

COMMONWEALTH OF AUSTRALIA.

JOURNALS OF THE SENATE.

No. 171.

FRIDAY, 28TH OCTOBER, 1966.

1. MEETING OF SENATE.—The Senate met at ten a.m., pursuant to adjournment.—The President (Senator the Honorable Sir Alister McMullin) took the Chair.

2. PRAYERS.

3. QUESTIONS.—Questions on notice were answered.

4. PAPER.—The following Paper was presented, pursuant to Statute—
International Monetary Agreements Act—Annual Report on the operation of the Act, and, insofar as they relate to Australia, of the International Monetary Fund Agreement and the International Bank Agreement, for year 1965–66.
Ordered to be printed.

5. LAND TENURE (TRANSITIONAL PROVISIONS) ORDINANCE 1966—WITHHOLDING OF ASSENT—MINISTERIAL STATEMENT—PAPER.—The Minister for Works (Senator Gorton), by leave, made a statement relating to the withholding of assent to the Land Tenure (Transitional Provisions) Ordinance 1966 which had been passed by the Legislative Council of the Northern Territory. Senator Gorton then, pursuant to Statute, laid upon the Table the following Papers—
Northern Territory (Administration) Act—Land Tenure Ordinance 1966, together with statement of reasons for withholding assent.

6. CHAIRMAN OF THE AUSTRALIAN UNIVERSITIES COMMISSION—MINISTERIAL STATEMENT.—The Minister for Works (Senator Gorton), by leave, made a statement relating to the retirement of Sir Leslie Martin from the position of Chairman of the Australian Universities Commission, and announced that Mr. C. L. S. Hewitt, Deputy Secretary, Department of the Treasury, had been chosen as his successor. Senator Tangney, by leave, also made a statement relating thereto.

7. POSTPONEMENT.—Ordered—That Orders of the Day Nos. 1 to 5, Government Business, be postponed until after consideration of Order of the Day No. 6.

8. CUSTOMS TARIFF VALIDATION BILL (No. 2) 1966.—*Message from the House of Representatives.*—The following Message from the House of Representatives was received and read—

MR. PRESIDENT,

Message No. 367.

The House of Representatives transmits to the Senate a Bill intituled “*A Bill for an Act to provide for the Validation of Collections of Duties of Customs under Customs Tariff Proposals*,” in which it desires the concurrence of the Senate.

J. MCLEAY,
Speaker.

House of Representatives,
Canberra, 27th October, 1966.

Suspension of Standing Orders.—The Minister for Customs and Excise (Senator Anderson), 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 Senator Anderson the Bill was read a first time.

Senator Anderson moved—That this Bill be now read a second time.

On the motion of Senator O’Byrne 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. PUBLIC SERVICE BILL (No. 2) 1966.—*Message from the House of Representatives.*—The following Message from the House of Representatives was received and read—

MR. PRESIDENT,

Message No. 368.

The House of Representatives transmits to the Senate a Bill intituled “*A Bill for an Act to amend the ‘Public Service Act 1922–1964’, as amended by the ‘Public Service Act 1966’, in relation to Female Officers and Employees*”, in which it desires the concurrence of the Senate.

J. MCLEAY,
Speaker.

House of Representatives,
Canberra, 27th October, 1966.

Suspension of Standing Orders.—The Minister for Works (Senator Gorton), 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 Senator Gorton the Bill was read a first time.

Senator Gorton moved—That this Bill be now read a second time.

On the motion of Senator Willesee the debate was adjourned.

Ordered—That the resumption of the debate be an Order of the Day for a later hour of the day.

10. SUPERANNUATION BILL (No. 2) 1966.—*Message from the House of Representatives.*—The following Message from the House of Representatives was received and read—

MR. PRESIDENT,

Message No. 369.

The House of Representatives transmits to the Senate a Bill intituled “*A Bill for an Act to enable a Married Woman to Contribute to the Commonwealth Superannuation Fund, and for purposes related thereto*”, in which it desires the concurrence of the Senate.

House of Representatives,
Canberra, 28th October, 1966, a.m.

J. MCLEAY,
Speaker.

Suspension of Standing Orders.—The Minister for Supply (Senator Henty), 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 Senator Henty the Bill was read a first time.

Senator Henty moved—That this Bill be now read a second time.

On the motion of Senator Willesee the debate was adjourned.

Ordered—That the resumption of the debate be an Order of the Day for a later hour of the day.

11. INCOME TAX ASSESSMENT BILL (No. 2) 1966.—*Message from the House of Representatives.*—The following Message from the House of Representatives was received and read—

MR. PRESIDENT,

Message No. 370.

The House of Representatives transmits to the Senate a Bill intituled “*A Bill for an Act relating to Income Tax*”, in which it desires the concurrence of the Senate.

House of Representatives,
Canberra, 28th October, 1966, a.m.

J. MCLEAY,
Speaker.

Suspension of Standing Orders.—The Minister for Supply (Senator Henty), 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 Senator Henty the Bill was read a first time.

Senator Henty moved—That this 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.

Bill, by leave, taken as a whole, and agreed to.

Bill to be reported without amendment.

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

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

12. PAPUA AND NEW GUINEA BILL 1966.—Order of the Day read for the adjourned debate on the Question—That this 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 and 2 agreed to.

Clause 3 read—

Senator Murphy moved an amendment, viz.—At end of clause add the following paragraph—

“and (b) by omitting from sub-section (1.) the definition of ‘the House of Assembly’ and inserting in its stead the following definition:—

“‘the House of Representatives’ means the House of Representatives for the Territory;’.”

Debate ensued.

Amendment negatived.

Clause 3 agreed to.

Clauses 4 and 5 agreed to.

Senator Murphy moved an amendment, viz.—After clause 5, insert the following new clause—

“ 5A. Section 19 of the Principal Act is amended—

(a) by omitting paragraphs (b) and (c) of sub-section (2.) and inserting in their stead the following paragraph:—

Adminis-
trator's
Council.

‘ (b) ten members of the House of Assembly.’; and

(b) by omitting sub-section (3.) and inserting in its stead the following sub-section:—

‘ (3.) Each member of the Administrator's Council (other than the Administrator) shall be elected by the House of Assembly and shall, subject to this section, hold office during the pleasure of the House.’ ”.

Debate ensued.

Amendment negatived.

Clause 6 agreed to.

Senator Murphy moved an amendment, viz.—After clause 6, insert the following new clause—

“ 6A. After section 38 of the Principal Act the following section is inserted:—

‘ 38A. Until the House of Assembly otherwise provides, each member shall receive an allowance of Three thousand dollars a year as from the day on which he is elected.’ ”.

Allowance to
Members.

Debate ensued.

Amendment negatived.

Senator Murphy moved a further amendment, viz.—After clause 6, insert the following new clause—

“ 6A. Section 54 of the Principal Act is amended by omitting sub-section (2.) and inserting in its stead the following sub-section:—

Presentation
of Ordinances
to Administra-
tor.

‘ (2.) Subject to the next succeeding sub-section, within three months after the day on which the Ordinance was presented to the Administrator for assent, he shall declare according to his discretion but subject to this Act—

(a) that he assents to the Ordinance;

(b) that he withholds assent; or

(c) that he reserves the Ordinance for the Governor-General's pleasure.’ ”.

Debate ensued.

Amendment negatived.

Clauses 7 to 9 agreed to.

Clause 10 read—

On the motion of Senator Murphy the following amendment was made, after debate, viz.—After sub-section (8.) of proposed section 62A insert the following sub-section—

“ (8A.) Where the Governor-General disallows any Rules of Court or part of any Rules, the Minister shall cause a statement of the reasons for the disallowance to be laid before each House of the Parliament as soon as possible, but in any case within fifteen sitting days of that House after the date of disallowance.”.

Clause 10, as amended, agreed to.

Clauses 11 to 13 agreed to.

Title agreed to.

Bill to be reported with an amendment.

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

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

13. POSTPONEMENT.—Ordered—That intervening Business be postponed until after consideration of the States Grants (Research) Bill 1966, the Public Service Bill (No. 2) 1966 and the Superannuation Bill (No. 2) 1966.

14. STATES GRANTS (RESEARCH) BILL 1966.—Order of the Day read for the adjourned debate on the Question—That this Bill be now read a second time.

Debated 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.

Bill, by leave, taken as a whole, and agreed to.

Bill to be reported without amendment.

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

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

15. PUBLIC SERVICE BILL (NO. 2) 1966.—Order of the Day read for the adjourned debate on the Question—That this 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 4 agreed to.

Clause 5 read—

Senator Tangney moved an amendment, viz.—Page 3, lines 40–42, leave out paragraph (b).

Debate ensued.

Amendment negatived.

Clause 5 agreed to.

Title agreed to.

Bill to be reported without amendment.

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

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

16. SUPERANNUATION BILL (No. 2) 1966.—Order of the Day read for the adjourned debate on the Question—That this 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.

Bill to be reported without amendment.

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

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

17. POSTPONEMENT.—Ordered—That intervening Business be postponed until after consideration of the Defence (Parliamentary Candidates) Bill 1966.

18. DEFENCE (PARLIAMENTARY CANDIDATES) BILL 1966.—Order of the Day read for the adjourned debate on the Question—That this 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 read—

Senator Cavanagh moved an amendment, viz.—Line 13, leave out “ may ”, insert “ shall ”.

Debate ensued.

Amendment negatived.

Clause 4 agreed to.

Clause 5 read—

Senator Cavanagh moved an amendment, viz—Line 30, leave out “ may ”, insert “ shall ”.

Debate ensued.

Amendment negatived.

Clause 5 agreed to.

Clauses 6 to 11, by leave, taken together and agreed to, after debate.

Title agreed to.

Bill to be reported without amendment.

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

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

19. CUSTOMS TARIFF VALIDATION BILL (No. 2) 1966.—Order of the Day read for the adjourned debate on the Question—That this 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.

Bill to be reported without requests.

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

On the motion of the Minister for Customs and Excise (Senator Anderson) the Report from the Committee was adopted, and the Bill read a third time.

20. STATES GRANTS (ADVANCED EDUCATION) BILL 1966.—The Senate, according to Order, resolved itself into Committee for the further consideration of the Bill.

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In the Committee.

Bill agreed to.

Bill to be reported without amendment.

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

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

21. UNIVERSITIES (FINANCIAL ASSISTANCE) BILL 1966.—Order of the Day read for the adjourned debate on the Question—That this 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 amendment.

—
The President resumed the Chair; and the Chairman of Committees (Senator Drake-Brockman) reported accordingly.

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

22. UNIVERSITIES (FINANCIAL ASSISTANCE) BILL (No. 2) 1966.—Order of the Day read for the adjourned debate on the Question—That this 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.

Bill to be reported without amendment.

—
The President resumed the Chair; and the Chairman of Committees (Senator Drake-Brockman) reported accordingly.

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

23. JUDICIARY BILL 1966.—*Governor-General's Message*.—The following Message from His Excellency the Governor-General was presented by the President—

CASEY,
Governor-General.

Message No. 81.

A Proposed Law intituled " *Judiciary Act 1966* ", 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 of Her Majesty, assented to the said Law.

Government House,
Canberra, 27th October, 1966.

24. PAPUA AND NEW GUINEA BILL 1966.—*Message from the House of Representatives*.—The following Message from the House of Representatives was received and read—

MR. PRESIDENT,

Message No. 371.

The House of Representatives acquaints the Senate that it has agreed to the Amendment made by the Senate in the Bill intituled " *A Bill for an Act to amend the ' Papua and New Guinea Act 1949-1964 '* ".

J. McLEAY,
Speaker.

House of Representatives,
Canberra, 28th October, 1966.

25. LEAVE OF ABSENCE TO ALL SENATORS DURING ADJOURNMENT.—The Minister for Supply (Senator Henty) moved, by leave—That leave of absence be granted to every Member of the Senate from the termination of the sitting this day to the day on which the Senate next meets.
Question—put and passed.

26. NEXT MEETING OF THE SENATE.—The Minister for Supply (Senator Henty) moved—That the Senate, at its rising, adjourn till a day and hour to be fixed by the President, which time of meeting shall be notified to each Senator by telegram or letter.
Question—put and passed.
27. ADJOURNMENT.—The Minister for Supply (Senator Henty) moved—That the Senate do now adjourn.
Debate ensued.
Question—put and passed.
The Senate adjourned at seventeen minutes past three p.m. till a day and hour to be fixed by the President, which time of meeting shall be notified to each Senator by telegram or letter.
28. ATTENDANCE.—Present, all the Members except Senators Benn, Breen, Cant, Cotton, Dittmer, Drury, Hannaford, Hendrickson, Kennelly, Lacey, Laught, McKenna, McManus, Morris (on leave), Nicholls, Ormonde, Ridley, Toohey, Turnbull and Withers.

J. R. ODGERS,
Clerk of the Senate.