

1912.

THE PARLIAMENT OF THE COMMONWEALTH.

No. 34.

VOTES AND PROCEEDINGS

OF THE

HOUSE OF REPRESENTATIVES.

FRIDAY, 16TH AUGUST, 1912.

1. The House met, at half-past ten o'clock a.m., pursuant to adjournment.—Mr. Speaker took the Chair, and read Prayers.
2. NAVIGATION BILL.—The Order of the Day having been read for the resumption of the debate on the question, That the Bill be now read a second time—
Debate resumed.
Mr. Fowler addressing the House, and not having concluded his speech at the termination of the time allowed by Standing Order No. 257A, he was given leave to continue his speech.
Debate continued.
Mr. Archibald moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and passed.
Ordered—That the resumption of the debate be made an Order of the Day for a later hour this day
3. MESSAGE FROM THE SENATE.—AUDIT BILL (1912).—Mr. Speaker announced the receipt of the following Message from the Senate :—

MR. SPEAKER,

Message No. 16.

The Senate returns to the House of Representatives the Bill for "An Act to amend the 'Audit Act 1901-1909'," to which it has agreed without amendment.

The Senate,
Melbourne, 16th August, 1912.

H. TURLEY,
President.

4. MESSAGE FROM THE SENATE.—DEFENCE BILL (1912).—Mr. Speaker announced the receipt of the following Message from the Senate :—

MR. SPEAKER,

Message No. 17.

The Senate returns to the House of Representatives the Bill intituled "A Bill for an Act to amend the 'Defence Act 1903-1911'," and acquaints the House that the Senate has agreed to the amendments made by the House of Representatives therein, Nos. 1, 2, 3, and 4, and to amendment No. 5 with the amendment indicated in the annexed Schedule. The Senate desires the concurrence of the House of Representatives in the amendment to amendment No. 5.

The Senate,
Melbourne, 16th August, 1912.

H. TURLEY,
President.

Ordered—That the foregoing Message be taken into consideration forthwith.
And the said amendment was read and is as follows :—

Schedule of the Amendment of the House of Representatives to which the Senate has agreed with an Amendment :—

No. 5.—Page 3, clause 8, omit paragraphs (d) and (e) and insert the following paragraph in their stead :—

"(d) by adding thereto the following sub-sections :—

'(8.) A person liable to be trained under the provisions of paragraphs (a) and (b) of section one hundred and twenty-five of this Act shall not be committed to gaol in default of payment of a pecuniary penalty imposed for an offence against the provisions of this section, but the Court may order that, in default of payment of the pecuniary penalty imposed, the person shall be committed to the custody of any prescribed authority for such time, not exceeding the time for which the Court could, but for this sub-section, have committed the person to gaol in default of payment of the pecuniary penalty imposed, as the Court thinks fit.

16th August, 1912.

‘(9.) Where a person liable to be trained under the provisions of paragraphs (a) and (b) of section one hundred and twenty-five of this Act, has been convicted, before the commencement of this sub-section, of an offence against this section, and but for sub-section (8.) of this section would be liable to be committed to gaol in default of payment of the pecuniary penalty imposed for the offence, and makes default in payment of the penalty, he may, on the application of a prescribed officer, be committed to the custody of any prescribed authority for such time, not exceeding the time for which, but for sub-section (8.) of this section, he might have been committed to gaol in default of payment of the pecuniary penalty imposed, as the Court thinks fit.

‘(10.) Any pecuniary penalty imposed on a person liable to be trained under the provisions of paragraphs (a) and (b) of section one hundred and twenty-five of this Act for an offence against the provisions of this section shall be deemed to be a debt due to the Commonwealth, and may, in addition to any other means of recovery, be recovered in any civil court of competent jurisdiction.

‘(11.) In places where Children’s Courts exist, offences against this section committed by cadets under the age of sixteen years shall be prosecuted in such Courts as far as is reasonably practicable.’”

Amendment agreed to, with the following amendment, viz. :—Leave out sub-paragraph (10.)

Mr. Roberts moved, That the House agree with the Senate’s amendment on amendment No. 5 of this House.

Debate ensued.

Mr. Maloney moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and passed.

Ordered—That the resumption of the debate be made an Order of the Day for Tuesday next.

5. PAPER.—Mr. O’Malley presented, pursuant to Statute—

Public Service Act—Department of Home Affairs—Promotion of H. J. Rowlands as 4th Class Clerk, Clerical Division, Accounts Branch.

6. ADJOURNMENT.—Mr. Hughes moved, That the House do now adjourn.

Debate ensued.

Question—put and passed.

And then the House, at sixteen minutes past four o’clock p.m., adjourned until Tuesday next at three o’clock p.m.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except—Mr. Bamford, Mr. Catts, Mr. Cook, Mr. R. Edwards, Mr. Finlayson, Mr. Frank J. Foster, Mr. R. W. Foster, Mr. Frazer, Mr. Glynn, Mr. Gordon, Mr. Hedges, Mr. Hans Irvine*, Mr. Jensen, Sir William Lyne*, Mr. Mahon, Mr. Page, Mr. Sinclair, Mr. Bruce Smith, Mr. Spence, Mr. Thomson, Mr. Webster, and Mr. West.

* On leave.

C. GAVAN DUFFY,
Clerk of the House of Representatives.