

COMMONWEALTH OF AUSTRALIA.

JOURNALS OF THE SENATE.

No. 102.

TUESDAY, 20TH OCTOBER, 1953.

1. MEETING OF SENATE.—The Senate met at half-past three p.m.—The President (Senator the Honorable A. M. McMullin) took the Chair.
2. PRAYERS.
3. QUESTIONS.—Questions on notice were answered.
4. PAPERS.—The following Papers were presented, by Command of His Excellency the Governor-General—
Nauru—Ordinances—1953—
No. 1—Chinese and Native Labour.
No. 2—Prohibition of Sale or Barter of Administration and Employers' Stores.
The following Papers were presented, pursuant to Statute—
Tariff Board Act—Tariff Board—Annual Report for year 1952-53, together with summary of recommendations.
Ordered—That the Report only be printed.
Defence Transition (Residual Provisions) Act—National Security (Industrial Property) Regulations—Order—Inventions and designs.
Public Service Act—Appointment—Department of the Army—J. H. Ramsay.
Public Service Arbitration Act—Determinations by the Arbitrator, &c.—1953—
No. 66—Professional Officers' Association, Commonwealth Public Service.
No. 67—Federated Clerks' Union of Australia.
Social Services Consolidation Act—Twelfth Report of the Director-General of Social Services, for year 1952-53.
5. JOINT COMMITTEE OF PUBLIC ACCOUNTS—REPORT.—Senator Paltridge brought up the following Report from the Joint Committee of Public Accounts :—
Seventh Report—Administration of Sales Tax.
6. AUSTRALIAN SENATE PRACTICE—PAPER.—The President laid on the Table the following Paper :—
" Australian Senate Practice " : Manuscript of a book by J. R. Odgers.
The Minister for Trade and Customs (Senator O'Sullivan) moved—That the Paper be printed.
Debate ensued.
Question—put and passed.
7. POSTPONEMENTS.—Ordered—That Orders of the Day Nos. 1 to 10, inclusive, Government Business, be postponed until after the consideration of Order of the Day No. 11.
8. INTERNATIONAL WHEAT AGREEMENT BILL 1953.—*Message from the House of Representatives.*—The following Message from the House of Representatives was received and read :—
MR. PRESIDENT, *Message No. 248.*
The House of Representatives transmits to the Senate a Bill intituled "*A Bill for an Act to approve Acceptance by Australia of the Agreement Revising and Renewing the International Wheat Agreement*", in which it desires the concurrence of the Senate.

ARCHIE G. CAMERON,
Speaker.

House of Representatives,
Canberra, 16th October, 1953.
Suspension of Standing Orders.—The Minister for Trade and Customs (Senator O'Sullivan), pursuant to contingent notice, moved—That so much of the Standing 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 Shipping and Transport (Senator McLeay) the Bill was read a first time.
Senator McLeay moved—That the Bill be now read a second time.
On the motion of Senator Sheehan the debate was adjourned.
Ordered—That the resumption of the debate be an Order of the Day for a later hour of the day.

9. WHEAT MARKETING BILL 1953.—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.

Bill, by leave, taken as a whole, and agreed to, after debate.
 Bill to be reported without amendment.

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

On the motion of the Minister for Shipping and Transport (Senator McLeay) the Report from the Committee was adopted, and the Bill read a third time.

10. INTERNATIONAL WHEAT AGREEMENT BILL 1953.—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.

Bill, by leave, taken as a whole, and agreed to, after debate.
 Bill to be reported without amendment.

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

On the motion of the Minister for Shipping and Transport (Senator McLeay) the Report from the Committee was adopted, and the Bill read a third time.

11. SUSPENSION OF STANDING ORDER No. 68.—The Minister for Shipping and Transport (Senator McLeay) moved—That Standing Order No. 68 be suspended for this sitting, to enable 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.
12. STANDING ORDERS COMMITTEE—FIRST REPORT.—Order of the Day read for the consideration of the First Report of the Standing Orders Committee.
 The Minister for Shipping and Transport (Senator McLeay) moved, by leave—That the Report from the Standing Orders Committee, presented to the Senate on the 16th October, 1953, be adopted.
 Question—put and passed.
13. POSTPONEMENTS.—Ordered—That Orders of the Day Nos. 2 to 7, inclusive, Government Business, be postponed until after the consideration of Orders of the Day Nos. 8 and 9.
14. INCOME TAX AND SOCIAL SERVICES CONTRIBUTION ASSESSMENT BILL (No. 2) 1953.—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.

Bill, by leave, taken as a whole, and agreed to, after debate.
 Bill to be reported without amendment.

The Deputy-President resumed the Chair; and the Temporary Chairman of Committees (Senator Pearson) reported accordingly.

On the motion of the Minister for National Development (Senator Spooner) the Report from the Committee was adopted, and the Bill read a third time.

15. INCOME TAX AND SOCIAL SERVICES CONTRIBUTION BILL 1953.—Order of the Day read for the adjourned debate on the Question—That the Bill be now read a second time.
 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.

Bill, by leave, taken as a whole, and agreed to, after debate.
 Bill to be reported without requests.

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

On the motion of the Minister for National Development (Senator Spooner) the Report from the Committee was adopted, and the Bill read a third time.

16. POSTPONEMENTS.—Ordered—That Orders of the Day Nos. 2 to 6, inclusive, Government Business, be postponed until after the consideration of Order of the Day No. 7.

17. ESTATE DUTY ASSESSMENT BILL 1953.—Order of the Day read for the adjourned debate on the Question—That the Bill be now read a second time.

Debate resumed.

And it being 10.30 p.m.—

Adjournment negatived.—The Deputy-President, under Sessional Order, put the Question—That the Senate do now adjourn.

Which Question was negatived.

Debate continued.

Question—That the Bill be now read a second time—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 and 2 agreed to.

Clause 3 read—

Senator McKenna moved an amendment, viz.—after paragraph (e) of sub-clause (1.), insert the following paragraph :—

“(f) by adding the following new sub-sections :—

(5) From the value of the estate of a person who is or has been a member of the naval, military or air forces of the Commonwealth and who during service as such member or within three years of the termination of such service dies as a result of injuries received or disease contracted during such service, there shall be deducted in respect of such part of the estate as passes to the widow, children, grandchildren, parents, brothers, sisters, nephews or nieces of the deceased a sum of Five Thousand Pounds or where the value of that part is less than Five Thousand Pounds, an amount equal to the value of that part.

(6) Subject to sub-section (3.) the question as to whether a person has or has not died as a result of injuries received or disease contracted on service as a member of the naval, military or air forces of the Commonwealth may on the application of the legal personal representatives of such person or a person beneficially interested in his estate be determined by a Judge of the Supreme Court of a State or Territory and the Supreme Court of a State is vested with Federal jurisdiction for the purposes of determining the question.”

Debate ensued.

Question—That the words proposed to be inserted be inserted—put.

The Committee divided—

Ayes, 24.

Noes, 30.

Senator—	Senator—
Amour.	Kennelly.
Armstrong.	McKenna.
Arnold.	Nicholls.
Ashley.	O'Flaherty.
Aylett.	Ryan.
Benn.	Sandford.
Brown.	Sheehan.
Cameron.	Tangney.
Cole.	Toohey.
Cooke.	Willesee.
Courtice.	
Harris.	<i>Teller:</i>
Hendrickson.	Senator Critchley.

Senator—	Senator—
Anderson.	Pearson.
Cooper.	Rankin, G. J.
Gorton.	Reid.
Guy.	Robertson.
Hannaford.	Scott.
Henty.	Seward.
Kendall.	Spicer.
Laught.	Spooner.
McCallum.	Wardlaw.
McLeay.	Wedgwood.
McMullin.	Wood.
Maher.	Wordsworth.
Marriott.	Wright.
Mattner.	<i>Teller:</i>
O'Sullivan.	Senator Annabelle
Paltridge.	Rankin.

Amendment negatived accordingly.

Clause 3 agreed to.

Clause 4 read—

On the motion of the Minister for National Development (Senator Spooner) the following amendments were made, after debate, viz. :—

Line 1, after “amended”, insert “—(a) ”.

Line 25, at end of sub-clause (1.) add the following :—

“; and (b) by adding at the end thereof the following sub-section :—

“(3.) In this section, “widow” includes widower.”.

Clause 4, as amended, agreed to.

Title agreed to.

Bill to be reported with amendments.

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

On the motion of Senator Spooner the Report from the Committee was adopted, and the Bill read a third time.

18. NEXT MEETING OF THE SENATE.—The Minister for Trade and Customs (Senator O'Sullivan) moved—
That the Senate at its rising, adjourn till to-morrow at half-past ten a.m.
Question—put and passed.

19. ADJOURNMENT.—The Senate adjourned at seventeen minutes past eleven p.m. till to-morrow at half-past ten a.m.

20. ATTENDANCE.—Present, all the Members except Senators Byrne, Devlin, Fraser, Grant, O'Byrne and Vincent.

JOHN EDWARDS,
Clerk of the Senate.