

1968

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 67

THURSDAY, 28 NOVEMBER 1968

1 The House met, at half-past ten o'clock a.m., pursuant to adjournment. The Acting Speaker (Mr Lucock) took the Chair, and read Prayers.

2 DEATH OF FORMER MEMBER (MR W. F. EDMONDS): Mr Acting Speaker informed the House of the death, on 24 November, of Mr William Frederick Edmonds, a Member of this House for the Division of Herbert from 1946 to 1958.

As a mark of respect to the memory of the deceased all Members present stood, in silence.

3 PETITIONS: Mr Dobie presented a petition from certain electors of New South Wales praying that the Department of Civil Aviation be instructed to look elsewhere than Towra Point and outside the metropolitan area for a suitable location for new airport requirements.

Petition received and read.

Mr James presented a petition from certain citizens of the Commonwealth praying that this House make legal provision for (1) Aboriginal ownership of existing reserves throughout the Commonwealth, (2) the recognition of Aboriginal ownership of traditional land at present owned and leased by the Crown and (3) the development of mining, pastoral and other enterprises on all Aboriginal land to be subject to the consent of Aboriginal owners and such conditions as their own legal advisers may arrange.

Petition received and read.

A similar petition was presented by Mr Bryant, and was received.

4 QUESTIONS: Questions without notice were asked.

5 PAPERS: The following papers were presented, by command of His Excellency the Governor-General:

Australian Parliamentary Mission—Report of visit to Italy, Federal Republic of Germany, Belgium, Luxembourg, the Netherlands and the United Kingdom of mission led by the Honourable G. Freeth, M.P., Minister for Air, 15 June to 6 July 1968.

United Nations—General Assembly—Twenty-second Session (Second Part), New York, 24 April to 12 June 1968—Report of the Australian Delegation.

Severally ordered to be printed.

The following paper was presented, pursuant to statute:

Meat Industry Act—Australian Meat Board—Thirty-third Annual Report and financial statements, together with the Auditor-General's Report, for year 1967-68.

Ordered to be printed.

Mr Chaney, by leave, presented the following paper:

Australian Parliamentary Mission—Report of visit to states bordering the Indian Ocean of mission led by the Honourable F. C. Chaney, A.F.C., M.P., 23 June to 16 July 1968.

Ordered to be printed.

- 6 POSTPONEMENT OF ORDER OF THE DAY: Ordered—That order of the day No. 1, government business (Grievance debate), be postponed until a later hour this day.
- 7 POSTPONEMENT OF BUSINESS: Ordered—That the intervening business be postponed until after order of the day No. 4, government business.
- 8 TARIFF BOARD—ANNUAL REPORT, 1967–68—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER: The order of the day having been read for the resumption of the debate on the motion of Mr Snedden (Leader of the House): That the House take note of the statement (*presented on 9 October*), viz.:
- Tariff Board—Annual Report, 1967–68—Ministerial statement, 9 October 1968—Debate resumed.
- Debate adjourned (Mr Uren), and the resumption of the debate made an order of the day for a later hour this day.
- 9 COUNTRY TELEPHONE SUBSCRIBERS—PROVISION OF LINE PLANT—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER: Mr Hulme (Postmaster-General), by leave, made a ministerial statement relating to the policy for the provision of line plant for country telephone subscribers, and, by command of His Excellency the Governor-General, presented the following paper:
- Country telephone subscribers—Provision of line plant—Ministerial statement, 28 November 1968—
- and moved—That the House take note of the paper.
- Debate adjourned (Mr C. R. Cameron), and the resumption of the debate made an order of the day for the next sitting.
- 10 STATEMENT BY MEMBER—LEAVE TO MAKE NOT GRANTED: Mr Turnbull asked leave to make a statement in connection with the ministerial statement on the provision of line plant for country telephone subscribers.
- Objection being raised, leave not granted.
- 11 SNOWY MOUNTAINS HYDRO-ELECTRIC AUTHORITY—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER: Mr Fairbairn (Minister for National Development), by leave, made a ministerial statement relating to the future of the Snowy Mountains Hydro-electric Authority, and, by command of His Excellency the Governor-General, presented the following paper:
- Snowy Mountains Hydro-electric Authority—Ministerial statement, 28 November 1968—
- and moved—That the House take note of the paper.
- Debate ensued.
- Debate adjourned (Mr Crean), and the resumption of the debate made an order of the day for the next sitting.
- 12 R.A.A.F.—ENLISTMENT OF MALTESE—MINISTERIAL STATEMENT: Mr Freeth (Minister for Air), by leave, made a ministerial statement relating to the enlistment of Maltese in the Royal Australian Air Force.
- 13 CONTINENTAL SHELF (LIVING NATURAL RESOURCES) BILL 1968: 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.

In the committee

Bill, by leave, taken as a whole.

Mr Patterson moved the following amendment: Clause 12, page 5, lines 38 and 39, omit “, unless the organisms are dead”.

Debate ensued.

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

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

AYES, 59

Mr Allan	Mr Dobie	Mr Hulme	Mr Peacock
Mr Anthony	Mr Drury	Mr L. H. Irwin	Mr Pearsall
Mr Armstrong	Mr England	Mr Jarman	Mr Pettitt
Mr Arthur	Mr Failes	Mr Jessop	Mr Sinclair
Mr Bonnett	Mr Fairbairn	Mr A. T. Jones	Mr Snedden
Mr Bosman	Mr Fairhall	Mr Katter	Mr St. John
Mr Bowen	Mr Forbes	Mr Kelly	Mr Stokes
Mr Bridges-Maxwell	Mr Fox	Mr Killen	Mr Street
Miss Brownbill	Mr Freeth	Mr Lee	Mr Swartz
Mr K. M. K. Cairns	Mr Gibbs	Mr Lynch	Mr Wentworth
Mr Calder	Mr Giles	Mr Maisey	Mr Whittorn
Mr D. M. Cameron	Mr Hallett	Mr McLeay	Mr Wilson
Mr Chaney	Mr Hasluck	Mr McMahan	<i>Tellers:</i>
Mr Chipp	Mr Howson	Mr Munro	Mr G. D. Erwin
Mr Corbett	Mr Hughes	Mr Nixon	Mr Turnbull

NOES, 27

Mr Barnard	Mr Connor	Mr Everingham	Mr Peters
Mr Beazley	Mr Cope	Mr J. R. Fraser	Mr Scholes
Mr Bryant	Mr Costa	Mr Griffiths	Mr Stewart
Mr J. F. Cairns	Mr Crean	Mr Hayden	Mr Uren
Mr Calwell	Mr Cross	Mr C. K. Jones	<i>Tellers:</i>
Mr C. R. Cameron	Mr Curtin	Mr Minogue	Mr Duthie
Mr Collard	Mr Devine	Mr Patterson	Mr James

And so it was resolved in the affirmative.

Bill agreed to.

Bill to be reported without amendment.

The House resumed; Mr Haworth reported accordingly.

On the motion of Mr Bowen (Attorney-General), the House adopted the report, and, by leave, the Bill was read a third time.

14 FISHERIES BILL 1968 [No. 2]: 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—

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

The House resolved itself into a committee of the whole.

In the committee

Bill, by leave, taken as a whole.

Mr Patterson, by leave, moved the following amendments together:

Clause 3—

Page 2, line 8, after “amended” insert the following paragraph:—

“(a) by inserting in the definition of ‘the declared fishing zone’, after paragraph

(b), the following paragraph:—

‘(c) the waters of the Gulf of Carpentaria;’; and”.

Page 2, line 8, after “amended” insert the following paragraph:—

“(b) by inserting in the definition of ‘the declared fishing zone’, after paragraph

(b), the following paragraph:—

‘(d) the waters of the Great Barrier Reef;’; and”.

Debate ensued.

Question—That the amendments be agreed to—put.

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

AYES, 27

Mr Barnard	Mr Cope	Mr J. R. Fraser	Mr Peters
Mr Beazley	Mr Costa	Mr Griffiths	Mr Scholes
Mr Bryant	Mr Crean	Mr Hayden	Mr Stewart
Mr J. F. Cairns	Mr Cross	Mr C. K. Jones	Mr Uren
Mr Calwell	Mr Curtin	Mr Minogue	<i>Tellers:</i>
Mr C. R. Cameron	Mr Devine	Mr O'Connor	Mr Duthie
Mr Collard	Mr Everingham	Mr Patterson	Mr James

NOES, 56

Mr Allan	Mr Dobie	Mr L. H. Irwin	Mr Sinclair
Mr Anthony	Mr Drury	Mr Jarman	Mr Snedden
Mr Armstrong	Mr England	Mr Katter	Mr St. John
Mr Arthur	Mr Failles	Mr Kelly	Mr Stokes
Mr Bonnett	Mr Fairbairn	Mr Killen	Mr Street
Mr Bosman	Mr Fairhall	Mr Lee	Mr Swartz
Mr Bowen	Mr Forbes	Mr Lynch	Mr Wentworth
Mr Bridges-Maxwell	Mr Fox	Mr Maisey	Mr Whittorn
Miss Brownbill	Mr Gibbs	Mr McEwen	Mr Wilson
Mr K. M. K. Cairns	Mr Giles	Mr McMahan	
Mr Calder	Mr Hallett	Mr Munro	
Mr D. M. Cameron	Mr Hasluck	Mr Nixon	
Mr Chaney	Mr Howson	Mr Peacock	
Mr Chipp	Mr Hughes	Mr Pearsall	
Mr Corbett	Mr Hulme	Mr Pettitt	

Tellers:

Mr G. D. Erwin
Mr Turnbull

And so it was negatived.

Bill agreed to.

Bill to be reported without amendment.

The House resumed; Mr Haworth reported accordingly.

On the motion of Mr Bowen (Attorney-General), the House adopted the report, and, by leave, the Bill was read a third time.

- 15 PARA-MEDICAL AND OCCUPATIONAL THERAPY DAY CENTRE, HOLLYWOOD REPATRIATION GENERAL HOSPITAL, W.A.—APPROVAL OF WORK: Mr Swartz (Minister for Civil Aviation), for Mr Kelly (Minister representing the Minister for Works), moved, pursuant to notice—That, in accordance with the provisions of the *Public Works Committee Act 1913–1966*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to this House: Construction of para-medical building and occupational therapy day centre at Hollywood Repatriation General Hospital, W.A.

Debate ensued.

Question—put and passed.

- 16 TELEVISION TRANSMITTING STATION, MOUNT BELLENDEN KER (CAIRNS), QLD—APPROVAL OF WORK: Mr Swartz (Minister for Civil Aviation), for Mr Kelly (Minister representing the Minister for Works), moved, pursuant to notice—That, in accordance with the provisions of the *Public Works Committee Act 1913–1966*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to this House: Construction of television transmitting station, Mount Bellenden Ker (Cairns), Qld.

Question—put and passed.

- 17 NEW HOSPITAL COMPLEX—STAGE 1, GOVE, N.T.—MOTION FOR APPROVAL OF WORK: Mr Swartz (Minister for Civil Aviation), for Mr Kelly (Minister representing the Minister for Works), moved, pursuant to notice—That, in accordance with the provisions of the *Public Works Committee Act 1913–1966*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to this House: New hospital complex—Stage 1, Gove, N.T.

Debate ensued.

Debate adjourned (Mr J. F. Cairns), and the resumption of the debate made an order of the day for a later hour this day.

- 18 BUSH FIRES IN NEW SOUTH WALES—MINISTERIAL STATEMENT: Mr Gorton (Prime Minister), by leave, made a ministerial statement informing the House that the Government stood ready to consider any request the New South Wales Government should make for financial or other assistance in connection with the disastrous fires in that State.

Mr Whitlam (Leader of the Opposition), by leave, also made a statement with reference to the matter.

- 19 NEW HOSPITAL COMPLEX—STAGE 1, GOVE, N.T.—APPROVAL OF WORK: The order of the day having been read for the resumption of the debate on the motion of Mr Swartz (Minister for Civil Aviation): That, in accordance with the provisions of the *Public Works Committee Act 1913–1966*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to this House: New hospital complex—Stage 1, Gove, N.T.—

Debate resumed.

Question—put and passed.

- 20 MELBOURNE (TULLAMARINE) AIRPORT—AIRCRAFT MAINTENANCE BASES FOR DOMESTIC AIRLINES—APPROVAL OF WORK: Mr Swartz (Minister for Civil Aviation), for Mr Kelly (Minister representing the Minister for Works), moved, pursuant to notice—That, in accordance with the provisions of the *Public Works Committee Act 1913–1966*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to this House: Construction of aircraft maintenance bases for domestic airlines at Melbourne (Tullamarine) Airport.

Debate ensued.

Ordered—That Mr C. K. Jones be granted an extension of time.

Debate continued.

Question—put and passed.

- 21 SYDNEY (KINGSFORD-SMITH) AIRPORT—EXTENSION OF NORTH-SOUTH RUNWAY—APPROVAL OF WORK: Mr Swartz (Minister for Civil Aviation), for Mr Kelly (Minister representing the Minister for Works), moved, pursuant to notice—That, in accordance with the provisions of the *Public Works Committee Act 1913–1966*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to this House: Sydney (Kingsford-Smith) Airport—Extension of north-south runway to 13,000 feet with associated pavement works.

Question—put and passed.

- 22 MESSAGE FROM THE SENATE: Messages from the Senate, dated 28 November 1968, were reported—

(a) returning the following Bills without amendment:

Message—

No. 138—Customs Tariff Validation 1968 (*without requests*).

No. 140—Judges' Pensions 1968.

No. 141—Law Officers 1968.

No. 142—Australian Coastal Shipping Commission 1968.

No. 143—Live-stock Slaughter Levy 1968 (*without requests*).

No. 144—Live-stock Slaughter Levy Collection 1968.

No. 145—Meat Research 1968.

No. 146—Meat Legislation Repeal 1968.

No. 148—Stevedoring Industry (Temporary Provisions) 1968.

No. 149—Income Tax Assessment (No. 5) 1968.

No. 150—Loan (No. 2) 1968.

No. 151—Service and Execution of Process 1968.

No. 152—Judiciary 1968.

No. 153—Lands Acquisition (Defence) 1968.

No. 154—Papua and New Guinea (No. 2) 1968.

- (b) acquainting the House that the Senate concurs in the resolution of the House granting the Joint Committee on the Australian Capital Territory or any sub-committee thereof power to move from place to place when considering the matter of whether the breathalyser should be introduced into the Australian Capital Territory which was referred to the Committee on 26 November 1968—Message No. 147.

23 MESSAGE FROM THE SENATE—AUSTRALIAN CAPITAL TERRITORY SUPREME COURT BILL 1968:
Mr Acting Speaker reported the receipt of the following message from the Senate:

MR SPEAKER,

Message No. 139

The Senate returns to the House of Representatives the Bill for "*An Act to amend the 'Australian Capital Territory Supreme Court Act 1933-1966'*", and acquaints the House that the Senate has agreed to the Bill with the amendment indicated by the annexed Schedule, in which amendment the Senate requests the concurrence of the House of Representatives.

The Senate,
Canberra, 28 November 1968

A. M. McMULLIN,
President

Ordered—That the amendment be taken into consideration, in committee of the whole House, forthwith.

In the committee

SCHEDULE OF THE AMENDMENT MADE BY THE SENATE

Page 4, clause 9, lines 10 to 18, leave out paragraph (b), insert the following paragraph:

"(b) by omitting sub-sections (3.) and (4.) and inserting in their stead the following sub-sections:—

'(3.) All Rules of Court made under this section shall—

(a) be notified in the *Gazette*;

(b) take effect from the date of notification or from a later date fixed by or in accordance with the Rules; and

(c) be laid before each House of the Parliament within fifteen sitting days of that House after the making of the Rules.

'(4.) If either House of the Parliament, in pursuance of a motion of which notice has been given within fifteen sitting days after any Rules of Court have been laid before that House, passes a resolution disallowing any rule, the rule so disallowed thereupon ceases to have effect.

'(5.) Nothing in this section shall be construed as derogating from the power to make regulations conferred by any law of the Territory that makes provision for the incorporation of, and otherwise in relation to, companies, but where regulations made in pursuance of such a law are inconsistent with Rules of Court made under this Act, the Rules of Court shall prevail, and the regulations shall, to the extent of the inconsistency, be of no effect.'".

On the motion of Mr Bowen (Attorney-General), the amendment was agreed to, after debate.

Resolution to be reported.

The House resumed; Mr Haworth reported accordingly.

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

24 TARIFF BOARD—ANNUAL REPORT, 1967-68—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER: The order of the day having been read for the resumption of the debate on the motion of Mr Snedden (Leader of the House): That the House take note of the statement (*presented on 9 October*), viz.:

Tariff Board—Annual Report, 1967-68—Ministerial statement, 9 October 1968—

Debate resumed.

Mr Peters moved—That the debate be now adjourned.

Question—put.

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

AYES, 54

Mr Allan	Mr Dobie	Mr Howson	Mr Pearsall
Mr Anthony	Mr Drury	Mr Hughes	Mr Peters
Mr Armstrong	Mr Duthie	Mr Hulme	Mr Pettitt
Mr Barnard	Mr England	Mr James	Mr Sinclair
Mr Bonnett	Mr Failes	Mr Jarman	Mr Snedden
Mr Bowen	Mr Fairhall	Mr Kelly	Mr St. John
Miss Brownbill	Mr Forbes	Mr Killen	Mr Street
Mr K. M. K. Cairns	Mr Fox	Mr Lee	Mr Swartz
Mr Calder	Mr Gibbs	Mr Lynch	Mr Wentworth
Mr C. R. Cameron	Mr Griffiths	Mr McEwen	Mr Whittorn
Mr Chipp	Mr Hallett	Mr McMahan	
Mr Cope	Mr Hasluck	Mr Munro	<i>Tellers:</i>
Mr Crean	Mr Haworth	Mr Nixon	Mr G. D. Erwin
Mr Curtin	Mr Holten	Mr O'Connor	Mr Turnbull

NOES, 19

Mr Beazley	Mr D. M. Cameron	Mr L. H. Irwin	Mr Stewart
Mr Bosman	Mr Costa	Mr C. K. Jones	Mr Uren
Mr Bridges-Maxwell	Sir J. Cramer	Mr Maisey	<i>Tellers:</i>
Mr Bryant	Mr Devine	Mr Patterson	Mr Chaney
Mr J. F. Cairns	Mr Everingham	Mr Scholes	Mr Peacock

And so it was resolved in the affirmative.

Ordered—That the resumption of the debate be made an order of the day for the next sitting.

25 SPECIAL ADJOURNMENT: Mr Snedden (Leader of the House) moved—That the House, at its rising, adjourn until a date and hour to be fixed by Mr Speaker, which time of meeting shall be notified by Mr Speaker to each Member by telegram or letter.

Question—put and passed.

26 LEAVE OF ABSENCE TO ALL MEMBERS: Mr Snedden (Leader of the House) moved—That leave of absence be given to every Member of the House of Representatives from the determination of this sitting of the House to the date of its next sitting.

Question—put and passed.

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

Debate ensued.

Mr Gorton (Prime Minister), who had already spoken, again addressed the House, by leave.

Debate continued.

The House continuing to sit until after midnight—

FRIDAY, 29 NOVEMBER 1968

Debate continued.

Question—put and passed.

And then the House, at four minutes past twelve o'clock midnight, adjourned until a date and hour to be fixed by Mr Speaker, and to be notified by him to each Member by telegram or letter as determined by resolution of the House at this sitting.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Adermann, Mr Aston, Mr Beaton, Mr Benson, Mr Birrell, Mr Courtney, Mr Daly, Mr Davies, Mr Fulton, Mr Graham, Mr Harrison, Mr Jess, Mr Mackay, Mr Nicholls and Mr Webb.

N. J. PARKES,
Acting Clerk of the House of Representatives