

## COMMONWEALTH OF AUSTRALIA.

No. 63.

## JOURNALS OF THE SENATE.

WEDNESDAY, 27TH MAY, 1942.

1. MEETING OF SENATE.—The Senate met at three p.m., pursuant to adjournment.

2. PRAYERS.

3. GOVERNOR-GENERAL'S MESSAGES—ASSENT TO BILLS.—The following Messages from His Excellency the Governor-General were presented, and the same were read by the President :—

GOWRIE,

*Governor-General.*

*Message No. 23.*

Proposed Laws intituled :—

- " *Invalid and Old-age Pensions Act 1942* "
- " *Maternity Allowance Act 1942* "
- " *Child Endowment Act 1942* "
- " *Sales Tax (Exemptions and Classifications) Act 1942* "
- " *Sales Tax Act (No. 1) 1942* "
- " *Sales Tax Act (No. 2) 1942* "
- " *Sales Tax Act (No. 3) 1942* "
- " *Sales Tax Act (No. 4) 1942* "
- " *Sales Tax Act (No. 5) 1942* "
- " *Sales Tax Act (No. 6) 1942* "
- " *Sales Tax Act (No. 7) 1942* "
- " *Sales Tax Act (No. 8) 1942* "
- " *Sales Tax Act (No. 9) 1942* "

as finally passed by the Senate and the House of Representatives of the Commonwealth, having been presented to the Governor-General for the Royal Assent, His Excellency has, in the name and on behalf of His Majesty, assented to the said Laws.

Government House,  
Canberra, 18th May, 1942.

GOWRIE,

*Governor-General.*

*Message No. 24.*

A Proposed Law intituled "*Excise Act 1942*", as finally passed by the Senate and the House of Representatives of the Commonwealth, having been presented to the Governor-General for the Royal Assent, His Excellency has, in the name and on behalf of His Majesty, assented to the said Law.

Government House,  
Canberra, 18th May, 1942.

4. NON-OFFICIAL POSTMASTERS—MINISTERIAL STATEMENT.—The Postmaster-General (Senator Ashley), by leave, made a Statement concerning the remuneration of non-official Postmasters, and proposals for revision thereof.

5. SUSPENSION OF STANDING ORDER No. 68.—The Minister for the Interior (Senator Collings) moved—That Standing Order No. 68 be suspended up to and including the 5th June, 1942, for the purpose of enabling New Business to be commenced after half-past ten o'clock at night.

Question—put and passed, there being present an absolute majority of the whole number of Senators, and no dissentient voice.

6. PAPERS.—The following Papers were presented, pursuant to Statute—

Air Force Act—Regulations—Statutory Rules 1942, No. 232.

Apple and Pear Organization Act—Regulations—Statutory Rules 1942, No. 190.

Arbitration (Public Service) Act—Determination by the Arbitrator, &c.—No. 22 of 1942—Arms, Explosives and Munition Workers' Federation of Australia.

Australian Broadcasting Commission Act—Ninth Annual Report and Balance-sheet of the Australian Broadcasting Commission, for year 1940-41.

Canned Fruits Export Control Act—Regulations—Statutory Rules 1942, No. 194.

Commonwealth Inscribed Stock Act—Regulations—Statutory Rules 1942, No. 227.

Commonwealth Public Service Act—Appointments—Department of the Treasury—H. G. Gellie and D. T. Sutherland.

Dairy Produce Export Control Act—Regulations—Statutory Rules 1942, No. 192.

Defence Act—Regulations—Statutory Rules 1942, No. 231.

## Lands Acquisition Act—Land acquired at—

Alice Springs, Northern Territory—For Administrative purposes.  
 Amberley, Queensland—For Defence purposes.  
 Bendigo, Victoria—For Defence purposes.  
 Botany, New South Wales—For Defence purposes.  
 Burwood, New South Wales—For Defence purposes.  
 Geraldton, Western Australia—For Defence purposes.  
 Lindenow, Victoria—For Defence purposes.  
 Moggill, Queensland—For Postal purposes.  
 Mount Eba, South Australia—For Defence purposes.  
 Murchison (near), Victoria—For Defence purposes.  
 Myrniong, Victoria—For Postal purposes.  
 Northam, Western Australia—For Defence purposes.  
 Parafield, South Australia—For Defence purposes.  
 Parkes, New South Wales—For Defence purposes.  
 Pinkenba, Queensland—For Postal purposes.  
 Preston, Victoria—For Defence purposes.  
 Redbank, Queensland—For Defence purposes.  
 Sale, Victoria—For Defence purposes.  
 Sunshine, Victoria—For Defence purposes.  
 Sydenham, New South Wales—For Postal purposes.  
 Tatura, Victoria—For Defence purposes.  
 Victor Harbour, South Australia—For Defence purposes.  
 Williamstown, New South Wales—For Defence purposes.  
 York, Western Australia—For Defence purposes.

## Meat Export Control Act—Regulations—Statutory Rules 1942, No. 193.

## National Security Act—

National Security (Aliens Control) Regulations—Orders—Aliens Control (Queensland Curfew) (2).

National Security (Emergency Control) Regulations—Orders—Military powers during emergency (3).

National Security (General) Regulations—Orders—

Control of Dextrose.

Control of Highways.

Control of Tomato Pulp.

Evacuation of areas (3).

Navigation (Aquatic racing on Sydney Harbour).

Prohibited places (3).

Protected areas.

Taking possession of land, &c. (191).

Use of land (32).

National Security (Internment Camps) Regulations—Rules—Camp (2).

National Security (Man Power) Regulations—Orders—Protected Undertakings (38).

National Security (Medical Co-ordination and Equipment) Regulations—Orders—Control of Medical Equipment (2).

National Security (Minerals) Regulations—Order—Control of Mica.

National Security (Prisoners of War) Regulations—Rules—Camp (4).

National Security (Shipping Requisition) Regulations—Resolutions by Shipping Control Board (2).

National Security (Stevedoring Industry) Regulations—Orders—Nos. 1 to 3.

National Security (War Damage to Property) Regulations—Orders—Public Authorities (2).

Regulations—Statutory Rules 1942, Nos. 215 (substituted), 216, 218, 219, 220, 221, 222, 223, 224, 228, 229, 230, 233, 234, 235, 236.

## Navigation Act—Regulations—Statutory Rules 1942, Nos. 209, 210.

## Northern Territory Acceptance Act and Northern Territory (Administration) Act—Ordinance No. 3 of 1942—Stamp.

## War Service Homes Act—Regulations—Statutory Rules 1942, No. 226.

## Wine Overseas Marketing Act—Regulations—Statutory Rules 1942, No. 191.

## 7. QUESTIONS.—Questions on notice were answered.

8. WIDOWS' PENSIONS BILL 1942.—*Message from the House of Representatives.*—The following Message from the House of Representatives was received and read :—

MR. PRESIDENT,

*Message No. 119.*

The House of Representatives transmits to the Senate a Bill intituled "*A Bill for an Act to provide for the Payment of Widows' Pensions, and for other purposes*", in which it desires the concurrence of the Senate.

House of Representatives,  
 Canberra, 25th May, 1942.

W. M. NAIRN,  
*Speaker.*

*Suspension of Standing and Sessional Orders.*—The Minister for the Interior (Senator Collings), pursuant to contingent notice, moved—That so much of the Standing and Sessional Orders be suspended as would prevent the Bill being passed through all its stages without delay.

Question—put and passed.

On the motion of the Minister for Trade and Customs (Senator Keane) the Bill was read a first time. Senator Keane moved—That the Bill be now read a second time.

Debate ensued.

Question—put and passed.

Bill read a second time.

The Senate, according to Order, resolved itself into Committee for the consideration of the Bill.

In the Committee.

Clauses 1 to 3 agreed to.

Clause 4 debated—

On the motion of Senator Keane the following request to the House of Representatives to amend the Bill was agreed to, viz.—page 2, line 31, leave out “child”, insert “son or daughter”.

Clause 4 agreed to, subject to a request.

Clauses 5 to 12 agreed to.

Clause 13 debated and agreed to.

Clause 14 debated—

Senator McBride moved an amendment, viz.—page 5, line 33, leave out “or” (second occurring) with a view to inserting after paragraph (g) the following word and new paragraph :—

“; or

(h) if she is paid a widow's pension under a Widows' Pensions Act of a State.”.

Debate ensued.

Question—That the word proposed to be left out be left out—put.

The Committee divided—

Ayes, 14.

Senator—	Senator—
Brand.	McBride.
Collett.	McLachlan, A. J.
Cooper.	McLeay.
Crawford.	Sampson.
Gibson.	Uppill.
Hayes, J. B.	
Johnston, E. B.	<i>Teller :</i>
Leckie.	Senator Allan MacDonald.

Noes, 14.

Senator—	Senator—
Amour.	Cunningham.
Arnold.	Fraser.
Arthur.	Keane.
Ashley.	Lamp.
Aylett.	Large.
Brown.	
Cameron.	<i>Teller :</i>
Collings.	Senator Courtice.

The Ayes and Noes being equal, amendment negatived accordingly.

Clause 14 agreed to.

Clause 15 debated and agreed to.

Clauses 16 and 17 agreed to.

Clause 18 read—

On the motion of Senator Keane the following amendment was made, viz.—line 24, leave out “or later than the pay day next succeeding the date”, insert “, or later than the due date of the first instalment of pension after the date,”.

Clause 18, as amended, agreed to.

Clauses 19 to 21 agreed to.

On the motion of Senator Keane the following new clause was inserted in the Bill to follow clause 21, viz. :—

“ 21A. If a successful claimant of a pension is an inmate of a benevolent asylum, <sup>Benevolent asylum inmates.</sup> or if a pensioner becomes an inmate of a benevolent asylum, she shall not, so long as she remains an inmate of such an asylum, be entitled to receive a pension at the maximum rate but shall, subject to this Act, be entitled to receive a pension at a rate determined in accordance with this Act, but not in any case exceeding Twenty-two pounds two shillings per annum.”.

Clauses 22 to 24 agreed to.

Clauses 25 and 26 debated and agreed to.

Clauses 27 and 28 agreed to.

Clause 29 read—

On the motion of Senator Keane the following amendment was made, viz.—line 37, after “date” insert “, or later than the due date of the first instalment of allowance after the date,”.

Clause 29, as amended, agreed to.

Clauses 30 to 34 agreed to.

Senator Keane moved—That the House of Representatives be requested to insert, after clause 34, the following new clause, viz. :—

“ 34A. Whenever the maximum rate of pension per annum is increased or reduced in pursuance of the last preceding section, the maximum rate of pension per annum payable to a pensioner, immediately prior to the increase or reduction, in pursuance of section twenty-one A of this Act, shall be increased or reduced by such amount, if any, <sup>Adjustment of rates of pension payable to certain pensioners.</sup> as the Minister determines, not exceeding one half of the amount by which the maximum rate of pension per annum is increased or reduced in pursuance of the last preceding section.”.

Debate ensued.

Request agreed to.

Clauses 35 to 51 agreed to.

Title agreed to.

Bill to be reported with certain requests for amendments, and amendments.

The President resumed the Chair; and the Chairman of Committees (Senator Brown) reported accordingly.

On the motion of Senator Keane the Report from the Committee was adopted.

9. GIFT DUTY ASSESSMENT BILL 1942.—*Message from the House of Representatives.*—The following Message from the House of Representatives was received and read :—

MR. PRESIDENT,

Message No. 120.

The House of Representatives transmits to the Senate a Bill intituled "*A Bill for an Act to amend the ' Gift Duty Assessment Act 1941 '*", in which it desires the concurrence of the Senate.

W. M. NAIRN,  
Speaker.

House of Representatives,  
Canberra, 25th May, 1942.

*Suspension of Standing and Sessional Orders.*—The Minister for the Interior (Senator Collings), pursuant to contingent notice, moved—That so much of the Standing and Sessional Orders be suspended as would prevent the Bill being passed through all its stages without delay.

Question—put and passed.

On the motion of the Minister for Trade and Customs (Senator Keane) the Bill was read a first time. Senator Keane moved—That the Bill be now read a second time.

On the motion of Senator A. J. McLachlan the debate was adjourned.

Ordered—That the resumption of the debate be an Order of the Day for the next day of sitting.

10. ESTATE DUTY ASSESSMENT BILL 1942.—*Message from the House of Representatives.*—The following Message from the House of Representatives was received and read :—

MR. PRESIDENT,

Message No. 121.

The House of Representatives transmits to the Senate a Bill intituled "*A Bill for an Act to amend the ' Estate Duty Assessment Act 1914-1940 '*", in which it desires the concurrence of the Senate.

W. M. NAIRN,  
Speaker.

House of Representatives,  
Canberra, 25th May, 1942.

*Suspension of Standing and Sessional Orders.*—The Minister for the Interior (Senator Collings), pursuant to contingent notice, moved—That so much of the Standing and Sessional Orders be suspended as would prevent the Bill being passed through all its stages without delay.

Question—put and passed.

On the motion of the Minister for Trade and Customs (Senator Keane) the Bill was read a first time. Senator Keane moved—That the Bill be now read a second time.

On the motion of Senator A. J. McLachlan the debate was adjourned.

Ordered—That the resumption of the debate be an Order of the Day for the next day of sitting.

11. GOVERNMENT BUSINESS—PRECEDENCE.—The Minister for the Interior (Senator Collings) moved—That, until the 5th June, 1942, unless otherwise ordered, Government Business shall take precedence of all other business on the Notice Paper excepting Questions and Formal Motions.

Debate ensued.

Motion, by leave, withdrawn.

12. NAVIGATION BILL 1942.—Order of the Day read for the adjourned 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 Senate, according to Order, resolved itself into Committee for the consideration of the Bill.

In the Committee.

Clauses 1 to 3 agreed to.

Clause 4 debated and agreed to.

Clause 5 agreed to.

Clause 6 debated and agreed to.

Clause 7 agreed to.

Clause 8 debated and agreed to.

Clause 9 debated—

Senator McLeay moved an amendment, viz.—pages 3 and 4, leave out proposed new section 375A.

Debate ensued.

And the Senate having continued to sit until twelve o'clock midnight—

THURSDAY, 28TH MAY, 1942, A.M.

Debate continued.

Question—That the words proposed to be left out be left out—put.

The Committee divided—

Ayes, 12.

Noes, 14.

Senator—

Senator—

Senator—

Senator—

Brand.

McLachlan, A. J.

Amour.

Cunningham.

Collett.

McLeay.

Arnold.

Fraser.

Cooper.

Sampson.

Arthur.

Keane.

Gibson.

Uppill.

Ashley.

Lamp.

Hayes, J. B.

Teller :

Aylett.

Large.

Leckie.

Senator Allan MacDonald.

Brown.

Teller :

McBride.

Cameron.

Senator Courtice.

Collings.

Amendment negatived accordingly.

Clause 9 agreed to.

Clause 10 agreed to.

Title agreed to.

Bill to be reported without amendment.

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The President resumed the Chair; and the Chairman of Committees (Senator Brown) reported accordingly.

On the motion of the Minister for External Territories (Senator Fraser) the Report from the Committee was adopted, and the Bill read a third time.

13. LIGHTHOUSES BILL 1942.—The Senate, according to Order, resolved itself into Committee for the further consideration of the Bill.
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In the Committee.

Clause 1 further considered and agreed to.

Clauses 2 to 5 agreed to.

Title agreed to.

Bill to be reported without amendment.

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The President resumed the Chair; and the Chairman of Committees (Senator Brown) reported accordingly.

On the motion of the Minister for External Territories (Senator Fraser) the Report from the Committee was adopted, and the Bill read a third time.

14. ADJOURNMENT.—The Senate adjourned at eighteen minutes to two a.m. till this day at three p.m.

15. ATTENDANCE.—Present, all the Members except Senators Armstrong, Clothier, Darcey, Foll, Herbert Hays, and Wilson (on leave).

R. A. BROINOWSKI,  
*Clerk of the Senate.*