

1909.

THE PARLIAMENT OF THE COMMONWEALTH.

HOUSE OF REPRESENTATIVES.

No. 13.

WEEKLY REPORT OF DIVISIONS IN COMMITTEE.

WEEK ENDED 4TH DECEMBER, 1909.

TUESDAY, 30TH NOVEMBER, 1909.

No. 56.—*Naval Loan Bill*.—Consideration, in Committee of the Whole, of His Excellency the Governor-General's Message No. 24.

Motion made—That it is expedient that an appropriation of revenues and moneys be made for the purposes of a Bill for an Act to authorize the raising and expending of the sum of Three million five hundred thousand pounds for the purposes of Naval Defence.

—(*The Treasurer.*)

Question—That the proposed resolution be agreed to—put.

The Committee divided—

Ayes, 21.

Mr. Atkinson	Mr. W. H. Irvine
Mr. Bowden	Mr. Johnson
Mr. Tilley Brown	Mr. Palmer
Mr. Joseph Cook	Sir John Quick
Mr. Deakin	Mr. Sinclair
Sir John Forrest	Mr. John Thomson
Colonel Foxton	Mr. Willis
Mr. Fuller	
Mr. Glynn	<i>Tellers.</i>
Mr. Groom	Mr. Hume Cook
Mr. Hedges	Mr. Crouch
Mr. Hans Irvine	

Noes, 18.

Mr. Bamford	Mr. Roberts
Mr. Chanter	Mr. Storrer
Mr. Coon	Mr. Thomas
Mr. Fisher	Mr. Tudor
Mr. Hall	Mr. Webster
Mr. Mahon	Mr. Wilks
Mr. Maloney	
Mr. Mathews	<i>Tellers.</i>
Mr. McDougall	Mr. Thomas Brown
Mr. Poynton	Mr. Frazer

And so it was resolved in the affirmative.

WEDNESDAY, 1ST DECEMBER, 1909.

No. 57.—*High Commissioner Bill*.—Senate's Amendments.

Senate Amendment No. 5.

No. 5.—Page 2, clause 7, line 22, after "hold" insert "or exercise".

—(*The Senate.*)

Motion made—That the amendment be not agreed to, but that in place thereof the following amendment be made in the clause, viz. :—After "employment," insert "or engage in any business,".

—(*The Minister for External Affairs.*)

Question—put.

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The Committee divided—

Ayes, 29.		Noes, 16.	
Mr. Bowden	Mr. Kelly	Mr. Batchelor	Mr. Poynton
Mr. Joseph Cook	Mr. Knox	Mr. Chanter	Mr. Spence
Mr. Coon	Mr. Liddell	Mr. Fisher	Mr. Thomas
Mr. Deakin	Mr. Mauger	Mr. Frazer	Mr. Tudor
Mr. Fairbairn	Mr. Palmer	Mr. Hall	Mr. Webster
Sir John Forrest	Sir John Quick	Mr. Maloney	
Mr. R. W. Foster	Mr. Sinclair	Mr. Mathews	<i>Tellers.</i>
Colonel Foxton	Mr. Storrer	Mr. McDougall	Mr. Bamford
Mr. Fuller	Mr. John Thomson	Mr. O'Malley	Mr. Thomas Brown
Sir Philip Fysh	Mr. Wilks		
Mr. Glynn	Mr. Willis		
Mr. Groom			
Mr. Hedges			
Mr. Hans Irvine	<i>Tellers.</i>		
Mr. W. H. Irvine	Mr. Atkinson		
Mr. Johnson	Mr. Hume Cook		

And so it was resolved in the affirmative.

No. 58.—*Bills of Exchange Bill.*—Clause 62.

62. Where a bill is dishonoured, the measure of damages, which shall be deemed to be liquidated damages, shall be as follows:—

(a) The holder may recover from any party liable on the bill and the drawer who has been compelled to pay the bill may recover from the acceptor, and an indorser who has been compelled to pay the bill may recover from the acceptor or from the drawer, or from a prior indorser—

(i.) the amount of the bill :

(ii.) interest \wedge thereon from the time of presentment for payment if the bill is payable on demand, and from the maturity of the bill in any other case :

* * * * *

—(*The Attorney-General.*)

Amendment proposed—That the following words be inserted after the word “interest” in sub-paragraph (ii.) of paragraph (a):—“at the rate of not exceeding seven pounds per centum per annum”.

—(*Mr. Hall.*)

Question—That the words proposed to be inserted be so inserted—put.

The Committee divided—

Ayes, 15.		Noes, 26.	
Mr. Bamford	Mr. O'Malley	Mr. Tilley Brown	Mr. Knox
Mr. Batchelor	Mr. Spence	Mr. Joseph Cook	Mr. Liddell
Mr. Thomas Brown	Mr. Tudor	Mr. Crouch	Mr. Mauger
Mr. Catts	Mr. Wise	Mr. Deakin	Sir John Quick
Mr. Chanter		Mr. Edwards	Mr. Sampson
Mr. Fisher	<i>Tellers.</i>	Mr. Fairbairn	Mr. Sinclair
Mr. Frank J. Foster	Mr. Bowden	Sir John Forrest	Mr. Storrer
Mr. Frazer	Mr. Hall	Mr. R. W. Foster	Mr. John Thomson
Mr. Maloney		Mr. Fowler	Mr. Wilks
		Mr. Glynn	Mr. Willis
		Mr. Groom	
		Mr. Hans Irvine	<i>Tellers.</i>
		Mr. W. H. Irvine	Mr. Atkinson
		Mr. Kelly	Mr. Hume Cook

And so it passed in the negative.

FRIDAY, 3RD DECEMBER, 1909.

No. 59.—*Naval Loan Bill.*—Proposed New Clause.

1A. This Act shall commence on a day to be fixed by proclamation after approval by majority vote of electors of Australia voting by referendum.

—(*Mr. Frazer.*)

Question—That the proposed new clause be added to the Bill—put.

The Committee divided—

Ayes, 11.	
Mr. Mahon	Mr. Wilks
Mr. McDougall	Mr. Wise
Mr. Poynton	
Mr. Spence	<i>Tellers.</i>
Mr. Thomas	Mr. Thomas Brown
Mr. Tudor	Mr. Frazer
Mr. Webster	

Noes, 23.

Mr. Archer	Mr. W. H. Irvine
Mr. Joseph Cook	Mr. Knox
Mr. Coon	Mr. Liddell
Mr. Crouch	Mr. Mauger
Mr. Deakin	Sir John Quick
Sir John Forrest	Mr. Sampson
Mr. R. W. Foster	Mr. Storrer
Colonel Foxton	Mr. John Thomson
Mr. Fuller	
Mr. Glynn	<i>Tellers.</i>
Mr. Groom	Mr. Bowden
Mr. Harper	Mr. Hume Cook
Mr. Hedges	

And so it passed in the negative.

No. 60.—*Surplus Revenue Bill* (1909).—Clause 3.

3. Out of the amount expended by the Commonwealth in the financial year ending on the thirtieth day of June One thousand nine hundred and ten for the purpose of old-age pensions, an amount equal to the excess expenditure shall, in lieu of being debited to the several States in the manner provided by the *Surplus Revenue Act* 1908, be [so debited to the several States that the capitation in the case of each of the States of New South Wales, Victoria, and Queensland shall be to the capitation in the case of each of the States of South Australia, Western Australia, and Tasmania, in the proportion of three to two.]

—(*The Treasurer.*)

Amendment proposed—That all the words after the word “be” in line 4 be omitted from the clause.

—(*Mr. Thomas.*)

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

The Committee divided—

Ayes, 23.	
Mr. Archer	Mr. W. H. Irvine
Mr. Atkinson	Mr. Liddell
Mr. Bowden	Mr. Mauger
Mr. Joseph Cook	Mr. McWilliams
Mr. Deakin	Sir John Quick
Sir John Forrest	Mr. Sampson
Mr. R. W. Foster	Mr. Storrer
Colonel Foxton	Mr. John Thomson
Mr. Fuller	
Mr. Glynn	<i>Tellers.</i>
Mr. Groom	Mr. Hume Cook
Mr. Harper	Mr. Coon
Mr. Hedges	

Noes, 10.

Mr. Thomas Brown	Mr. Webster
Mr. McDonald	Mr. Wise
Mr. McDougall	
Mr. Roberts	<i>Tellers.</i>
Mr. Spence	Mr. Tudor
Mr. Thomas	Mr. Wilks

And so it was resolved in the affirmative.

SATURDAY, 4TH DECEMBER, 1909.

No. 61.—*Defence Bill* (1909).—Senate's Amendments.

Senate Amendment No. 10.

No. 10.—Page 5, clause 17, line 15, after “post” insert “during such time as training of persons as prescribed in paragraphs (a), (b), and (c), of section one hundred and twenty-five is proceeding in such naval or military camp, fort, or post”.

—(*The Senate.*)

Motion made—That the amendment be agreed to.

—(*The Minister for Defence.*)

Question—That the amendment be agreed to—put.

The Committee divided—

Ayes, 28.	
Mr. Archer	Mr. Knox
Mr. Bamford	Mr. Liddell
Mr. Joseph Cook	Mr. Mahon
Mr. Crouch	Mr. Maloney
Mr. Deakin	Mr. Mathews
Mr. Edwards	Mr. Mauger
Sir John Forrest	Mr. Poynton
Mr. R. W. Foster	Sir John Quick
Mr. Fowler	Mr. Roberts
Colonel Foxton	Mr. Watson
Mr. Fuller	Mr. Wilks
Mr. Glynn	
Mr. Groom	<i>Tellers.</i>
Mr. Harper	Mr. Hume Cook
Mr. Hedges	Mr. Frazer

Noes, 14.

Mr. Batchelor	Mr. Sampson
Mr. Thomas Brown	Mr. Storrer
Mr. Coon	Mr. Thomas
Mr. Fisher	Mr. Tudor
Mr. Hall	
Mr. McDougall	<i>Tellers.</i>
Mr. McWilliams	Mr. John Thomson
Mr. O'Malley	Mr. Webster

And so it was resolved in the affirmative.

No. 62.—*Patents Bill* (1909).—Clause 14.

Motion made—That the following new section be inserted in place of section 87A, omitted :—

“87A.—(1.) At any time not less than four years after the date of a patent, and not less than two years after the commencement of this section, any person may apply to the High Court or the Supreme Court for an order declaring that the patented article or process is not manufactured or carried on to an adequate extent in the Commonwealth.

* * * * *

—(*The Attorney-General.*)

Amendment proposed—That the words “Commissioner or the” be inserted before the words “High Court” in line 2 of the proposed New Section.

—(*Mr. Thomas Brown.*)

Question—That the words proposed to be inserted be so inserted—put.

The Committee divided—

Ayes, 12.

Mr. Thomas Brown	Mr. Thomas
Mr. Crouch	Mr. Tudor
Mr. Fisher	Mr. Webster
Mr. Fowler	
Mr. Mahon	<i>Tellers.</i>
Mr. Maloney	Mr. Frazer
Mr. O'Malley	Mr. Mathews

Noes, 24.

Mr. Archer	Mr. Johnson
Mr. Atkinson	Mr. Knox
Mr. Joseph Cook	Mr. Liddell
Mr. Coon	Mr. Mauger
Mr. Deakin	Mr. McWilliams
Sir John Forrest	Mr. Sampson
Mr. R. W. Foster	Mr. Storrer
Colonel Foxton	Mr. John Thomson
Mr. Fuller	Mr. Wilks
Mr. Glynn	
Mr. Groom	<i>Tellers.</i>
Mr. Harper	Mr. Bowden
Mr. Hedges	Mr. Hume Cook

And so it passed in the negative.