

Votes

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE THIRTY-FOURTH PARLIAMENT.

TUESDAY, 27 AUGUST, 1946.

1. **OPENING OF THE SESSION:**—The House met at Twelve o'clock at Noon, pursuant to a Proclamation of His Excellency the Governor, bearing date the fourteenth day of August, 1946.

Mr. Speaker took the Chair.

Mr. Speaker offered the Prayer.

The Clerk, by direction of Mr. Speaker, read a copy of the said Proclamation, as follows:—

"NEW SOUTH WALES, } By His Excellency Lieutenant-General JOHN
to wit. } NORTHCOTT, Companion of the Most Honourable
"G.S.) Order of the Bath, Member of the Royal
"J. NORTHCOTT, } Victorian Order, Governor of the State of New
South Wales and its Dependencies, in the
Commonwealth of Australia.

"WHEREAS the Parliament of New South Wales now stands prorogued till Thursday the twenty-second day of August, one thousand nine hundred and forty-six: Now I, Lieutenant-General JOHN NORTHCOTT, in pursuance of the power and authority in me vested as Governor of the said State, do hereby further prorogue the said Parliament to Tuesday, the twenty-seventh day of August next: And I do further announce and proclaim that the said Parliament shall assemble for the despatch of business on the aforesaid twenty-seventh day of August next, at twelve o'clock at noon, in the buildings known as the Legislative Council Chambers, situate in Macquarie-street, in the City of Sydney: And the Members of the Legislative Council and the Legislative Assembly, respectively, are hereby required to give their attendance at the said time and place accordingly.

"Given under my Hand and Seal, at Sydney, this fourteenth day of August, in the year of our Lord one thousand nine hundred and forty-six, and in the tenth year of His Majesty's Reign.

"By His Excellency's Command,

"W. J. MCKELL.

"GOD SAVE THE KING."

2. **VACANT SEAT—ELECTORAL DISTRICT OF GOULBURN:**—

(1.) Mr. Speaker informed the House that, on 9th May last, he had received a letter from John Moran Tully, Esquire, resigning his seat as Member for the Electoral District of Goulburn.

(2.) *Issue and Return of Writ:*—Mr. Speaker also informed the House that, during the recess, in accordance with the direction of the 70th section of the Parliamentary Electorates and Elections Act, 1912, as amended, he had issued a Writ for the Election of a Member to serve in the Legislative Assembly for the Electoral District of Goulburn, in the room of John Moran Tully, Esquire, resigned; and that such Writ had been duly returned, with a certificate endorsed thereon by the Returning Officer of the election of Laurence John Tully, Esquire, to serve as such Member.

(3.) *Member Sworn:*—Laurence John Tully, Esquire, was introduced, and having taken and subscribed the Oath of Allegiance, and signed the Roll of the House, took his seat as Member for the Electoral District of Goulburn.

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3. MESSAGE FROM THE COMMISSIONERS:—The Usler of the Black Rod being admitted, delivered a Message, that "The Commissioners request the immediate attendance of this Honourable House in the Legislative Council Chamber, to hear the Commission for Opening of Parliament read."

The House went, and the Members of both Houses being seated at the request of the President, the President said:—

Honourable Members of the Legislative Council, and
Members of the Legislative Assembly,—

His Excellency the Governor has been pleased to cause a Commission to be issued, under the Great Seal of the State, constituting us Commissioners to do on behalf of His Majesty all things necessary to be done in the name of His Majesty, or in the name of His Excellency the Governor of the State in and about the opening and holding of this Session of Parliament, to deliver Messages to the Legislative Council and to the Legislative Assembly, and to do all such other things as may be specially necessary to enable Parliament to perform acts which admit of no delay, as will more fully appear by the Commission itself, which must now be read.

Whereupon the Clerk, by direction of the President, read the said Commission, as follows:—

"George the Sixth, by the Grace of God, of Great Britain, Ireland, and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India.

"To all to whom these presents shall come.

"Greeting:

"WHEREAS by Proclamation made on the fourteenth day of August, 1946, His Excellency Lieutenant General JOHN NORTHCOTT, Companion of Our Most Honourable Order of the Bath, Member of Our Royal Victorian Order, Our Governor of our State of New South Wales and its Dependencies, in the Commonwealth of Australia, did in pursuance of the power and authority in him vested as Governor of Our said State, further prorogue the Parliament of Our said State to Tuesday, the twenty-seventh day of August next, and announced and proclaimed that the said Parliament should assemble for the despatch of business on the aforesaid twenty-seventh day of August next at the time and place mentioned; AND WHEREAS Our said Governor has approved of the opening by Commission of the said Session of the Legislative Council and the Legislative Assembly of Our said State, Now Know Ye, that We, trusting in the discretion, fidelity and care of Our trusty and well-beloved the Honourable ERNEST HENRY FARRAR, President of the said Legislative Council, the Honourable ROBERT REGINALD DOWNING, Minister of Justice, and Vice-President of the Executive Council of Our said State, and Lieutenant-Colonel the Honourable THOMAS STEELE, Chairman of Committees, Members of the said Legislative Council, do, with the advice of Our Executive Council of Our said State, give and grant by the tenor of these presents unto the said ERNEST HENRY FARRAR, ROBERT REGINALD DOWNING and THOMAS STEELE, or any two of them, full power in Our name to open and hold the said Session of the said Legislative Council and Legislative Assembly on the said twenty-seventh day of August next or subsequent day, on Our behalf to do all things necessary to be done in Our name, or in the name of Our Governor of Our said State, in and about the opening and holding of the said Parliament, to deliver messages to the Legislative Council and to the Legislative Assembly, and to do all such things as may be specially necessary to enable Parliament or the said Legislative Council or the said Legislative Assembly to perform acts which admit of no delay: Commanding also by the tenor of these presents all whom it concerns to meet in the said Parliament, that to the said ERNEST HENRY FARRAR, ROBERT REGINALD DOWNING and THOMAS STEELE, or any two of them, they diligently attend in the premises in the form aforesaid.

"In testimony whereof, We have caused these Our Letters to be made Patent and the Great Seal of Our said State to be hereunto affixed.

"Witness Our Trusty and Well-beloved Lieutenant-General JOHN NORTHCOTT, Companion of Our Most Honourable Order of the Bath, Member of Our Royal Victorian Order, Governor of Our State of New South Wales and its Dependencies, in the Commonwealth of Australia, at Sydney, in Our said State, this sixteenth day of August, in the year of Our Lord one thousand nine hundred and forty-six and in the tenth year of Our Reign.

JOHN NORTHCOTT,

Governor.

"By His Excellency's Command,

"W. J. MCKELL."

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The President then said.

Honourable Members of the Legislative Council, and
Members of the Legislative Assembly,—

"We, the Commissioners appointed by His Excellency the Governor, under the Commission you have just heard, do now proceed to acquaint you with the causes for which this Session of Parliament has been called together, and to read to you the Messages which His Excellency the Governor desires shall be delivered to you for this purpose."

Honourable Members of the Legislative Council, and
Members of the Legislative Assembly,—

We have it in command from His Excellency the Governor to acquaint you that His Excellency desires that you take into your grave consideration such matters as may be submitted to you.

Honourable Members of the Legislative Assembly,—

We are commanded to acquaint you with His Excellency's desires that such measures may be taken by you as may be deemed expedient to meet the exigencies of the Public Services, and to deal with such other matters as his advisers deem necessary.

And the House having returned, —

4. MESSAGES FROM THE LIEUTENANT GOVERNOR:— The following Messages from His Excellency the Lieutenant-Governor were delivered by Mr. McKell and read by Mr. Speaker:—

(1.) Lunacy (Amendment) Bill:—

F. R. JORDAN,

Message No. 1.

Lieutenant-Governor.

A Bill, intitled "*An Act to amend the Lunacy Act, 1898-1945, and certain other Acts; and for purposes connected therewith,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Lieutenant-Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 21st May, 1946.

(2.) Workers' Compensation (Amendment) Bill:—

F. R. JORDAN,

Message No. 2.

Lieutenant-Governor.

A Bill, intitled "*An Act to amend the Workers' Compensation Act, 1926-1945, and the Workers' Compensation (Silicosis) Act, 1942-1945, in certain respects; and for purposes connected therewith,*"—as finally passed by the Legislative Council and Assembly, having been presented to the Lieutenant-Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 21st May, 1946.

(3.) Forestry (Amendment) Bill:—

F. R. JORDAN,

Message No. 3.

Lieutenant-Governor.

A Bill, intitled "*An Act to amend the Forestry Act, 1916-1935, in certain respects; and for purposes connected therewith,*" as finally passed by the Legislative Council and Assembly, having been presented to the Lieutenant-Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

Government House,

Sydney, 21st May, 1946.

(4.) Liquor (Amendment) Bill:—

F. R. JORDAN,

Message No. 4.

Lieutenant-Governor.

A Bill, intitled "*An Act to provide for the submission to a referendum of the question of the hour at which certain premises licensed under the Liquor Act, 1912, and clubs registered under that Act shall close; to make further provision for the regulation of the sale of liquor; to amend the said Act and*

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certain other Acts in certain respects; and for purposes connected therewith."—as finally passed by the Legislative Council and Assembly, having been presented to the Lieutenant-Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
Sydney, 21st May, 1946.*

(5.) Bread Industry Bill:—

F. R. JORDAN,

Message No. 5.

Lieutenant-Governor.

A Bill, intituled "*An Act to make provision for day baking; to amend the Factories and Shops Act, 1912, and the Industrial Arbitration Act, 1940, and certain other Acts in certain respects; and for purposes connected therewith.*,"—as finally passed by the Legislative Council and Assembly, having been presented to the Lieutenant-Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
Sydney, 21st May, 1946.*

(6.) Irrigation and Water (Amendment) Bill:—

F. R. JORDAN,

Message No. 6.

Lieutenant-Governor.

A Bill, intituled "*An Act to make further provision for priority of right to the appropriation of water in times of shortage; to enable non riparian occupiers of land to acquire the right to appropriate water from rivers and lakes; for these and other purposes to amend the Water Act, 1912-1944, the Irrigation Act, 1912-1944, the Crown Lands Consolidation Act, 1913, the Wentworth Irrigation Act, and certain other Acts in certain respects; to validate certain matters; and for purposes connected therewith.*"—as finally passed by the Legislative Council and Assembly, having been presented to the Lieutenant-Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
Sydney, 21st May, 1946.*

(7.) Obscene and Indecent Publications (Amendment) Bill:—

F. R. JORDAN,

Message No. 7.

Lieutenant-Governor.

A Bill, intituled "*An Act to amend the Obscene and Indecent Publications Act, 1901, and certain other Acts in certain respects; and for purposes connected therewith.*"—as finally passed by the Legislative Council and Assembly, having been presented to the Lieutenant-Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
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(8.) Law Reform (Miscellaneous Provisions) Bill:—

F. R. JORDAN,

Message No. 8.

Lieutenant-Governor.

A Bill, intituled "*An Act to make certain provisions in relation to actions of tort and in relation to rights against third parties; to amend the law with respect to proceedings against, and contributions between, tortfeasors; to make certain provisions in relation to charges upon insurance moneys payable as indemnity for liability to pay damages or compensation; and for purposes connected therewith.*"—as finally passed by the Legislative Council and Assembly, having been presented to the Lieutenant-Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,
Sydney, 21st May, 1946.*

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(9.) Hospital Benefits Agreement Bill:—

F. R. JORDAN,

Message No. 9.

Lieutenant Governor.

A Bill, intitled "*An Act to authorise an Agreement between the Commonwealth of Australia and the State of New South Wales relating to hospital benefits to be executed by or on behalf of the State of New South Wales and to approve such Agreement; to amend the Public Hospitals Act, 1929-1943; and for purposes connected therewith.*"—as finally passed by the Legislative Council and Assembly, having been presented to the Lieutenant Governor for the Royal Assent, His Excellency has, in the name of His Majesty, assented to the said Bill, and has this day transmitted it to the Legislative Council, to be numbered and forwarded to the proper Officer for enrolment, in the manner required by law.

*Government House,**Sydney, 21st May, 1946.*

5. APPOINTMENT OF HIS EXCELLENCY LIEUTENANT GENERAL JOHN NORTHCOTT, O.B., M.V.O., AS GOVERNOR OF THE STATE OF NEW SOUTH WALES:—

(1.) Mr. Speaker reported the following Message from His Excellency the Governor.

JOHN NORTHCOTT,

Message No. 1.

Governor.

Lieutenant-General John Northcott has the honour to inform the Legislative Assembly that His Majesty has been graciously pleased, by Commission under His Royal Sign Manual and Signet, bearing date at St. James's the fourth day of June, 1946, to appoint him to be the Governor in and over the State of New South Wales and its Dependencies in the Commonwealth of Australia; and that this morning he took the Oath of Allegiance and the Official and Judicial Oath before the Honourable Colin George Watt Davidson, a Judge of the Supreme Court of New South Wales, and assumed the administration of the Government of the State accordingly.

*Government House,**Sydney, 1st August, 1946.*

(2.) Mr. McKell moved (*by consent*), without Notice, That the following Address in acknowledgment of His Excellency's Message be adopted by this House, and presented to His Excellency:—

To His Excellency Lieutenant-General John Northcott, Companion of the Most Honourable Order of the Bath, Member of the Royal Victorian Order, Governor of the State of New South Wales and its Dependencies in the Commonwealth of Australia.

MAY IT PLEASE YOUR EXCELLENCY,—

We, the Members of the Legislative Assembly, in Parliament assembled, desire to express our thanks for Your Excellency's Message, informing us of your assumption of the administration of the Government of the State, by virtue of a Commission from His Most Gracious Majesty appointing you Governor.

We offer Your Excellency our sincere congratulations on your appointment by His Majesty, confident that your administration will reflect that devotion to duty which has already marked your services to the Empire and Australia.

And the motion having been seconded by Mr. Treatt and supported by Lieut.-Colonel Bruxner,—

Question put and passed.

Mr. McKell informed the House that he had ascertained it to be the pleasure of the Governor to receive the Address in acknowledgment of His Excellency's Message No. 1, notifying his assumption of the administration of the Government of the State, at Five o'clock, p.m., This Day.

6. VACANT SEATS—RESIGNATIONS OF MEMBERS FOR THE PURPOSE OF SEEKING ELECTION TO THE PARLIAMENT OF THE COMMONWEALTH:—

(1.) Mr. Speaker informed the House that he had received the following letter from Alexander Mair, Esquire, resigning his seat as Member for the Electoral District of Albury:—

14th August, 1946.

Dear Mr. Speaker,—

I hereby resign from the Legislative Assembly of New South Wales as Member for the Electoral District of Albury, and request that my resignation shall take effect from to-day's date.

27th August, 1946.

My resignation is for the purpose of enabling me to seek election for the Senate in the Parliament of the Commonwealth at the forthcoming general elections.

Yours faithfully,

ALEX. MAIR.

Member of the Legislative Assembly of
New South Wales for the Electoral
District of Albury.

The Hon. Daniel Clyne, M.L.A.,
Speaker of the Legislative Assembly of New South Wales,
Parliament House, Sydney.

Whereupon Mr. McKel moved, That the seat of Alexander Mair, Esquire, Member for the Electoral District of Albury, hath become, and is now, vacant by reason of the resignation thereof by the said Alexander Mair, Esquire.

Question put and passed.

- (2.) Mr. Speaker informed the House that he had received the following letter from John Thomas Lang, Esquire, resigning his seat as Member for the Electoral District of Auburn:—

Parliament House, Sydney,

15th August, 1946.

Dear Mr. Speaker,—

As it is my intention to seek election at the forthcoming General Election as a Member of the House of Representatives of the Parliament of the Commonwealth of Australia, I hereby resign from the Legislative Assembly of New South Wales as member for the Electoral District of Auburn, and ask that my resignation shall take effect from to-day's date.

In accordance with the provisions of subsection 3 of section 79 of the New South Wales Parliamentary Electorates and Elections Act, 1912, as amended, I also wish to inform you that it is my intention, in the event of my failing to secure such election, to become, again, a candidate for the vacancy in the Legislative Assembly of New South Wales resulting from this my resignation, and I accordingly have to ask that you will be so good as to delay the issue of the writ for the election of a Member to fill such vacancy until the result of the said Commonwealth Election shall have been first officially declared by the Returning Officer.

Yours faithfully,

JOHN T. LANG.

Member of the Legislative Assembly of
New South Wales for the Electoral
District of Auburn.

The Hon. D. Clyne, M.L.A.
Speaker of the Legislative Assembly of New South Wales,
Parliament House, Sydney.

Whereupon Mr. McKel moved, That the seat of John Thomas Lang, Esquire, Member for the Electoral District of Auburn, hath become, and is now, vacant by reason of the resignation thereof by the said John Thomas Lang, Esquire.

Question put and passed.

- (3.) Mr. Speaker informed the House that he had received the following letter from Athol Railton Richardson, Esquire, resigning his seat as Member for the Electoral District of Ashfield:—

Parliament House, Sydney,

16th August, 1946.

Dear Mr. Speaker,—

I hereby resign from the Legislative Assembly of New South Wales as Member for the Electoral District of Ashfield, and request that my resignation shall take effect from to-day's date. My resignation is for the purpose of enabling me to seek election for the Parliament of the Commonwealth at an election which is to be held within three months after the date of this my resignation.

In accordance with the provisions of subsection 3 of section 79 of the New South Wales Parliamentary Electorates and Elections Act, 1912, as amended, I desire to inform you that it is my intention in the event of my failing to secure such election to become again a candidate for the vacancy in the Legislative Assembly of New South Wales resulting from this my resignation, and I accordingly request that you will be so good as to delay the issue of the writ for the election of a member to fill such vacancy until

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the result of the said Commonwealth election shall have first been officially declared by the Returning Officer. I propose to seek election for the Parliament of the Commonwealth in the Commonwealth Division of Parkes

Yours faithfully,

ATHOL RICHARDSON.

Member of the Legislative Assembly of
New South Wales for the Electoral
District of Ashfield.

The Honourable Daniel Clyne, M.L.A.,
Speaker of the Legislative Assembly of New South Wales,
Parliament House, Sydney.

Whereupon Mr. McKell moved, That the seat of Athol Railton Richardson, Esquire, Member for the Electoral District of Ashfield, hath become, and is now, vacant by reason of the resignation thereof by the said Athol Railton Richardson, Esquire.

Question put and passed.

- (4.) Mr. Speaker informed the House that he had received the following letter from Christopher Baron Lethbridge, Esquire, resigning his seat as Member for the Electoral District of Corowa:—

Parliament House, Sydney,

16th August, 1946.

Dear Mr. Speaker,—

I hereby resign from the Legislative Assembly of New South Wales as Member for the Electoral District of Corowa, and request that my resignation shall take effect from to-day's date. My resignation is for the purpose of enabling me to seek election for the Parliament of the Commonwealth at an election which is to be held within three months after the date of this my resignation.

In accordance with the provisions of subsection 8 of section 79 of the New South Wales Parliamentary Electorates and Elections Act, 1912, as amended, I desire to inform you that it is my intention in the event of my failing to secure such election to become again a candidate for the vacancy in the Legislative Assembly of New South Wales resulting from this my resignation, and I accordingly request that you will be so good as to delay the issue of the writ for the election of a member to fill such vacancy until the result of the said Commonwealth election shall have been first officially declared by the Returning Officer for the Commonwealth Division of Riverina.

Yours faithfully,

C. B. LETHBRIDGE.

Member of the Legislative Assembly of
New South Wales for the Electoral
District of Corowa.

The Hon. Daniel Clyne, M.L.A.,
Speaker of the Legislative Assembly of New South Wales,
Parliament House, Sydney.

Whereupon Mr. McKell moved, That the seat of Christopher Baron Lethbridge, Esquire, Member for the Electoral District of Corowa, hath become, and is now, vacant by reason of the resignation thereof by the said Christopher Baron Lethbridge, Esquire.

Question put and passed.

7. APPOINTMENT OF TEMPORARY CHAIRMEN OF COMMITTEES: Mr. Speaker, pursuant to Standing Order No. 28 (c), nominated,

George Charles Gollan, Esquire,
William Henry Lamb, Esquire,
Robert Emmet O'Halloran, Esquire,
John Thomas Reid, Esquire, and
Thomas John Shannon, Esquire,

to act as Temporary Chairmen of Committees during the present Session.

8. MINISTERIAL STATEMENT:—Mr. McKell informed the House that, following upon the resignation of the Hon. J. M. Tully, from the position of Secretary for Lands, the following alterations were made in the Ministry:—

The Hon. W. F. Dunn, M.L.A., formerly Minister for Conservation, was appointed Secretary for Lands.

The Hon. C. R. Eyatt, K.C., LL.B., M.L.A., formerly Assistant Minister, was appointed Minister in Charge of Tourist Activities and Immigration.

The Hon. George Weir, LL.B., M.L.A., formerly Assistant Minister, was appointed Minister for Conservation.

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9. PAPERS:—

Mr. McKell laid upon the Table the following Papers:—

- (1.) Regulation, and amended Regulation under the Sydney Harbour Trust Act, 1900-1941.
- (2.) Amended Regulations under the Navigation Act, 1901-1941, and Navigation Amendment (Regulations) Act, 1904.
- (3.) Amended Regulations under the Audit Act, 1902-1945.
- (4.) Minute by the Colonial Treasurer respecting the extension of the provisions of section 101F of the Stamp Duties Act to estates of deceased ex-members of the Naval, Military and Air Forces.
- (5.) Report by the Colonial Treasurer respecting agreements entered into by him with Co-operative Building Societies under section 17A of the Co-operation Act, 1923-1945 during the quarter commencing 1st April, 1946, and statement relating to agreements entered into prior to the commencement of such quarter and subsisting as at 30th June, 1946.

Referred by Sessional Order to the Printing Committee.

- (6.) Report of the Police Department for 1945.

Ordered to be printed.

Mr. Heffron laid upon the Table the following Paper:—Regulations under the Library Act, 1939.

Referred by Sessional Order to the Printing Committee.

Mr. Martin laid upon the Table the following Papers:—

- (1.) Rules of Court made by the Judges of the Supreme Court under the Liquor (Amendment) Act, 1946.
- (2.) Additional Rules of Court made by the Judges of the Supreme Court under the Matrimonial Causes Act, 1899.
- (3.) Substituted Cost Rule 50 made by the Judges of the Supreme Court.
- (4.) Report of the Public Accountants Registration Board for the period 23rd May to 31st December, 1945.

Referred by Sessional Order to the Printing Committee.

Mr. Knight laid upon the Table the following Papers:—

- (1.) Regulation under the Building Operations and Building Materials Control Act, 1945.
- (2.) Amended Regulations under the Factories and Shops Act, 1912-1946.

Referred by Sessional Order to the Printing Committee.

Mr. Cahill laid upon the Table the following Papers:—

- (1.) Statement of Accounts and Balance-sheet of the Sydney County Council Electricity Undertaking for 1945.

Ordered to be printed.

- (2.) Notifications of acquisition of land and easements under the Public Works Act, 1912, as amended, for the following purposes:—

- (a) Cammerbury Stormwater Drainage.
- (b) Duibo Water Supply.
- (c) Hurstville Stormwater Drainage.
- (d) Menindee Water Supply.
- (e) Port Kembla—Deepwater Harbour.
- (f) Southern Electricity Supply of New South Wales (16).
- (g) South West Tablelands Water Supply.

- (3.) Notifications of acquisition of land and easements under the Local Government Act, 1919, as amended, in the following areas:—

- (a) Auburn Municipality.
- (b) Bankstown Municipality (2).
- (c) Bulli Shire.
- (d) Canterbury Municipality (4).
- (e) Casino Municipality.
- (f) Central Hawarra Shire.
- (g) Crookwell Shire.
- (h) Dundas Municipality.
- (i) Erina Shire.
- (j) Gosford Municipality.
- (k) Goulburn Municipality.
- (l) Gundagai Shire.
- (m) Hurstville Municipality (3).
- (n) Kogarah Municipality.
- (o) Kuringgai Municipality (6).
- (p) Lake Macquarie Shire (2).
- (q) Lane Cove Municipality.
- (r) Manly Municipality (2).
- (s) Mascot Municipality.
- (t) North Sydney Municipality (2).
- (u) Redfern Municipality.

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- (v) Ryde Municipality (3).
 - (w) Sutherland Shire (4).
 - (x) Talbragar Shire.
 - (y) Waterloo Municipality
 - (z) Wilcannia Municipality.
 - (aa) Willoughby Municipality.
 - (bb) Woollahra Municipality.
- (4.) Notification of acquisition of land under the Metropolitan Water, Sewerage and Drainage Act, for the following purpose:—Hornsby Water Supply.
- (5.) Notifications of acquisition of land and an easement under the Hunter District Water, Sewerage and Drainage Act, 1938-1945, for the following purposes:—
- (a) Morpeth Park—Boosting Station Site.
 - (b) Nelson's Bay Water Supply.
 - (c) Thornton Tank (2).
 - (d) Tomago Sandbeds (4).
- (6.) Notifications of acquisition of land under the Public Hospitals Act, 1929-1940, for the purpose of the following hospitals: (a) The Hastings District Cottage Hospital; (b) the Newcastle Hospital.
- (7.) Notification of acquisition of land under the State Brickworks Act, 1946, for the following purpose: Homebush Bay State Brickworks.
- (8.) Notification of acquisition of land under the Milk Act, 1931-1942, for the following purpose: Employee's residence—Office site.
- (9.) Amended Regulation under the Gas and Electricity Act, 1935-1941.
- (10.) Rescission of and new Ordinance and amended Ordinances under the Local Government Act, 1912.
- (11.) Certified copy of an Agreement between James Geoffrey Stewart and the Council of the Shire of Bibbenluke, relating to a franchise under the Local Government Act, 1919, granted by the Council to the said James Geoffrey Stewart for the supply of electric current for street and private lighting and for power in portion of the Shire (including the Delegate Urban Area).

Referred by Sessional Order to the Printing Committee.

Mr. Kelly laid upon the Table the following Papers:—

- (1.) Report of the Inspector-General of Mental Hospitals for the year ended 30th June, 1945.
- Ordered to be printed.
- (2.) Proclamation under the Milk Act, 1931-1942.
 - (3.) Proclamation under the Noxious Trades Act, 1902-1944.
 - (4.) Amended Regulations under the Public Health Act, 1921-1944.
 - (5.) Amended Regulations under the Pure Food Act, 1908-1944.

Referred by Sessional Order to the Printing Committee.

Mr. Graham laid upon the Table the following Papers:—

- (1.) Minutes of the Public Service Board respecting the appointments, on probation, of Mr. Kenneth John Symes, as Scientific Assistant, and Mr. Kenneth Ernest Hutton, as Assistant Biologist, Department of Agriculture.
- (2.) Repeal of and New Regulation under the Marketing of Primary Products Act, 1927-1940.

Referred by Sessional Order to the Printing Committee.

Mr. Weir laid upon the Table the following Papers:

- (1.) Notifications of acquisition of land under the Public Works Act, 1912, as amended, for—
 - (a) Works of the Denbora Provisional Domestic and Stock Water Supply and Irrigation District (2).
 - (b) Dam across the Namoi River at Keepit (2).
 - (c) Berriquin Provisional Domestic and Stock Water Supply and Irrigation District
 - (d) Murrumbidgee Irrigation Area.
- (2.) Minutes of the Public Service Board respecting the appointments, on probation, of Messrs. Hugh McKenzie Bell, Alan Grant McArthur, William Ross Hindmarsh, David Boyd Day, and Robert James Edwards, as Divisional Officers, Forestry Commission.

- (3.) Return of amount expended under the provisions of section 13 of the Forestry Act, 1916-1946, during the financial year 1945-1946.

Referred by Sessional Order to the Printing Committee.

27th August, 1916.

Mr. James McGirr laid upon the Table the following Paper:—Notifications of acquisition of land under the Public Works Act, 1912, as amended, for the purpose of the Housing Act, 1912, as amended, at—

- | | |
|--------------------|--------------------|
| (a) Botany. | (l) Narwee. |
| (b) Cessnock. | (m) North Croydon. |
| (c) Chullora (2). | (n) Penrith. |
| (d) Fairfield (2). | (o) Port Kembla. |
| (e) Granville (2). | (p) Riverview. |
| (f) Gunnedah. | (q) Ryde. |
| (g) Inverell. | (r) Sefton. |
| (h) Kingsgrove. | (s) West Ryde (2). |
| (i) Manly Vale. | (t) Yagoona. |
| (j) May's Hill. | (u) Yennora. |
| (k) Miranda. | |

Referred by Sessional Order to the Printing Committee.

Captain Dunn laid upon the Table the following Papers:—

- (1.) By-laws for the management of Eglinton Park, Eglinton, and Molonglo Park, Captain's Flat, under the Public Parks Act, 1912.
- (2.) Regulations for the management of the General Cemetery at Branxton, under the Crown Lands Consolidation Act, 1913.
- (3.) Notification of appropriation and resumption of land under the Public Works Act, 1912, as amended, for (a) Public Recreation Ground, Eastwood; (b) Children's Playground at South Grafton.
- (4.) *Gazette* Notices setting forth the mode in which it is proposed to deal with the dedication of certain land in accordance with the provisions of the 25th section of the Crown Lands Consolidation Act, 1913.
- (5.) New Regulations and Forms, repeal and substituted and amended Regulations under the Closer Settlement Acts.
- (6.) Abstract of Crown Lands intended to be dedicated for public purposes in accordance with the provisions of section 24 of the Crown Lands Consolidation Act, 1913.

Referred by Sessional Order to the Printing Committee.

Mr. O'Sullivan laid upon the Table the following Papers:—

- (1.) Notifications of appropriation and resumption of land under the Public Works Act, 1912, as amended, for the purpose of maintaining traffic on the existing line of Railway between:—
 - (a) Casino and Murwillumbah, provision of Siding Accommodation at Casino.
 - (b) Sydney and Bourke, provision of amended Siding Facilities at Toongabbie.
 - (c) Sydney to Albury, deviation of the line at Berlungra.
 - (d) Sydney and Bourke, quadruplication of line between Lidcombe and Penrith.
 - (e) Sydney and Albury, provision of improved Drainage Facilities at Harefield.
 - (f) Sydney and Tempe, provision of additional Railway Tracks at Redfern.
 - (g) Newcastle and West Maitland, provision of Access to Honeysuckle Goods Yard.
- (2.) Notifications of appropriation and resumption of land under the Public Works Act, 1912, as amended, for—
 - (a) Railway electric substation at Liverpool.
 - (b) Railway electric substation at Caringbah.
 - (c) Additional office accommodation for Railway staff at Central Square, Sydney.
- (3.) Notification of appropriation and resumption of land and easement under the Public Works Act, 1912, as amended, for—Railway Electric Substation near Katoomba, and an Electric High-tension Transmission Line.
- (4.) Notification of resumption of easement under the Public Works Act, 1912, as amended, for Railway purposes, in connection with the construction of an Electric High-tension Transmission Line between Sefton and Liverpool, Municipality of Cabramatta and Canley Vale.

Referred by Sessional Order to the Printing Committee.

10. *Pro forma* BILL.—LAW OF EVIDENCE: Mr. McKell presented a Bill, intituled "A Bill to amend the Law of Evidence," and moved, *pro forma*, That this Bill be now read a first time.

Question put and passed.

Bill read a first time.

11. LEAVE OF ABSENCE:—Mr. Carlton moved (*by consent*), without Notice, That leave of absence for the present Session be granted to the Honourable John Marcus Baddeley, Member for Cessnock, on account of illness.

Question put and passed.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

27th August, 1946.

12. MESSAGE FROM THE COMMISSIONERS: Mr. Speaker reported that this day the House had attended the Commissioners in the Legislative Council Chamber, where a Commission for opening Parliament was read, and a Message to the Assembly delivered, which Message he read to the House, as follows:—

Honourable Members of the Legislative Council,
and Members of the Legislative Assembly,—

We have it in command from His Excellency the Governor to acquaint you that His Excellency desires that you take into your grave consideration such matters as may be submitted to you.

Honourable Members of the Legislative Assembly.—

We are commanded to acquaint you with His Excellency's desires that such measures may be taken by you as may be deemed expedient to meet the exigencies of the Public Services, and to deal with such other matters as his advisers deem necessary.

13. COMMITTEE OF SUPPLY:—Mr. McKell moved, That this House will, on its next Sitting Day, resolve itself into the Committee of Supply
Question put and passed.

14. COMMITTEE OF WAYS AND MEANS:—Mr. McKell moved, That this House will, on its next Sitting Day, resolve itself into the Committee of Ways and Means.
Question put and passed.

15. COAL INDUSTRY BILL:—

- (1.) The following Message from His Excellency the Governor was delivered by Mr. McKell and read by Mr. Speaker:—

J. NORTHCOTT,
Governor.

Message No. 2.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to provide means for securing and maintaining adequate supplies of coal throughout Australia and for providing for the regulation and improvement of the coal industry in the State of New South Wales; and for purposes connected therewith.

State Government House,
Sydney, 19th August, 1946.

- (2.) Mr. McKell moved (*by consent*), without Notice, That leave be given to bring in a Bill to provide means for securing and maintaining adequate supplies of coal throughout Australia and for providing for the regulation and improvement of the coal industry in the State of New South Wales; and for purposes connected therewith.

Debate ensued.

Question put and passed.

- (3.) Mr. McKell then presented a Bill, intitled "*A Bill to provide means for securing and maintaining adequate supplies of coal throughout Australia and for providing for the regulation and improvement of the coal industry in the State of New South Wales; and for purposes connected therewith.*" which was read a first time.

Ordered, That the second reading stand an Order of the Day for To-morrow.

16. APPOINTMENT OF HIS EXCELLENCY LIEUTENANT GENERAL JOHN NORTHCOTT, C.B., M.V.O., AS GOVERNOR OF THE STATE OF NEW SOUTH WALES:—The Assembly proceeded to Government House, there to present to the Governor their Address in acknowledgment of His Excellency's Message No. 1, notifying his assumption of the administration of the Government of the State.

And being returned, —

Mr. Speaker reported that the House had presented to the Governor their Address in acknowledgment of His Excellency's Message No. 1, notifying his assumption of the administration of the Government of the State, and that His Excellency had been pleased to give thereto the following answer:—

Government House,
Sydney.

The Honourable the Speaker and Members
of the Legislative Assembly of New South Wales,—

I wish to thank you most sincerely for the Address which you have been good enough to present upon my appointment as the Representative of His Majesty the King in this State and for the cordial terms in which your congratulations are expressed.

27th August, 1946.

I feel deeply honoured in having been chosen to represent His Majesty in New South Wales. It will be my earnest endeavour to discharge the duties of my office in a matter conducive to the welfare of all sections of the community and to the strengthening of that loyal attachment to His Majesty's Throne and Person for which this State is already distinguished.

I welcome this opportunity of personally meeting Members of the Legislative Assembly. I am most anxious to know more of New South Wales and its people, and look forward to visiting all districts so that I may make acquaintance with those whom you represent and learn to appreciate their problems.

I trust that this occasion may inaugurate happy relations between us during my term of office.

J. NORTHCOTT,
Governor.

27th August, 1946.

17. ADJOURNMENT:—Mr. McKell moved, That this House do now adjourn until To-morrow at Eleven o'clock, a.m.,

Debate ensued.

Question put and passed.

The House adjourned accordingly, at Fourteen minutes after Six o'clock, p.m., until To-morrow at Eleven o'clock, a.m.

W. R. McCOURT,
Clerk of the Legislative Assembly.

D. CLYNE,
Speaker.

New South Wales.

No. 2.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE THIRTY-FOURTH PARLIAMENT.

WEDNESDAY, 28 AUGUST, 1946.

The House met pursuant to adjournment. Mr. Speaker took the Chair.

Mr. Speaker offered the Prayer.

1. PAPERS:—

Mr. Martin laid upon the Table the following Papers:—

- (1.) Regulations under the Legal Assistance Act, 1943.
- (2.) Amended Regulations under the Auctioneers, Stock and Station and Real Estate Agents Act, 1941-1946.

Referred by Sessional Order to the Printing Committee.

Mr. Knight, *on behalf* of Mr. Baddeley, laid upon the Table the following Papers:—

- (1.) Report on the Fisheries of New South Wales for the year ended 30th June, 1945.

Ordered to be printed.

- (2.) Report of the Board of Fire Commissioners of New South Wales for 1945.

Ordered to be printed.

- (3.) Regulation and Schedule and amended Regulations under the Sydney Turf Club Act, 1943.

- (4.) Minute of suspension or variation of Statutes during the year ended 30th June, 1946.

- (5.) Amended Regulation under the Charitable Collections Act, 1934-1941.

- (6.) Amended Regulation under the Theatres and Public Halls Act, 1908-1946.

Referred by Sessional Order to the Printing Committee.

Mr. Graham laid upon the Table the following Papers:—

- (1.) Minute of the Public Service Board, respecting the appointment, on probation, of Mr. Gregory James Shanahan as Assistant Entomologist, Department of Agriculture.

- (2.) Amended Regulation under the Stock Diseases Act, 1923-1934.

- (3.) Amended Regulation under the Fruit Cases Act, 1912-1936.

- (4.) Amended Regulation under the Pastures Protection Act, 1934-1943.

Referred by Sessional Order to the Printing Committee.

- (5.) Report of the New South Wales Dried Fruits Board for 1945.

Ordered to be printed.

28th August, 1946.

Mr. James McGirr laid upon the Table the following Paper:—Notifications of acquisition of land under the Public Works Act, 1912, as amended, for the purpose of the Housing Act, 1912, as amended, at—

- | | |
|----------------------|-----------------------|
| (a) Bexley North. | (i) Matraville. |
| (b) Central Concord. | (j) Parramatta North. |
| (c) Canley Vale (2). | (k) Putney. |
| (d) Botany (3). | (l) Rydalmere (3). |
| (e) Dundas (3). | (m) Ryde. |
| (f) Fairfield. | (n) Villawood. |
| (g) Granville (3). | (o) West Ryde (2). |
| (h) Lane Cove. | |

Referred by Sessional Order to the Printing Committee.

2. **COAL INDUSTRY BILL:** The Order of the Day having been read, Mr. McKell moved, That this Bill be now read a second time.
Debate ensued.
Mr. Drummond moved, That this Debate be now adjourned.
Question put and passed.
Ordered, That the Debate be adjourned until To-morrow.

3. **ADJOURNMENT:**—Mr. Heffron moved, That this House do now adjourn until To-morrow at Half-past Ten o'clock, a.m.
Question put and passed.

The House adjourned accordingly, at Twenty-five minutes after Ten o'clock, p.m., until To-morrow at Half-past Ten o'clock, a.m.

W. R. McCOURT,
Clerk of the Legislative Assembly.

D. CLYNE,
Speaker.

New South Wales.

No. 3.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE THIRTY-FOURTH PARLIAMENT.

THURSDAY, 29 AUGUST, 1946.

The House met pursuant to adjournment. Mr. Speaker took the Chair.

Mr. Speaker offered the Prayer.

1. PAPERS:—

Mr. Knight laid upon the Table the following Papers:—

(1.) Amended Scheme under the Workmen's Compensation (Broken Hill) Act, 1920-1945.

(2.) Amended Scheme under the Workers' Compensation Act, 1926-1946.

Referred by Sessional Order to the Printing Committee.

Mr. James McGirr laid upon the Table the following Paper:—Notifications of acquisition of land under the Public Works Act, 1912, as amended, for the purpose of the Housing Act, 1912, as amended, at—

- | | |
|-----------------------|----------------------------|
| (a) Auburn. | (y) Kingsgrove. |
| (b) Austral. | (z) Lane Cove. |
| (c) Bass Hills (2). | (aa) Liverpool. |
| (d) Belfield. | (bb) Marsfield (3). |
| (e) Beverly Hills. | (cc) May's Hill. |
| (f) Blakehurst. | (dd) Merrylands (2). |
| (g) Canley Vale. | (ee) Mortlake. |
| (h) Carramar. | (ff) Narwee. |
| (i) Chullora (3). | (gg) North Ryde. |
| (j) Cessnock. | (hh) Nowra. |
| (k) Clemons Park. | (ii) Padstow. |
| (l) Cook's Hill. | (jj) Parramatta (2). |
| (m) Concord West. | (kk) Parramatta North (4). |
| (n) Condell Park. | (ll) Port Macquarie. |
| (o) East Hills. | (mm) Punchbowl. |
| (p) Eastwood (5). | (nn) Putney. |
| (q) Ermington (2). | (oo) Regent's Park. |
| (r) Drummoyne. | (pp) Revesby (2). |
| (s) Fairfield (7). | (qq) Rydalmere. |
| (t) Five Dock. | (rr) Ryde. |
| (u) Gateshead. | (ss) South Lakemba. |
| (v) Guildford (5). | (tt) Villawood. |
| (w) Holroyd. | (uu) Wiley Park. |
| (x) Hurstville South. | (vv) Yagoona. |

Referred by Sessional Order to the Printing Committee.

2. FIREARMS BILL:—

(1.) Mr. Martin moved, pursuant to Notice, That leave be given to bring in a Bill to make further provision as to the possession, use and carrying of firearms and other lethal weapons; for these purposes to amend the Police Offences Act, 1901-1945, the Pistol License Act, 1927-1936, and the Crimes Act, 1900; and for purposes connected therewith.

Debate ensued.

Question put and passed.

29th August, 1946.

- (2.) Mr. Martin then presented a Bill, intitled "A Bill to make further provision as to the possession, use and carrying of firearms and other lethal weapons; for these purposes to amend the Police Offences Act, 1901-1945, the Pistol License Act, 1927-1936, and the Crimes Act, 1900; and for purposes connected therewith,"—which was read a first time.

Ordered, That the second reading stand an Order of the Day for To-morrow.

3. COAL INDUSTRY BILL:—

- (1.) The Order of the Day having been read for the resumption of the adjourned Debate, on the motion of Mr. McKell, "That this Bill be now read a second time,"—

And the Question being again proposed,—

The House resumed the said adjourned Debate.

And the House continuing to sit, after Midnight,—

FRIDAY, 30 AUGUST, 1946, A.M.

Debate continued.

Disorder in the Speaker's Gallery.—A certain person in the Speaker's Gallery having interrupted the orderly conduct of the business of the House, Mr. Speaker, pursuant to Standing Order No. 394, ordered such person to be removed. Such person was then removed by the Acting Serjeant-at-Arms.

Debate continued.

Question put.—That this Bill be now read a second time.

The House divided.

Ayes, 44.

Captain Arthur	Mr. Hamilton	Mr. Robertson
M. Booth	Mr. Hawkins	Mr. Shannon
Mr. Fred Cahill	Mr. Heffron	Mr. Sheehan
Mr. Cahill	Mr. Kelly	Mr. Stanley
Mr. Robert Cameron	Mr. Knight	Mr. Storey
Mr. Carlton	Mr. Lamb	Mr. Tonge
Major Chanter	Mr. Landa	Mr. L. J. Tully
Mr. Cunningham	Mr. Lazzarini	Mr. Weir
Mr. Currey	Mr. James McGirr	Mr. Williams
Mr. Davidson	Mr. McGrath	Mr. Woodward
Mr. Ewart	Mr. McKell	<i>Tellers.</i>
Mr. Finnan	Mr. Matthews	Mr. Fowles
Mrs. Fowler	Mr. O'Halloran	Mr. W. McC. Gillan
Mr. Gallagher	Mr. O'Sullivan	
Mr. Graham	Mrs. Quirk	
Mr. Greig	Mr. Renshaw	

Noes, 19.

Mr. Jeff Bate	Mr. Drummond	Mr. Stephens
Mr. Black	Mr. Fitzgerald	Mr. Treant
Mr. Brain	Mr. Frith	Mr. Vincent
Lieut. Col. Brunner	Mr. Lawson	<i>Tellers.</i>
Mr. Chaffey	Mr. John Reid	Mr. Jack Beale
Mr. Darby	Lieut. Col. Robson	Mr. Hearnshaw
Mr. Dickson	Mr. Rose	

And so it was resolved in the affirmative.

Bill read a second time.

Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

Mr. Speaker resumed the Chair, and the Chairman reported the Bill without amendment.

On motion of Mr. McKell the Report was adopted.

And Mr. Speaker having consented to the third reading being taken forthwith,—

- (2.) Bill, on motion of Mr. McKell, read a third time.

Bill sent to the Legislative Council, with the following Message:—

Mr. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intitled "An Act to provide means for securing and maintaining adequate supplies of coal throughout Australia and for providing for the regulation and improvement

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

29th August, 1946.

of the coal industry in the State of New South Wales; and for purposes connected therewith.—presents the same to the Legislative Council for its concurrence.

*Legislative Assembly Chamber,
Sydney, 30 August, 1946, a.m.*

4. ADJOURNMENT:—Mr. McKell moved, That this House do now adjourn until Tuesday next at Half-past Two o'clock, p.m.

Question put and passed.

The House adjourned accordingly, at Four minutes after Five o'clock, a.m., until Tuesday next at Half-past Two o'clock, p.m.

W. R. McCOURT,
Clerk of the Legislative Assembly.

D. CLYNE,
Speaker.

New South Wales.

No. 4.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE THIRTY-FOURTH PARLIAMENT.

TUESDAY, 3 SEPTEMBER, 1946.

The House met pursuant to adjournment. Mr. Speaker took the Chair.

Mr. Speaker offered the Prayer.

1. PAPERS:—

Mr. McKell laid upon the Table the following Papers:—

- (1.) Statement of Expenditure from the Government Railways Fund in excess of that appropriated by Parliament during the year 1945-1946.
- (2.) Repeal and new Regulation under the Sydney Harbour Trust Act, 1900-1941.
- (3.) Amended Regulations under the Public Service Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr. Heffron laid upon the Table the following Paper:—Notifications of resumption of land under the Public Works Act, 1912, as amended, for the purposes of the Public Instruction Act, 1880, at—

- | | |
|------------------------|------------------------|
| (a) Adamstown. | (t) Kahibah. |
| (b) Bankstown. | (u) Lawson. |
| (c) Bass Hill. | (v) Liverpool. |
| (d) Belmont. | (w) Merrylands. |
| (e) Belmore. | (x) Moorebank. |
| (f) Beresfield. | (y) Mount Pritchard. |
| (g) Beverly Hills. | (z) Mulwala. |
| (h) Blacktown. | (aa) Peakhurst (2). |
| (i) Blakehurst. | (bb) Quirindi. |
| (j) Canterbury. | (cc) Springwood. |
| (k) Captain's Flat. | (dd) Tathra. |
| (l) Chatswood West. | (ee) The Entrance. |
| (m) Cook's Hill. | (ff) Turrumurra South. |
| (n) Cronulla South. | (gg) Turvey Park. |
| (o) Dubbo South. | (hh) Wagga Wagga. |
| (p) Earlwood. | (ii) Warialda. |
| (q) Fairfield. | (jj) Westmead (2). |
| (r) Fairfield Heights. | (kk) Wollongong. |
| (s) Granville. | (ll) Wollongong West. |

Referred by Sessional Order to the Printing Committee.

Mr. Knight laid upon the Table the following Papers:—

- (1.) Minutes of the Public Service Board, respecting the appointment, or probation, of Messrs. Alan Charles Bridgen, Analyst, James Charles Lloyd, Assistant Geologist, and Herbert Earnest Hallam, Inspector of Mines, Mines Department.
- (2.) Proclamation declaring certain land to be private land for the purpose of the Mining Act, 1906-1935.
- (3.) Amended Proclamation under the Mines Inspection Act, 1901-1945.
- (4.) Amended Rules and new Rule under the Mines Inspection Act, 1901-1945.
- (5.) Amended Regulations under the Inflammable Liquid Act, 1915-1931.
- (6.) Amended Regulations under the Explosives Act, 1905.

Referred by Sessional Order to the Printing Committee.

Mr. Cahill laid upon the Table the following Paper: By-law under the Sydney Corporation Act, 1932-1942.

Referred by Sessional Order to the Printing Committee.

3rd September, 1946.

Mr. Graham laid upon the Table the following Paper:—Minute of the Public Service Board, respecting the appointment, on probation, of Miss Helen Maitland Wrigley, B.Sc. (Agr.), as Scientific Assistant, Department of Agriculture.

Referred by Sessional Order to the Printing Committee.

Mr. Weir laid upon the Table the following Paper: Notifications of acquisition of land under the Public Works Act, 1912, as amended, for the construction of a water-conserving storage in Lake Ballyroan.

Referred by Sessional Order to the Printing Committee.

Mr. James McGirr laid upon the Table the following Paper: Notifications of acquisition of land under the Public Works Act, 1912, as amended, for the purpose of the Housing Act, 1912, as amended, at

(a) Balgownie.	(p) Jannai.
(b) Bexley.	(q) Kirrawee (2).
(c) Botany.	(r) Miranda (2).
(d) Canley Vale.	(s) Norrlanead.
(e) Canowindra.	(t) North Ryde.
(f) Cook's Hill.	(u) Pagewood.
(g) Cootamundra.	(v) Panania.
(h) Condobolin.	(w) Parramatta.
(i) Corrimal.	(x) South Deniliquin.
(j) Dundas.	(y) Strathfield (2).
(k) Emington.	(z) Sutherland (4).
(l) Fairfield.	(aa) Sylvania (2).
(m) Gosford.	(bb) Tamworth.
(n) Granville.	(cc) Temora.
(o) Gympie (2).	

Referred by Sessional Order to the Printing Committee.

Mr. O'Sullivan laid upon the Table the following Paper:—Statements of traffic secured to Railway Transport by the exercise of the powers conferred on the Railway Commissioner under section 24 (3) and (4) of the Railways Act, 1912, as amended, during the months of March, April, May, June and July, 1946.

Referred by Sessional Order to the Printing Committee.

2. FIREARMS BILL.—

(1.) The Order of the Day having been read, Mr. C. E. Martin moved, That this Bill be now read a second time.

Debate ensued.

Question put and passed.

Bill read a second time.

Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

Mr. Speaker resumed the Chair, and the Chairman reported the Bill without amendment.

On motion of Mr. Martin, the Report was adopted.

And Mr. Speaker having consented to the third reading being taken forthwith,—

(2.) Bill, on motion of Mr. Martin, read a third time.

Bill sent to the Legislative Council, with the following Message:—

Mr. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intitled "*An Act to make further provision as to the possession, use and carrying of firearms and other lethal weapons; for these purposes to amend the Police Offences Act, 1901-1945; the Pistol License Act, 1927-1936, and the Crimes Act, 1900, and for purposes connected therewith.*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber.

Sydney, 3rd September, 1946.

3. ADJOURNMENT:—Mr. McKell moved, That this House do now adjourn until To-morrow at Eleven o'clock, a.m.

Question put and passed.

The House adjourned accordingly, at Twenty-eight minutes after Five o'clock p.m., until To-morrow at Eleven o'clock, a.m.

W. R. McCOURT,
Clerk of the Legislative Assembly.

D. CLYNE,
Speaker.

New South Wales.

No. 5.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

FOURTH SESSION OF THE THIRTY-FOURTH PARLIAMENT.

WEDNESDAY, 4 SEPTEMBER, 1946.

The House met pursuant to adjournment. Mr. Speaker took the Chair.

Mr. Speaker offered the Prayer.

1. PUBLIC ACCOUNTS COMMITTEE:—Mr. Speaker informed the House that, in accordance with section 16 of the Audit Act, 1902, he had received from the Colonial Treasurer the nomination of

Vernon Haddon Treant, Esquire, M.M., K.C., M.A., B.C.L.,

a Member of the Legislative Assembly, who is not a Minister of the Crown, for election and appointment to the vacancy on the Public Accounts Committee, constituted under that Act, caused by the resignation of Alexander Mair, Esquire.

Mr. Speaker stated that it was his duty to submit the name proposed to the House.

Question:—That Vernon Haddon Treant, Esquire, a Member of this House, who is not a Minister of the Crown, be appointed a member of the Public Accounts Committee in the place and instead of Alexander Mair, Esquire, resigned,—put and passed.

2. VARIATION OF ORDER FOR PRINTING PAPER—REPORT OF THE BOARD OF FIRE COMMISSIONERS OF NEW SOUTH WALES FOR 1945:—Mr. Knight moved (*by consent*), without Notice, That so much of the order for printing the Report of the Board of Fire Commissioners of New South Wales for 1945, made by this House on 28th August, 1946, be varied as refers to Appendices VI to XVI, which shall not be printed.
Question put and passed.

3. PAPERS:—

Mr. O'Sullivan laid upon the Table the following Papers:—

- (1.) Amended Regulations under the George's River Bridge Act, 1923.
- (2.) Amended By law under the Government Railways Act, 1912-1945.
- (3.) Report of the Commissioner for Railways for the quarter ended 31st March, 1946.

Referred by Sessional Order to the Printing Committee.

Mr. Graham laid upon the Table the following Paper:—Report of the New South Wales Dairy Products Board for the year ended 30th June, 1946.
Ordered to be printed.

4. SUPPLY BILL:—The following Message from His Excellency the Governor was delivered by Mr. McKell, and read by Mr. Speaker:—

J. NORTHCOTT,
Governor.

Message No. 3.

In accordance with the provisions contained in the 46th section of the Constitution Act, 1902, the Governor recommends for the consideration of the Legislative Assembly the expediency of making provision to meet the requisite expenses in connection with a Bill to apply certain sums out of the Consolidated Revenue Fund, the Government Railways Fund, the Road Transport and Traffic

4th September to 17th September, 1946.

Fund, the Metropolitan Transport Trust General Fund, the Newcastle and District Transport Trust General Fund, and the Sydney Harbour Trust Fund, towards the services of the Year 1946-1947.

State Government House,
Sydney, 15th August, 1946.

Ordered to be referred to the Committee of Supply.

5. SUPPLY (*Supply Bill*): The Order of the Day having been read, on motion of Mr. McKell, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair, and the Chairman reported progress. The Chairman also reported that the Committee had come to a Resolution, which was read, as follows:—

- (1) *Resolved*: That there be granted to His Majesty:—
- (a) A sum not exceeding £3,938,100, payable out of the Consolidated Revenue Fund, to defray the expenses of the various Departments and Services of the State during the months of October and November, or following month of the financial year ending 30th June, 1947, to be expended at the rates which have been sanctioned for the financial year ended 30th June, 1946, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1946-1947.
 - (b) A sum not exceeding £4,372,400, payable out of the Government Railways Fund to defray the salaries, maintenance, and working expenses and other expenses of the Department of Railways during the months of October and November, or following month of the financial year ending 30th June, 1947, to be expended at the rates which have been sanctioned for the financial year ended 30th June, 1946, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1946-1947.
 - (c) A sum not exceeding £95,000, payable out of the Road Transport and Traffic Fund to defray the salaries, maintenance, and working expenses and other expenses of the Department of Road Transport and Tramways during the months of October and November, or following month of the financial year ending 30th June, 1947, to be expended at the rates which have been sanctioned for the financial year ended 30th June, 1946, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1946-1947.
 - (d) A sum not exceeding £891,800, payable out of the Metropolitan Transport Trust General Fund to defray the salaries, maintenance, and working expenses and other expenses of the Department of Road Transport and Tramways during the months of October and November, or following month of the financial year ending 30th June, 1947, to be expended at the rates which have been sanctioned for the financial year ended 30th June, 1946, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1946-1947.
 - (e) A sum not exceeding £91,000, payable out of the Newcastle and District Transport Trust General Fund to defray the salaries, maintenance, and working expenses and other expenses of the Department of Road Transport and Tramways during the months of October and November, or following month of the financial year ending 30th June, 1947, to be expended at the rates which have been sanctioned for the financial year ended 30th June, 1946, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1946-1947.
 - (f) A sum not exceeding £158,900, payable out of the Sydney Harbour Trust Fund to defray the salaries, maintenance, and working expenses and other expenses of the Maritime Services Board of New South Wales during the months of October and November, or following month of the financial year ending 30th June, 1947, to be expended at the rates which have been sanctioned for the financial year ended 30th June, 1946, subject to the rate of any reduction that may hereafter be made in the expenditure of the year 1946-1947.

On motion of Mr. McKell, the Resolution was agreed to.

6. WAYS AND MEANS (*Supply Bill*):—The Order of the Day having been read, on motion of Mr. McKell, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair, and the Chairman reported progress. The Chairman also reported that the Committee had come to a Resolution, which was read, as follows:—

- (1) *Resolved*. That towards making good the Supply granted to His Majesty for the Service of the financial year 1946-47, the sum of £9,527,200 be granted, viz.:—£3,938,100 out of the Consolidated Revenue Fund, £4,372,400 out of

4th September to 17th September, 1946.

the Government Railways Fund, £95,000 out of the Road Transport and Traffic Fund, £891,800 out of the Metropolitan Transport Trust General Fund, £91,000 out of the Newcastle and District Transport Trust General Fund, and £138,900 out of the Sydney Harbour Trust Fund.

On motion of Mr. McKell, the Resolution was agreed to.

7. SUPPLY BILL:—

(1.) Ordered, on motion of Mr. McKell, that a Bill be brought in, founded on Resolution of Ways and Means (No. 1), to apply certain sums out of the Consolidated Revenue Fund, the Government Railways Fund, the Road Transport and Traffic Fund, the Metropolitan Transport Trust General Fund, the Newcastle and District Transport Trust General Fund, and the Sydney Harbour Trust Fund, towards the services of the Year 1946-1947.

(2.) Mr. McKell then presented a Bill, intituled "*A Bill to apply certain sums out of the Consolidated Revenue Fund, the Government Railways Fund, the Road Transport and Traffic Fund, the Metropolitan Transport Trust General Fund, the Newcastle and District Transport Trust General Fund, and the Sydney Harbour Trust Fund, towards the services of the Year 1946-1947,*"—which was read a first time.

Ordered (*by consent*), That the Bill be now read a second time.

(3.) Bill read a second time.

Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Bill.

Mr. Speaker resumed the Chair, and the Chairman reported the Bill without amendment.

On motion of Mr. McKell, the Report was adopted.

Ordered (*by consent*), That the Bill be now read a third time.

(4.) Bill read a third time.

Bill sent to the Legislative Council, with the following Message:—

Mr. PRESIDENT,—

The Legislative Assembly having this day passed a Bill, intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund, the Government Railways Fund, the Road Transport and Traffic Fund, the Metropolitan Transport Trust General Fund, the Newcastle and District Transport Trust General Fund, and the Sydney Harbour Trust Fund, towards the services of the Year 1946-1947,*"—presents the same to the Legislative Council for its concurrence.

Legislative Assembly Chamber.

Sydney, 4th September, 1946.

8. PAPER:—Mr. McKell laid upon the Table the following Paper:—Regulations under the Gas and Electricity Act, 1935-1941.

Referred by Sessional Order to the Printing Committee.

Mr. Speaker left the Chair at Twenty-five minutes before Eleven o'clock, p.m., until Wednesday, 11th September, 1946, at Half-past Two o'clock, p.m.

WEDNESDAY, 11 SEPTEMBER, 1946.

Mr. Speaker resumed the Chair at the hour named.

9. MESSAGES FROM THE LEGISLATIVE COUNCIL:—Mr. Speaker reported the following Messages from the Legislative Council:—

(1.) Firearms Bill:—

Mr. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to make further provision as to the possession, use and carrying of firearms and other lethal weapons; for these purposes to amend the Police Offences Act, 1901-1945, the Pistol License Act, 1927-1936, and the Crimes Act, 1900; and for purposes connected therewith,*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,

Sydney, 10th September, 1946.

E. H. FARRAR,
President.

4th September to 17th September, 1946.

(2.) Supply Bill:—

Mr. SPEAKER,—

The Legislative Council having this day agreed to the Bill, intituled "*An Act to apply certain sums out of the Consolidated Revenue Fund, the Government Railways Fund, the Road Transport and Traffic Fund, the Metropolitan Transport Trust General Fund, the Newcastle and District Transport Trust General Fund, and the Sydney Harbour Trust Fund, towards the services of the year 1946-1947.*"—returns the same to the Legislative Assembly without amendment.

Legislative Council Chamber,
Sydney, 10th September, 1946.

E. H. FARRAR,
President.

10. PAPERS:—

Mr. McKell laid upon the Table the following Paper:—Reports by A. R. Penfold on Plastics Investigation in the United States of America, Canada and the United Kingdom, and a Survey by C. H. Hunt of the Training of Technical Personnel in the Plastics Industry in the United States of America, Canada, and the United Kingdom.

Ordered to be printed.

Mr. Kelly laid upon the Table the following Paper:—Repeal, substitution and amendment of Regulations under the Pharmacy Act, 1897 1940.

Referred by Sessional Order to the Printing Committee.

Captain Dunn laid upon the Table the following Papers:—

(1.) Regulations for the management of the Presbyterian portion of Henty General Cemetery under the Crown Lands Consolidation Act, 1913.

(2.) *Gazette* Notice setting forth the mode in which it is proposed to deal with certain land under section 25 of the Crown Lands Consolidation Act, 1913.

(3.) Abstract of Crown Lands intended to be dedicated for public purposes in accordance with the provisions of section 24 of the Crown Lands Consolidation Act, 1913.

(4.) Report and Accounts of Ku-ring-gai Chase Trust for the year ended 30th June, 1946.

Referred by Sessional Order to the Printing Committee.

Mr. Weir laid upon the Table the following Papers:—

(1.) Regulations Nos. 1 to 4 under the Farm Water Supplies Act, 1946.

Referred by Sessional Order to the Printing Committee.

(2.) Reports of the Forestry Commission for the years ended 30th June, 1944, and 30th June, 1945.

Ordered to be printed.

11. COAL INDUSTRY BILL:—

(1.) Mr. Speaker reported the following Message from the Legislative Council:—

Mr. SPEAKER,—

The Legislative Council has this day agreed to the Bill, returned herewith, intituled "*An Act to provide means for securing and maintaining adequate supplies of coal throughout Australia and for providing for the regulation and improvement of the coal industry in the State of New South Wales; and for purposes connected therewith.*"—with the amendments indicated by the accompanying Schedule, in which amendments the Council requests the concurrence of the Legislative Assembly.

Legislative Council Chamber,
Sydney, 11th September, 1946.

E. H. FARRAR,
President.

COAL INDUSTRY BILL.

Schedule of the amendments referred to in Message of 11th September, 1946.

W. K. CHARLTON,
Clerk of the Parliaments.

No. 1.—Page 3, clause 4, lines 15 and 16. *Omit* all words on these lines.

No. 2.—Page 9, clause 11, line 8. *Omit* "and".

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

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No. 3.—Page 9, clause 11. *After line 5 insert—*

“(u) the exemption from such provisions of this Act as the Board may from time to time determine of any coal mine or mines the output of which is used wholly or mainly for the purposes of any industry or business to which the ownership or operation of such mine is ancillary; and”.

No. 4.—Page 10, clause 11, line 18. *Omit “as prescribed” insert “to the court or a judge thereof in manner prescribed by rules of court”.*

No. 5.—Page 13, clause 15, lines 1 to 13 inclusive. *Omit all words on these lines.*

No. 6.—Page 15. *After line 9 add the following new clause:—*

“21. (1) The owner of a controlled mine shall be entitled to be indemnified by the Board against all losses directly or indirectly incurred in the operation of the mine during the continuance of the control and to receive from it from time to time such sums as are sufficient to ensure to the owner a fair profit on the capital invested. In the absence of agreement the owner shall be entitled to enforce such indemnity and to recover such sums as aforesaid by an action against the Board in any court of competent jurisdiction.

“(2) The owner of a controlled mine who suffers loss (including loss of profits) or damage, by reason of anything done in pursuance of an order under the last preceding section in respect of the mine, shall be entitled to such compensation as is determined by agreement between the Board and the owner of the coal mine, or, in the absence of agreement, as is determined by an action by the owner against the Board in any court of competent jurisdiction.”

No. 7.—Page 19, clause 26, line 10. *After the word “section” insert “shall include compensation for loss of profits and other consequential losses and”.*

No. 8.—Page 30, clause 54, lines 3 to 14 inclusive. *Omit all words on these lines, insert—*

“54. Any person who shall suffer loss or damage by reason of this Act or anything therein contained or of the act, neglect or default of any authority or person acting or purporting to act under this Act or in pursuance thereof or by reason of any order, provision, direction or determination made or given under this Act or anything done in pursuance of any such order, provision, direction or determination shall be entitled to such compensation as is determined by agreement between such person and the Board, or, in the absence of agreement, as is determined by an action by such person against the Board in the Land and Valuation Court.”

Examined,

THOS. STEELE,

Chairman of Committees.

Ordered by Mr. Speaker, That the amendments made by the Legislative Council in this Bill be taken into consideration forthwith.

(2.) The Order of the Day having been read, on motion of Mr. McKell, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the amendments made by the Legislative Council in this Bill.

Mr. Speaker resumed the Chair; and the Chairman reported that the Committee had disagreed to the Council's amendments.

On motion of Mr. McKell the Report was adopted.

Ordered, on motion of Mr. McKell, That the following Message be sent to the Legislative Council:—

Mr. President,—

The Legislative Assembly having had under consideration the Legislative Council's Message, dated 11th September, 1946, requesting its concurrence in certain amendments made by the Council in the Coal Industry Bill.

Does not agree to the amendments made by the Council in the Bill; because,—

(1) The Bill is designed to enact a scheme which was mutually agreed upon between the Government of the Commonwealth and the Government of the State, and which contemplated the enactment by the Parliament of the Commonwealth and the Legislature of the State of identical legislation in relation to certain matters which are affected by the amendments:

4th September to 17th September, 1946.

(2) the amendments destroy the structure of the scheme and will frustrate the objects which the scheme was designed to achieve; and

(3) the amendments, by creating important differences in the substance of the legislation of the Commonwealth and the State on fundamental matters will inevitably give rise to grave constitutional difficulties.

And the Assembly requests the concurrence of the Legislative Council in its disagreement from the Council's amendments in the Bill.

Legislative Assembly Chamber.

Sydney, 11th September, 1946.

Mr. Speaker left the Chair at Twenty-seven minutes before Ten o'clock, p.m., until Tuesday next at Five o'clock, p.m.

TUESDAY, 17 SEPTEMBER, 1946.

Mr. Speaker resumed the Chair at the hour named.

12. PAPERS:—

Mr. McKel laid upon the Table the following Papers:—

- (1.) Statement of Receipts and Payments of the Police Superannuation and Reward Fund for Year ended 30th June, 1946.
- (2.) Amended Regulations under the Public Service Act, 1902.

Referred by Sessional Order to the Printing Committee.

Mr. Cahill laid upon the Table the following Papers:—

- (1.) Reports of the Department of Public Works for Years ended 30th June, 1943, and 30th June, 1944.

Ordered to be printed.

- (2.) Amended Ordinances under the Local Government Act, 1919.

Referred by Sessional Order to the Printing Committee.

13. COAL INDUSTRY BILL:—

- (1.) Mr. Speaker reported the following Message from the Legislative Council:—

MR. SPEAKER,—

The Legislative Council, having had under consideration the Legislative Assembly's Message, dated 11th September, 1946, in reference to the Coal Industry Bill,—

Amendment No. 1—Insists upon its amendment, but proposes to amend clause 4 by inserting at the end thereof the following new subclause:—

- (2) The Governor may, by regulations made under this Act, declare that the provisions of this Act or such of them as are specified in the regulations shall apply to and in respect of coke in such localities or circumstances as may be described in the regulations, in the same manner and to the same extent as such provisions apply to and in respect of coal.—

Because it is considered unnecessary that by products or derivatives of coal other than coke should be subject to the control of the Board.

Amendment No. 4—Insists upon its amendment—Because it is considered that the tribunal to which the appeal is to be made should be prescribed in the Act.

Amendment No. 6—Insists upon its amendment, but proposes to amend new clause 21 inserted by the amendment on page 15—

- (a) by omitting subclause (1) thereof; and
- (b) by omitting from subclause (2) lines 32 and 33 on page 15 the words "the last preceding section" and by inserting in lieu thereof the words "subsection one of section seventeen of this Act."—

Because it is considered that compensation for loss or damage should be paid to an owner of a controlled mine on similar principles to those which are provided in section twenty-two of the Commonwealth Coal Production (War Time) Act, 1944.

Amendment No. 7—Insists upon its amendment—Because it is considered that compensation for loss of profits and other consequential losses occasioned by the acquisition or requisition of equipment should be paid.

Amendment No. 8—Does not insist on its amendment, but proposes to re-insert the clause which was omitted by the amendment, and to add to the end of that clause the following new subclauses:—

- (2) Any person who shall suffer loss or damage by reason of the wrongful act, neglect, or default of the Board or of any person acting or purporting to act under this Act or in pursuance thereof, or by reason of any invalid

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

4th September to 17th September, 1946.

or unauthorised order, provision, direction or determination made or given by the Board, or anything done in pursuance of any such order, provision, direction or determination shall be entitled to such compensation as is determined by agreement between such person and the Board or in the absence of agreement as is determined by an action by such person against the Board in any court of competent jurisdiction.

"(3) Nothing in this section shall entitle any person to compensation by reason of the performance of any obligation imposed by or under any other Act."

Does not insist on its other amendments disagreed to by the Assembly in the Bill.

And the Council requests the concurrence of the Legislative Assembly in the amendments on its amendments and in its insistence upon Amendments Nos. 4 and 7.

*Legislative Council Chamber,
Sydney, 17th September, 1946.*

E. H. FARRAR,
President.

Ordered by Mr. Speaker, That the Legislative Council's Message be taken into consideration forthwith.

- (2.) The Order of the Day having been read, on motion of Mr. McKell, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the consideration of the Legislative Council's Message, dated 17th September, 1946, in reference to this Bill.

Mr. Speaker resumed the Chair, and the Chairman reported that the Committee did not insist upon its disagreement with certain of the Council's amendments, agreed to the further amendments made by the Council and agreed to the remainder of the Council's amendments insisted upon by the Council.

On motion of Mr. McKell, the Report was adopted.

Ordered, on motion of Mr. McKell, That the following Message be sent to the Legislative Council:—

Mr. PRESIDENT,—

The Legislative Assembly having had under consideration the Legislative Council's Message dated 17th September, 1946, in reference to the Coal Industry Bill,—

Amendment No. 1—Does not insist upon its disagreement with the Council's amendment which omits certain words, and agrees to the Council's further amendment which inserts new subclause at the end of clause 4.

Amendment No. 6—Does not insist upon its disagreement with the Council's amendment which inserts new clause 21, and agrees to the Council's amendments of the new clause.

Amendment No. 8—Agrees to the addition at the end of clause 54 of new subclauses (2) and (3).

Does not insist upon its disagreement with the Council's amendments Nos. 4 and 7 in the Bill insisted upon by the Council.

*Legislative Assembly Chamber,
Sydney, 17th September, 1946.*

14. ADJOURNMENT:— Mr. McKell moved, That this House do now adjourn until Thursday, 3rd October, 1946, at Half-past Two o'clock p.m.
Question put and passed.

The House adjourned accordingly, at Three minutes after Ten o'clock p.m., until Thursday, 3rd October, 1946, at Half-past Two o'clock p.m.

W. R. McCOURT,
Clerk of the Legislative Assembly.

D. CLYNE,
Speaker.



PROCLAMATION.

NEW SOUTH WALES, } By His Excellency Lieutenant-General JOHN NORTHCOTT,
TO WIT. } Companion of the Most Honourable Order of the Bath, Member
(L.S.) of the Royal Victorian Order, Governor of the State of New
J. NORTHCOTT. South Wales and its Dependencies, in the Commonwealth of
Governor. Australia.

WHEREAS the Legislative Council and Legislative Assembly of the State of New South Wales now stand adjourned to Tuesday, the eighth day of October, 1946, and Thursday, the third day of October, 1946, respectively: Now, I, Lieutenant-General JOHN NORTHCOTT, in pursuance of the power and authority in me vested as Governor of the said State, do hereby prorogue the said Legislative Council and Legislative Assembly to Thursday, the seventeenth day of October, 1946.

Given under my Hand and Seal, at Sydney, this second day of October, one thousand nine hundred and forty-six, and in the tenth year of His Majesty's Reign.

By His Excellency's Command,

W. J. McKELL.

GOD SAVE THE KING!

1946.

LEGISLATIVE ASSEMBLY

NEW SOUTH WALES

BUSINESS UNDISPOSED OF AT THE CLOSE OF
THE SESSION.

(PROROGUED 2ND OCTOBER, 1946.)

QUESTION:—

1. Registered Dentists—Association with Unregistered Persons:—Mr. Fred Cahill asked the Minister for Health,—

(1.) Is it a fact that the Dentists Act, 1934, as amended in 1946, precludes dentists, under penalty of being adjudged guilty of misconduct in a professional respect, from associating themselves with any person, or being employed by any person, other than a registered dentist, in carrying on the practice of dentistry, such association or employment being for fee, salary or other reward?

(2.) Is it also a fact that the definition of "person" in the Act includes a body or corporation other than the Crown and certain institutions?

(3.) Is it also a fact that the definition of dentistry in this Act includes the manufacture or mechanical construction or renewal or repair of artificial dentures or restorative dental appliances?

(4.) Is it also a fact that the President of the New South Wales Dental Board, Mr. Keith Oatley, and a member of the Board, Mr. John Victor Hall Best, together with Mr. E. B. Green, President of the Australian Dental Association, and Messrs. R. P. Lane, T. M. Lloyd, A. W. Rourke, A. H. Broadbent, L. G. Crane, K. Vyden and A. V. Wilson, are associated with other persons who are not registered dentists in a company known as General Dental Laboratories Pty. Ltd., one of whose objects is the manufacture of artificial dentures and dental appliances?

(5.) Is it also a fact that Mr. E. B. Green is employed by the company and receives a salary for his services?

(6.) Is it also a fact that a company known as Dental Services (N.S.W.) Ltd., manufacturing full and partial dentures of every kind and description has thirty-seven registered dentists among its seventy-two shareholders?

(7.) If these are facts, will he take appropriate action against these dentists, if he is satisfied that they are guilty of misconduct in a professional respect as defined by the Dentists Act?

Answer deferred.

NOTICES OF MOTIONS:—

1. Captain DUNN to move,—

That pursuant and subject to the provisions of the Closer Settlement Acts this House approves of the Governor purchasing by agreement with the owners the private lands comprised in the following estates at the prices stated:

- (a) Merribindiyah Estate, owned by Martin Mellrath, situated near Bethunga, comprising an area of about 5,762 acres, for the sum of £50,000.
- (b) Part of Currandooley Estate, owned by Pat John Bryan Osborne, Ellendon Ltd., Grantham Park Ltd., and Lakelands (Bangendore) Ltd., situated near Tarago and Bangendore, comprising an area of about 9,400 acres, for the sum of £54,000, on a freehold basis.
- (c) Parts of Waterloo Estate, owned by The Waterloo Pastoral Coy. Pty. Ltd., Ann Sinclair and the Estate of Christina Sinclair, deceased, situated near Glen Innes, comprising an area of about 10,470 acres at the price of £5 per acre, and an area of about 928 acres at the price of £7 per acre on a freehold basis.

2. Captain DUNN to move,—

That pursuant and subject to the provisions of the Closer Settlement Acts this House approves of the Governor resuming from the owners, the private lands comprised in the following Estates:—

- (a) Part of Beggan Beggan Estate, owned by Mrs. Violet Madeline Macansh, situated near Cootamundra and Harden, comprising an area of 5,000 acres.
- (b) Illawong Estate, owned by Mrs. Violet Madeline Macansh, situated near Juniong, comprising an area of about 5,663 acres.
- (c) Bonyeo Estate, owned by Mrs. Violet Madeline Macansh and the Trustees of V. M. Macansh Settlement, situated near Harden, comprising an area of about 5,564 acres.
- (d) Oorundunby Estate, owned by the New Zealand and Australian Land Coy. Ltd., situated near Walcha, comprising an area of about 20,650 acres.

ORDERS OF THE DAY:—

- 1. Supply; resumption of the Committee. [*Mr. McKell.*]
- 2. Ways and Means; resumption of the Committee. [*Mr. McKell.*]

1946.

LEGISLATIVE ASSEMBLY.
NEW SOUTH WALES.

ATTENDANCES OF MEMBERS IN DIVISIONS, COUNTS-OUT AND
RECORD OF PAIRS DURING THE SESSION OF 1946.

Total number of Divisions in the House, 1; Divisions in Committee, 9; Counts-out, nil.

	Divisions in the House.	Divisions in Committee.	Counts- out.	Total Divisions attended.	Number of times paired.
Arthur, Captain Joshua George	1	8	...	9	1
(a) Baddeley, The Hon. John Marcus (<i>Deputy-Premier, Colonial Secretary, Minister for Mines and Minister for National Emergency Services</i>)	...	...	...	...	10
Bate, Henry Jefferson Percival, Esq.	1	8	...	9	1
Beale, Jack Gordon, Esq., A.S.T.C., Mech. Eng., A.M.I.E.	1	8	...	9	...
Black, Ivan Carlisle, Esq., LL.B.	1	8	...	9	...
Booth, George, Esq. (<i>Chairman of Committees</i>)	1	...	...	1	...
Brain, George William, Esq., F.C.A. (Aust.)	1	9	...	10	...
Bruxner, Lieut.-Colonel The Hon Michael Frederick, D.S.O.	1	8	...	9	1
Cahill, Frederick Joseph, Esq.	1	8	...	9	1
Cahill, The Hon. John Joseph (<i>Secretary for Public Works and Minister for Local Government</i>)	1	9	...	10	...
Cameron, Robert, Esq.	1	9	...	10	...
Carlton, William Joseph, Esq.	1	9	...	10	...
Chaffey, William Adolphus, Esq.	1	8	...	9	...
Chanter, Major John Courtenay, D.S.O.	1	1	...	2	1
Clyne, The Hon. Daniel (<i>Speaker</i>)	...	...	...	...	...
Cunningham, Lucian Lawrence, Esq.	1	9	...	10	...
Currey, William Matthew, Esq., V.C.	1	8	...	9	1
Darby, Evelyn Douglas, Esq., B.Ec.	1	8	...	9	1
Davidson, Mark Anthony, Esq.	1	8	...	9	1
Davies, William, Esq.	...	1	...	1	...
Dickson, Samuel Douglas, Esq.	1	8	...	9	1
Dring, Edgar Percy, Esq.	...	1	...	1	9
Drummond, The Hon. David Henry	1	1	...	2	1
Dunn, Captain The Hon. William Fraser (<i>Secretary for Lands</i>)	...	1	...	...	9
Enticknap, Ambrose George, Esq.	...	1	...	...	9
Evatt, The Hon. Clive Raleigh, K.C., LL.B. (<i>Minister in Charge of Tourist Activities and Immigration</i>)	1	9	...	10	...
Finnan, Francis Joseph, Esq.	1	9	...	10	...
Fitzgerald, Raymond Leo, Esq.	1	8	...	9	...
Fowler, Mrs. Lilian	1	9	...	10	...
Fowles, Howard Thomas, Esq.	1	8	...	9	1
Freeman, John Stanley, Esq.	...	1	...	1	...
Frith, William, Esq.	1	8	...	9	1
Geraghty, James Leo, Esq.	1	8	...	9	...
Gollan, George Charles, Esq. (<i>Temporary Chairman of Com- mittees</i>)	...	...	...	...	10
Gollan, William McCulloch, Esq.	1	8	...	9	1
Gorman, Robert Douglas, Esq.	...	1	...	1	9
Graham, The Hon. Edgar Hugh (<i>Minister for Agriculture</i>)	1	8	...	9	1
Greig, Robert, Esq.	1	9	...	10	...
Hamilton, Raymond George, Esq., LL.B.	1	9	...	10	...
Hawkins, Francis Harold, Esq.	1	9	...	10	...
Hearnshaw, Eric, Esq., M.M., B.Ec., Dip. Pub. Ad.	1	8	...	9	1
Heferen, Stephen Roy, Esq.	...	1	...	1	9
Heffron, The Hon. Robert James (<i>Minister for Education</i>)	1	8	...	9	1
Horsington, Edward Matthew, Esq.	...	1	...	1	...
Howarth, Walter Arthur Harrex, Esq.	...	1	...	1	9
Hunter, David Benjamin, Esq.	...	1	...	1	9

	Divisions in the House.	Divisions in Committee.	Counts- out.	Total Divisions attended.	Number of times paired.
Jackett, Harry Gordon, Esq.	1	1	...	1	9
Jackson, Joseph, Esq.	9	9	...	9	1
Jordan, Leslie Charles, Esq., LL.B. ... ..	...	...	...	...	1
Kelly, The Hon. Christopher Augustus (<i>Minister for Health</i>)	1	8	...	9	1
Knight, The Hon. Hamilton (<i>Minister for Labour and Industry and Social Welfare...</i>)	1	9	...	10	...
Lamb, William Henry, Esq. (<i>Temporary Chairman of Com- mittees</i>)	1	9	...	10	...
Landa, Abram, Esq. LL.B.	1	6	...	7	1
Lawson, Joseph Alexander, Esq.	1	8	...	9	1
Lazzarini, Carlo Camillo, Esq.	1	4	...	5	...
Macdonald, Donald Peter, Esq., M.A., C. de G.	1	1	...	1	9
McGirr, The Hon. James (<i>Minister for Housing</i>)	1	9	...	10	...
McGrath, John Francis, Esq.	1	9	...	10	...
McKell, The Hon. William John, K.C. (<i>Premier and Colonial Treasurer</i>)	1	9	...	10	...
Martin, The Hon. Clarence Edward, M.Ec., LL.B., (<i>Attorney- General</i>) ... ..	...	9	...	9	...
Matthews, Claude Hilton, Esq.	1	9	...	10	...
Nott, Roger Bede, Esq. ... ..	...	1	...	1	9
O'Halloran, Robert Emmet, Esq. (<i>Temporary Chairman of Committees</i>)	1	9	...	10	...
O'Sullivan, The Hon. Maurice (<i>Minister for Transport</i>)	1	9	...	10	...
Quirk, Mrs. Mary Lily May	1	9	...	10	...
Reid, John Thomas, Esq. (<i>Temporary Chair- man of Committees</i>)	1	9	...	10	...
Renshaw, John Brophy, Esq.	1	9	...	10	...
Robertson, Clarence Gordon, Esq.	1	8	...	9	1
Robson, Lieut. Colonel Ewan Murray, D.S.O., B.A., LL.B.	1	9	...	10	...
Rose, D'Arcy, Esq.	1	8	...	9	1
Seiffer, John Wesley, Esq. ... ..	...	1	...	1	...
Shannon, Thomas John, Esq. (<i>Temporary Chairman of Com- mittees</i>)... ..	1	9	...	10	...
Sneahan, William Francis, Esq., LL.B.	1	6	...	7	1
Stanley, Fred, Esq.	1	9	...	10	...
Stephens, Stanley Tunstall, Esq.	1	8	...	9	...
Storey, Sydney Albert Dawson, Esq.	1	9	...	10	...
Sweeney, John Thomas, Esq. ... ..	...	1	...	1	9
Tonge, Arthur, Esq.	1	9	...	10	...
Treath, Vernon Haddon, Esq. M.M., K.C., M.A., B.C.L. (<i>Leader of the Opposition</i>)	1	9	...	10	...
(b) Tully, Laurence John, Esq., B.A., LL.B.	1	9	...	10	...
Turner, Henry Basil, Esq. M.A. (Cantab.) ... ..	...	9	...	9	1
Vincent, Roy Stanley, Esq.	1	8	...	9	1
Weir, The Hon. George, LL.B. (<i>Minister for Conservation</i>)	1	8	...	9	1
Williams, Arthur John Leonard, Esq., F.I.I.A. (Aust.), F.F.I.A.	1	8	...	9	1
Wingfield, Cecil Gordon, Esq. ... ..	...	9	...	9	1
Woodward, Henry Phipps John, Esq.	1	9	...	10	...

(a) Granted leave of absence on account of illness, 27th August, 1946.

(b) Elected, 1st June, 1946.

Legislative Assembly Office.
Sydney, 2nd October, 1946.

W. R. McCOURT,
Clerk of the Legislative Assembly.

1946.

LEGISLATIVE ASSEMBLY.
NEW SOUTH WALES.

BUSINESS OF THE LEGISLATIVE ASSEMBLY OF NEW SOUTH WALES
DURING THE SESSION 1946.

1. New Writs issued										
2. Select Committees:—										
On Public Matters										
On Private Matters										
On Private Bills										
On Public Bills										
3. Standing Committees										
4. Public Bills:—										
Originated in the Assembly—										
Received the Royal Assent						3				
Otherwise disposed of						1				
										4
Brought from the Council—										
Received the Royal Assent										
Otherwise disposed of										
5. Private Bills:—										
Originated in the Assembly—										
Received the Royal Assent										
Otherwise disposed of										
Brought from the Council—										
Received the Royal Assent										
Otherwise disposed of										
6. Petitions received:—										
Printed										
Not Printed										
7. Divisions:—										
In the House						1				
In Committee of the Whole						9				
										10
8. Sittings (for details see page 2):—										
Number of Sittings										5
Days of Meeting										7
Hours of Sitting										62 hours 52 minutes. (a)
Hours of Sitting after Midnight										5 hours 04 minutes. (a)
Daily Average (actual hours per day of meeting)										8 hours 59 minutes (a)
Adjourned for want of a Quorum—										
Before commencement of Business										
After commencement of Business										
9. Votes and Proceedings:—										
Entries in Votes and Proceedings—										
Of Business done						41				
Daily Average										2
Entries in Question Paper—										
Of Questions						2				
Daily Average										
Entries in Notice Paper—										
Of Notices of Motions						3				
Of Orders of the Day						4				
Daily Average										7
10. Contingent Notice Papers										
11. Orders for Papers										
12. Addresses for Papers										
13. Other Addresses										1
14. Papers laid upon the Table:—										
By Message										
By Command						17				
In Returns to Orders										
In Returns to Addresses										
Reports from Standing Committees										
Reports from Select Committees										
Other Papers						101				
Ordered to be Printed						11				118
Not ordered to be Printed						107				
										118

(a) See note overleaf.

15. *Sittings of the House :—*

Return of the number of days on which the House sat in the Session of 1946, stating for each day, the date of the month and the day of the week, the hour of the meeting and adjournment, and the total number of hours occupied in the sittings of the House, and the hour of showing the total number of hours on which the House sat each day, and the number of hours after midnight, and the number of entries in each day's *Votes and Proceedings* :—

No.	Date.	Day.	House Met.	House Adjourned.	Hours of Sitting.	Hours after Midnight.	Entries in Votes.	New Motions.	New Orders.	New Questions.	Questions Answered.	Divisions.
	1946.											
1	27 August	Tuesday	12 noon	6.14 p.m.	h. m. 6 14	h. m. ...	17	...	...	...	...	...
2	28 "	Wednesday	11.0 a.m.	10.25 p.m.	11 25	...	3	1	3	1	...	...
3	29 "	Thursday	10.30 a.m.	5.04 a.m.	18 34	5 04	4	2	...	...	...	1
				(Friday, 30 August.)								
4	3 September	Tuesday	2.30 p.m.	5.28 p.m.	2 58	...	3	...	1	1	1	...
5	4-17 "	(a) Wednesday	11.0 a.m.	10.03 p.m.	23 41	...	14	...	...	...	...	...
				(Tuesday, 17 September.)								
				Total	62 52	5 04	41	3	4	2	1	1

(a) Mr. Speaker left Chair for periods as follows:—

At 10.35 p.m. on 4th September until 2.30 p.m. on 11th September; and
At 9.33 p.m. on 11th September until 5 p.m. on 17th September.

Legislative Assembly Office,
Sydney, 2nd October, 1946.

W. R. McCOURT,
Clerk of the Legislative Assembly.

1946.

LEGISLATIVE ASSEMBLY.
NEW SOUTH WALES.

No. 1.

REGISTER OF PUBLIC BILLS ORIGINATED IN THE ASSEMBLY DURING THE SESSION OF 1946.

Short titles.	By whom initiated.	Message from Governor, recommending provision for.	Ordered.	Presented and read 1 ^o .	Proceeded with under Standing Order.	Read 2 ^o and Committed.	Recommitted.	Reported.	Report adopted.	Read 3 ^o , passed, and sent to Council for concurrence.	Agreed to by Council without Amendment.	Agreed to by Council with Amendment.	Council's Amendments agreed to.	Council's Amendments disagreed to.	Order of the Day observed and Bill withdrawn.	Bill dropped or laid aside.	Assent reported.	No. of Act.	Remarks.
Coal Industry	Mr. McKell	1946 27 Aug.	1946 27 Aug.	1946 27 Aug.	.....	1946 a.m. 30 Aug.	.....	1946 a.m. 30 Aug.	1946 a.m. 30 Aug.	1946 a.m. 30 Aug.	.....	1946 11 Sept.	.....	1946 11 Sept.	.....	.....	.....	44	Mr. Speaker consented to 3 ^o forthwith. Message from Council insisting upon some, insisting upon and amending others, not insisting upon another but making a further amendment to the original Clause, and not insisting on its other amendments, 17th September, 1946. Message to Council not insisting upon its disagreement with certain Council's amendments, agreeing to Council's further amendments, and agreeing to the remainder of Council's amendments insisted upon by Council, 17th September, 1946.
Firearms	Mr. Martin .....	.....	29 Aug.	29 Aug.	.....	3 Sept.	.....	3 Sept.	3 Sept.	3 Sept.	11 Sept.	.....	.....	.....	.....	.....	.....	43	Mr. Speaker consented to 3 ^o forthwith.
Law of Evidence	Mr. McKell .....	.....	27 Aug.	27 Aug.	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	Pro forma Bill.
Supply	Mr. McKell	4 Sept.	4 Sept.	4 Sept.	.....	4 Sept.	.....	4 Sept.	4 Sept.	4 Sept.	11 Sept.	.....	.....	.....	.....	.....	.....	42	Founded on Resolution of Ways and Means, 4th September, 1946. Passed through all stages by consent, 4th September, 1946.

* Assent not reported during Session.

No. 2.

REGISTER OF PUBLIC AND PRIVATE BILLS BROUGHT FROM THE COUNCIL DURING SESSION OF 1946.

NIL.

RECAPITULATION.

Number of Public Bills originated in the LEGISLATIVE ASSEMBLY shown on Register No. 1				4
Do do brought from the LEGISLATIVE COUNCIL shown on Register No. 2				0
Do Private Bills do do do do do do				4
	Public.	Private.	Total.	
Passed and assented to	3	0	3	
Passed—Assent not reported	0	0	0	
Reserved for Royal Assent	1	0	1	
<i>Pro forma</i> Bill	0	0	0	
Not returned by Legislative Council	0	0	0	
Stopped by Prorogation	0	0	0	
Otherwise disposed of	0	0	0	
			4	

Legislative Assembly Office,
Sydney, 2nd October, 1946.

W. R. McCOURT,
Clerk of the Legislative Assembly

1946.

LEGISLATIVE ASSEMBLY.
NEW SOUTH WALES.

REGISTER OF ADDRESSES AND ORDERS FOR PAPERS DURING THE SESSION 1946.

None.

REGISTER OF ADDRESSES (NOT BEING FOR PAPERS) TO THE GOVERNOR DURING THE SESSION 1946.

SUBJECT OF ADDRESS.	ORIGINATED IN THE ASSEMBLY.				WHEN PASSED OR AGREED TO.			WHEN AND BY WHOM PRESENTED.				WHEN AND BY WHOM ANSWERED.				REMARKS.
	VOTES.				VOTES.			VOTES.				VOTES.				
	No.	Date.	Entry.	On whose Motion.	No.	Date.	Entry.	No.	Date.	Entry.	By whom.	No.	Date.	Entry.	By whom.	
Appointment of His Excellency, Lieutenant-General John Northcott, C.B., M.V.O., as Governor.....	1	27 August	5	Mr. McKell, K.C.	1	27 August	5	1	27 August	16	Mr. Speaker, accompanied by the House.	1	27 August	16	His Excellency the Governor.	

Legislative Assembly,
Sydney, 2nd October, 1946.

W. R. McCOURT,
Clerk of the Legislative Assembly.

Sydney: Thomas Henry Tennant, Government Printer—1947.

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