

1956.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

VOTES AND PROCEEDINGS

OF THE

HOUSE OF REPRESENTATIVES.

No. 41.

WEDNESDAY, 6TH JUNE, 1956.

1. The House met, at half-past two o'clock p.m., pursuant to adjournment.—The Deputy Speaker (Mr. Adermann) took the Chair, and read Prayers.
2. PAPERS.—The following Papers were presented, pursuant to Statute—
Public Service Arbitration Act—Determinations—1956—
Nos. 31 and 32—Commonwealth Public Service Clerical Association and others.
No. 33—Commonwealth Foremen's Association.
No. 36—Commonwealth Public Service Artisans' Association.
No. 40—Australian Third Division Telegraphists and Postal Clerks' Union ; and Fourth Division Postmasters, Postal Clerks and Telegraphists' Union.
No. 41—Professional Radio Employees' Institute of Australasia.
3. CONCILIATION AND ARBITRATION BILL 1956.—The Order of the Day having been read for the further consideration of this Bill in Committee of the whole House—
Mr. Deputy Speaker left the Chair, and the House resolved itself into a Committee of the Whole.

(In the Committee.)

Clause 7, as amended—

Postponed proposed section 16AG, as amended, further considered.

On the motion of Mr. H. E. Holt (Minister for Labour and National Service), the following further amendment was made, after debate :—Page 17, at the end of the proposed section add the following sub-sections :—

“ (3.) Where—

- (a) the Commission has, under sub-section (1.) of this section, directed, by award or order, that preference shall be given to members of an organization which is an association of employees ; and
- (b) a person, upon application made to the Registrar in the prescribed form and manner, satisfies the Registrar that the person's conscientious beliefs do not allow the person to be a member of such an organization,

the Registrar shall, subject to sub-section (5.) of this section, issue to the person a certificate to the effect that, while the certificate, or a renewal of the certificate, is in force, an employer bound by the award or order is not required, by reason of the award or order, to give preference to members of the organization over the person, and the certificate has effect according to its tenor.

“ (4.) A certificate under the last preceding sub-section remains in force for such period, not exceeding twelve months, as is specified in the certificate, but, subject to the next succeeding sub-section, may be renewed from time to time by the Registrar for such period, not exceeding twelve months, as the Registrar thinks fit.

“ (5.) The Registrar—

- (a) shall not issue a certificate to a person under sub-section (3.) of this section in relation to a direction under sub-section (1.) of this section unless the person has paid to the Registrar such amount as would, in the opinion of the Registrar, be payable by the person to the organization specified in the direction in respect of entrance fees and subscriptions if the person became a member of the organization on the day on which the certificate is to be issued and continued to be such a member for the period during which the certificate is to remain in force ; and

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(b) shall not renew the certificate unless the person has paid to the Registrar such amount as would, in the opinion of the Registrar, be payable by the person to the organization in respect of subscriptions if he were a member of the organization immediately before the renewal of the certificate and continued to be such a member for the period during which the renewed certificate is to remain in force.

“(6.) The Registrar shall pay amounts received by him under the last preceding sub-section into the Consolidated Revenue Fund.

“(7.) In sub-section (3.) of this section, “conscientious beliefs” means any conscientious beliefs whether the grounds for the beliefs are or are not of a religious character and whether the beliefs are or are not part of the doctrine of any religion.”.

Proposed section 16AG as further amended, agreed to.

Further consideration of the clause, as amended, postponed.

Clauses 8 and 9 agreed to.

Clause 10 debated—

On the motion of Mr. Holt, the following amendments were made :—

Page 27, lines 23 and 24, omit “not absent on leave”, insert “who is not absent on leave and is willing to act”.

Page 29, proposed section 37, sub-section (1.), omit paragraph (e).

Mr. Holt moved the following further amendment :—Page 31, omit proposed section 44, insert the following section :—

“44. The Court may make such orders as it thinks just as to the costs and Costs. expenses (including the expenses of witnesses) of proceedings before the Court, including proceedings dismissed for want of jurisdiction.”.

Debate continued.

Question—That the amendment be agreed to—put.

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

AYES, 57.

Mr. Allan	Mr. Cleaver	Mr. Freeth	Mr. Lindsay	Mr. Swartz
Mr. Anderson	Mr. Cramer	Mr. Graham	Mr. Luck	Mr. Timson
Mr. Aston	Mr. Davis	Sir E. Harrison	Mr. Mackinnon	Mr. Turner
Mr. Beale	Mr. Dean	Mr. H. E. Holt	Sir P. McBride	Mr. Wentworth
Mr. Bostock	Mr. Downer	Mr. Howse	Mr. McColm	Mr. Wheeler
Mr. Bowden	Mr. Drummond	Mr. Howson	Mr. McLeay	Mr. Wight
Mr. Brand	Mr. Drury	Mr. Hulme	Mr. McMahon	Mr. Wilson
Mr. Brimblecombe	Mr. Failes	Mr. Jack	Mr. Osborne	
Mr. Buchanan	Mr. Fairbairn	Mr. Joske	Sir E. Page	<i>Tellers:</i>
Mr. D. A. Cameron	Mr. Fairhall	Mr. Killen	Mr. Robertson	
Mr. Casey	Mr. Falkinder	Mr. Lawrence	Mr. Snedden	Mr. Opperman
Mr. Chaney	Mr. Fox	Mr. Leslie	Mr. Stokes	Mr. Turnbull

NOES, 35.

Mr. Beazley	Mr. Costa	Mr. E. James	Mr. Lawson	Mr. Thompson
Mr. Bird	Mr. Coutts	Harrison	Mr. Luchetti	Mr. Ward
Mr. Bruce	Mr. Crean	Mr. Haylen	Mr. Makin	Mr. Webb
Mr. Bryant	Mr. Curtin	Mr. R. W. Holt	Mr. McIvor	
Mr. Cairns	Mr. Edmonds	Mr. James	Mr. O'Connor	<i>Tellers:</i>
Mr. Chambers	Mr. Galvin	Mr. H. V. Johnson	Mr. Peters	
Mr. Clarey	Mr. Griffiths	Mr. L. R. Johnson	Mr. Pollard	Mr. Duthie
Mr. Cope		Mr. Kearney	Mr. Riordan	Mr. Stewart

And so it was resolved in the affirmative.

Debate continued.

Several Members rising to address the Committee—

Closure.—Mr. Holt moved, That the question be now put.

Question—That the question be now put—put.

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

AYES, 58.

Mr. Allan	Mr. Cleaver	Mr. Fox	Mr. Lindsay	Mr. Swartz
Mr. Anderson	Mr. Cramer	Mr. Graham	Mr. Luck	Mr. Timson
Mr. Aston	Mr. Davis	Sir E. Harrison	Mr. Lucock	Mr. Townley
Mr. Beale	Mr. Dean	Mr. H. E. Holt	Mr. Mackinnon	Mr. Turner
Mr. Bostock	Mr. Downer	Mr. Howse	Sir P. McBride	Mr. Wentworth
Mr. Bowden	Mr. Drummond	Mr. Howson	Mr. McColm	Mr. Wheeler
Mr. Brand	Mr. Drury	Mr. Hulme	Mr. McLeay	Mr. Wight
Mr. Brimblecombe	Sir A. Fadden	Mr. Jack	Mr. McMahon	Mr. Wilson
Mr. Buchanan	Mr. Failes	Mr. Joske	Mr. Osborne	
Mr. D. A. Cameron	Mr. Fairbairn	Mr. Killen	Mr. Robertson	<i>Tellers:</i>
Mr. Casey	Mr. Fairhall	Mr. Lawrence	Mr. Snedden	Mr. Opperman
Mr. Chaney	Mr. Falkinder	Mr. Leslie	Mr. Stokes	Mr. Turnbull

NOES, 34.

Mr. Barnard	Mr. Clarey	Mr. Haylen	Mr. McIvor	Mr. Ward
Mr. Beazley	Mr. Coutts	Mr. R. W. Holt	Mr. O'Connor	Mr. Webb
Mr. Bird	Mr. Crean	Mr. James	Mr. Peters	
Mr. Bruce	Mr. Curtin	Mr. H. V. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. Bryant	Mr. Galvin	Mr. L. R. Johnson	Mr. Riordan	
Mr. Cairns	Mr. Griffiths	Mr. Kearney	Mr. Stewart	Mr. Duthie
Mr. Calwell	Mr. E. James	Mr. Lawson	Mr. Thompson	Mr. Luchetti
Mr. Chambers	Harrison	Mr. Makin		

And so it was resolved in the affirmative.

And the question—That the clause, as amended, be agreed to—being accordingly put—

6th June, 1956.

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

AYES, 58.				
Mr. Allan	Mr. Cleaver	Mr. Fox	Mr. Lindsay	Mr. Swartz
Mr. Anderson	Mr. Cramer	Mr. Graham	Mr. Luck	Mr. Timson
Mr. Aston	Mr. Davis	Sir E. Harrison	Mr. Lucock	Mr. Townley
Mr. Beale	Mr. Dean	Mr. H. E. Holt	Mr. Mackinnon	Mr. Turner
Mr. Bostock	Mr. Downer	Mr. Howse	Sir P. McBride	Mr. Wentworth
Mr. Bowden	Mr. Drummond	Mr. Howson	Mr. McColm	Mr. Wheeler
Mr. Brand	Mr. Drury	Mr. Hulme	Mr. McLeay	Mr. Wight
Mr. Brimblecombe	Sir A. Fadden	Mr. Jack	Mr. McMahon	Mr. Wilson
Mr. Buchanan	Mr. Failes	Mr. Joske	Mr. Osborne	
Mr. D. A. Cameron	Mr. Fairbairn	Mr. Killen	Mr. Robertson	<i>Tellers:</i>
Mr. Casey	Mr. Fairhall	Mr. Lawrence	Mr. Snedden	Mr. Opperman
Mr. Chaney	Mr. Falkinder	Mr. Leslie	Mr. Stokes	Mr. Turnbull
NOES, 35.				
Mr. Barnard	Mr. Clarey	Mr. E. James	Mr. Lawson	Mr. Thompson
Mr. Beazley	Mr. Coutts	Harrison	Mr. Makin	Mr. Ward
Mr. Bird	Mr. Crean	Mr. Haylen	Mr. McIvor	Mr. Webb
Mr. Bruce	Mr. Curtin	Mr. R. W. Holt	Mr. O'Connor	
Mr. Bryant	Mr. Edmonds	Mr. James	Mr. Peters	<i>Tellers:</i>
Mr. Cairns	Mr. Galvin	Mr. H. V. Johnson	Mr. Pollard	
Mr. Calwell	Mr. Griffiths	Mr. L. R. Johnson	Mr. Riordan	Mr. Duthie
		Mr. Kearney	Mr. Stewart	Mr. Luchetti

And so it was resolved in the affirmative.

Clauses 11 to 22 agreed to.

Clause 23 debated.

Question—That the clause be agreed to—put.

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

AYES, 51.				
Mr. Allan	Mr. Cleaver	Sir E. Harrison	Mr. Lucock	Mr. Turner
Mr. Anderson	Mr. Cramer	Mr. H. E. Holt	Mr. Mackinnon	Mr. Wentworth
Mr. Aston	Mr. Dean	Mr. Howse	Sir P. McBride	Mr. Wheeler
Mr. Beale	Mr. Downer	Mr. Howson	Mr. McColm	Mr. Wight
Mr. Bostock	Mr. Drummond	Mr. Hulme	Mr. McMahon	Mr. Wilson
Mr. Bowden	Mr. Drury	Mr. Jack	Mr. Osborne	
Mr. Brimblecombe	Sir A. Fadden	Mr. Joske	Mr. Robertson	<i>Tellers:</i>
Mr. Buchanan	Mr. Failes	Mr. Killen	Mr. Stokes	
Mr. D. A. Cameron	Mr. Fairhall	Mr. Lawrence	Mr. Swartz	Mr. Opperman
Mr. Casey	Mr. Falkinder	Mr. Leslie	Mr. Timson	Mr. Turnbull
Mr. Chaney	Mr. Freeth	Mr. Luck	Mr. Townley	
NOES, 37.				
Mr. Barnard	Mr. Clarey	Mr. E. James	Mr. Lawson	Mr. Thompson
Mr. Beazley	Mr. Clark	Harrison	Mr. Makin	Mr. Ward
Mr. Bird	Mr. Coutts	Mr. Haylen	Mr. McIvor	Mr. Webb
Mr. Bruce	Mr. Crean	Mr. R. W. Holt	Mr. O'Connor	Mr. Whitlam
Mr. Bryant	Mr. Curtin	Mr. James	Mr. Peters	
Mr. Cairns	Mr. Edmonds	Mr. H. V. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. Calwell	Mr. Galvin	Mr. L. R. Johnson	Mr. Riordan	Mr. Duthie
Mr. Chambers	Mr. Griffiths	Mr. Kearney	Mr. Stewart	Mr. Luchetti

And so it was resolved in the affirmative.

Clause 24 agreed to.

Clause 25 debated.

Mr. Holt addressing the Committee—

Closure of Member.—Mr. Ward moved, That the Right Honorable Member be not further heard.

Question—put and passed.

Mr. Ward rising to address the Committee—

Closure.—Mr. Holt moved, That the question be now put.

Question—That the question be now put—put.

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

AYES, 54.				
Mr. Allan	Mr. Cleaver	Mr. Falkinder	Mr. Leslie	Mr. Swartz
Mr. Anderson	Mr. Cramer	Mr. Fox	Mr. Luck	Mr. Timson
Mr. Aston	Mr. Davis	Mr. Freeth	Mr. Lucock	Mr. Townley
Mr. Beale	Mr. Dean	Mr. Graham	Mr. Mackinnon	Mr. Turner
Mr. Bostock	Mr. Downer	Sir E. Harrison	Sir P. McBride	Mr. Wentworth
Mr. Brand	Mr. Drummond	Mr. H. E. Holt	Mr. McLeay	Mr. Wheeler
Mr. Brimblecombe	Mr. Drury	Mr. Howson	Mr. McMahon	Mr. Wight
Mr. Buchanan	Sir A. Fadden	Mr. Hulme	Mr. Osborne	Mr. Wilson
Mr. D. A. Cameron	Mr. Failes	Mr. Jack	Mr. Robertson	<i>Tellers:</i>
Mr. Casey	Mr. Fairbairn	Mr. Joske	Mr. Snedden	Mr. Opperman
Mr. Chaney	Mr. Fairhall	Mr. Killen	Mr. Stokes	Mr. Turnbull
NOES, 36.				
Mr. Barnard	Mr. Clarey	Mr. E. James	Mr. Lawson	Mr. Thompson
Mr. Beazley	Mr. Clark	Harrison	Mr. Makin	Mr. Ward
Mr. Bird	Mr. Coutts	Mr. Haylen	Mr. McIvor	Mr. Webb
Mr. Bruce	Mr. Crean	Mr. R. W. Holt	Mr. O'Connor	Mr. Whitlam
Mr. Bryant	Mr. Curtin	Mr. James	Mr. Peters	
Mr. Cairns	Mr. Edmonds	Mr. H. V. Johnson	Mr. Pollard	<i>Tellers:</i>
Mr. Calwell	Mr. Galvin	Mr. L. R. Johnson	Mr. Riordan	Mr. Duthie
Mr. Chambers	Mr. Griffiths	Mr. Kearney	Mr. Stewart	Mr. Luchetti

And so it was resolved in the affirmative.

6th June, 1956.

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

AYES, 54.

Mr. Allan	Mr. Cleaver	Mr. Fox	Mr. Leslie	Mr. Swartz
Mr. Anderson	Mr. Cramer	Mr. Freeth	Mr. Luck	Mr. Timson
Mr. Aston	Mr. Davis	Mr. Graham	Mr. Luccock	Mr. Townley
Mr. Beale	Mr. Dean	Sir E. Harrison	Mr. Mackinnon	Mr. Turner
Mr. Bostock	Mr. Downer	Mr. H. E. Holt	Sir P. McBride	Mr. Wentworth
Mr. Brand	Mr. Drummond	Mr. Howse	Mr. McLeay	Mr. Wheeler
Mr. Brimblecombe	Mr. Drury	Mr. Howson	Mr. McMahon	Mr. Wight
Mr. Buchanan	Sir A. Fadden	Mr. Hulme	Mr. Osborne	Mr. Wilson
Mr. D. A. Cameron	Mr. Failes	Mr. Jack	Mr. Robertson	<i>Tellers:</i>
Mr. Casey	Mr. Fairbairn	Mr. Joske	Mr. Snedden	Mr. Opperman
Mr. Chaney	Mr. Fairhall	Mr. Killen	Mr. Stokes	Mr. Turnbull

NOES, 37.

Mr. Barnard	Mr. Clarey	Mr. E. James	Mr. Lawson	Mr. Thompson
Mr. Beazley	Mr. Clark	Harrison	Mr. Makin	Mr. Ward
Mr. Bird	Mr. Coutts	Mr. Haylen	Mr. McIvor	Mr. Webb
Mr. Bruce	Mr. Crean	Mr. R. W. Holt	Mr. O'Connor	Mr. Whitlam
Mr. Bryant	Mr. Curtin	Mr. James	Mr. Peters	<i>Tellers:</i>
Mr. Cairns	Mr. Edmonds	Mr. H. V. Johnson	Mr. Pollard	Mr. Duthie
Mr. Calwell	Mr. Galvin	Mr. L. R. Johnson	Mr. Riordan	Mr. Luchetti
Mr. Chambers	Mr. Griffiths	Mr. Kearney	Mr. Stewart	

And so it was resolved in the affirmative.

Clauses 26 to 48, by leave, taken together, and agreed to.

Clause 49 postponed.

Clauses 50 to 55, by leave, taken together, and agreed to.

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

The House resumed; Mr. Lawrence reported accordingly.

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

4. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That Orders of the Day Nos. 2 to 8, Government Business, be postponed until a later hour this day.
5. STEVEDORING INDUSTRY BILL 1956.—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.
Debate adjourned (Mr. Killen), and the resumption of the debate made an Order of the Day for the next sitting.
6. MESSAGES FROM THE SENATE.—Messages from the Senate were reported returning the following Bills without amendment:—
6th June, 1956—*Message*—
No. 30—Commonwealth Aid Roads 1956.
No. 31—Broadcasting and Television Stations Licence Fees 1956 (*without requests*).
7. ADJOURNMENT.—Mr. H. E. Holt (Minister for Labour and National Service) moved, That the House do now adjourn.
Question—put and passed.

And then the House, at thirteen minutes to eleven o'clock p.m., adjourned until to-morrow at half-past ten o'clock a.m.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except Mr. Anthony*, Mr. Bate, Mr. Bland*, Mr. A. G. Cameron*, Mr. C. R. Cameron, Mr. Daly*, Mr. Davidson, Mr. Erwin, Mr. J. M. Fraser, Mr. Hamilton, Mr. Hasluck, Mr. Haworth*, Mr. Kent Hughes*, Mr. McEwen, Mr. Menzies, Mr. Minogue, Mr. Morgan, Mr. Pearce, Mr. Russell and Mr. Watkins*.

* On leave.

A. A. TREGEAR,
Clerk of the House of Representatives.