

Sessional Papers

1971

—
LEGISLATIVE ASSEMBLY
NEW SOUTH WALES
—

—
No. 1
—

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE
(EXTRACTED FROM THE MINUTES)
—

WEDNESDAY, 21 APRIL, 1971

No. 1.

SECURITIES INDUSTRY (AMENDMENT) BILL.—

Clause 1 having been dealt with—

1 Clause 2. The Securities Industry Act, 1970, is amended—

Amendment
of Act No.
35, 1970.

(a) * * * * *

(b) (i) by inserting in subsection one of section four next after the definition of "agent" the following new definition:—

Sec. 4.
(Interpreta-
tion.)

5 "Assistant Commissioner" means an Assistant Commissioner appointed under section five of this Act;

(ii) * * * * *

(iii) * * * * *

(iv) * * * * *

10 (v) by inserting next after the same definition the following new definition:—

"exempt agreement" means—

15 (a) an agreement for or with a view to acquiring, disposing of, subscribing for or underwriting securities, or the purpose or pretended purpose of which is to secure a profit to any of the parties from the yield of securities or by reference to fluctuations in the value of securities, being an agreement that is made with—

20 (i) an exempt dealer;

25 (ii) any government, local government authority or body corporate or unincorporate (not being an investment company) and relates to subscriptions for or the disposal or acquisition or redemption of securities of or in that government, authority or body; or

- 1 (iii) the underwriter of an issue of securities
and relates only to the underwriting of
the issue; and
- 5 (b) an agreement, or an agreement of a class, that
is, under the regulations, an exempt agreement
or an agreement of an exempt class.

[*Read.*]

Motion made (*Mr F. J. Walker*) to leave out all words on lines 4 to 6
inclusive, page 2.

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

Committee divided.

AYES, 48

Mr Askin	Mr Fischer	Mr Morton
Mr Barraclough	Mr Fisher	Mr Mutton
Mr Beale	Mr Freudenstein	Mr Osborne
Mr Brewer	Mr Griffith	Mr Punch
Mr Brown	Mr Healey	Mr Ruddock
Mr Bruxner	Mr Hughes	Mr Singleton
Mr Cameron	Mr Hunter	Mr Stephens
Mr Chaffey	Mr Jackett	Mr Taylor
Mr Clough	Mr Jago	Mr Viney
Mr Coates	Mr Lewis	Mr Waddy
Mr Coleman	Mr McCaw	Mr Walker
Mr Cowan	Mr McGinty	Mr Willis
Mr Crawford	Mr Mackie	
Mr Cutler	Mr Maddison	<i>Tellers,</i>
Mr Doyle	Mr Mason	
Mr Duncan	Mr Mead	Mr Deane
Mr Fife	Mr Morris	Mr Mauger

NOES, 45

Mr Bannon	Mr Hills	Mr Petersen
Mr Barnier	Mr M. L. Hunter	Mr Quinn
Mr Bedford	Mr Jackson	Mr Ramsay
Mr Booth	Mr Jensen	Mr Renshaw
Mr Cahill	Mr Johnstone	Mr Ryan
Mr Coady	Mr Jones	Mr Sheahan
Mr Cox	Mr Kearns	Mr Sloss
Mr Day	Mr L. B. Kelly	Mr Southec
Mr Degen	Mr R. J. Kelly	Mr Stewart
Mr Durick	Mr Mahoney	Mr Wade
Mr Earl	Mr Mallam	Mr F. J. Walker
Mr Einfeld	Mr Mulock	
Mr Ferguson	Mr Neilly	<i>Tellers,</i>
Mr Flaherty	Mr Nott	
Mr Gordon	Mr O'Connell	Mr Crabtree
Mr Haigh	Mr Paciullo	Mr K. J. Stewart

Words stand.

Amendment negatived.

Clause, as read, agreed to.

No. 2.

SAME BILL.—

Clauses 2, 3, and 4 having been dealt with—

1 Clause 5. The Securities Industry Act, 1970, is further amended—

Further
amendment
of Act No.
35, 1970.

- (a) by inserting in section three next after the matter relating to Part
IV the following new matter:—

Sec. 3.
(Division
into Parts.)

PART IVA.—CONDUCT OF SECURITIES BUSINESS—ss. 20H–20L.

- (b) by inserting next after Part IV the following new Part:—

New Part
IVA.

PART IVA.

CONDUCT OF SECURITIES BUSINESS.

20H	*	*	*	*	*
20I	*	*	*	*	*
20J	*	*	*	*	*

20K (1) A dealer shall not, as principal, deal in any securities Dealings with a person who is not the holder of a dealer's licence unless he as first informs the person with whom he is dealing that he is acting principal. in the transaction as principal and not as agent.

10 (2) For the purposes of subsection one of this section dealings as principal include dealings on behalf of a corporation in which the dealer has and, where the dealer carries on the business of dealing in partnership, the dealer and his partners together have, a controlling interest.

15 (3) Where a dealer has failed to comply with subsection one of this section in respect of a contract for the sale of securities by him, the purchaser of the securities may, if he has not disposed of them, rescind the contract by a notice of rescission, in writing, given to the dealer within seven days after the receipt of the contract note and, where a dealer has failed to comply with that subsection in respect of a contract for the purchase of securities by him, the vendor of the securities may, in the like manner, rescind the contract.

[Read.]

Question proposed—That the clause, as read, stand part of the Bill.

Motion made (*Mr Einfeld*) to leave out all words on lines 6 to 9 inclusive, with a view of inserting the following words:

- (1) (i) An officer of a corporation who, in or in relation to a dealing in securities of the corporation, by himself or another person makes use, to gain directly or indirectly an advantage for himself or another person, of special confidential information acquired by virtue of his position as such an officer which, if generally known, might reasonably be expected to affect materially the value of the subject-matter of the dealing, is liable to a person for loss suffered by that person by reason of the payment by him of a consideration in respect of the securities greater than the consideration that would have been reasonable if the information had been generally known at the time of the dealing.
- (ii) An officer of a corporation is not liable under subsection (i) of this section to a person for loss suffered by that person if that person knew or ought reasonably to have known of the information referred to in that subsection before entering into the transaction relating to the dealing in securities of the corporation.
- (iii) An action for the recovery of the amount of a loss referred to in subsection (i) of this section may not be commenced after the expiration of the period of two years after the date of the completion of the dealing in securities in respect of which the loss was suffered.
- (iv) In this section 'dealing in securities' in relation to a corporation means a transaction relating to—
 - (a) shares in debentures of or interests, within the meaning of section seventy-six, made available by the corporation or by a related corporation; or
 - (b) rights or options in respect of the acquisition or disposal of any such shares, debentures or interest.

(2) A dealer, dealers representative or the servants or agents of a dealer shall not as principal deal in any securities.

(3) A dealer, dealers representative or the servants or agents of a dealer shall not underwrite any issue of securities.

(4) A dealer, dealers representative or the servants or agents of a dealer shall not deal in the securities of any company in which he holds a directorship.

(5) No engineer, chemist, geologist, accountant, attorney or counsel or other professional adviser to or employee of the issuer of securities shall deal in the securities of any company to which he is adviser or by which he is employed.

Penalty: Ten thousand dollars or imprisonment for five years or both.

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

Committee divided.

AYES, 48

Mr Askin	Mr Fischer	Mr Morton
Mr Barraclough	Mr Fisher	Mr Mutton
Mr Beale	Mr Freudenstein	Mr Osborne
Mr Brewer	Mr Griffith	Mr Punch
Mr Brown	Mr Healey	Mr Ruddock
Mr Bruxner	Mr Hughes	Mr Singleton
Mr Cameron	Mr Hunter	Mr Stephens
Mr Chaffey	Mr Jago	Mr Taylor
Mr Clough	Mr Lewis	Mr Viney
Mr Coates	Mr McCaw	Mr Waddy
Mr Coleman	Mr McGinty	Mr Walker
Mr Cowan	Mr Mackie	Mr Willis
Mr Crawford	Mr Maddison	
Mr Cutler	Mr Mason	<i>Tellers,</i>
Mr Deane	Mr Mauger	
Mr Duncan	Mr Mead	Mr Doyle
Mr Fife	Mr Morris	Mr Jackett

NOES, 44

Mr Bannon	Mr Gordon	Mr Petersen
Mr Barnier	Mr Hills	Mr Quinn
Mr Bedford	Mr M. L. Hunter	Mr Ramsay
Mr Booth	Mr Jackson	Mr Renshaw
Mr Cahill	Mr Johnstone	Mr Ryan
Mr Coady	Mr Jones	Mr Sheahan
Mr Cox	Mr Kearns	Mr Sloss
Mr Crabtree	Mr L. B. Kelly	Mr Southee
Mr Day	Mr R. J. Kelly	Mr Stewart
Mr Degen	Mr Mahoney	Mr K. J. Stewart
Mr Durick	Mr Mallam	Mr Wade
Mr Earl	Mr Mulock	Mr F. J. Walker
Mr Einfeld	Mr Nott	<i>Tellers,</i>
Mr Ferguson	Mr O'Connell	Mr Haigh
Mr Flaherty	Mr Paciullo	Mr Jensen

Words stand.

Amendment negated.

No. 3.

SAME BILL.—

Same Clause—

1 20L. (1) Except to the extent that the regulations otherwise prescribe, a person shall not sell securities unless, at the time he sells them—

(a) he has or, where he is selling as agent, his principal has; or

5 (b) he reasonably and honestly believes that he has or, where he is selling as agent, that his principal has,

a presently exercisable and unconditional right to vest the securities in the purchaser thereof.

1 Penalty: For a first offence, two thousand dollars or imprisonment
for six months and, on conviction on indictment of any
subsequent offence, four thousand dollars or imprisonment
for two years, or both.

5 (2) For the purposes of subsection one of this section—

- (a) a person shall be deemed to be selling securities if he—
- (i) purports to sell the securities;
 - (ii) offers to sell the securities;
 - (iii) holds himself out as entitled to sell the securities; or
 - 10 (iv) instructs a dealer to sell the securities;
- (b) a person who, at a particular time has a presently exercisable
and unconditional right to have securities vested in himself
or in accordance with his directions shall be deemed to have
at that time a presently exercisable and unconditional right
15 to vest the securities in a purchaser thereof; and
- (c) a right of a person to vest securities in a purchaser thereof
shall not be deemed not to be unconditional by reason only
of the fact that the securities are charged or pledged in
favour of some other person to secure the repayment of
20 money.

Question again proposed—That the clause, as read, stand part of the Bill.

Motion made (*Mr Einfeld*) to leave out all words on lines 1 to 8 inclusive,
page 4, with a view of inserting the following words:

“A person shall not—

- (a) as principal, instruct a dealer to sell securities of which that
person is not and is not entitled to become, the holder; or
- (b) as agent, instruct a dealer to sell securities of which to that
person’s knowledge his principal is not and is not entitled
to become, the holder.”

[*Read.*]

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

Committee divided.

AYES, 48

Mr Askin	Mr Fischer	Mr Morton
Mr Beale	Mr Fisher	Mr Mutton
Mr Brewer	Mr Freudenstein	Mr Osborne
Mr Brown	Mr Griffith	Mr Punch
Mr Bruxner	Mr Healey	Mr Ruddock
Mr Cameron	Mr Hughes	Mr Singleton
Mr Chaffey	Mr Hunter	Mr Stephens
Mr Clough	Mr Jackett	Mr Taylor
Mr Coates	Mr Jago	Mr Vincey
Mr Coleman	Mr Lewis	Mr Waddy
Mr Cowan	Mr McCaw	Mr Walker
Mr Crawford	Mr McGinty	Mr Willis
Mr Cutler	Mr Mackie	
Mr Deane	Mr Maddison	<i>Tellers,</i>
Mr Doyle	Mr Mauger	
Mr Duncan	Mr Mead	Mr Barraclough
Mr Fife	Mr Morris	Mr Mason

NOES, 45

Mr Bannon	Mr M. L. Hunter	Mr Quinn
Mr Barnier	Mr Jackson	Mr Ramsay
Mr Bedford	Mr Jensen	Mr Renshaw
Mr Cahill	Mr Johnstone	Mr Ryan
Mr Coady	Mr Jones	Mr Sheahan
Mr Cox	Mr Kearns	Mr Sloss
Mr Crabtree	Mr L. B. Kelly	Mr Southee
Mr Day	Mr R. J. Kelly	Mr Stewart
Mr Degen	Mr Mahoney	Mr K. J. Stewart
Mr Durick	Mr Mallam	Mr Wade
Mr Earl	Mr Mulock	Mr F. J. Walker
Mr Einfeld	Mr Neilly	
Mr Flaherty	Mr Nott	<i>Tellers,</i>
Mr Gordon	Mr O’Connell	
Mr Haigh	Mr Paciullo	Mr Booth
Mr Hills	Mr Petersen	Mr Ferguson

Words stand.

Amendment negatived.

Clause, as read, agreed to.

And the remaining clauses having been dealt with—

Mr Darby, Temporary Chairman, left the Chair to report the Bill without amendment.

THURSDAY, 22 APRIL, 1971

No. 4.

PUBLIC SERVICE AND OTHER STATUTORY BODIES (EXTENDED LEAVE) AMENDMENT BILL.—

Clause 1 having been dealt with—

1 Clause 2. The Public Service (Amendment) Act, 1919, is amended— Amendment
of Act No.
43, 1919.

(a) * * * * *

5 (b) by inserting in subsection three of the same section after the words "for any reason" the words "other than the officer's serious and wilful misconduct".

[Read.]

Question proposed—That the clause, as read, stand part of the Bill.

Motion made (*Mr F. J. Walker*) to leave out all words on lines 3 to 5 inclusive.

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

Committee divided.

AYES, 48

Mr Askin	Mr Duncan	Mr Mead
Mr Barraclough	Mr Fife	Mr Morris
Mr Beale	Mr Fischer	Mr Morton
Mr Brewer	Mr Fisher	Mr Mutton
Mr Brown	Mr Freudenstein	Mr Osborne
Mr Bruxner	Mr Griffith	Mr Singleton
Mr Cameron	Mr Hughes	Mr Stephens
Mr Chaffey	Mr Hunter	Mr Taylor
Mr Clough	Mr Jackett	Mr Viney
Mr Coates	Mr Jago	Mr Waddy
Mr Coleman	Mr Lewis	Mr Walker
Mr Cowan	Mr McCaw	Mr Willis
Mr Crawford	Mr McGinty	
Mr Cutler	Mr Mackie	<i>Tellers,</i>
Mr Darby	Mr Maddison	
Mr Deane	Mr Mason	Mr Healey
Mr Doyle	Mr Mauger	Mr Ruddock

NOES, 44

Mr Bannon	Mr Gordon	Mr O'Connell
Mr Barnier	Mr Haigh	Mr Paciullo
Mr Bedford	Mr Hills	Mr Petersen
Mr Booth	Mr M. L. Hunter	Mr Ramsay
Mr Cahill	Mr Jackson	Mr Renshaw
Mr Coady	Mr Jensen	Mr Ryan
Mr Cox	Mr Johnstone	Mr Sheahan
Mr Crabtree	Mr Jones	Mr Sloss
Mr Day	Mr Kearns	Mr Southee
Mr Degen	Mr L. B. Kelly	Mr Stewart
Mr Durick	Mr R. J. Kelly	Mr Wade
Mr Earl	Mr Mahoney	Mr F. J. Walker
Mr Einfeld	Mr Mallam	<i>Tellers,</i>
Mr Ferguson	Mr Mulock	Mr Quinn
Mr Flaherty	Mr Nott	Mr Stewart

Words stand.

Amendment negatived.

Clause, as read, agreed to.

And the remaining clauses having been dealt with—

The Chairman left the Chair to report the Bill without amendment.

D. L. WHEELER,
Acting Clerk-Assistant.

1971

LEGISLATIVE ASSEMBLY
NEW SOUTH WALES

No. 2

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE

(EXTRACTED FROM THE MINUTES)

TUESDAY, 27 APRIL, 1971

No. 1.

COSTS IN CRIMINAL CASES (AMENDMENT) BILL.—

Clause 1 having been dealt with—

1 Clause 2. The Costs in Criminal Cases Act, 1967, is amended by inserting Amendment
next after section three the following new section:— 13, 1967.
New sec.
3A.

5 3A. (1) For the purpose of determining whether or not to grant a certificate under section two of this Act in relation to any proceedings, the reference in paragraph (a) of subsection one of section three of this Act to all the relevant facts is a reference to such of the relevant facts as were established in those proceedings together with such further relevant facts as the defendant, on the application for the certificate, has established to the satisfaction of the Court or Judge or Justice or Justices. Evidence of further relevant facts may be adduced.

10 (2) Where, on an application for a certificate under section two of this Act in relation to any proceedings, the defendant adduces evidence to establish further relevant facts that were not established in those proceedings, the Court or Judge or Justice or Justices to which or to whom the application is made may—

15 (a) order that leave be given to the prosecutor in those proceedings or, in the absence of the prosecutor, to any person authorised to represent the Minister on the application, to comment on the evidence of those further relevant facts; and

20 (b) if it, he or they think it desirable to do so after taking into consideration any such comments, order that leave be given to the prosecutor or to the person representing the Minister to examine any witness giving evidence for the applicant or to adduce evidence tending to show why the certificate applied for should not be granted and adjourn the application so that that evidence may be adduced.

25

[Read.]

Question proposed—That the clause, as read, stand part of the Bill.

Motion made (*Mr Einfeld*) to leave out all words on lines 16 to 20 inclusive.

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

Committee divided.

Ayes, 47

Mr Askin
Mr Barraclough
Mr Beale
Mr Brewer
Mr Brown
Mr Cameron
Mr Chaffey
Mr Clough
Mr Coates
Mr Cowan
Mr Crawford
Mr Cutler
Mr Darby
Mr Deane
Mr Doyle
Mr Duncan
Mr Fife

Mr Fischer
Mr Fisher
Mr Freudenstein
Mr Griffith
Mr Healey
Mr Hughes
Mr Hunter
Mr Jackett
Mr Jago
Mr Lewis
Mr McCaw
Mr McGinty
Mr Mackie
Mr Maddison
Mr Mauger
Mr Mead
Mr Morris

Mr Morton
Mr Mutton
Mr Osborne
Mr Ruddock
Mr Singleton
Mr Stephens
Mr Taylor
Mr Viney
Mr Waddy
Mr Walker
Mr Willis

Tellers,

Mr Coleman
Mr Mason

Noes, 45

Mr Bannon
Mr Barnier
Mr Booth
Mr Cahill
Mr Coady
Mr Cox
Mr Crabtree
Mr Day
Mr Degen
Mr Durick
Mr Earl
Mr Einfeld
Mr Ferguson
Mr Flaherty
Mr Gordon
Mr Haigh

Mr Hills
Mr M. L. Hunter
Mr Jackson
Mr Jensen
Mr Johnstone
Mr Jones
Mr L. B. Kelly
Mr R. J. Kelly
Mr Mahoney
Mr Mallam
Mr Mulock
Mr Neilly
Mr Nott
Mr O'Connell
Mr Paciullo
Mr Petersen

Mr Quinn
Mr Ramsay
Mr Renshaw
Mr Ryan
Mr Sheahan
Mr Sloss
Mr Southee
Mr Stewart
Mr K. J. Stewart
Mr Wade
Mr F. J. Walker

Tellers,

Mr Bedford
Mr Kearns

Words stand.

Amendment negatived.

No. 2.

SAME BILL.—

Same Clause—

Question again proposed—That the clause, as read, stand part of the Bill.

Motion made (*Mr Einfeld*) to leave out on lines 21 and 22, page 1, the words "if it, he or they think it desirable to do so after taking into consideration any such comments,".

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

Committee divided.

Ayes, 47

Mr Askin
Mr Barraclough
Mr Beale
Mr Brewer
Mr Brown
Mr Cameron
Mr Chaffey
Mr Clough
Mr Coates
Mr Cowan
Mr Crawford
Mr Cutler
Mr Darby
Mr Deane
Mr Doyle
Mr Duncan

Mr Fife
Mr Fischer
Mr Fisher
Mr Freudenstein
Mr Griffith
Mr Healey
Mr Hughes
Mr Hunter
Mr Jackett
Mr Jago
Mr Lewis
Mr McCaw
Mr McGinty
Mr Mackie
Mr Maddison
Mr Mauger

Mr Mead
Mr Morris
Mr Morton
Mr Mutton
Mr Osborne
Mr Ruddock
Mr Singleton
Mr Stephens
Mr Taylor
Mr Viney
Mr Waddy
Mr Walker
Mr Willis

Tellers,

Mr Coleman
Mr Mason

Noes, 45

Mr Bannon
Mr Barnier
Mr Bedford
Mr Booth
Mr Coady
Mr Cox
Mr Crabtree
Mr Day
Mr Degen
Mr Durick
Mr Earl
Mr Einfeld
Mr Ferguson
Mr Flaherty
Mr Gordon
Mr Haigh

Mr Hills
Mr M. L. Hunter
Mr Jackson
Mr Jensen
Mr Johnstone
Mr Jones
Mr Kearns
Mr L. B. Kelly
Mr R. J. Kelly
Mr Mahoney
Mr Mallam
Mr Mulock
Mr Neilly
Mr Nott
Mr O'Connell
Mr Paciullo

Mr Petersen
Mr Quinn
Mr Renshaw
Mr Ryan
Mr Sheahan
Mr Sloss
Mr Southee
Mr K. J. Stewart
Mr Stewart
Mr Wade
Mr F. J. Walker

Tellers,

Mr Cahill
Mr Ramsay

Words stand.

Amendment negatived.

No. 3.

SAME BILL.—

Same Clause—

Question again proposed—That the clause, as read, stand part of the Bill.

Motion made (*Mr Einfeld*) to leave out all words on line 24, page 1.

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

Committee divided.

Ayes, 47

Mr Askin	Mr Fife	Mr Mead
Mr Barraclough	Mr Fischer	Mr Morris
Mr Beale	Mr Fisher	Mr Morton
Mr Brewer	Mr Freudenstein	Mr Mutton
Mr Brown	Mr Griffith	Mr Osborne
Mr Cameron	Mr Healey	Mr Ruddock
Mr Chaffey	Mr Hughes	Mr Singleton
Mr Clough	Mr Hunter	Mr Stephens
Mr Coates	Mr Jackett	Mr Taylor
Mr Cowan	Mr Jago	Mr Viney
Mr Crawford	Mr Lewis	Mr Waddy
Mr Cutler	Mr McCaw	Mr Walker
Mr Darby	Mr McGinty	Mr Willis
Mr Deane	Mr Mackie	<i>Tellers,</i>
Mr Doyle	Mr Maddison	Mr Coleman
Mr Duncan	Mr Mauger	Mr Mason

Noes, 45

Mr Bannon	Mr Hills	Mr Petersen
Mr Barnier	Mr M. L. Hunter	Mr Quinn
Mr Bedford	Mr Jackson	Mr Renshaw
Mr Booth	Mr Jensen	Mr Ryan
Mr Coady	Mr Johnstone	Mr Sheahan
Mr Cox	Mr Jones	Mr Sloss
Mr Crabtree	Mr Kearns	Mr Southee
Mr Day	Mr L. B. Kelly	Mr Stewart
Mr Degen	Mr R. J. Kelly	Mr K. J. Stewart
Mr Durick	Mr Mahoney	Mr Wade
Mr Earl	Mr Mallam	Mr F. J. Walker
Mr Einfeld	Mr Mulock	<i>Tellers,</i>
Mr Ferguson	Mr Neilly	Mr Cahill
Mr Flaherty	Mr Nott	Mr Ramsay
Mr Gordon	Mr O'Connell	
Mr Haigh	Mr Paciullo	

*Words stand.**Amendment negatived.*

No. 4.

SAME BILL.—

Same Clause—

Question again proposed—That the clause, as read, stand part of the Bill.

Motion made (*Mr Einfeld*) to add the following words after line 27, page 1.

(c) the defendant may cross-examine on any evidence adduced pursuant to paragraph (b) of subsection (2) of section 3A of this Act and call evidence in reply thereto.

(3) In any application for the grant of a certificate under section 2 of this Act the prosecutor or the person representing the Minister shall bear the onus of proving that the certificate should not be granted.

(4) The Court or Judge or Justice or Justices after hearing all the evidence adduced in the proceedings and in the application for a certificate shall grant the certificate unless it, he or they are of the opinion that despite the defendant's acquittal or discharge, the dismissal of the information or complaint, or the quashing of any conviction on Appeal, it would be manifestly and wholly unjust unreasonable and contrary to the public interest to do so.

Question put—That the words proposed to be added be so added.

Committee divided.

Ayes, 45

Mr Bannon	Mr Haigh	Mr Petersen
Mr Barnier	Mr Hills	Mr Quinn
Mr Bedford	Mr M. L. Hunter	Mr Ramsay
Mr Booth	Mr Jackson	Mr Renshaw
Mr Cahill	Mr Jensen	Mr Ryan
Mr Coady	Mr Johnstone	Mr Sheahan
Mr Cox	Mr Jones	Mr Sloss
Mr Crabtree	Mr Kearns	Mr Southee
Mr Day	Mr L. B. Kelly	Mr Stewart
Mr Degen	Mr R. J. Kelly	Mr K. J. Stewart
Mr Durick	Mr Mahoney	Mr Wade
Mr Earl	Mr Mallam	
Mr Einfeld	Mr Neilly	<i>Tellers,</i>
Mr Ferguson	Mr Nott	
Mr Flaherty	Mr O'Connell	Mr Mulock
Mr Gordon	Mr Paciullo	Mr F. J. Walker

Noes, 47

Mr Askin	Mr Fife	Mr Mead
Mr Barraclough	Mr Fischer	Mr Morris
Mr Beale	Mr Fisher	Mr Morton
Mr Brewer	Mr Freudenstein	Mr Mutton
Mr Brown	Mr Griffith	Mr Osborne
Mr Cameron	Mr Healey	Mr Ruddock
Mr Chaffey	Mr Hughes	Mr Singleton
Mr Clough	Mr Hunter	Mr Stephens
Mr Coates	Mr Jackett	Mr Taylor
Mr Cowan	Mr Jago	Mr Viney
Mr Crawford	Mr Lewis	Mr Waddy
Mr Cutler	Mr McCaw	Mr Walker
Mr Darby	Mr McGinty	Mr Willis
Mr Deane	Mr Mackie	<i>Tellers,</i>
Mr Doyle	Mr Maddison	Mr Coleman
Mr Duncan	Mr Mauger	Mr Mason

Proposed addition of words negatived.

And the Committee continuing to sit after Midnight—

WEDNESDAY, 28 APRIL, 1971, A.M.

Clause, as read, agreed to.

And the remaining Clauses and Schedules having been dealt with.

Mr Bruxner, Temporary Chairman, left the Chair to report the Bill without amendment.

D. L. WHEELER,
Acting Clerk-Assistant.

1971

LEGISLATIVE ASSEMBLY
NEW SOUTH WALES

No. 3

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE

(EXTRACTED FROM THE MINUTES)

TUESDAY, 4 MAY, 1971

No. 1.

COAL AND OIL SHALE MINE WORKERS (SUPERANNUATION) AMENDMENT BILL.—

Clauses 1 to 9 having been dealt with—

1 Clause 10. The Principal Act is further amended by inserting next Further
after Part IVA the following new Part:— amendment
of Act No.
45, 1941.

New Part
IVB.

PART IVB.

REFUND OF MINE WORKERS' CONTRIBUTIONS

5 19I. In this Part, "contributions" means contributions paid to the Interpreta-
Fund by a mine worker and includes contributions paid in pursuance tion.
of a term or condition subject to which a permit under section 2E of
this Act was issued.

10 19J. (1) Subject to this Part, where a mine worker's engagement in Refund.
the coal or oil shale mining industries has been terminated and the
Tribunal is satisfied—

(a) that it was so terminated—

15 (i) by reason of his attaining the age at which he is obliged
to retire under this Act or by reason of his retirement
upon attaining an age at which he may retire under this
Act;

(ii) by reason of retrenchment or cavil out, slackness of trade
or act of God (including fire or flood) or by reason of
his illhealth; or

20 (iii) by reason of his death; and

(b) that neither he nor any other person is eligible for a pension
under this Act consequent upon that termination of his engage-
ment or on his death, as the case may be,

25 the Tribunal shall refund to him or to his personal representatives, or
failing them, to such person (if any) as the Tribunal may determine,
an amount equal to the total amount of the mine worker's contributions
paid to the Fund in respect of any period before that termination of his
engagement.

[Read.]

Question proposed—That the clause, as read, stand part of the Bill.

Motion made (*Mr Petersen*) to leave out all words on page 1, after the word “terminated” on line 10 down to and including the word “and” on line 23.

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

Committee divided.

Ayes, 47

Mr Askin	Mr Fife	Mr Mauger
Mr Barraclough	Mr Fischer	Mr Mead
Mr Beale	Mr Fisher	Mr Morris
Mr Brewer	Mr Freudenstein	Mr Morton
Mr Brown	Mr Griffith	Mr Mutton
Mr Cameron	Mr Hughes	Mr Osborne
Mr Chaffey	Mr Hunter	Mr Ruddock
Mr Clough	Mr Jackett	Mr Singleton
Mr Coleman	Mr Jago	Mr Stephens
Mr Cowan	Mr Lawson	Mr Taylor
Mr Crawford	Mr Lewis	Mr Waddy
Mr Cutler	Mr McCaw	Mr Walker
Mr Darby	Mr McGinty	Mr Willis
Mr Deane	Mr Mackie	<i>Tellers.</i>
Mr Doyle	Mr Maddison	Mr Healey
Mr Duncan	Mr Mason	Mr Viney

Noes, 42

Mr Bannon	Mr Gordon	Mr Petersen
Mr Barnier	Mr Hills	Mr Ramsay
Mr Bedford	Mr M. L. Hunter	Mr Renshaw
Mr Booth	Mr Jackson	Mr Sheahan
Mr Cahill	Mr Jensen	Mr Sloss
Mr Coady	Mr Johnstone	Mr Southec
Mr Cox	Mr Jones	Mr Stewart
Mr Crabtree	Mr Kearns	Mr K. J. Stewart
Mr Day	Mr L. B. Kelly	Mr Wade
Mr Degen	Mr R. J. Kelly	Mr F. J. Walker
Mr Durick	Mr Mahoney	<i>Tellers.</i>
Mr Farl	Mr Mallam	
Mr Einfeld	Mr Mulock	
Mr Ferguson	Mr Neilly	Mr Paciullo
Mr Flaherty	Mr Nott	Mr Quinn

Words stand.

Amendment negatived.

Clause, as read, agreed to.

No. 2.

SAME BILL.—

Clause 11 having been dealt with—

1 Clause 12. The Principal Act is further amended by inserting next after Part Further
 V of the following new Schedule:— amendment
 of Act No.
 45, 1941.

SCHEDULE.

5	FIRST COLUMN.	SECOND COLUMN.	THIRD COLUMN.
	Item.	Description of Person.	Amount of Pension or Addition.
10	1	A person who is in receipt of, or eligible to receive, a pension under section 6, 6B, 7 or 8 or who becomes eligible therefor.	\$ 20.25
15	2	A person who is in receipt of, or eligible to receive, an addition under paragraph (a) or (c) of subsection (1) of section 9, whether by virtue of the operation of subsection (1) of section 10A or otherwise, or who becomes eligible therefor.	15.25
20	3	A person— (a) who is in receipt of, or eligible to receive, an addition under paragraph (b) of subsection (1), or subsection (2), (3), (4) or (6) of section 9, or who becomes eligible therefor; or	2.50
25			

New Schedule. Secs. 10EA, 10F.

FIRST COLUMN.	SECOND COLUMN.	THIRD COLUMN.
Item.	Description of Person.	Amount of Pension or Addition.
3 (contd.)	(b) who is in receipt of, or eligible to receive, a pension equal to an addition referred to in paragraph (a) hereof by virtue of subsection (1) or (1F) of section 10 or who becomes eligible therefor.	\$
4	A person— (a) who is in receipt of, or eligible to receive, an addition under paragraph (d) of subsection (1) of section 9 or who becomes eligible therefor; or (b) who is in receipt of, or eligible to receive, a pension equal to an addition referred to in paragraph (a) hereof by virtue of subsection (1) or (1F) of section 10 or who becomes eligible therefor.	0.85

[Read.]

Question proposed, That the clause, as read, stand part of the Bill.

Motion made (*Mr Petersen*) to leave out the figures "15.25" on line 14, page 2, with a view of inserting the figures "17.25".

Question put—That the figures proposed to be left out stand.

Committee divided.

Ayes, 46

Mr Askin	Mr Fife	Mr Mauger
Mr Barraclough	Mr Fischer	Mr Mead
Mr Beale	Mr Fisher	Mr Morris
Mr Brewer	Mr Freudenstein	Mr Morton
Mr Brown	Mr Griffith	Mr Mutton
Mr Cameron	Mr Hughes	Mr Osborne
Mr Chaffey	Mr Hunter	Mr Ruddock
Mr Clough	Mr Jackett	Mr Singleton
Mr Coleman	Mr Jago	Mr Stephens
Mr Cowan	Mr Lawson	Mr Taylor
Mr Crawford	Mr Lewis	Mr Waddy
Mr Cutler	Mr McCaw	Mr Walker
Mr Darby	Mr McGinty	
Mr Deane	Mr Mackie	<i>Tellers,</i>
Mr Doyle	Mr Maddison	Mr Healey
Mr Duncan	Mr Mason	Mr Viney

Noes, 42

Mr Bannon	Mr Gordon	Mr Petersen
Mr Barnier	Mr Hills	Mr Ramsay
Mr Bedford	Mr M. L. Hunter	Mr Renshaw
Mr Booth	Mr Jackson	Mr Sheahan
Mr Cahill	Mr Jensen	Mr Sloss
Mr Coady	Mr Johnstone	Mr Southee
Mr Cox	Mr Jones	Mr Stewart
Mr Crabtree	Mr Kearns	Mr K. J. Stewart
Mr Day	Mr L. B. Kelly	Mr Wade
Mr Degen	Mr R. J. Kelly	Mr F. J. Walker
Mr Durick	Mr Mahoney	
Mr Earl	Mr Mallam	<i>Tellers,</i>
Mr Einfeld	Mr Mulock	Mr Paciullo
Mr Ferguson	Mr Neilly	Mr Quinn
Mr Flaherty	Mr Nott	

Figures stand.

Amendment negatived.

No. 3.

SAME BILL.—

Same Clause.

Question again proposed, That the clause, as read, stand part of the Bill.

Mr Griffith moved, That the Question be now put.

Question put—"That the Question be now put."

Committee divided.

Ayes, 47

Mr Askin	Mr Fife	Mr Mauger
Mr Barraclough	Mr Fischer	Mr Mead
Mr Beale	Mr Fisher	Mr Morris
Mr Brewer	Mr Freudenstein	Mr Morton
Mr Brown	Mr Griffith	Mr Mutton
Mr Cameron	Mr Hughes	Mr Osborne
Mr Chaffey	Mr Hunter	Mr Ruddock
Mr Clough	Mr Jackett	Mr Singleton
Mr Coleman	Mr Jago	Mr Stephens
Mr Cowan	Mr Lawson	Mr Taylor
Mr Crawford	Mr Lewis	Mr Waddy
Mr Cutler	Mr McCaw	Mr Walker
Mr Darby	Mr McGinty	Mr Willis
Mr Deane	Mr Mackie	<i>Tellers,</i>
Mr Doyle	Mr Maddison	Mr Healey
Mr Duncan	Mr Mason	Mr Viney

Noes, 42

Mr Bannon	Mr Gordon	Mr Petersen
Mr Barnier	Mr Hills	Mr Ramsay
Mr Bedford	Mr M. L. Hunter	Mr Renshaw
Mr Booth	Mr Jackson	Mr Sheahan
Mr Cahill	Mr Jensen	Mr Sloss
Mr Coady	Mr Johnstone	Mr Southee
Mr Cox	Mr Jones	Mr Stewart
Mr Crabtree	Mr Kearns	Mr K. J. Stewart
Mr Day	Mr L. B. Kelly	Mr Wade
Mr Degen	Mr R. J. Kelly	Mr F. J. Walker
Mr Durick	Mr Mahoney	<i>Tellers,</i>
Mr Earl	Mr Mallam	
Mr Einfeld	Mr Mulock	
Mr Ferguson	Mr Neilly	Mr Paciullo
Mr Flaherty	Mr Nott	Mr Quinn

And there being the necessary number in the majority—

Question—That the clause, as read, stand part of the Bill—agreed to.

Mr Bruxner, Temporary Chairman, left the Chair to report the Bill with an amendment.

WEDNESDAY, 5 MAY, 1971

No. 4.

BUILDERS LICENSING BILL.—

Clauses 1 to 22 having been dealt with—

- 1 Clause 23. The holder of a licence is guilty of improper conduct if— **Improper
conduct.**
- (a) he commits an offence against this Act or the regulations, whether or not he has been convicted of the offence;
- 5 (b) without reasonable cause, he commits a breach of any provision of a contract to carry out building work;
- (c) in the course of carrying out any building work, he fails to comply with the requirements of any Act, regulation, by-law, ordinance or rule with respect to that building work;
- 10 (d) he fails or refuses to comply with an award made on the arbitration of a dispute arising under a contract for the carrying out of building work;
- (e) he commits any fraud or makes any misrepresentation in connection with any contract for the carrying out of building work or the sale of any dwelling; or
- 15 (f) he is convicted of an offence under the Workers' Compensation Act, 1926, or any regulations made under that Act.

[Read.]

Question proposed, That the clause, as read, stand part of the Bill.

Amendment (*Mr Mahony*) to insert after line 16, page 4, the following new paragraph:

(g) he is convicted of a breach of an industrial award or agreement.

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

Committee divided.

Ayes, 43

Mr Bannon	Mr Haigh	Mr Paciullo
Mr Barnier	Mr Hills	Mr Petersen
Mr Bedford	Mr M. L. Hunter	Mr Quinn
Mr Booth	Mr Jackson	Mr Ramsay
Mr Cahill	Mr Jensen	Mr Renshaw
Mr Coady	Mr Johnstone	Mr Sheahan
Mr Cox	Mr Jones	Mr Sloss
Mr Crabtree	Mr Kearns	Mr Southee
Mr Day	Mr L. B. Kelly	Mr Stewart
Mr Degen	Mr R. J. Kelly	Mr Wade
Mr Earl	Mr Mahoney	Mr F. J. Walker
Mr Einfeld	Mr Mallam	<i>Tellers,</i>
Mr Ferguson	Mr Mulock	Mr Durick
Mr Flaherty	Mr Neilly	Mr K. J. Stewart
Mr Gordon	Mr Nott	

Noes, 47

Mr Askin	Mr Fisher	Mr Mead
Mr Beale	Mr Freudenstein	Mr Morris
Mr Brewer	Mr Griffith	Mr Morton
Mr Brown	Mr Healey	Mr Mutton
Mr Cameron	Mr Hughes	Mr Osborne
Mr Chaffey	Mr Hunter	Mr Ruddock
Mr Clough	Mr Jackett	Mr Singleton
Mr Coleman	Mr Jago	Mr Stephens
Mr Cowan	Mr Lawson	Mr Taylor
Mr Crawford	Mr Lewis	Mr Viney
Mr Cutler	Mr McCaw	Mr Waddy
Mr Darby	Mr McGinty	Mr Walker
Mr Doyle	Mr Mackie	Mr Willis
Mr Duncan	Mr Maddison	<i>Tellers,</i>
Mr Fife	Mr Mason	Mr Barraclough
Mr Fischer	Mr Mauger	Mr Deane

Proposed insertion of words negated.

No. 5.

THEATRES AND PUBLIC HALLS AND CINEMATOGRAPH FILMS (AMENDMENT)
BILL.—

Clause 1 having been dealt with—

Clause 2.

(a)	*	*	*	*
(b)	*	*	*	*
(c)	*	*	*	*
(d)	*	*	*	*
(e)	*	*	*	*
(f)	*	*	*	*

(g) by inserting next after section 26H the following new section:— New sec.
26HA.

26HA. (1) In this section, "restricted exhibition picture" means picture from a film classified in accordance with subsection two of section 26H of this Act as being for restricted exhibition. Attendance of children at restricted exhibition picture.

(2) If a person who has attained the age of six years who has not attained the age of eighteen years is present at the exhibition of a restricted exhibition picture in a theatre or public hall, the person exhibiting the picture therein is guilty of an offence against this Part in respect of each such person who is so present.

(3) A person who has attained the age of fourteen years and who has not attained the age of eighteen years is guilty of an offence against this Part if he is present at the exhibition of a restricted exhibition picture in a theatre or public hall.

* * * * *

[*Read.*]

Question proposed, That the clause, as read, stand part of the Bill.

Motion made (*Mr Jones*) to leave out the word "eighteen" on line 6, page 5, with a view of inserting the word "sixteen".

Mr Griffith moved, That the Question be now put.

Question put—That the Question be now put.

Committee divided.

Ayes, 47

Mr Askin	Mr Fischer	Mr Mead
Mr Barraclough	Mr Fisher	Mr Morris
Mr Beale	Mr Freudenstein	Mr Morton
Mr Brewer	Mr Griffith	Mr Mutton
Mr Brown	Mr Healey	Mr Osborne
Mr Cameron	Mr Hughes	Mr Ruddock
Mr Chaffey	Mr Hunter	Mr Singleton
Mr Clough	Mr Jackett	Mr Stephens
Mr Coleman	Mr Jago	Mr Taylor
Mr Cowan	Mr Lawson	Mr Viney
Mr Crawford	Mr Lewis	Mr Waddy
Mr Cutler	Mr McCaw	Mr Walker
Mr Darby	Mr McGinty	Mr Willis
Mr Deane	Mr Maddison	<i>Tellers,</i>
Mr Duncan	Mr Mason	Mr Doyle
Mr Fife	Mr Mauger	Mr Mackie

Noes, 43

Mr Bannon	Mr Haigh	Mr Paciullo
Mr Barnier	Mr Hills	Mr Petersen
Mr Bedford	Mr M. L. Hunter	Mr Quinn
Mr Booth	Mr Jackson	Mr Ramsay
Mr Cahill	Mr Jensen	Mr Renshaw
Mr Coady	Mr Johnstone	Mr Sheahan
Mr Cox	Mr Jones	Mr Sloss
Mr Crabtree	Mr Kearns	Mr Southee
Mr Degen	Mr L. B. Kelly	Mr K. J. Stewart
Mr Durick	Mr R. J. Kelly	Mr Wade
Mr Earl	Mr Mahoney	Mr F. J. Walker
Mr Einfeld	Mr Mallam	<i>Tellers,</i>
Mr Ferguson	Mr Mulock	Mr Day
Mr Flaherty	Mr Neilly	Mr Stewart
Mr Gordon	Mr Nott	

And there being the necessary number in the majority—

No. 6.

SAME BILL.—

Same clause.

Same amendment.

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

Committee divided.

Ayes, 47

Mr Askin	Mr Fisher	Mr Mead
Mr Barraclough	Mr Freudenstein	Mr Morris
Mr Beale	Mr Griffith	Mr Morton
Mr Brewer	Mr Healey	Mr Mutton
Mr Cameron	Mr Hughes	Mr Osborne
Mr Chaffey	Mr Hunter	Mr Ruddock
Mr Clough	Mr Jackett	Mr Singleton
Mr Coleman	Mr Jago	Mr Stephens
Mr Cowan	Mr Lawson	Mr Taylor
Mr Crawford	Mr Lewis	Mr Viney
Mr Cutler	Mr McCaw	Mr Waddy
Mr Darby	Mr McGinty	Mr Walker
Mr Deane	Mr Mackie	Mr Willis
Mr Doyle	Mr Maddison	<i>Tellers,</i>
Mr Duncan	Mr Mason	Mr Brown
Mr Fife	Mr Mauger	Mr Fischer

Noes, 43

Mr Bannon	Mr Hills	Mr Petersen
Mr Booth	Mr M. L. Hunter	Mr Quinn
Mr Cahill	Mr Jackson	Mr Ramsay
Mr Coady	Mr Jensen	Mr Renshaw
Mr Cox	Mr Johnstone	Mr Sheahan
Mr Crabtree	Mr Jones	Mr Sloss
Mr Day	Mr Kearns	Mr Southee
Mr Degen	Mr L. B. Kelly	Mr Stewart
Mr Durick	Mr R. J. Kelly	Mr K. J. Stewart
Mr Earl	Mr Mahoney	Mr Wade
Mr Einfeld	Mr Mallam	Mr F. J. Walker
Mr Ferguson	Mr Mullock	<i>Tellers,</i>
Mr Flaherty	Mr Neilly	Mr Barnier
Mr Gordon	Mr Nott	Mr Bedford
Mr Haigh	Mr Paciullo	

Words stand.

Amendment negatived.

No. 7.

SAME BILL.—

Same clause.

Question again proposed, That the clause, as read, stand part of the Bill.

Mr Griffith moved, That the Question be now put.

Question put—That the Question be now put.

Committee divided.

Ayes, 47

Mr Askin	Mr Fischer	Mr Mauger
Mr Barraclough	Mr Fisher	Mr Mead
Mr Beale	Mr Freudenstein	Mr Morris
Mr Brewer	Mr Griffith	Mr Morton
Mr Cameron	Mr Healey	Mr Mutton
Mr Chaffey	Mr Hughes	Mr Osborne
Mr Clough	Mr Hunter	Mr Ruddock
Mr Coleman	Mr Jackett	Mr Stephens
Mr Cowan	Mr Jago	Mr Taylor
Mr Crawford	Mr Lawson	Mr Viney
Mr Cutler	Mr Lewis	Mr Waddy
Mr Darby	Mr McCaw	Mr Walker
Mr Deane	Mr McGinty	Mr Willis
Mr Doyle	Mr Mackie	<i>Tellers,</i>
Mr Duncan	Mr Maddison	Mr Brown
Mr Fife	Mr Mason	Mr Singleton

Noes, 43

Mr Bannon	Mr Hills	Mr Petersen
Mr Booth	Mr M. L. Hunter	Mr Quinn
Mr Cahill	Mr Jackson	Mr Ramsay
Mr Coady	Mr Jensen	Mr Renshaw
Mr Cox	Mr Johnstone	Mr Sheahan
Mr Crabtree	Mr Jones	Mr Sloss
Mr Day	Mr Kearns	Mr Southee
Mr Degen	Mr L. B. Kelly	Mr Stewart
Mr Durick	Mr R. J. Kelly	Mr K. J. Stewart
Mr Earl	Mr Mahoney	Mr Wade
Mr Einfeld	Mr Mallam	Mr F. J. Walker
Mr Ferguson	Mr Mulock	<i>Tellers,</i>
Mr Flaherty	Mr Neilly	Mr Barnier
Mr Gordon	Mr Nott	Mr Bedford
Mr Haigh	Mr Paciullo	

And there being the necessary number in the majority—

Clause, as read, agreed to.

And the remaining clause having been dealt with—

Mr Bruxner, Temporary Chairman, left the Chair to report the Bill without amendment.

THURSDAY, 6 MAY, 1971

No. 8.

CROWN LANDS (AMENDMENT) BILL.—

Clauses 1 and 2 having been dealt with—

1 Clause 3. (1) The Crown Lands Consolidation Act, 1913, is further amended— Further amendment of Act No. 7, 1913.

(a) by inserting at the end of subsection four of section sixty-three the following proviso:— Sec. 63.

5 Provided further in respect of auction sales notified after the commencement of the Crown Lands (Amendment) Act, 1971, deferred payments on auction sales pursuant to any such notification shall bear interest at the rate which at the time of such (Sale by auction of Crown lands.)

1 notification is the prescribed rate. The prescribed rate shall be
six and three-quarters per centum per annum or, where some
other rate is prescribed, that other rate.

5 (b) by inserting in section sixty-four after the words "of any other area." the following new paragraph:—

In respect of any sale under this section where the application for the land the subject of that sale is made by the applicant and approved by the Minister after the commencement of the Crown Lands (Amendment) Act, 1971, deferred payments on the balance of purchase money shall bear interest at the rate which at the time of such application is the prescribed rate. The prescribed rate shall be six and three-quarters per centum per annum or, where some other rate is prescribed, that other rate. This provision shall apply to the interest payable on a sale under this section of land which has been notified for sale under section sixty-three of this Act before the commencement of the Crown Lands (Amendment) Act, 1971, as well as to land so notified after such commencement.

Sec. 64.
(Crown lands not sold at auction; purchase after auction.)

* * * * *

[Read]

Question put, That the clause, as read, stand part of the Bill.

The Committee divided.

Ayes, 46

Mr Askin	Mr Fischer	Mr Morris
Mr Barraclough	Mr Fisher	Mr Morton
Mr Beale	Mr Freudenstein	Mr Mutton
Mr Brewer	Mr Griffith	Mr Osborne
Mr Brown	Mr Hughes	Mr Ruddock
Mr Chaffey	Mr Hunter	Mr Singleton
Mr Clough	Mr Jackett	Mr Stephens
Mr Coleman	Mr Jago	Mr Taylor
Mr Cowan	Mr Lewis	Mr Viney
Mr Crawford	Mr McCaw	Mr Waddy
Mr Cutler	Mr McGinty	Mr Walker
Mr Darby	Mr Mackie	Mr Willis
Mr Deane	Mr Maddison	<i>Tellers,</i>
Mr Doyle	Mr Mason	
Mr Duncan	Mr Mauger	Mr Cameron
Mr Fife	Mr Mead	Mr Healey

Noes, 41

Mr Bannon	Mr Haigh	Mr Paciullo
Mr Barnier	Mr Hills	Mr Petersen
Mr Bedford	Mr M. L. Hunter	Mr Quinn
Mr Booth	Mr Jackson	Mr Ramsay
Mr Coady	Mr Jensen	Mr Renshaw
Mr Cox	Mr Johnstone	Mr Sloss
Mr Crabtree	Mr Jones	Mr Southee
Mr Day	Mr Kearns	Mr Stewart
Mr Degen	Mr R. J. Kelly	Mr K. J. Stewart
Mr Durick	Mr Mahoney	Mr Wade
Mr Earl	Mr Mallam	Mr F. J. Walker
Mr Einfeld	Mr Mulock	<i>Tellers,</i>
Mr Ferguson	Mr Neilly	Mr Cahill
Mr Flaherty	Mr Nott	Mr Gordon

Agreed to.

Mr Bruxner, Temporary Chairman, left the Chair to report the Bill without amendment.

No. 9.

LAND AGGREGATION TAX MANAGEMENT BILL.—

Consideration of Legislative Council's amendment—

1 Clause 8. (1) Subject to the provisions of this Act, aggregation tax at such
rates, as may be fixed by any Act, shall be assessed in respect of any
taxing year on any person who at midnight on the day upon which
that year ends owns any land used for primary production during that
5 year (excluding land that is not to be taken into account for the purpose
of assessing such tax) where that land—

- (a) is situated in New South Wales;
(b) comprises wholly or in part de-restricted title land; and

Assessment
of aggrega-
tion tax.

1 (c) the assessable value of that land exceeds the prescribed amount,
and the tax shall be so assessed on—

(d) the assessable value of the de-restricted title land so owned by
him; or

5 (e) such part of the assessable value of the de-restricted title land so
owned by him as is equal to the amount by which the assessable
value, or the aggregate of the assessable values, of the land so
owned by him exceeds the prescribed amount,

whichever is the less.

10 (2) In subsection one of this section, "the prescribed amount"
means—

(a) in the case where the land owned as referred to in that subsection
is owned by a trustee who is required to be assessed for aggrega-
tion tax in accordance with the provisions of section twenty-three
15 of this Act and that trustee holds that land as a trustee for equit-
able owners of that land—an amount equal to the product of the
amount fixed by or under paragraph (b) of this subsection
multiplied by the number of those equitable owners; or

(b) in any other case, where an amount—

20 (i) has not been prescribed for the purposes of this paragraph
—the amount of one hundred and fifty thousand dollars; or

(ii) has been so prescribed—the amount so prescribed.

* * * * *

[Read.]

Question put, That the Legislative Council's amendment be agreed to.

Committee divided.

Ayes, 46

Mr Askin	Mr Fife	Mr Morris
Mr Barraclough	Mr Fischer	Mr Morton
Mr Beale	Mr Fisher	Mr Mutton
Mr Brewer	Mr Freudenstein	Mr Osborne
Mr Brown	Mr Griffith	Mr Ruddock
Mr Cameron	Mr Healey	Mr Singleton
Mr Chaffey	Mr Hughes	Mr Stephens
Mr Clough	Mr Hunter	Mr Taylor
Mr Coleman	Mr Jago	Mr Viney
Mr Cowan	Mr Lewis	Mr Waddy
Mr Crawford	Mr McCaw	Mr Walker
Mr Cutler	Mr McGinty	Mr Willis
Mr Darby	Mr Mackie	<i>Tellers,</i>
Mr Deane	Mr Maddison	Mr Jackett
Mr Doyle	Mr Mason	Mr Mead
Mr Duncan	Mr Mauger	

Noes, 42

Mr Bannon	Mr Hills	Mr Petersen
Mr Barnier	Mr M. L. Hunter	Mr Quinn
Mr Bedford	Mr Jackson	Mr Ramsay
Mr Booth	Mr Jensen	Mr Renshaw
Mr Coady	Mr Johnstone	Mr Sloss
Mr Cox	Mr Jones	Mr Southee
Mr Crabtree	Mr Kearns	Mr Stewart
Mr Day	Mr L. B. Kelly	Mr K. J. Stewart
Mr Degen	Mr R. J. Kelly	Mr Wade
Mr Durick	Mr Mahoney	Mr F. J. Walker
Mr Earl	Mr Mallam	<i>Tellers,</i>
Mr Einfeld	Mr Mulock	Mr Cahill
Mr Ferguson	Mr Neilly	Mr Haigh
Mr Flaherty	Mr Nott	
Mr Gordon	Mr Paciullo	

Agreed to.

Mr Bruxner, Temporary Chairman, left the Chair to report that the Com-
mittee had agreed to the Legislative Council's amendment.

No. 10.

SECURITIES INDUSTRY (AMENDMENT) BILL.—

Consideration of Legislative Council's amendments—

Question proposed, That the Legislative Council's amendments be agreed to.

Mr Griffith moved, That the Question be now put.

Question put—"That the Question be now put".

Committee divided.

Ayes, 46

Mr Askin	Mr Fife	Mr Morris
Mr Barraclough	Mr Fischer	Mr Morton
Mr Beale	Mr Fisher	Mr Mutton
Mr Brewer	Mr Freudenstein	Mr Osborne
Mr Brown	Mr Griffith	Mr Ruddock
Mr Cameron	Mr Hughes	Mr Singleton
Mr Chaffey	Mr Hunter	Mr Stephens
Mr Clough	Mr Jackett	Mr Taylor
Mr Coleman	Mr Jago	Mr Viney
Mr Cowan	Mr Lewis	Mr Waddy
Mr Crawford	Mr McCaw	Mr Walker
Mr Cutler	Mr McGinty	Mr Willis
Mr Darby	Mr Mackie	<i>Tellers,</i>
Mr Deane	Mr Maddison	Mr Healey
Mr Doyle	Mr Mason	Mr Mead
Mr Duncan	Mr Mauger	

Noes, 42

Mr Bannon	Mr Haigh	Mr Petersen
Mr Barnier	Mr Hills	Mr Quinn
Mr Bedford	Mr M. L. Hunter	Mr Ramsay
Mr Booth	Mr Jensen	Mr Renshaw
Mr Cahill	Mr Johnstone	Mr Sloss
Mr Coady	Mr Jones	Mr Southee
Mr Cox	Mr Kearns	Mr Stewart
Mr Day	Mr L. B. Kelly	Mr K. J. Stewart
Mr Degen	Mr R. J. Kelly	Mr Wade
Mr Durick	Mr Mahoney	Mr F. J. Walker
Mr Earl	Mr Mallam	<i>Tellers,</i>
Mr Einfeld	Mr Mulock	Mr Crabtree
Mr Ferguson	Mr Neilly	Mr Jackson
Mr Flaherty	Mr Nott	
Mr Gordon	Mr Paciullo	

And there being the necessary number in the majority—

Amendments agreed to.

Mr Bruxner, Temporary Chairman, left the Chair to report that the Committee had agreed to the Legislative Council's amendments.

D. L. WHEELER,
Acting Clerk-Assistant.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1971

1971

LEGISLATIVE ASSEMBLY
NEW SOUTH WALES

No. 1

REPORT FROM PRINTING COMMITTEE

THE PRINTING COMMITTEE of the Legislative Assembly, appointed under the Sessional Order of 22 April, 1971, Votes No. 4, Entry 4, have agreed to report to your Honourable House in relation to the Papers referred to them as follows:

Subject of Paper	By whom Moved for	By whom laid upon Table	When laid upon Table	Recommended by the Committee	Remarks
Report of the Archives Authority of New South Wales for 1970	Mr Cutler	1971 20 April	To be printed.	
Report of the Trustees of the Australian Museum for the year ended 30 June, 1970.	Mr Cutler	20 April	To be printed.	
Report of the Trustees of the Art Gallery of New South Wales, together with Statement of Receipts and Expenditure of the Trustees Account, for 1970.	Mr Cutler	20 April	To be printed.	
Report of the Trustees of the Museum of Applied Arts and Sciences for 1970.	Mr Cutler	20 April	To be printed.	
Financial Statements of the University of New South Wales for 1969.	Mr Cutler	20 April	To be printed.	
Report of the New South Wales Universities Board for 1970	Mr Cutler	20 April	Not to be printed.	
Macquarie University Act, 1964—Amendments of, and additions to, the By-laws of Macquarie University.	Mr Cutler	20 April	Not to be printed.	
University and University Colleges Act, 1900—Amendments of, and additions to, the By-laws of the University of Sydney.	Mr Cutler	20 April	Not to be printed.	
University of New England Act, 1953—Amendments of, and additions to, the By-laws of the University of New England.	Mr Cutler	20 April	Not to be printed.	
University of Newcastle Act, 1964—Amendments of, and additions to, the By-laws of the University of Newcastle.	Mr Cutler	20 April	Not to be printed.	
University of New South Wales Act, 1968—Amendments of, and additions to, the By-laws of the University of New South Wales.	Mr Cutler	20 April	Not to be printed.	
Education Act, 1961—Registration of Schools Regulations—Regulations 1 to 13, inclusive, made in lieu of the Regulations published in Gazette No. 10 of 29 January, 1965. (Gazette 161/1970.)	Mr Cutler	20 April	Not to be printed.	
Teaching Service Act, 1970—Teaching Service Regulations—Regulations 1 to 84, inclusive, and amendments of Regulation 30. (Education Gazettes, Special Issue 29 December, 1970 and 11/1971.)	Mr Cutler	20 April	Not to be printed.	

Subject of Paper	By Whom Moved for	By Whom laid upon Table	When laid upon Table	Recommended by the Committee	Remarks
<p>Public Works Act, 1912—Notifications of acquisition, appropriation and/or resumption of land and an easement for school purposes at— Belltrees. (<i>Gazette</i> 1/1971.) Griffith North. (<i>Gazette</i> 151/1970.) Hornsby. (<i>Gazette</i> 151/1970.) Lake Illawarra South (Mount Warrigal). (<i>Gazette</i> 159/1970.) Leichhardt. (<i>Gazette</i> 161/1970.) Morpeth. (<i>Gazette</i> 161/1970.) Technical Education Act, 1949—Notifications of acquisition, appropriation and/or resumption of land under the Public Works Act, 1912, for Technical College purposes at— Gore Hill. (<i>Gazette</i> 19/1971.) Lismore. (<i>Gazette</i> 21/1971.) Sydney. (<i>Gazette</i> 151/1970.) Fire Brigades Act, 1909—Amendments of By-laws 22, 28, 42, 55, 77, 96, 104, 105, 122 and 132; substituted By-law 58, and omission of By-laws 13, 14 and 20. (<i>Gazette</i> 157/1970.) Fisheries and Oyster Farms Act, 1935— (a) Regulations 172 and 173, amendments of Regulations 3, 4, 7, 14, and 127 and amendments of Forms 1, 2, 4, 6 and 54. (<i>Gazettes</i> 163/1970, 9/1971, 19/1971.) (b) Fish Marketing Regulations—Amendment of the heading to the Regulations, amendments of Regulations 1, 31A and 31C, substituted Regulation 6, and omission of Regulations 3, 4 and 5. (<i>Gazettes</i> 147/1970, 157/1970, 9/1971.) Lotteries and Art Unions Act, 1901—Balance-sheets of Art Unions, in aid of— (a) Australian Postal Institute, N.S.W. Division. (b) Benevolent Society of New South Wales (No. 25). (c) Broken Hill Jaycees Community Service Fund (No. 1). (d) Casino District Ambulance Service, Bonalbo Branch Two Hundred Club. (e) Citizens' T.B. League ("Help the Handicapped" No. 1). (f) Coonabarabran District Ambulance Service (Ladies Auxiliary). (g) Dubbo and District Pre-School Kindergarten (Dubbo Lions Club No. 9). (h) Epping R.S.L. Youth Club. (i) Forbes War Memorial Swimming and Gymnastic Centre (No. 7). (j) Goulburn Lilac Time. (k) Kurralong Community Hospital (Richmond Lions Club). (l) Lewisham Hospital (No. 19). (m) Narooma Branch, Far South Coast District Ambulance Service (No. 16). (n) North Ryde R.S.L. Youth Club. (o) Partially Blinded Soldiers' Association of Australia (N.S.W. Branch). (p) Singleton District Ambulance Service. (q) The Smith Family, Griffith Branch (Rotary). (r) Boy Scouts Association 1st St Ives Group. (s) St Joseph's Home for Children ("Joseph Banks" No. 11). (t) Sutherland Shire Police-Citizens Boys' Club (No. 1 Christmas). (u) Oxley Park Development (Tamworth Lions Club). (v) Australian Multiple Sclerosis Society (No. 28).</p>	<p>..... </p>	<p>Mr Cutler Mr Cutler Mr Willis Mr Willis Mr Willis</p>	<p>1971 20 April 20 April 20 April 20 April</p>	<p>Not to be printed. Not to be printed. Not to be printed. Not to be printed.</p>	

Subject of Paper	By Whom Moved for	By Whom laid upon Table	When laid upon Table	Recommended by the Committee	Remarks
Hunter District Water, Sewerage and Drainage Act, 1938—Notifications of acquisition, appropriation and/or resumption of land and an easement under the Public Works Act, 1912, for the following purposes: (a) Newcastle Water Supply. (<i>Gazette</i> 153/1970.) (b) Throsby Creek Stormwater Channel. (<i>Gazette</i> 1/1971.)	Mr Hughes	1971 20 April	Not to be printed.	
Maritime Services Act, 1935—Notification of acquisition, appropriation and/or resumption of land under the Public Works Act, 1912, for harbour improvements at Circular Quay West, Sydney. (<i>Gazette</i> 1/1971.)	Mr Hughes	20 April	Not to be printed.	
Public Works Act, 1912—Notifications of acquisition, appropriation and/or resumption of land and easements for the following purposes: (a) Urunga Sewerage Scheme: Treatment Works Site. (<i>Gazette</i> 151/1970.) (b) Berrima District Water Supply. (<i>Gazette</i> 151/1970.) (c) Holbrook Sewerage. (<i>Gazette</i> 151/1970.)	Mr Hughes	20 April	Not to be printed.	
Public Works (Declaratory) Act, 1952—Notification of acquisition, appropriation and/or resumption of land under the Public Works Act, 1912, for public offices for the Rural Bank of New South Wales at Green Valley. (<i>Gazette</i> 19/1971.)	Mr Hughes	20 April	Not to be printed.	
Supreme Court Rules— (a) Barristers and Solicitors New Examination Rules—Amendments of the First Schedule. (<i>Gazette</i> 159/1970.) (b) Service and Execution of Process Act Rules—Rule 33. (<i>Gazette</i> 31/1971.)	Mr McCaw	20 April	Not to be printed.	
Legal Practitioners Act, 1898— (a) Solicitors Trust Account Regulations—Regulations 1A and 6A, amendments of Regulations 1, 2, 3, 4, 7 and 8, and substituted Form 1. (<i>Gazette</i> 19/1971.) (b) Solicitors (General) Regulations—Amendments of Regulations 1A, 2, 6, 13, 21, 25, 26, 27 and 29 and of Forms 1, 2, 3, 3A, 4, 5, 6, 7, 8, 9, 10 and 11, and substituted Regulation 28A. (<i>Gazette</i> 19/1971.)	Mr McCaw	20 April	Not to be printed.	
Legal Practitioners (Legal Aid) Act, 1970—Legal Aid Regulations—Regulations 1, 2, 3 and 4. (<i>Gazette</i> 161/1970.) Court of Marine Inquiry Rules (December), 1970—Substituted Rule 12 (5). (<i>Gazette</i> 161/1970.)	Mr McCaw	20 April	Not to be printed.	
District Court Rules (January), 1971—Amendment of Rule 365 in Part XXVIII, substituted Rule 162 in Part XIII, substituted Rules 238 and 240 in Part XX, substituted Form 98, and Erratum Notice. (<i>Gazettes</i> 11/1971, 15/1971.) District Court Rules (March), 1971—Amendment of Rule 159 (4) in Part XIII. (<i>Gazette</i> 31/1971.)	Mr McCaw	20 April	Not to be printed.	
Local Government Act, 1919—Amendments of Ordinances 14, 28, 30, 42, 43, 45A, 46 (?), 47A, 48, 80 and 96, and new Ordinance 51A. (<i>Gazettes</i> 14/1970, 153/1970, 9/1971, 19/1971.)	Mr Morton	20 April	Not to be printed.	

Subject of Paper	By whom Moved for	By whom laid upon Table	When laid upon Table	Recommended by the Committee	Remarks
Statements of Traffic secured to railway transport by the exercise of the powers conferred on the Commissioner for Railways under section 24 (3), (4) and (6) of the Government Railways Act, 1912, for the months of November and December, 1970, and January and February, 1971. Report of the Commissioner for Railways for the quarter ended 31 December, 1970. Government Railways Act, 1912—	Mr Morris	1971 20 April	Not to be printed.	
(a) By-law 1,239. (<i>Gazette</i> 151/1970.) (b) Regulations relating to election of members of the Railway Service Superannuation Board—Amendments of Regulations 4, 9, 10, 15 and of the Schedule to the Regulations, substituted Regulation 2, and omission of Regulations 11 and 16. (<i>Gazette</i> 11/1971.)	Mr Morris	20 April 20 April	Not to be printed. Not to be printed.	
Government Railways Act, 1912—Notification of rescission of resumption of land under the Ministry of Transport Act, 1932, and the Public Works Act, 1912, for railway purposes at Gunningbland. (<i>Gazette</i> 127/1970.)	Mr Morris	20 April	Not to be printed.	
Ministry of Transport Act, 1932—Notifications of acquisition, appropriation and/or resumption of land and easements under the Public Works Act, 1912, for the following railway purposes:	Mr Morris	20 April	Not to be printed.	
(a) Maintaining traffic on the existing line of railway between Parkes and Condobolin by the provision of curve improvements at Gunningbland (2). (<i>Gazettes</i> 86/1970, 127/1970.)	Mr Morris	20 April	Not to be printed.	
(b) Maintaining traffic on the existing line of railway between Sydney and Wallangarra by the provision of a dam to supply water to a Departmental quarry at Ardglen. (<i>Gazette</i> 136/1970.)	Mr Morris	20 April	Not to be printed.	
(c) Maintaining traffic on the existing line of railway between Parkes and Condobolin by the provision of curve improvements at Ootha. (<i>Gazette</i> 144/1970.)	Mr Morris	20 April	Not to be printed.	
(d) Maintaining traffic on the existing line of railway between Gloucester and Taree by the provision of a road diversion at Killawarra. (<i>Gazette</i> 21/1971.)	Mr Morris	20 April	Not to be printed.	
(e) Constructing and maintaining electric high-tension transmission lines between— (i) Strathfield and Sefton at Chullora. (<i>Gazette</i> 153/1970.) (ii) Strathfield and Lawson at Emu Plains. (<i>Gazette</i> 153/1970.)	Mr Morris	20 April	Not to be printed.	
(f) Confirming the title of the Commissioner for Railways to land at Newcastle. (<i>Gazette</i> 153/1970.)	Mr Morris	20 April	Not to be printed.	
(g) Constructing a new road overbridge over the Redfern to Darling Harbour Railway at William Henry Street, Ultimo. (<i>Gazette</i> 165/1970.)	Mr Morris	20 April	Not to be printed.	
Ministry of Transport Act, 1932—Notifications of acquisition, appropriation and/or resumption of land under the Public Works Act, 1912, for the purposes of the City and Suburban Electric Railways Act, 1915, at Rushcutters Bay (2). (<i>Gazettes</i> 151/1970, 161/1970.)	Mr Morris	20 April	Not to be printed.	
Motor Traffic Act, 1909—Regulations for Motor Traffic—Amendments of Schedule F. (<i>Gazette</i> 147/1970.)	Mr Morris	20 April	Not to be printed.	
Transport Act, 1930—Regulations for Public Vehicles—Amendments of Regulations 58A and 71 and of Schedules G and H. (<i>Gazette</i> 153/1970.)	Mr Morris	20 April	Not to be printed.	
National Parks and Wildlife Act, 1967—Abstract of Crown lands intended to be added to a National Park, State Park or Historic Site in accordance with the provisions of section 20 of the Act.	Mr Lewis	20 April	Not to be printed.	
Cattle Compensation Act, 1951—Regulation 3A. (<i>Gazette</i> 9/1971.)	Mr Crawford	20 April	Not to be printed.	
Meat Industry Act, 1915—By-laws relating to the Public Abattoir and Meat Hall at Homebush Bay and the Public Saleyards at Flemington and Homebush Bay—Substituted By-law 9. (<i>Gazette</i> 5/1971.)	Mr Crawford	20 April	Not to be printed.	

Subject of Paper	By whom Moved for	By whom laid upon Table	Recommended by the Committee	When laid upon Table	Remarks
Marketing of Primary Products Act, 1927—Amendment of Regulation 12. (<i>Gazette</i> 159/1970.) Housing Act, 1912—Notifications of acquisition, appropriation and/or resumption of land under the Public Works Act, 1912, for housing purposes at— Armidale. (<i>Gazette</i> 19/1971.) Artarmon. (<i>Gazette</i> 165/1970.) Bathurst. (<i>Gazette</i> 15/1971.) Bega (?). (<i>Gazettes</i> 7/1971, 34/1971.) Blackheath. (<i>Gazette</i> 34/1971.) Blaxland. (<i>Gazette</i> 1/1971.) Bowral. (<i>Gazette</i> 38/1971.) Bowraville. (<i>Gazette</i> 7/1971.) Broken Hill. (<i>Gazette</i> 5/1971.) Canley Vale. (<i>Gazette</i> 15/1971.) Cobar. (<i>Gazette</i> 34/1971.) Coonabarabran. (<i>Gazette</i> 165/1970.) Deniliquin. (<i>Gazette</i> 1/1971.) Eden. (<i>Gazette</i> 38/1971.) Finley. (<i>Gazette</i> 15/1971.) Greenacre (?). (<i>Gazettes</i> 157/1970, 5/1971.) Griffith. (<i>Gazette</i> 15/1971.) Gunnedah. (<i>Gazette</i> 34/1971.) Hay (?). (<i>Gazettes</i> 24/1971, 38/1971.) Katoomba. (<i>Gazette</i> 19/1971.) Laurieton. (<i>Gazette</i> 38/1971.) Lavington. (<i>Gazette</i> 165/1970.) Londonderry. (<i>Gazette</i> 24/1971.) Mollymook. (<i>Gazette</i> 5/1971.) Moruya. (<i>Gazette</i> 7/1971.) Narromine. (<i>Gazette</i> 165/1970.) North Nowra. (<i>Gazette</i> 165/1970.) Narara. (<i>Gazette</i> 24/1971.) Oakdale. (<i>Gazette</i> 5/1971.) Point Clare. (<i>Gazette</i> 165/1970.) Port Macquarie. (<i>Gazette</i> 38/1971.) Primbee. (<i>Gazette</i> 34/1971.) Raymond Terrace. (<i>Gazette</i> 38/1971.) South Deniliquin. (<i>Gazette</i> 165/1970.) St. Marys. (<i>Gazette</i> 157/1970.) Singleton (?). (<i>Gazettes</i> 157/1970, 5/1971.) Springwood (?). (<i>Gazettes</i> 165/1970, 1/1971, 15/1971.) Toronto. (<i>Gazette</i> 165/1970.) Unanderra. (<i>Gazette</i> 15/1971.) Uralla. (<i>Gazette</i> 1/1971.) Wagga Wagga. (<i>Gazette</i> 15/1971.) Walgett. (<i>Gazette</i> 15/1971.) Waratah West. (<i>Gazette</i> 31/1971.) Wellington. (<i>Gazette</i> 5/1971.) Wollongong. (<i>Gazette</i> 29/1971.)	Mr Crawford Mr Stephens	1971 20 April 20 April	Not to be printed. Not to be printed.	

Subject of Paper	By whom Moved for	By whom laid upon Table	When laid upon Table	Recommended by the Committee	Remarks
Justices Act, 1902— (a) Justices Bail Rules—Rules 1 to 7, inclusive, and Forms 1, 2 and 3. (<i>Gazette</i> 157/1970.) (b) Regulations—Amendment of Part 1 of Schedule I to the Regulations. (<i>Gazette</i> 157/1970.)	Mr Maddison	1971 20 April	Not to be printed.	
Auctioneers, Stock and Station and Real Estate Agents Act, 1941—Substituted Regulation 70. (<i>Gazette</i> 163/1970.)	Mr Maddison	20 April	Not to be printed.	
Periodic Detention of Prisoners Act, 1970—Regulations 1, 2 and 3 and Forms 1 to 6, inclusive. (<i>Gazette</i> 9/1971.)	Mr Maddison	20 April	Not to be printed.	
Mine Subsidence Compensation Act, 1961—Regulation 21. (<i>Gazette</i> 159/1970.)	Mr Fife	20 April	Not to be printed.	
Mining Act, 1906—Proclamation declaring marine aggregate to be a mineral within the meaning of the Act. (<i>Gazette</i> 144/1970.)	Mr Fife	20 April	Not to be printed.	
Mining (Amendment) Act, 1970—Proclamation appointing 11 December, 1970, as the date of commencement of sections 2, 3, 4, 5, 6 and 7 of the Act. (<i>Gazette</i> 159/1970.)	Mr Fife	20 April	Not to be printed.	
Mining (Further Amendment) Act, 1970—Proclamation appointing 18 December, 1970, as the date of commencement of the Act. (<i>Gazette</i> 161/1970.)	Mr Fife	20 April	Not to be printed.	
Mining Act, 1874—Return to an Order made on 21 October, 1884—Authorities to Mine issued since January, 1882.	Mr Fife	20 April	Not to be printed.	
Mines Inspection Act, 1901—Proclamation exempting that part of the mine of New Broken Hill Consolidated Limited at Broken Hill, constituted by No. 3 Airway Shaft, from the operation of General Rule (31) (c) of the Act. (<i>Gazette</i> 5/1971.)	Mr Fife	20 April	Not to be printed.	
Mines Rescue Act, 1925—Regulation 54N. (<i>Gazette</i> 31/1971.)	Mr Fife	20 April	Not to be printed.	
Inflammable Liquid Act, 1915—Amendment of Regulation 10. (<i>Gazette</i> 9/1971.)	Mr Fife	20 April	Not to be printed.	
Forestry Act, 1916—Regulation 46A and amendments of Regulation 92. (<i>Gazette</i> 80/1970.)	Mr Fife	20 April	Not to be printed.	
Forestry Act, 1916—Notifications of acquisition, appropriation and/or resumption of land under the Public Works Act, 1912, for— (a) Bago State Forest No. 560. (<i>Gazette</i> 144/1970.) (b) East Boyd State Forest No. 127. (<i>Gazette</i> 151/1970.) (c) Gurnang State Forest No. 825. (<i>Gazette</i> 159/1970.) (d) Knorrit State Forest No. 767. (<i>Gazette</i> 19/1971.)	Mr Fife	20 April	Not to be printed.	
Forestry (Amendment) Act, 1969—Proclamation appointing 30 June, 1970, as the date of commencement of section 3 of the Act. (<i>Gazette</i> 80/1970.)	Mr Fife	20 April	Not to be printed.	
Irrigation Act, 1912—Amendments of Regulation 3 (2). (<i>Gazettes</i> 153/1970, 19/1971.)	Mr Fife	20 April	Not to be printed.	
Public Works Act, 1912—Notifications of acquisition, appropriation and/or resumption of land and easements for works in connection with— (a) Mirrool No. 1 Irrigation Area. (<i>Gazette</i> 163/1970.) (b) Coleambally Irrigation Area (5). (<i>Gazettes</i> 21/1971, 24/1971, 29/1971.) (c) Works of the Boomji River Water Trust constituted under Part III of the Water Act, 1912 (5). (<i>Gazettes</i> 157/1970, 21/1971.) (d) Construction of a dam across the Iron Pot Creek to be known as Tocnumbar Dam. (<i>Gazette</i> 5/1971.) (e) Strengthening and enlargement of Wyangala Dam (5). (<i>Gazettes</i> 5/1971, 11/1971, 21/1971, 29/1971.)	Mr Fife	20 April	Not to be printed.	
Public Service Act, 1902—Amendment of Regulation 56, omission of Regulations 368 to 391C, inclusive, and 393 to 395, inclusive, and substituted Regulation 429. (<i>Gazette</i> 6/1971.)	Mr Willis, on behalf of Mr Askin.	21 April	Not to be printed.	

Subject of Paper	By whom Moved for	By whom laid upon Table	When laid upon Table	Recommended by the Committee	Remarks
<p>Metropolitan Water, Sewerage, and Drainage Act, 1924—Amendment of By-law 16. (<i>Gazette</i> 1/1971.)</p> <p>Navigation Act, 1901—Notification under section 173 (1) exempting the hydrofoils "Dee Why", "Manly" and "Fairlight" from certain provisions of section 34 of the Act. (<i>Gazette</i> 15/1971.)</p> <p>Totalizator (Off-course Betting) Act, 1964—</p> <p>(a) Minute recording variation of Statute to enable bets to be accepted by the Totalizator Agency Board on behalf of an Off-course totalizator betting authority in another State in which an event or contingency is scheduled to be held.</p> <p>(b) Minute recording variation of Statute to provide for acceptance of bank guarantees in respect of telephone betting.</p> <p>Minutes of the Public Service Board respecting the appointments, on probation, of certain persons to the Public Service.</p> <p>Lotteries and Art Unions Act, 1901—Balance-sheets of Art Unions, in aid of—</p> <p>(a) Captain Cook Bi-Centenary Celebrations Art Gallery of New South Wales Foundation Appeal (Australian Art Lottery).</p> <p>(b) Civilian Maimed and Limbless Association (No. 69 "Springtime").</p> <p>(c) Coffs Harbour District Ambulance (No. 50).</p> <p>(d) Coffs Harbour District Ambulance Service, Bellingen Branch (No. 49).</p> <p>(e) Dr Parry Memorial Homes (Temora Apex Club).</p> <p>(f) Dubbo Apex Club (No. 13).</p> <p>(g) Forbes War Memorial Swimming and Gymnastic Centre (No. 6).</p> <p>(h) Glen Innes District Ambulance.</p> <p>(i) Griffith and District Police-Citizens Boys' Club ("300 Club").</p> <p>(j) Inverell Sports Council (No. 2).</p> <p>(k) Marxist Missions of the Pacific and Japan (No. 5).</p> <p>(l) Official Catholic Schools Building and Maintenance Fund (No. 40 "Golden Opportunity").</p> <p>(m) Parramatta Police-Citizens Boys' Club.</p> <p>(n) Quirindi District Ambulance.</p> <p>(o) Self Help Foundation ("Champions").</p> <p>(p) South West Riverina District Ambulance Service.</p> <p>(q) St Gabriel's School for Deaf Boys, Castle Hill, and St Lucy's School for Blind Children, Wahroonga (Combined Deaf and Blind Children's No. 29).</p> <p>(r) St Vincent de Paul, Eastwood ("Seton Villa Golden Holden", 1970).</p> <p>(s) Tenterfield District Ambulance.</p> <p>(t) The Foundation for Disabled (No. 12 "Cherrywood").</p> <p>(u) The Sunnyfield Association (Sunnyfield Handicapped Children's No. 47).</p> <p>(v) Tweed District Ambulance Service (No. 4).</p> <p>(w) War Veterans' Home (No. 53 "Dream Home").</p> <p>(x) Westmead Boys' Home (No. 29).</p> <p>(y) Wyong Lions Club.</p> <p>(z) Young Police-Citizens Boys' Club (Motor Car Club).</p> <p>Crown Lands Consolidation Act, 1913—Abstracts of Crown lands intended to be dedicated for public purposes in accordance with the provisions of section 24 of the Act.</p>	<p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p> <p>.....</p>	<p>Mr Willis, on behalf of Mr Askin.</p> <p>Mr Willis, on behalf of Mr Askin.</p> <p>Mr Willis, on behalf of Mr Askin.</p> <p>Mr Willis, on behalf of Mr Askin.</p> <p>Mr Willis, on behalf of Mr Askin.</p> <p>Mr Willis, on behalf of Mr Askin.</p> <p>Mr Lewis</p>	<p>1971</p> <p>21 April</p> <p>21 April</p> <p>21 April</p> <p>21 April</p> <p>21 April</p> <p>21 April</p>	<p>Not to be printed.</p> <p>Not to be printed.</p> <p>Not to be printed.</p> <p>Not to be printed.</p> <p>Not to be printed.</p> <p>Not to be printed.</p> <p>Not to be printed.</p>	

Subject of Paper	By whom Moved for	By whom laid upon Table	When laid upon Table	Recommended by the Committee	Remarks
Crown Lands Consolidation Act, 1913— <i>Gazette</i> Notices (33) setting forth the mode in which it is proposed to deal with certain lands under section 25 of the Act. (<i>Gazettes</i> 62/1970, 69/1970, 124/1970, 129/1970, 135/1970, 138/1970, 151/1970, 153/1970, 157/1970, 159/1970, 161/1970, 163/1970, 165/1970, 1/1971, 5/1971, 7/1971, 9/1971, 11/1971, 15/1971, 19/1971, 21/1971, 24/1971, 29/1971, 34/1971.)	Mr Lewis	1971 21 April	Not to be printed.	
Public Trusts Act, 1897—Rules and Regulations for the management of Reserve No. 65735 at Morisset—Regulations 1 to 24, inclusive. (<i>Gazette</i> 38/1971.)	Mr Lewis	21 April	Not to be printed.	
Closer Settlement (Amendment) Act, 1914— <i>Gazette</i> Notice setting forth the mode in which it is proposed to deal with certain land under section 13 of the Act. (<i>Gazette</i> 5/1971.)	Mr Lewis	21 April	Not to be printed.	
Necropolis Act, 1901—	Mr Lewis	21 April	Not to be printed.	
(a) Regulations for the Independent Portion of the Necropolis—Amended Schedule of Fees and Charges. (<i>Gazette</i> 151/1970.)	Mr Lewis	21 April	Not to be printed.	
(b) Regulations for the management of the Presbyterian Portion of the Necropolis—Substituted Regulation 8. (<i>Gazette</i> 165/1970.)	Mr Lewis	21 April	Not to be printed.	
Crown Lands Consolidation Act, 1913—	Mr Lewis	21 April	Not to be printed.	
(a) Regulations for the management of the General Cemetery at French's Forest—Amended Schedule of Fees and Charges. (<i>Gazette</i> 74/1970.)	Mr Lewis	21 April	Not to be printed.	
(b) Regulations for the management of the Northern Suburbs General Cemetery—Amended Schedule of Fees and Charges. (<i>Gazette</i> 143/1970.)	Mr Lewis	21 April	Not to be printed.	
Crown Lands Consolidation Act, 1913—Rules and Regulations for the management of Reserve No. 86487 at Mora Vale, known as Katandra Bushland Sanctuary—Regulations 1 to 25, inclusive. (<i>Gazette</i> 83/1970.)	Mr Lewis	21 April	Not to be printed.	
Public Works Act, 1912—Notification of resumption of land for the establishment of public recreation grounds at—	Mr Lewis	21 April	Not to be printed.	
(a) Gundy. (<i>Gazette</i> 165/1970.)	Mr Lewis	21 April	Not to be printed.	
(b) Saltwater. (<i>Gazette</i> 19/1971.)	Mr Lewis	21 April	Not to be printed.	
(c) Elouera. (<i>Gazette</i> 19/1971.)	Mr Lewis	21 April	Not to be printed.	
National Parks and Wildlife Act, 1967—	Mr Lewis	21 April	Not to be printed.	
(a) Regulations relating to pounds and impounding and related matters in national parks, state parks, historic sites, aboriginal areas and nature reserves—Regulations 1 to 12 inclusive, and Forms 1 to 6, inclusive. (<i>Gazette</i> 159/1970.)	Mr Lewis	21 April	Not to be printed.	
(b) Regulation 21, amendment of the heading to the Regulations and of Regulation 1. (<i>Gazette</i> 9/1971.)	Mr Lewis	21 April	Not to be printed.	
Fauna Protection Act, 1948—Amendment of Regulation 8. (<i>Gazette</i> 161/1971.)	Mr Jago	21 April	Not to be printed.	
Report of the New South Wales Institute of Psychiatry for the year ended 30 June, 1970.	Mr Jago	21 April	To be printed.	
Report of the Medical Board for 1970	Mr Jago	22 April	Not to be printed.	
Medical Practitioners Act, 1938—Amendment of Regulation 9c. (<i>Gazette</i> 15/1971.)	Mr Jago	22 April	Not to be printed.	
Optometrists Act, 1930—Regulations 31A and 33A, amendment of Regulation 16, and substituted Schedule C to the Regulations. (<i>Gazette</i> 29/1971.)	Mr Jago	22 April	Not to be printed.	
Poisons Act, 1966—Regulations 31A, 31B and 68A, and Appendix E to the Regulations, amendments of Regulations 55, 58, 62, 67, 67A, 70 and 72, and of Form 7, and substituted Regulations 62A and 68. (<i>Gazette</i> 5/1971.)	Mr Jago	22 April	Not to be printed.	
Private Hospitals Act, 1908—Regulations 8A and 8B, amendment of Regulations 5, 7, 8, 9, 10, 14, 17, 19, 25 and 25A, and of Schedules I and II, and Form 3 of Schedule III, to the Regulations. (<i>Gazette</i> 151/1970.)	Mr Jago	22 April	Not to be printed.	

Subject of Paper	By whom Moved for	By whom laid upon Table	When laid upon Table	Recommended by the Committee	Remarks
Lotteries and Art Unions Act, 1901—Balance-sheets of Art Unions, in aid of— (a) Broken Hill Police-Citizens Boys' Club (No. 2). (b) Casino District Ambulance Service (No. 15). (c) Eden R.S.L. Sub-Branch (Welfare Programme). (d) Endeavour Industries (No. 2). (e) General Town Improvements of the Towns of Forster and Tuncurry. (f) Grace Brothers Staff Fund for Hospitals (1970-1). (g) Kempsey-Crescent Head Surf Life Saving Club (No. 6). (h) Lasallian Charities and Building Fund Organisation ("North American Round Voyage" No. 36). (i) Marist Brothers, Eastwood, School Building Fund ("Golden Holden" No. 7). (j) Mater Misericordiae Hospital, North Sydney (No. 47). (k) Psychiatric Rehabilitation Association (No. 16). (l) Ryde R.S.L. Youth Club and Ryde R.S.L. Sub-Branch Welfare. (m) St. Gabriel's School for Deaf Boys, Castle Hill, and St. Lucy's School for Blind Children, Wahroonga (No. 28). (n) St. Joseph's Home for Children, Croydon ("James Cook" No. 10). (o) St. Vincent's Hospital (Little Art Union No. 31). (p) The New South Wales College of Nursing (No. 8). (q) The Royal New South Wales Institution for Deaf and Blind Children (Deaf and Blind Children's Centre). (r) The Royal New South Wales Institution for Deaf and Blind Children ("Pathfinders" No. 3). (s) The Spastic Centre of New South Wales (200 Club). (t) The Spastic Centre of New South Wales (Ampol and Fish Industry). (u) Miss Australia Quest Charity Committee Nos 3 and 4). (v) The Spastic Centre of New South Wales (Miss Australia Quest 1970/3-44). (w) Westmead Boys' Home (No. 28). (x) Wheelchair and Disabled Association of Australia ("House With No Steps" No. 26). (y) Woy Woy Amateur Swimming Club. (z) Youth Centre, Taren Point (200 Club). Pure Food Act, 1908—Amendments of Regulations 19b, 77, 78 (?), 78A, 79 (?), 79A, 80 and 80A, and substituted Regulation 60. (<i>Gazettes</i> 151/1970, 161/1970, 29/1971, 31/1971.)	Mr Willis Mr Jago	1971 27 April 27 April	Not to be printed. Not to be printed.	

Legislative Assembly,
Sydney, 28 April, 1971.

R. A. BREWER,
Chairman.

1971

LEGISLATIVE ASSEMBLY
NEW SOUTH WALES

No. 2

REPORT FROM PRINTING COMMITTEE

THE PRINTING COMMITTEE of the Legislative Assembly appointed under the Sessional Order of 22 April, 1971, Votes No. 4, Entry 4, have agreed to report to your Honourable House in relation to the Papers referred to them, since their Report No. 1, dated 28 April, 1971, as follows:—

Subject of Paper	By whom moved for	By whom laid upon Table	When laid upon Table	Recommended by the Committee	Remarks
Fisheries and Oyster Farms Act, 1935—Amendment of Regulation 6. (<i>Gazette</i> 38/1971.)	Mr Willis	28 April	Not to be printed.	
Public Works Act, 1912—Notifications of acquisition, appropriation and/or resumption of land for school purposes at— Beresfield. (<i>Gazette</i> 40/1971.) Newtown. (<i>Gazette</i> 40/1971.) Smithfield. (<i>Gazette</i> 24/1971.)	Mr Cutler	29 April	Not to be printed.	
University of New England Act, 1964—Amendment of By-law 4 Local Government Act, 1919—Amendment of Ordinance 3. (<i>Gazette</i> 26/1971.) Electricity Commission Act, 1950—Notifications of acquisition, appropriation and/or resumption of land and easements under the Public Works Act, 1912, for the following purposes: (a) Electricity Transmission Lines between— Mummorah and Newcastle. (<i>Gazette</i> 43/1971.) Nairabri and Moree. (<i>Gazette</i> 43/1971.) Tallawarra and Moruya. (<i>Gazette</i> 43/1971.) Yass and Cowra. (<i>Gazette</i> 43/1971.) (b) Canberra Loop Transmission Line. (<i>Gazette</i> 43/1971.)	Mr Cutler Mr Morton Mr Morton	29 April 29 April 29 April	Not to be printed. Not to be printed. Not to be printed.	
Pure Food Act, 1908—Amendment of Regulation 22. (<i>Gazette</i> 40/1971.)	Mr Jago	29 April	Not to be printed.	

Legislative Assembly,
Sydney, 4 May, 1971.

R. A. BREWER,
Chairman.

BY AUTHORITY
V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1971

1971

LEGISLATIVE ASSEMBLY
NEW SOUTH WALES

No. 3

REPORT FROM PRINTING COMMITTEE

THE PRINTING COMMITTEE of the Legislative Assembly, appointed under the Sessional Order of 22 April, 1971, Votes No. 4, Entry 4, have agreed to report to your Honourable House in relation to the Papers referred to them since their Report No. 2, dated 4 May, 1971, as follows:—

Subject of Paper	By Whom Moved for	By Whom laid upon Table	When laid upon Table	Recommended by the Committee	Remarks
Report of the Parking Advisory Committee for the City of Greater Wollongong for the year ended 30 June, 1970.	Mr Morton	20 April 1971	Not to be printed.	
Report of the Parking Advisory Committee for the City of Newcastle for the year ended 30 June, 1970.	Mr Morton	20 April	Not to be printed.	
Report of the Parking Advisory Committee for the City of Sydney for the year ended 30 June, 1970.	Mr Morton	20 April	Not to be printed.	
Report of the Parking Advisory Committee for the City of Tamworth for the year ended 30 June, 1970.	Mr Morton	20 April	Not to be printed.	
Report of the Parking Advisory Committee for the Municipality of Burwood for the year ended 30 June, 1970.	Mr Morton	20 April	Not to be printed.	
Report of the Parking Advisory Committee for the Municipality of North Sydney for the year ended 30 June, 1970.	Mr Morton	20 April	Not to be printed.	
Report of the Parking Advisory Committee for the Municipality of Strathfield for the year ended 30 June, 1970.	Mr Morton	20 April	Not to be printed.	
Report of the Parking Advisory Committee for the Municipality of Waverley for the year ended 30 June, 1970.	Mr Morton	20 April	Not to be printed.	
Report of the Parking Advisory Committee for the Municipality of Woollahra for the year ended 30 June, 1970.	Mr Morton	20 April	Not to be printed.	

Subject of Paper	By whom Moved for	By whom laid upon Table	When laid upon Table	Recommended by the Committee	Remarks
Public Works Act, 1912—Notifications of acquisition, appropriation and/or resumption of land and easements under the Public Works Act, 1912, for the following purposes: (a) Coolah Sewerage. (<i>Gazette</i> 29/1971.) (b) Woodenbong Sewerage. (<i>Gazette</i> 29/1971.) (c) Department of Public Health—Health Centre and Diagnostic Unit at Queenscliff. (<i>Gazette</i> 29/1971.) (d) Yass Water Supply Filtration Plant. (<i>Gazette</i> 29/1971.) Closer Settlement Acts—Amendment of Regulation 54. (<i>Gazette</i> 24/1971.) Crown Lands Consolidation Act, 1913—Regulation 182A, substituted Regulations 74 and 222, omission of Regulations 73, 157, 171, 188, 195B, 196, 214, 220A, 239, 240, 241, 250, 251A and amendments of Regulations 4 (9), 11, 14, 73A, 81A, 131, 160, 185, 191, 195, 213A, 213B, 222, 222A, 222B, 238, 242, 244, 248, 251B; Substituted Forms 97, 100, and 162, omission of Forms 37, 52, 64, 65, 67B, 68, 79, 83A, 93, 102 and 105A, and amendments of Forms 56, 78A, 78B, 92 and 94 to the Regulations. (<i>Gazettes</i> 24/1971, 38/1971.) Prickly-pear Act, 1924—Regulation 15B. (<i>Gazette</i> 38/1971.) Returned Soldiers Settlement Act, 1916—Substituted Regulation 19 and amendments of Regulations 11, 23 and 26; omission of Forms 12, 15 and 17 to the Regulations. (<i>Gazette</i> 38/1971.) Crown Lands Consolidation Act, 1913—Regulations relating to the Royal Botanic Gardens—Amendment of Regulation 1. (<i>Gazette</i> 38/1971.) Report of the Coal and Oil Shale Mine Workers' Superannuation Tribunal for the year ended 30 June, 1970. Mining Act, 1906—Regulation 115AA, amendments of Regulations 1, 16, 36, 37, 82, 97, 100, 103M, 110, 115B and of the matter relating to the division of the Regulations; Division IVC (Regulations 103N, 103O, 103P, 103Q, 103R, 103S and 103T) of the Regulations; Schedules 36C, 36H, 36I, 36J, 43I and 43J to the Regulations. (<i>Gazette</i> 38/1971.) Public Works Act, 1912—Notifications of acquisition, appropriation and/or resumption of land for works in connection with— (a) Construction of a dam across the Paterson River at Lostock. (<i>Gazette</i> 38/1971.) (b) Strengthening and enlargement of Wyangala Dam (2). (<i>Gazette</i> 38/1971.) Report of the Dumaresq-Barwon Border Rivers Commission for the year ended 30 June, 1970. Report of the Commissioner of Police on a news item and editorial article appearing in the <i>Daily Mirror</i> Newspaper of Tuesday, 4 May, 1971, regarding unsolved crime in New South Wales disclosed since the introduction of the Police Department's computer. Public Works Act, 1912—Notification of resumption of land for the establishment of a public recreation ground at Smiths Lake. (<i>Gazette</i> 38/1971.)	Mr Hughes	1971 4 May.....	Not to be printed.	
	Mr Lewis	4 May..... 4 May.....	Not to be printed. Not to be printed.	
	Mr Lewis	4 May..... 4 May.....	Not to be printed. Not to be printed.	
	Mr Crawford	4 May.....	Not to be printed.	
	Mr Fife	4 May.....	To be printed.	
	Mr Fife	4 May.....	Not to be printed.	
	Mr Fife	4 May.....	To be printed.	
	Mr Askin	5 May.....	Not to be printed.	
	Mr Lewis	5 May.....	Not to be printed.	

Subject of Paper	By whom Moved for	By whom laid upon Table	When laid upon Table	Recommended by the Committee	Remarks
Crown Lands Consolidation Act, 1913— <i>Gazette</i> Notice setting forth the mode in which it is proposed to deal with certain lands under section 25 of the Act. (<i>Gazette</i> 40/1971.)	Mr Lewis	1971 5 May.....	Not to be printed.	
Housing Act, 1912—Notifications of acquisition, appropriation and/or resumption of land under the Public Works Act, 1912, for housing purposes at— Gilgandra. (<i>Gazette</i> 47/1971.) Menindee. (<i>Gazette</i> 47/1971.) Orange. (<i>Gazette</i> 47/1971.) Port Macquarie. (<i>Gazette</i> 47/1971.)	Mr Stephens	5 May.....	Not to be printed.	
Fluoridation of Public Water Supplies Act, 1957—Notification of variation of approval for the addition of fluorine to the Hunter District Water Supply. (<i>Gazette</i> 38/1971.)	Mr Jago	5 May.....	Not to be printed.	
Report of the Commissioner of Police to the Premier regarding crime detection in New South Wales and a comparison of the New South Wales figures with those of other States of the Commonwealth.	Mr Askin	6 May.....	Not to be printed.	
Public Works Act, 1912—Notification of acquisition, appropriation and/or resumption of land in connection with the construction of a dam across the Macquarie River at Burrendong. (<i>Gazette</i> 43/1971.)	Mr Fife	6 May.....	Not to be printed.	

*Legislative Assembly,
Sydney, 6 May, 1971.*

R. A. BREWER,
Chairman.

BY AUTHORITY
V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1971

1971

NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

ELECTORAL DISTRICT OF
CAMPBELLTOWN

Petition of Maxwell John Dunbier to the
Court of Disputed Returns

Ordered to be printed, 16 March, 1971

IN THE SUPREME COURT OF NEW SOUTH WALES SITTING AS THE COURT
OF DISPUTED RETURNS

Term No. 120 of 1971

IN THE MATTER of the Election of a Member of the Legislative Assembly for the
Electoral District of Campbelltown at the Election held on 13th February, 1971.

The Petition of Maxwell John Dunbier of Camden Fields, Camden Road,
Narellan, in the State of New South Wales, sheweth as follows:

- (1) An election of Members of the Legislative Assembly of New South Wales was held on 13th February, 1971.
- (2) In the Electoral District of Campbelltown there were only two candidates for election to the said Assembly to represent the said Electoral District—These candidates were the petitioner herein and Heathcote Clifford Mallam.
- (3) On 2nd March, 1971, the Returning Officer for the said Electoral District announced that the result of the election for the said Electoral District was that the said Heathcote Clifford Mallam had received 13,339 votes and the petitioner had received 13,310 votes and declared that the said Heathcote Clifford Mallam had been duly elected.
- (4) In the counting of the votes cast in the said Electoral District the Returning Officer rejected as informal 65 ballot-papers containing votes cast in the subdivision of Moorebank at the polling place at Holsworthy in the said subdivision. The votes recorded on the said ballot-papers were not counted by the Returning Officer in arriving at the result of the election.
- (5) The sole ground upon which the Returning Officer rejected the said ballot-papers as informal was that they were not duly signed or initialled by the presiding officer within the meaning of s. 122 (1) (a) of the Parliamentary Electorates and Elections Act, 1912-1970, in that, although the said ballot-papers had been initialled by the presiding officer, they had been so initialled on the fronts instead of on the backs of the ballot-papers. There was no other ground in respect of the form or contents of the said ballot-papers or otherwise on which the same could have been rejected as informal or the votes recorded thereon not counted.
- (6) On each of the said rejected ballot-papers the initials of the presiding officer are at the right-hand corner at the top of the front of the ballot-paper in such a position that the ballot-paper could readily be folded by the voter so as to conceal the names of the candidates and the vote and to show the initials of the presiding officer as required by s. 103 (1) (b) of the said Act.
- (7) Of the votes recorded on the said ballot-papers, 51 first preference votes had been cast for the petitioner and 14 had been cast for the said Heathcote Clifford Mallam. If the said votes had been counted in the said election the petitioner would have had a majority of 8 votes and would have been entitled to have been declared duly elected.

- (8) The petitioner claims that on the true construction of the said Act the said ballot-papers ought not to have been rejected as informal and that the returning officer was in error in so rejecting the same.
- (9) The petitioner further says that the votes recorded on the ballot-papers should have been and should now be counted and the petitioner should have been and should now be declared duly elected to represent the said Electoral District.

The petitioner therefore prays:

- (1) That this Honourable Court declare that the said Heathcote Clifford Mallam was not duly elected as Member for the Electoral District of Campbelltown at the said Election.
- (2) That this Honourable Court declare that the petitioner, Maxwell John Dunbier, was duly elected as Member for the Electoral District of Campbelltown at the said Election.
- (3) Alternatively to the foregoing prayers, that this Honourable Court declare that the said Election was absolutely void.
- (4) That this Honourable Court, in the exercise of its discretion under s. 172 of the said Act recommends that the costs of the petitioner of this Petition be paid by the Crown.

Dated the 12th day of March, 1971.

M. J. DUNBIER,
Petitioner.

The signature of the abovenamed Petitioner to this Petition was witnessed by us:

E. P. T. SIMPSON,
Occupation: Solicitor,
Address: Sydney.

M. J. MAXWELL,
Occupation: Articled Clerk,
Address: Sydney.

BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1971

1971

NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

ELECTORAL DISTRICT OF
WOLLONGONG

Petition of Michael William Jack Hough to the
Court of Disputed Returns

Ordered to be printed, 20 April, 1971

IN THE SUPREME COURT OF NEW SOUTH WALES SITTING AS THE COURT
OF DISPUTED RETURNS

Term No. 197 of 1971

IN THE MATTER of the Election of a Member of the Legislative Assembly for the
Electoral District of Wollongong at the Election held on 13th February, 1971.

The Petition of Michael William Jack Hough of 21 McKenzie Avenue, Wollongong, sheweth:

- (1) An election of members of the Legislative Assembly of New South Wales was held on 13-2-71.
- (2) In the Electoral District of Wollongong there were three candidates for election to represent the said Electoral District. They were the Petitioner herein, Peter Francis Daly, and Eric Daniel Ramsay.
- (3) There being no candidate with an absolute majority, after first preference votes had been counted, and the said Peter Francis Daly having the smallest number of votes, the said Peter Francis Daly was eliminated from the poll and his preferences distributed between the remaining two candidates.
- (4) After the said preferences had been distributed the Returning Officer for the said Electoral District announced on 1st March, 1971, that Eric Daniel Ramsay had received 13,699 votes and the Petitioner had received 13,620 votes, and declared that the said Eric Daniel Ramsay had been duly elected.
- (5) In the counting of votes cast in the said Electoral District the Returning Officer admitted to the poll 28 ballot papers of absent voters the declarations in relation to which were challenged by scrutineers acting on behalf of the Petitioner. The votes recorded on the said 28 ballot papers were counted by the Returning Officer in arriving at the result of the election. The votes were cast by the electors whose names appear below. The reasons for challenge to the said declarations appear opposite the name of each voter.

Voter	Challenge
Baker, Brian Jollyen Francis, 4 Woodhill Street, Fairy Meadow.	Undated and not signed by Returning Officer.
Baker, Pauline Margaret, 4 Woodhill Street, Fairy Meadow.	Undated and not signed by Returning Officer.
Bowen, Rhonda Gai, 5/58 Porter Street, Nth Wollongong.	Not signed by Returning Officer.
Burgin, Margaret Edith, 115 Auburn Street, Wollongong.	Electoral District not stated.
Caines, Elsie, 78 Evans Street, Wollongong.	Not signed by Returning Officer.
Capaan, Liesbeth, 36 Staff Street, Wollongong West.	Not signed by Returning Officer.
Cornford, Charles Walter, 26 Evans Street, Wollongong.	Electoral District not stated.
de Boer, Gerard Johannes, 17/5 Myuna Way, Mangerton.	Not signed by Returning Officer.
Gainsborough, Barbara Victoria, 21 Waldron Street, Mt St Thomas.	Not signed by Elector.
Hayes, Bernard Anthony, 25 Byrarong Ave, Mangerton.	Not signed by Returning Officer.
Hudson, Vacqueeline, 4/96 Heaslip Street, Coniston.	Not signed by Returning Officer. Electoral District not stated.
Hynd, Norma June, 26 Aristo Crescent, Fairy Meadow.	Not signed by Returning Officer.
Ingram, Edward Charles, 3/13 George Street, West Wollongong.	Not signed by Elector.
MacMahon, Maree Teresa, 56 Euroka Street, Wollongong.	Not signed by Returning Officer.
McGregor, Jean Anne, 19 Crana Place, Wollongong.	Not dated.
Murphy, Reginald, 2/11 Exeter Ave, North Wollongong.	Polling Place not stated; not signed by Returning Officer.
Murphy, Helen Danell, 2/11 Exeter Ave, Wollongong North.	Not dated. Polling Place not stated, not signed by Returning Officer.
Rowles, Michael James, 43 Gilmore Street, Wollongong.	Electoral District not stated.
Smith, Diane, 44 Yates Ave. Mt Keira.	Electoral District not stated; Polling Place not stated; not signed by Returning Officer.
Spradau, John Charles, 12 Union Street, Wollongong.	Not signed by Returning Officer.
Spratt, Roy Newman, 29 Pooraka Ave, Wollongong.	Polling Place not stated.
Stavrinou, Andriana, 32 Matthew Crescent, Port Kembla.	Polling Place not stated; Electoral District not stated.
Supple, Anne Goudie, 85 Church Street, Wollongong.	Not dated.
Tattam, Geoffrey Neil, 13 Grey Street, Keiraville.	Not signed by Returning Officer.
Walsh, May Florence, 56 Illowra Crescent, Primbee.	Not signed by Returning Officer.
Watson, Gary, 17 Osborne Street, Wollongong.	Not dated. Polling Place not stated; Not signed by Returning Officer.
Woods, John Robert, 2 Kirala Ave, Mangerton.	Not signed by Returning Officer.
Wright, Frances Ann, 19 Murrie Street, Port Kembla.	Not signed by Returning Officer.

- (6) The Petitioner claims that upon the true construction of the Parliamentary Electorates and Elections Act 1912-1970 the said ballot papers should have been rejected and that the Returning Officer was in error in counting the same.
- (7) In the counting of votes cast in the said Electoral District the Returning Officer admitted to the poll the ballot papers of 40 postal voters the declarations in relation to which were challenged by scrutineers acting on behalf of the Petitioner. The votes recorded on the said 40 ballot papers were counted by the Returning Officer in arriving at the result of the said election. The votes were cast by the electors whose names appear below. The reasons for challenge to the said declarations appear opposite the names of each voter.

Voter	Challenge
Healy, Esther.	Undated. Witness qualifications incomplete.
Thomson, Glenice Ann.	Witness qualifications incomplete.
Weeks, Minnie Beatrice.	Witness qualifications incomplete.
Wells, Ettie Isabel.	No signature of Authorized Witness; no address of Witness.
Coffey, Amy Cecily.	Witness qualifications incomplete.
Johnston, Robert James.	Witness qualifications incomplete.
O'Keefe, Mary Winifred.	Witness qualifications incomplete.
Coppin, Dorothy Maud.	Witness qualifications incomplete.
Gould, Gwendoline Henrietta Eliza.	Witness qualifications incomplete.
Moss, Edward.	Witness qualifications incomplete.
Mulhare, Stephanie Merle.	Witness qualifications incomplete.
Nealon, Ivy Estelle.	Witness qualifications incomplete.
Rankin, Ray.	Witness qualifications incomplete.
Smith, Michael Dennis.	Witness qualifications incomplete.
Downie, Elsie May.	Witness qualifications incomplete.
Fraser, Harold Bruce.	Witness qualifications incomplete.
Hurt, Francis Norman.	Witness qualifications incomplete.
McDonald, John Perry.	Witness qualifications incomplete.
Shipley, Edward Reeder.	Witness qualifications incomplete.
Anderson, James Richard Joseph.	Witness qualifications incomplete.
Bonser, Frederick George.	Self-witnessed by Voter.
Bonser, Janette.	Self-witnessed by Voter.
Ostrowska, Alina.	Witness qualifications incomplete.
Seymour, Blanche Cecilia.	Witness qualifications incomplete.
Spence, John Robert.	Witness qualifications incomplete.
Stibel, Frederick.	Witness qualifications incomplete.
Williams, Minnie.	Witness qualifications incomplete.
Caisley, Una.	Witness qualifications incomplete.
Crowther, Elizabeth.	Witness qualifications incomplete.
Crowther, Willie.	Witness qualifications incomplete.
McKenzie, Agnes Peebles.	Witness qualifications incomplete.
McGoldrick, Catherine Myra.	Witness qualifications incomplete.
Russell, Philip Norris.	Witness qualifications incomplete.
Regtop, Helena Johanna Hubertina.	Witness qualifications incomplete.
Regtop, Lourens.	Witness qualifications incomplete.
Roberts, Ronald Archibald.	Witness qualifications incomplete.
Gray, Lillian M.	Witness qualifications incomplete.
Simpson, Elsie May.	Witness qualifications incomplete.
Smith, Ivy Myrtle.	Witness qualifications incomplete.
Stadnyk, Isabel Perrow.	Undated and Witness qualifications incomplete.

(8) As well as the ballot papers of postal votes referred to in paragraph (7) herein there were admitted to the poll at least 30 ballot papers of postal voters whose identity is not known to the Petitioner upon the declaration in relation in which said ballot papers the title of the person purporting to sign as authorized witness

(i) was indicated only by the letters "J.P." or the words "Justice of the Peace" after the witnesses signature; or

(ii) was not indicated in any manner prescribed by the Act;

The said votes referred to in subparagraph (i) of this paragraph were not cast outside Australia. All such votes recorded on the said ballot papers were counted by the Returning Officer in arriving at the result of the said election.

(9) The Petitioner claims that upon the true construction of the said Act the said postal votes referred to in paragraphs (7) and (8) herein should have been rejected and that the Returning Officer was in error in counting the same.

(10) Of the ballot papers rejected as informal at the said election, 34 were rejected because of the failure of the presiding officers of the polling places at which the votes were cast to sign or initial the ballot papers as required by section 102 of the said Act. A further 10 ballot papers were rejected because they were initialled on the front rather than on the back.

(11) A further 39 ballot papers were rejected as informal because poll clerks in writing out ballot papers for absent voters wrote out the wrong names of candidates or placed the names of the candidates out of alphabetical order.

(12) A further 22 postal votes were rejected by the Returning Officer for the reason that the envelopes containing the ballot papers were water damaged. When subsequently approached by the Petitioner to give further details concerning these postal votes the Returning Officer asked the Petitioner whether he would like to have the names of the voters concerned. These allegedly water damaged postal votes were not produced at the recount of votes for this election and consequently were not counted.

(13) The Petitioner claims that by reason of the facts stated in paragraphs (5) to (8) herein a greater number of votes was wrongly counted in the said election than the number of votes by which the said Eric Daniel Ramsay was declared elected.

(14) The Petitioner further claims that by reason of the facts stated in paragraphs (5) to (12) herein this Honourable Court could not be satisfied that the declared result of the said poll reflected the will of the majority of the electors entitled to vote, because a substantial number of votes was wrongly counted, and a substantial number of electors was disenfranchised as the result of clerical error by electoral officials.

(15) The Petitioner further says that illegal practices were committed in connection with the said election in that a certain person being a member of the Australian Labor Party and a supporter of the said Eric Daniel Ramsay in the said election by fraudulent devices and contrivances and by taking and removing "How-to-Vote" cards and papers favouring the Petitioner prevented at six polling places divers electors desiring to vote for the candidate representing the Liberal Party of Australia, being the Petitioner, from obtaining such cards and papers to assist them in their choice of candidates at the said election thereby preventing or interfering with the free exercise of the franchise by the said electors and the Petitioner further says that the result of the said election was thereby likely to be affected and it is just that the said Eric Daniel Ramsay should be declared not to be duly elected and that the said election should be declared void.

The Petitioner therefore prays:

- (1) That this Honourable Court declare that the said Eric Daniel Ramsay was not duly elected as member for the Electoral District of Wollongong at the said election.
- (2) That this Honourable Court declare that the said election was absolutely void.
- (3) That this Honourable Court in the exercise of its discretion under s. 172 of the said Act, recommend that the costs of the Petitioner of this Petition be paid by the Crown.

Dated this 15th day of April, 1971.

JACK HOUGH,
Petitioner.

The signature of the abovenamed Petitioner to this Petition was witnessed by us:

PHILIP SIMPSON,
Occupation: Solicitor,
Address: 68 Pitt Street, Sydney.

L. CIOLEK,
Occupation: Stenographer,
Address: 68 Pitt Street, Sydney.

BY AUTHORITY

V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1971

