

1964-65-66.

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA.

VOTES AND PROCEEDINGS
OF THE
HOUSE OF REPRESENTATIVES.

No. 164.

WEDNESDAY, 11TH MAY, 1966.

1. The House met, at half-past two o'clock p.m., pursuant to adjournment.—Mr. Speaker (the Honorable Sir John McLeay) took the Chair, and read Prayers.
2. QUESTIONS.—Questions without notice were asked.
3. USE OF CONFIDENTIAL REPORT IN DEBATE—STATEMENT BY SPEAKER.—Mr. Speaker stated in reply to a question asked yesterday by Mr. Calwell (Leader of the Opposition) that, subject to the rules applying to relevance and unparliamentary expressions, it was not within the province of the Chair to judge whether a document declared to be confidential should be restricted in its use in the House. The matter was not governed by standing orders and must be left to the good sense and discretion of a Member to determine whether or not he should use material in his possession.
4. PAPERS.—The following paper was presented, by command of His Excellency the Governor-General—
Papua—Report for year 1964-65.
The following paper was presented, pursuant to statute—
Canned Fruits Export Marketing Act—Australian Canned Fruits Board—Fortieth Annual Report and financial statements, together with the Auditor-General's Report, for 1965.
5. EDUCATIONAL TELEVISION SERVICES—REPORT OF ADVISORY COMMITTEE—MINISTERIAL STATEMENT—
MOTION TO TAKE NOTE OF PAPERS.—Mr. Hulme (Postmaster-General), by command of His Excellency the Governor-General, presented the following paper:—
Educational Television Services—Report of Advisory Committee to the Australian Broadcasting Control Board.
Mr. Hulme, by leave, made a ministerial statement in connexion with the report, and, by command of His Excellency the Governor-General, presented the following paper:—
Educational Television Services—Report of Advisory Committee—Ministerial statement, 11th May, 1966—
and moved, That the House take note of the papers.
Debate adjourned (Mr. J. F. Cairns), and the resumption of the debate made an order of the day for the next sitting.
6. POSTPONEMENT OF NOTICE.—Ordered—That notice No. 1, government business, be postponed until a later hour this day.
7. PUBLIC WORKS COMMITTEE—REFERENCE OF WORK—NEW SECONDARY SCHOOL, NIGHTCLIFFE, NORTHERN TERRITORY.—Mr. Freeth (Minister representing the Minister for Works) moved, pursuant to notice, That, in accordance with the provisions of the *Public Works Committee Act 1913-1965*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for investigation and report:—Proposed new secondary school at Nightcliffe, Northern Territory.
Mr. Freeth presented plans in connexion with the proposed work.
Question—put and passed.
8. A.B.C. TELEVISION STUDIOS, GORE HILL, NEW SOUTH WALES—BUILDING EXTENSIONS—APPROVAL OF WORK.—Mr. Freeth (Minister representing the Minister for Works) moved, pursuant to notice, That, in accordance with the provisions of the *Public Works Committee Act 1913-1965*, 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:—Provision of building extensions and central air-conditioning plant at the A.B.C. Television Studios, Gore Hill, New South Wales.
Question—put and passed.
9. C.S.I.R.O. LABORATORIES, INDOOROOPILLY, QUEENSLAND—APPROVAL OF WORK.—Mr. Freeth (Minister representing the Minister for Works) moved, pursuant to notice, That, in accordance with the provisions of the *Public Works Committee Act 1913-1965*, 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:—Provision of laboratories for the Commonwealth Scientific and Industrial Research Organization at Indooroopilly, Queensland.
Question—put and passed.
10. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That orders of the day Nos. 1 to 4, government business, be postponed until a later hour this day.

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11. FINANCIAL AGREEMENT BILL 1966.—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.
Message from the Governor-General.—Mr. Speaker announced the receipt of message No. 182, dated 4th May, 1966, from His Excellency the Governor-General recommending an appropriation of revenue and moneys for the purposes of the Bill.
Leave granted for third reading to be moved forthwith.
On the motion of Mr. Howson (Minister assisting the Treasurer), the Bill was read a third time.
12. APPROPRIATION BILL (NO. 3) 1965–66.—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. Jones), and the resumption of the debate made an order of the day for a later hour this day.
13. LOAN (DEFENCE) BILL 1966.—Mr. McMahan (Treasurer), pursuant to notice, presented a Bill for an Act to Authorize the Raising and Expending of a certain sum of money for Defence Purposes.
Bill read a first time.
Mr. McMahan moved, That the Bill be now read a second time.
Debate adjourned (Mr. Crean), and the resumption of the debate made an order of the day for the next sitting.
14. APPROPRIATION BILL (NO. 3) 1965–66.—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. Wentworth), and the resumption of the debate made an order of the day for a later hour this day.
15. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That order of the day No. 6, government business, be postponed until a later hour this day.
16. BANKRUPTCY BILL 1966.—SENATE'S AMENDMENTS.—The House, according to order, resolved itself into a committee of the whole to consider the amendments made by the Senate.

(In the committee.)

SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE.

- No. 1—Page 11, clause 23, paragraph (b), line 31, after "State" insert "or of a Territory".
- No. 2—Page 18, clause 39, lines 41 to 44, leave out sub-clause (2.), insert the following sub-clause:—
" (2.) An appeal lies to the High Court from an order of the Court, being—
 (a) a sequestration order;
 (b) an order convicting a person of an offence against this Act—
 (i) on a question of fact—involving a fine exceeding Two hundred dollars or imprisonment for six months;
 (ii) on a question of law; or
 (c) an order involving a civil right or property amounting to, or of the value of, Three thousand dollars."
- No. 3—Page 52, clause 109, sub-clause (1.), paragraph (g), line 2, leave out "by accident".
- No. 4—Page 75, clause 139, after sub-clause (3.), add the following sub-clause:—
" (4.) This section does not affect any liability of the trustee of the estate of a bankrupt other than personal liability."
- No. 5—Page 77, clause 149, sub-clause (2.), lines 19 and 20, leave out "five years from the commencement of this Act", insert "three years from the commencement of this Act or five years from the date on which the sequestration order was made against his estate or he otherwise became a bankrupt, whichever is the later".
- No. 6—Page 109, clause 216, lines 26 to 28, leave out sub-clause (3.).
- Amendment No. 1—
On the motion of Mr. Snedden (Attorney-General), the amendment was agreed to.
- Amendment No. 2—
Mr. Snedden moved, That Senate Amendment No. 2 be disagreed to, but that, in place thereof, clause 39 be amended as follows:—
Page 18, lines 41 to 44, omit sub-clause (2.), insert the following sub-clause:—
" (2.) An appeal lies to the High Court—
 (a) from a sequestration order made by the Court;
 (b) from a judgment or order of the Court involving directly or indirectly a claim, demand or question to or respecting any property or any civil right amounting to or of the value of Three thousand dollars;
 (c) from an order of the Court convicting a person of an offence against this Act, being an order that imposes a sentence of imprisonment for a period exceeding six months; or
 (d) on a question of law, from any order of the Court convicting a person of an offence against this Act."
- Debate ensued.
Question—put and passed.
Amendments Nos. 3 to 6—
On the motion of Mr. Snedden, the amendments were together agreed to.
Resolutions to be reported.

The House resumed; Mr. Lucock reported accordingly.
On the motion of Mr. Snedden, the House adopted the report.

17. APPROPRIATION BILL (No. 3) 1965-66.—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.

The House continuing to sit until after midnight—

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Debate continued.

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

Leave granted for third reading to be moved forthwith.

On the motion of Mr. Howson (Minister assisting the Treasurer), the Bill was read a third time.

18. SUSPENSION OF STANDING ORDERS—APPROPRIATION BILL (No. 4) AND SUPPLY BILLS.—Mr. Howson (Minister assisting the Treasurer) moved, by leave, That so much of the standing orders be suspended as would prevent orders of the day Nos. 2, 3 and 4 for the resumption of the debate on the second reading of the Appropriation Bill (No. 4) and the Supply Bills being called on and read together and a motion being moved that the Bills be now passed.

Question—put and passed.

19. APPROPRIATION BILL (No. 4) 1965-66, SUPPLY BILL (No. 1) 1966-67 AND SUPPLY BILL (No. 2) 1966-67.—The orders of the day for the resumption of the debate on the second reading of the several Bills having been read together—

Mr. Howson (Minister assisting the Treasurer) moved, That the Bills be now passed.

Question—put and passed.

20. MESSAGE FROM THE SENATE—CUSTOMS TARIFF BILL (No. 2) 1966.—Mr. Speaker reported the receipt of the following message from the Senate:—

MR. SPEAKER,

Message No. 287.

The Senate returns to the House of Representatives the Bill for "*An Act relating to Duties of Customs*", and requests the House to amend the Bill as set forth in the annexed Schedule.

A. M. McMULLIN,

President.

The Senate,

Canberra, 11th May, 1966.

Ordered—That the amendments requested by the Senate be taken into consideration, in committee of the whole House, at the next sitting.

21. MESSAGES FROM THE SENATE.—Messages from the Senate were reported returning the following Bills without amendment:—

11th May, 1966—Message—

No. 288—Vinyl Resin Bounty 1966.

No. 289—Tractor Bounty 1966.

No. 290—Asian Development Bank 1966.

No. 291—International Wheat Agreement (Extension) 1966.

No. 292—Income Tax (International Agreements) 1966.

No. 293—Sales Tax (Exemptions and Classifications) 1966.

No. 294—Loan 1966.

22. ADJOURNMENT.—Mr. Howson (Minister for Air) moved, That the House do now adjourn.

Debate ensued.

Question—put and passed.

And then the House, at twenty-five minutes to one o'clock in the morning, adjourned until this day at half-past ten o'clock a.m.

PAPERS.—The following papers were deemed to have been presented on the 11th May, 1966, pursuant to statute—

Lands Acquisition Act—Land, &c., acquired for defence purposes—Woodside, South Australia.

Public Service Act—Appointments—Department—

Prime Minister—G. B. Jones.

Repatriation—N. T. Scotford.

MEMBERS PRESENT.—All Members were present (at some time during the sitting) except Mr. Bate, Mr. Beazley, Mr. Chaney, Mr. Clark, Mr. Costa, Mr. Duthie, Mr. Falkinder, Mr. Fulton, Mr. Jess and Mr. Mortimer.

A. G. TURNER,

Clerk of the House of Representatives.