

COMMONWEALTH OF AUSTRALIA.

No. 40.

JOURNALS OF THE SENATE.

TUESDAY, 10TH OCTOBER, 1950.

1. MEETING OF SENATE.—The Senate met at three p.m., pursuant to adjournment.—The President (Senator the Honorable Gordon Brown) took the Chair.
2. PRAYERS.
3. QUESTIONS.—Questions on notice were answered.
4. PAPERS.—The following Papers were presented, pursuant to Statute—
 - Arbitration (Public Service) Act—Determinations—1950—
 - Nos. 45 and 46—Musicians' Union of Australia.
 - No. 47—Association of Architects, Engineers, Surveyors and Draughtsmen of Australia ; and others.
 - Commonwealth Public Service Act—Appointments—Department—
 - Interior—C. F. Hutchinson.
 - Postmaster-General's—P. Abbottsmith, P. H. Allen, R. G. Ball, M. R. F. Ballantine, D. F. Barry, W. G. Beard, A. M. Beaumont, T. K. Bourke, J. D. S. Brookes, J. H. Curtis, J. P. Diamond, J. T. Duke, A. W. Dunstan, N. P. Ferstat, I. R. Foster, B. S. Hewett, V. B. Hodgson, D. H. Howatson, L. V. P. Kennedy, F. Loewenthal, R. A. Lorimer, T. H. D. McCall, J. P. Malos, N. T. Pyle, R. S. Riley, K. E. Sandercock, W. G. Shapley, D. L. Shaw, J. D. B. Strickland, J. D. Thomson, F. Throssell, A. Traill, W. S. Trudgian, L. M. Wallace, G. Ward, D. R. Watson, C. J. White, J. G. B. Whitelaw, A. G. Wilson, G. H. Woolfall, K. E. Young.
 - Prime Minister's—D. McCarthy.
 - Supply—J. M. Nelson.
 - Treasury—J. C. O'Donnell.
 - Defence (Transitional Provisions) Act—National Security (Industrial Property) Regulations—
 - Order—Inventions and designs.
 - Land Tax Assessment Act—Applications for relief dealt with during the year 1949–50.
 - Lands Acquisition Act—Land acquired for Department of Civil Aviation purposes—Carnarvon, Western Australia.
 - Northern Territory (Administration) Act—Regulations—1950—No. 7 (Mining Development Ordinance).
 - Pharmaceutical Benefits Act—Regulations—Statutory Rules 1950, No. 55.
 - Trade Marks Act—Regulations—Statutory Rules 1950, No. 56.
 - Wine Overseas Marketing Act—Twenty-second Annual Report of the Australian Wine Board, for year 1949–50, together with Statement by Minister regarding the operation of the Act.
5. POSTPONEMENT OF BUSINESS—MOTION RULED OUT OF ORDER.—The Minister for Trade and Customs (Senator O'Sullivan) moved—That Order of the Day No. 1, General Business, be postponed until after the consideration of Order of the Day No. 1, Government Business.
Ruling of President.—The President ruled that as Order of the Day No. 1, General Business, was in the charge of Senator McKenna, and this was a motion for postponement of business under Standing Order No. 74, only Senator McKenna could move it.
6. ORDER OF BUSINESS—SUSPENSION OF STANDING ORDERS.—Senator Ashley moved—That so much of the Standing Orders be suspended as would prevent the Clerk of the Senate from reading forthwith Government Business, Order of the Day No. 2—Commonwealth Bank Bill 1950.
 Debate ensued.
 Question—put.

The Senate divided—

Ayes, 33.

Senator—
Amour.
Armstrong.
Arnold.
Ashley.
Aylett.
Beerworth.
Benn.
Brown.
Cameron.
Cole.
Cooke.
Courtice.
Devlin.
Finlay.
Fraser.
Grant.
Harris.
Hendrickson.

Senator—
Katz.
Large.
McKenna.
Morrow.
Murray.
Nash.
Nicholls.
O'Byrne.
O'Flaherty.
Ryan.
Sandford.
Sheehan.
Ward.
Willesee.

Teller:
Senator Critchley.

Noes, 23.

Senator—
Cooper.
Guy.
Hannaford.
Henty.
Kendall.
McCallum.
McLeay.
Maher.
Mattner.
O'Sullivan.
Piesse.
Rankin, A. J. M.
Rankin, G. J.

Senator—
Reid.
Robertson.
Scott.
Simmonds.
Spicer.
Spooner.
Vincent.
Wedgwood.
Wood.

Teller:
Senator Wright.

And so it was resolved in the affirmative by an absolute majority of the whole number of Senators.

7. COMMONWEALTH BANK BILL 1950.—The President directed the Clerk at the Table to call on Order of the Day No. 2, Government Business (Commonwealth Bank Bill 1950—Consideration in Committee of Message No. 26 of the House of Representatives).

Point of Order.—The Minister for Trade and Customs (Senator O'Sullivan) raised a point of order to the effect that the motion just passed merely suspended certain Standing Orders, and did not authorize the President to give an explicit direction to the Clerk.

Debate ensued on the point of order.

Senator Ashley then moved—That the President direct the Clerk to call on Order of the Day No. 2, Government Business.

Question—put and passed.

The President again directed the Clerk to call on Order of the Day No. 2, Government Business.

And Order of the Day No. 2, Government Business, being called on accordingly—

The Senate, according to Order, resolved itself into Committee for the consideration of Message No. 26 of the House of Representatives.

In the Committee.

Message read.

The Committee proceeded to consider the Amendments, which are as follows:—

SCHEDULE OF THE AMENDMENTS MADE AND INSISTED UPON BY THE SENATE, UPON WHICH THE HOUSE OF REPRESENTATIVES INSISTS UPON DISAGREEING.

- No. 1.—Page 2, clause 4, leave out the clause.
- No. 2.—Page 2, clause 5, leave out the clause.
- No. 3.—Page 2, clause 6, leave out the clause.
- No. 4.—Pages 2 to 4, clause 7, leave out the clause.
- No. 5.—Page 4, clause 8, line 19, leave out " Board ", insert " Bank ".
- No. 6.—Page 4, clause 8, line 38, leave out " Board ", insert " Bank ".
- No. 7.—Pages 5 to 7, clause 10, leave out the clause.
- No. 8.—Page 8, clause 15, leave out the clause.
- No. 9.—Page 8, clause 16, leave out the clause.
- No. 10.—Pages 8 and 9, clause 17, leave out the clause.
- No. 11.—Page 9, leave out the Schedule.

Senator Ashley moved—That the Committee still insists on the Amendments of the Senate to which the House of Representatives has insisted on disagreeing.

Question—put.

The Committee divided—

Ayes, 33.

Noes, 23.

Senator—	Senator—
Amour.	Katz.
Armstrong.	Large.
Arnold.	McKenna.
Ashley.	Morrow.
Aylett.	Murray.
Beerworth.	Nash.
Benn.	Nicholls.
Brown.	O'Byrne.
Cameron.	O'Flaherty.
Cole.	Ryan.
Cooke.	Sandford.
Courtice.	Sheehan.
Devlin.	Ward.
Finlay.	Willesee.
Fraser.	
Grant.	<i>Teller:</i>
Harris.	
Hendrickson.	Senator Critchley.

Senator—	Senator—
Cooper.	Reid.
Guy.	Robertson.
Hannaford.	Scott.
Henty.	Simmonds.
Kendall.	Spicer.
McCallum.	Spooner.
McLeay.	Vincent.
Maher.	Wedgwood.
Mattner.	Wood.
O'Sullivan.	
Piesse.	<i>Teller:</i>
Rankin, A. J. M.	
Rankin, G. J.	Senator Wright.

Amendments still insisted on accordingly.

Resolution to be reported.

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

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

Senator Ashley moved—That Senators Ashley, Cooke and McKenna be appointed a Committee to draw up Reasons for the Senate still insisting on its amendments.

Question—put and passed.

Senator Ashley brought up the Report from the Committee for Reasons.

Reason read and adopted, as follows:—

Reason of the Senate for still insisting on its Amendments—

Because the proposal to vest control of the Commonwealth Bank in a Board the personnel of which will include persons who are not Officers of the Bank or of the Public Service of the Commonwealth is not in the national interest.

8. CONSTITUTION ALTERATION (PRICES) BILL 1950.—Order of the Day read for the adjourned debate on the Question—That the Bill be now read a second time.

Debate resumed.

Closure moved—Senator Scott moved—That the Question be now put.

Question—That the Question be now put—put.

The Senate divided—

Ayes, 24.

Noes, 31.

Senator—	Senator—
Cooper.	Rankin, G. J.
Gorton.	Reid.
Guy.	Robertson.
Hannaford.	Scott.
Henty.	Simmonds.
Kendall.	Spicer.
McCallum.	Spooner.
McLeay.	Vincent.
Maher.	Wedgwood.
Mattner.	Wood.
O'Sullivan.	
Piesse.	<i>Teller:</i>
Rankin, A. J. M.	Senator Wright.

Senator—	Senator—
Amour.	Katz.
Armstrong.	Large.
Arnold.	McKenna.
Ashley.	Morrow.
Aylett.	Murray.
Beerworth.	Nicholls.
Benn.	O'Byrne.
Cameron.	O'Flaherty.
Cole.	Ryan.
Cooke.	Sandford.
Courtice.	Sheehan.
Devlin.	Ward.
Finlay.	Willesee.
Fraser.	
Grant.	<i>Teller:</i>
Harris.	
Hendrickson.	Senator Critchley.

And so it was negatived.

Debate continued.

Closure again moved.—Senator Gorton moved—That the Question be now put.

Question—That the Question be now put—put.
The Senate divided—

Ayes, 24.

Senator—	Senator—
Cooper.	Rankin, G. J.
Gorton.	Reid.
Guy.	Robertson.
Hannaford.	Scott.
Henty.	Simmonds.
Kendall.	Spicer.
McCallum.	Spooner.
McLeay.	Vincent.
Maher.	Wedgwood.
Mattner.	Wood.
O'Sullivan.	<i>Teller:</i>
Piesse.	Senator Wright.
Rankin, A. J. M.	

Noes, 32.

Senator—	Senator—
Amour.	Katz.
Armstrong.	Large.
Arnold.	McKenna.
Ashley.	Morrow.
Aylett.	Murray.
Beerworth.	Nash.
Benn.	Nicholls.
Brown.	O'Byrne.
Cameron.	O'Flaherty.
Cole.	Ryan.
Cooke.	Sandford.
Courtice.	Sheehan.
Devlin.	Ward.
Finlay.	Willesee.
Fraser.	<i>Teller:</i>
Grant.	Senator Critchley.
Hendrickson.	

And so it was negatived.
Debate continued.

And it being 10.30 p.m.—

9. ADJOURNMENT.—The President, under Sessional Order, put the Question—That the Senate do now adjourn.

Question—resolved in the affirmative.

The Senate adjourned at half-past ten p.m. till to-morrow at three p.m.

10. ATTENDANCE.—Present, all the Members except Senators Tangney (on leave), Tate, and Wordsworth.

JOHN EDWARDS,
Clerk of the Senate.