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1965-66

(SECOND SESSION OF THE FORTY-FIRST PARLIAMENT)

NEW SOUTH WALES

VOTES

AND

PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY

DURING THE SESSION

OF

1965-66

WITH THE VARIOUS DOCUMENTS CONNECTED THEREWITH

IN ONE VOLUME

AND

FIVE JOINT VOLUMES

By Authority:

VICTOR C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES

1966

1965-66

(SECOND SESSION OF THE FORTY-FIRST PARLIAMENT)

NEW SOUTH WALES

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

SESSION 1965-66

[*Opened 24th August, 1965—Prorogued 20th April, 1966*]

IN ONE VOLUME

AND

FIVE JOINT VOLUMES

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LEGISLATIVE ASSEMBLY
NEW SOUTH WALES

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1965-66

(Opened 24 August, 1965; Prorogued 20 April, 1966.)

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15. Assenting to Motor Traffic and Transport (Amendment) Bill, 321.
16. Assenting to Police Regulation (Superannuation) Amendment Bill, 322.
17. Assenting to St. Andrew's Presbyterian Church, Woonona, Cemetery Bill, 322.
18. Assenting to University and College Lands (Saint Paul's College) Bill, 322.
19. Recommending Newcastle Islands Development Scheme Railway Bill, 322.
20. Recommending Gaming and Betting (Amendment) Bill, 322.
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27. Recommending Stock Diseases (Amendment) Bill, 348.
28. Recommending Parliamentary Allowances and Salaries (Amendment) Bill, 356.
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30. Assenting to Coal and Oil Shale Mine Workers (Superannuation) Amendment Bill, 368.
31. Assenting to Geographical Names Bill, 368.
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ELECTORAL DISTRICTS COMMISSION:—

Motion (*Mr. Hills*) (*urgency*) That a Royal Commission be appointed comprising a Supreme Court Judge recommended by the Chief Justice to inquire into the appointment of and the functioning of the present State Electoral Districts Commission to ascertain if any attempt to influence the Commission in its determinations has been made by any Minister or member of the Government.

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HANDICAPPED CHILDREN:—

Motion (*Mr. Taylor*) That this House draws to the attention of the Government the problems confronting retarded, physically handicapped and backward children and their parents, etc., and amendment (*Mr. Kearns*) to add certain words and debate adjourned, 270; resumed and adjourned, 312.

MOTOR VEHICLES—SAFETY:—

Motion (*Mr. Mallam*) for appointment of Select Committee to inquire into safety standards of manufacturers and safety devices that are available and not used, and debate adjourned, 126; resumed and adjourned, 160.

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POKER MACHINES:—

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Motion (*Mr. Brown*) for Select Committee to inquire into aspects of,—and debate adjourned, 92; resumed and adjourned, 102; resumed and *agreed to*, 115.

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Motion (*Mr. Renshaw*) because of the Government's action in raising bus fares and stamp duties, in refusing to exercise control of prices of essential commodities and in refusing to peg Local Government rates pending the recommendation of the current Royal Commission, the Government no longer possesses the confidence of this House, *negatived*, 328.

WATER RESOURCES:—

Motion (*Mr. Mason*) That in opinion of House, the Government should (1) accelerate the investigation and measurement of the State's water resources; (2) implement a vigorous and imaginative programme for water conservation,—and debate adjourned, 115; resumed and adjourned, 134, 147; postponed 268; resumed and adjourned, 280, 347.

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PRAYER (See "SPEAKER").

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PRICE CONTROL OF FOODSTUFFS (See "MOTIONS").

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Motion (*Mr. Bowen*) respecting statement by Honourable A. A. Joel in Legislative Council, that Message be sent to Council requesting President to name Honourable A. A. Joel guilty of breach of Standing Order 80: motion ruled out of order, 34.

Mr. Sheahan claimed that the statement of the Attorney-General that questions *bona fide* asked in the House relating to the commercial and financial activities of one Mr. Shapowloff were character assassination was a breach of Privilege, and that it was intimidatory in its effect and calculated to prevent and deter Honourable Members from conscientiously discharging their duties and functions in the public interest; *Point of Order*:—Mr. Hughes submitted that the matter raised was not one which could be dealt with as a matter of Privilege suddenly arising.

Mr. Speaker stated that it was not in order to deal with the matter as desired, as the Honourable Member should have raised it at the time the Attorney-General made the statement about which he complained. It was open to any Honourable Member to give a Notice of Motion relating to a matter of Privilege, 239.

Motion (*Mr. Sheahan*) That statements of the Honourable the Attorney-General that questions "*bona fide*" asked in this House relating to the commercial and financial activities of one Mr. Shapowloff are character assassination is a breach of privilege of this Honourable House, "as such statements are intimidatory in their effect and are calculated to deter Honourable Members from conscientiously discharging their duties and functions in the public interest"; motion amended by omitting the words "*bona fide*" and all words after "House" secondly occurring; *Point of Order*, that breach of privilege was not involved, upheld, and motion ruled out of order, 257.

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Motion made (*Mr. Askin*), That House shall sit on Tuesday and Wednesday from 2.30 p.m. until 10.30 p.m. on Thursday from 11 a.m. until 4.30 p.m., *agreed to*, 26.

Motion (*Mr. Askin*) for General Business to take precedence on Tuesday until 6 p.m., *agreed to*, 56.

Motion (*Mr. Askin*), That during remainder of present Session, unless otherwise ordered, House shall sit on Tuesday and Wednesday from 2.30 p.m. until 10.30 p.m. and on Thursday from 11 a.m. until 4.30 p.m., General Business to take precedence on Tuesday until 6 p.m., *agreed to*, 264.

Motion (*Mr. Askin*), That during remainder of present Session, unless otherwise ordered, the provisions of paragraphs (2.) and (3.) of Sessional Order shall not apply to the Sittings of the House, "and upon the expiration of ten minutes after the motion for the adjournment of the House has been made Mr. Speaker shall adjourn the House, without Question put", *agreed to*, 170, 323.

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To permit consideration of Notice of Motion of General Business, 328.

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On motion of Dissent from rulings given on 24th and 29th March, Mr. Speaker made a further statement, 364.

Ministerial Statements:—

It was submitted that on a Ministerial statement the Minister could not trace the history of the Sydney Opera House and that the forms of the House would allow only a statement to be made on matters of Government policy.

Mr. Speaker stated that the established practice of the House was that a statement made by a Minister upon public matters which announced some policy of the Government or which informed the House of some action which had been taken or was proposed to be taken involving some administrative policy constituted a Ministerial Statement, 129.

Papers:—

Statement by Speaker on order given by him, under Standing Order 57, prohibiting inspection by other than Members of the Legislative Assembly of the Report of the Inspectors appointed to investigate the affairs of Latec Investments Limited, 145.

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Statement by Speaker respecting Petition presented by Member for Bulli and that in future petitions must conform to provisions of Standing Orders, 151.

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Mr. Speaker stated that the motion moved by Member for Randwick (*Mr Bowen*), requested the President to take action of a disciplinary nature against a Member of the Legislative Council. Referring to a previous Ruling, Mr. Speaker stated that this House could not direct the President in respect of his duties, and ruled the motion out of order, 34.

Mr. Sheahan claimed that the statement of the Attorney-General that questions *bona fide* asked in the House relating to the commercial and financial activities of one Mr. Shapowloff were character assassination was a breach of Privilege, and that it was intimidatory in its effect and calculated to prevent and deter Honourable Members from conscientiously discharging their duties and functions in the public interest; *Point of Order*:—Mr. Hughes submitted that the matter raised was not one which could be dealt with as a matter of Privilege suddenly arising; Mr. Speaker said that he doubted whether any question of Privilege was involved but it was not necessary for him to decide that now.

Mr. Speaker stated that it was not in order to deal with the matter as desired, as the Honourable Member should have raised it at the time the Attorney-General made the statement about which he complained. It was open to any Honourable Member to give a Notice of Motion relating to a matter of Privilege, 239.

Mr. Sheahan had moved a motion claiming that statements of the Attorney-General in answering a question constituted a breach of privilege.

Points of Order having been taken on Mr. Sheahan's motion, Mr. Speaker stated that under Standing Order 158 when a Member rose to speak upon a matter of privilege suddenly arising the Speaker had to decide in the first instance whether a *prima facie* case of privilege had been made out before allowing the House to discuss any substantive motion. In his opinion the position was the same when a Member sought to raise a matter of privilege by motion on notice. He stated that he was satisfied the matter referred to involved one of order only, and that no question of privilege was in any way involved. He ruled the motion out of order, 257.

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Mr. Mallam moved (*urgency*)—That in order to protect the interests of debenture stock holders and the investing public who have lent their money to H. G. Palmer (Consolidated) Limited, Inspectors should be appointed under Sections 169 and 173 of the Companies Act to inquire into the affairs of the Palmer Company and its subsidiaries, the work of its former auditors, Macbride, Hinton & Company and the activities of the M.L.C. Limited in relation thereto.

It was submitted that a Writ had been issued out of the Supreme Court and discussions that might emanate from the substantive motion could infringe the *sub-judice* rule. Mr. Speaker stated that on the information and material before him he was not able to say that the terms of the motion encompassed the specific claim sued upon in the action. He would at once restrain further discussion if it appeared to him that it was proceeding towards the point where the specific matter likely to come before the court was being canvassed or would prejudice the parties in the action, 157.

DISSENT FROM RULINGS:—

That a Judge may only be criticized on a substantive motion for his removal from his position, whether or not the criticism was made in regard to his judicial activities. Motion by leave, *withdrawn*, 364.

SPECIAL ADJOURNMENT (See "ADJOURNMENT").

STANDING ORDERS (See also "BILLS"; also "COMMITTEES"):—

SUSPENSION OF:—

By consent to pass Sessional Order, 26.

By consent, to bring in and pass Bill or Bills through all stages in one day, 57, 138, 153, 234, 333.

By consent, to bring in Bill without Notice, 352.

By consent, to bring in Bills and proceed as far as 2° in one day, 258, 265.

By consent, to permit consideration of Notice of Motion of General Business, 328.

As a matter of Urgency to consider motion relating to—

Price Control of Foodstuffs, 77.

Drought Relief, 110.

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NEW SOUTH WALES

ALPHABETICAL LIST

OF

MEMBERS

OF THE

LEGISLATIVE ASSEMBLY

(SECOND SESSION OF THE FORTY-FIRST PARLIAMENT)

OPENED 24 AUGUST, 1965—PROROGUED 20 APRIL, 1966

1965-66

NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

ALPHABETICAL LIST OF MEMBERS OF THE LEGISLATIVE ASSEMBLY
(SECOND SESSION OF THE FORTY-FIRST PARLIAMENT)

Date of Writs: 31 March, 1965. Nomination Day: 5 April, 1965. Polling Day: 1 May, 1965.
Return of Writs: 28 May, 1965.

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(a) Resigned, 23 September, 1965.
(b) Deceased, 29 September, 1965.

(c) Elected, 6 November, 1965, in room of Leslie Charles Jordan, Esq., LL.B., deceased.
(d) Elected, 6 November, 1965, in room of The Hon. Abram Landa, LL.B., resigned.

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