

1967

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

## HOUSE OF REPRESENTATIVES

## VOTES AND PROCEEDINGS

No. 40

THURSDAY, 31 AUGUST 1967

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- 1 The House met, at half-past ten o'clock a.m., pursuant to adjournment. Mr Speaker (the Honourable W. J. Aston) took the Chair, and read Prayers.
- 2 PETITION: Mr Giles presented a petition from certain citizens of Australia praying that the Australian Government set one per cent of the gross national product as a target for the annual allocation of aid to the developing countries.  
Petition received and read.
- 3 QUESTIONS: Questions without notice were asked.
- 4 PAPERS: The following papers were presented, pursuant to statute:  
Broadcasting and Television Act—Australian Broadcasting Commission—Thirty-fifth Annual Report and financial statement, for year 1966–67.  
Public Service Act—Public Service Board—Forty-third Annual Report, for year 1966–67.
- 5 POSTPONEMENT OF ORDER OF THE DAY: Ordered—That order of the day No. 1, government business, be postponed until a later hour this day.
- 6 APPROPRIATION BILL (No. 1) 1967–68—BUDGET DEBATE: 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 Whitlam (Leader of the Opposition), viz.*—That all words after “That” be omitted with a view to inserting the following words in place thereof: “this House condemns the Budget because—  
(1) it places defence costs on those least able to pay them;  
(2) it fails to curb administrative waste and extravagance;  
(3) it defers and retrenches development projects; and  
(4) it allows social service and war pensioners to fall still further behind their fellow citizens”—  
Debate resumed.  
Debate adjourned (Mr Corbett), and the resumption of the debate made an order of the day for a later hour this day.
- 7 DEFENCE FORCE PROTECTION BILL 1967: 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.  
The House resolved itself into a committee of the whole.
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*In the committee*

Clauses 1 to 5, by leave, taken together, and agreed to.

Clause 6—

Mr Whitlam (Leader of the Opposition) moved the following amendment: Page 3, omit sub-clause (1.), insert the following sub-clause:

“(1.) Subject to this section, an offence against section 3 of this Act may be prosecuted either upon indictment or, with the consent of the defendant, summarily, but an offender is not liable to be punished more than once in respect of the same offence.”.

Debate ensued.

Question—That the sub-clause proposed to be omitted stand part of the clause—put. The committee divided (the Chairman, Mr Lucock, in the Chair)—

**AYES, 57**

Mr Adermann	Mr Cleaver	Mr Howson	Mr Peacock
Mr Allan	Mr Corbett	Mr Hughes	Mr Pettitt
Mr Anthony	Sir J. Cramer	Mr Hulme	Mr Sinclair
Mr Armstrong	Mr Drury	Mr Jarman	Mr Snedden
Mr Barnes	Mr Fairbairn	Mr Jess	Mr St. John
Mr Bate	Mr Fairhall	Mr Jessop	Mr Stokes
Mr Bonnett	Mr Fox	Mr A. T. Jones	Mr Street
Mr Bowen	Mr Freeth	Mr Katter	Mr Swartz
Mr Bridges-Maxwell	Mr Gibson	Mr Kelly	Mr Wentworth
Mr Buchanan	Mr Giles	Mr Killen	Mr Wilson
Mr Bury	Mr Graham	Mr King	
Mr K. M. K. Cairns	Mr Hallett	Mr Lee	
Mr D. M. Cameron	Mr Hasluck	Mr McLeay	<i>Tellers:</i>
Mr Chaney	Mr Haworth	Mr McMahan	Mr G. D. Erwin
Mr Chipp	Mr Holten	Mr Munro	Mr Turnbull

**NOES, 34**

Mr Barnard	Mr Connor	Mr Fulton	Mr Peters
Mr Beaton	Mr Cope	Mr Griffiths	Mr Scholes
Mr Beazley	Mr Costa	Mr Hansen	Mr Stewart
Mr Benson	Mr Courtney	Mr Harrison	Mr Uren
Mr Birrell	Mr Crean	Mr Hayden	Mr Webb
Mr Bryant	Mr Cross	Mr Luchetti	
Mr J. F. Cairns	Mr Curtin	Mr McIvor	<i>Tellers:</i>
Mr Clark	Mr Devine	Mr Nicholls	Mr Duthie
Mr Collard	Mr J. R. Fraser	Mr O'Connor	Mr James

And so it was resolved in the affirmative.

On the motion of Mr Bowen (Attorney-General), the following amendment was made:

Page 3, after sub-clause (1.) insert the following sub-clause:

“(1A.) Proceedings in respect of an offence against sub-section (1.) of section 3 of this Act shall not be heard and determined summarily except with the consent of the defendant.”.

Clause, as amended, agreed to.

Clause 7 agreed to.

Clause 8—

On the motion of Mr Bowen, the following amendment was made: Page 4, lines 26–29, omit sub-clause (1.), insert the following sub-clause:

“(1.) In a prosecution for an offence against this Act, a Proclamation made<sup>f</sup> for the purposes of paragraph (f) of sub-section (1.) of section 3 of this Act is evidence that the body, class of persons or person specified in the Proclamation was, at the time of the making of the Proclamation and at all times while the Proclamation remained unrevoked—

(a) in the case of a body—a body established outside Australia; or

(b) in the case of a class of persons or person—a class of persons or person resident outside Australia,

and also a body, class of persons or person of a kind referred to in whichever of sub-paragraphs (i) and (ii) of that paragraph is applicable.”.

Clause, as amended, debated.

Question—That the clause, as amended, be agreed to—put.

The committee divided (the Chairman, Mr Lucock, in the Chair)—

**AYES, 58**

Mr Adermann	Mr Cleaver	Mr Holten	Mr Munro
Mr Allan	Mr Corbett	Mr Howson	Mr Peacock
Mr Anthony	Sir J. Cramer	Mr Hughes	Mr Pettitt
Mr Armstrong	Mr Drury	Mr Hulme	Mr Sinclair
Mr Barnes	Mr England	Mr Jarman	Mr Snedden
Mr Bate	Mr Fairbairn	Mr Jess	Mr St. John
Mr Bonnett	Mr Fairhall	Mr Jessop	Mr Stokes
Mr Bowen	Mr Fox	Mr A. T. Jones	Mr Street
Mr Bridges-Maxwell	Mr Freeth	Mr Katter	Mr Swartz
Mr Buchanan	Mr Gibson	Mr Kelly	Mr Wentworth
Mr Bury	Mr Giles	Mr Killen	Mr Wilson
Mr K. M. K. Cairns	Mr Graham	Mr King	
Mr D. M. Cameron	Mr Hallett	Mr Lee	<i>Tellers:</i>
Mr Chaney	Mr Hasluck	Mr McLeay	Mr G. D. Erwin
Mr Chipp	Mr Haworth	Mr McMahan	Mr Turnbull

**NOES, 34**

Mr Barnard	Mr Connor	Mr Fulton	Mr Peters
Mr Beaton	Mr Cope	Mr Griffiths	Mr Scholes
Mr Beazley	Mr Costa	Mr Hansen	Mr Stewart
Mr Benson	Mr Courtney	Mr Harrison	Mr Uren
Mr Birrell	Mr Crean	Mr Hayden	Mr Webb
Mr Bryant	Mr Cross	Mr Luchetti	
Mr J. F. Cairns	Mr Curtin	Mr McIvor	<i>Tellers:</i>
Mr Clark	Mr Devine	Mr Nicholls	Mr Duthie
Mr Collard	Mr J. R. Fraser	Mr O'Connor	Mr James

And so it was resolved in the affirmative.

Clause 9 agreed to.

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

Bill to be reported with amendments.

The House resumed; Mr Lucock reported accordingly.

On the motion of Mr Bowen, by leave, the House adopted the report.

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

Debate ensued.

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

8 ADJOURNMENT: Mr Snedden (Leader of the House) moved—That the House do now adjourn.

Question—put and passed.

And then the House, at nine minutes past eleven o'clock p.m., adjourned until Tuesday next at half-past two o'clock p.m.

PAPER: The following paper was deemed to have been presented on 31 August 1967, pursuant to statute:

Public Service Act—Appointment—Department of the Interior—W. S. Brooks.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Arthur, Mr Calwell\*, Mr C. R. Cameron\*, Mr Daly, Mr Dobie, Mr Failes, Mr Gibbs\*, Mr C. K. Jones\*, Sir Wilfrid Kent Hughes\*, Mr Mackay, Mr Maisey, Mr McEwen, Mr Turner and Mr Whittorn\*.

\* On leave.

A. G. TURNER,  
Clerk of the House of Representatives