

New South Wales.

No. 24.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

FIFTH SESSION OF THE TWENTY-SECOND PARLIAMENT.

WEDNESDAY, 17 SEPTEMBER, 1913.

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

CLAIMS OF MADAME BELL AGAINST THE EDUCATION DEPARTMENT:—Mr. Hoyle presented a Petition from Isabel Plummer, professionally known as Madame Bell, representing that Petitioner is the sole Australian agent for the McDowell Garment Drafting Machine; that the House had appointed a Select Committee to inquire into matters alleged by Petitioner against the Education Department in connection with such machine; that such Committee reported in favour of Petitioner; that a notice of motion appears on the Business Paper for the adoption of the report of such Committee; and praying to be heard at the Bar of the House in support of her case.

Petition received.

At the request of Mr. J. C. L. Fitzpatrick, the Petition, by direction of Mr. Speaker, was read by the Clerk.

2. **PAPERS:**—

Mr. Cann laid upon the Table,—

- (1.) Notification of appropriation and resumption of land, under the Public Works Act, 1912, for Railway Traffic at Rockdale.
- (2.) Notification of appropriation of land, under the Public Works Act, 1912, for Railway Traffic at Bendick Morrell.
- (3.) Statement of Receipts and Expenditure for the period 1st July, 1912, to 30th June, 1913, in connection with the Government Asylums for the Infirm—Farm Account.
- (4.) Statement of Receipts and Expenditure from 1st July, 1912, to 30th June, 1913, in connection with the Labour Farm Account.
- (5.) Statement of Receipts and Expenditure from 1st July, 1912, to 30th June, 1913, in connection with Agricultural Colleges and Experiment Farms—Farm Account.
- (6.) Statement of Receipts and Expenditure from 1st July, 1912, to 30th June, 1913, in connection with Brush Farm Home for Boys—Farm Account.
- (7.) Statement of Receipts and Expenditure from 1st July, 1912, to 30th June, 1913, in connection with Tourist Resorts—Working Account.

Referred by Sessional Order to the Printing Committee.

Mr. Trefé laid upon the Table,—

- (1.) Statement of Receipts and Expenditure of the Hay Irrigation Trust for 1912.
- (2.) Regulations Nos. 73 to 131, inclusive, under the Irrigation Act, 1912.
- (3.) Regulations relating to the introduction of Stock across the Border from the State of Victoria into New South Wales, issued under the Stock Act, 1901—Part IV, Imported Stock.
- (4.) Gazette Notices setting forth the mode in which it is proposed to deal with the Dedication of certain Lands, under the Crown Lands Acts of 1884 and 1889.
- (5.) Notification of cancellation of Regulation No. 215A, and Form No. 154, under the Crown Lands Acts.

Referred by Sessional Order to the Printing Committee.

3. **MINIMUM WAGE (AMENDMENT) BILL (No. 2):**—The following Message from His Excellency the Governor was delivered by Mr. McGowen, and read by Mr. Speaker:—

G. STRICKLAND,
Governor.

Message No. 28.

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 amend the provisions of the Factories and Shops Act, 1912, relating to the minimum wage.

*State Government House,
Sydney, 16th September, 1913.*

Ordered to be referred to the Committee of the Whole on the Bill.

17th September, 1913.

4. ADJOURNMENT:—Mr. Speaker stated that he had received from the Honorable Member for Darling Harbour, Mr. Cochran, a Notice, under the 49th Standing Order, that he desired to move the adjournment of the House, to discuss a definite matter of urgent public importance, viz.:—“The imprisonment of seamen for refusing to be vaccinated.”

And the motion for the adjournment of the House being supported by five other Honorable Members,—

Mr. Cochran moved, That this House do now adjourn.
Debate ensued.

Point of Order:—Mr. Price submitted that as the House had already on two occasions debated the subject of vaccination this motion was out of order as duplicating those debates.

Mr. Speaker pointed out the difference in the terms of the two previous motions and that now under discussion; he said he could not link this with the other two motions, and held that the motion was perfectly in order.

Further Point of Order:—Mr. Price submitted that this motion was out of order as the debate would anticipate that on a Notice of Motion given by the Government, and on the Paper, for the introduction of a Bill to deal with vaccination.

Mr. Speaker said the notice given by the Government suggested dealing with a law which it was proposed to pass, whereas this motion referred to the action of authorities under the existing law, and he was inclined to rule that the Point of Order could not be upheld.

Debate continued.

Mr. Carmichael moved, That the Question be now put.
Question put,—“That the Question be now put.”
The House divided.

Ayes, 32.

Mr. Edden, Mr. McNeill,
Mr. Treflé, Mr. G. A. Jones,
Mr. Griffith, Mr. Hollis,
Mr. Carmichael, Mr. Nicholson,
Mr. McGowen, Mr. Lynch,
Mr. Hoyle, Mr. Gus. Miller,
Mr. Black, Mr. Page,
Mr. Hickey, Mr. Mercer,
Mr. Cann, Mr. Ashford,
Mr. Kearsley, Mr. Grahame,
Mr. Gardiner, Mr. G. R. W. McDonald,
Mr. Fern, Mr. Stuart-Robertson,
Mr. Cusack, Mr. Meagher,
Mr. T. S. Crawford, *Tellers*,
Mr. Estell, Mr. Osborne,
Mr. Meehan, Mr. Morrish.

Noes, 26.

Mr. Latimer, Mr. Moxham,
Mr. Bruntell, Mr. Mark F. Morton,
Mr. Robson, Mr. Parkes,
Mr. Wade, Dr. Arthur,
Mr. Levy, Mr. McGirr,
Mr. Wood, Mr. Cochran,
Mr. Perry (*The Rich'md*), Mr. Henry Willis,
Mr. Cohen, Mr. J. C. L. Fitzpatrick, *Tellers*,
Mr. Price, Mr. Brown,
Colonel Onslow, Major C. E. Nicholson,
Mr. Lee, Mr. Badgery,
Mr. Badgery, Mr. Downes,
Mr. Downes, Mr. W. Millard,
Mr. W. Millard, Mr. Lonsdale,
Mr. Lonsdale, Mr. McFarlane,

And it appearing by the Tellers' Lists that the number in favour of the Motion, being a majority, consisted of “at least Thirty Members,”—

And the Mover having spoken in reply,—

Question,—That this House do now adjourn,—put and negatived.

5. FAIR RENTS BILL:—The Order of the Day having been read,—Mr. McGowen moved, That the report be now adopted.

Debate ensued.

Question put.

The House divided.

Ayes, 36.

Mr. Treflé, Mr. Keegan,
Mr. Griffith, Mr. Meehan,
Mr. Carmichael, Mr. Gus. Miller,
Mr. Grahame, Mr. John Storey,
Mr. Edden, Mr. Nicholson,
Mr. Cann, Mr. McGowen,
Mr. Black, Mr. Mercer,
Mr. Hoyle, Mr. Ashford,
Mr. Kearsley, Mr. G. R. W. McDonald,
Mr. Morrish, Mr. Lynch,
Mr. Minahan, Mr. Page,
Mr. Hickey, Mr. Hollis,
Mr. Osborne, Mr. Gardiner,
Mr. Burgess, Mr. G. A. Jones,
Mr. Stuart-Robertson, Mr. McGarry,
Mr. Fern, *Tellers*,
Mr. T. S. Crawford, Mr. McGirr,
Mr. Estell, Mr. Cusack.

Noes, 27.

Dr. Arthur, Mr. Moxham,
Mr. Robson, Mr. Badgery,
Mr. Wade, Mr. Downes,
Mr. Levy, Mr. Brown,
Mr. Bruntell, Mr. Lee,
Mr. J. C. L. Fitzpatrick, Mr. Hunt,
Mr. Wood, Mr. Perry (*The Rich'md*), *Tellers*,
Mr. Cohen, Major C. E. Nicholson,
Mr. Lonsdale, Mr. W. Millard,
Mr. John Miller, Mr. Beeby,
Mr. David Storey, Mr. Cocks,
Mr. Price, Mr. McLaurin,
Mr. Henry Willis, Mr. Parkes,
Mr. Parkes, Mr. McFarlane,

And so it was resolved in the affirmative.

Ordered, That the Bill be read a third time To-morrow.

6. SAVINGS BANKS AMALGAMATION BILL:—The Order of the Day having been read,—Mr. Carmichael moved, That the report be now adopted.

Question put and passed.

Ordered, That the Bill be read a third time To-morrow.

17th September, 1913.

7. **MINIMUM WAGE (AMENDMENT) BILL (No. 2):**—Mr. Carmichael, *on behalf of* Mr. McGowen, moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to amend the provisions of the Factories and Shops Act, 1912, relating to the minimum wage.
Question put and passed.

8. **VACCINATION BILL:**—Mr. Carmichael, *on behalf of* Mr. Holman, moved, pursuant to Notice, That this House will, on its next sitting day, resolve itself into a Committee of the Whole to consider the expediency of bringing in a Bill to regulate the law relating to vaccination; for the prevention of the spread of smallpox; and for purposes consequent thereon or incidental thereto.
Question put and passed.

9. **WORKMEN'S COMPENSATION (AMENDMENT) BILL:**—The Order of the Day having been read,—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole for the further consideration of the Bill.
Mr. Speaker resumed the Chair; and Mr. G. R. W. McDonald, Temporary Chairman, reported the Bill with amendments, including an amendment in the Title.
Ordered, That the report be adopted To-morrow.

10. **LOAN (RAILWAYS) BILL:**—
(1.) The Order of the Day having been read,—on motion of Mr. Cann, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the Whole to consider the expediency of bringing in a Bill to authorise the raising of a loan for railway purposes; to amend the Audit Act, 1902; and for purposes consequent thereon or incidental thereto.
Mr. Deputy-Speaker resumed the Chair; and Mr. G. R. W. McDonald, Temporary Chairman, reported that the Committee had come to a resolution.
Ordered, on motion of the Temporary Chairman, That the report be *now* received.
The Temporary Chairman then reported the resolution, which was read a first time, as follows:—
Resolved,—That it is expedient to bring in a Bill to authorise the raising of a loan for railway purposes; to amend the Audit Act, 1902; and for purposes consequent thereon or incidental thereto.
On motion of Mr. Cann, the resolution was read a second time, and agreed to.
(2.) Mr. Cann then presented a Bill, intituled “*A Bill to authorise the raising of a loan for railway purposes; to amend the Audit Act, 1902; and for purposes consequent thereon or incidental thereto*,”—which was read a first time.
Ordered to be printed, and read a second time To-morrow.

The House adjourned, at eight minutes before Twelve o'clock, until To-morrow, at Four o'clock.

RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.

H. D. MORTON,
Speaker.