa	Mr. Harrison	Mr. McIvor	Mr. Whitlam
Mr. Cairns	Mr. Courtney	Mr. Haylen	Mr. Minogue	
Mr. Calwell	Mr. Crean	Mr. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. Clarey	Mr. Curtin	Mr. Jones	Mr. Reynolds	Mr. Duthie
Mr. Clay	Mr. Daly	Mr. Luchetti	Mr. Uren	Mr. Stewart

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 fifteen minutes past three o'clock in the morning, adjourned until Tuesday next at half-past two o'clock p.m.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except Mr. Beazley, Mr. Browne, Mr. Casey*, Mr. Clark, Mr. Davies, Mr. Failes*, Mr. Hamilton, Mr. Haworth*, Mr. Holt, Mr. Hulme, Mr. McColm, Mr. Nelson*, Sir Earle Page*, Mr. Riordan*, Mr. Sexton, Mr. Swartz and Mr. Wight.

* On leave.

N. J. PARKES,

Clerk-Assistant, House of Representatives.