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1964-65

(THIRD SESSION OF THE FORTIETH PARLIAMENT)

NEW SOUTH WALES

VOTES

AND

PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY

DURING THE SESSION

OF

1964-65

WITH THE VARIOUS DOCUMENTS CONNECTED THEREWITH

IN ONE VOLUME

AND

FOUR JOINT VOLUMES

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[*Opened 25th August, 1964—Prorogued 10th February, 1965—Dissolved 31st March, 1965*]

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1964-65

THIRD SESSION OF THE FORTIETH PARLIAMENT

LEGISLATIVE ASSEMBLY

NEW SOUTH WALES

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VOTES AND PROCEEDINGS

AND

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(INCLUDING PAPERS PRESENTED TO BOTH HOUSES AND BOUND IN THE
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1964-65

(Opened 25 August, 1964; Prorogued 10 February, 1965; 10 March, 1965;
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Motion (*Mr. Willis*) (*urgency*), That this House (1) Supports our constant desire to promote genuine peace, etc., (2) Does not regard the expressed motive of the sponsors of the Congress as bona fide, *negatived*, 74, 95.

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DECENTRALISATION:—

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EDUCATION NEEDS:—

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LADIES' HAIRDRESSING SALONS:—

Motion (*Mr. Askin*) (*urgency*) That legislation should be introduced extending trading hours, and that no ladies' hairdressers should be sent to gaol for non-payment of fines, *negatived*, 65.

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MARGARINE QUOTAS:—

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PENSIONS AND HOSPITAL BENEFITS FOR MENTAL PATIENTS:—

Motion (*Mr. Crabtree*) That Commonwealth Government should cover patients in mental hospitals in respect to both pensions and hospital benefit payments,—and debate adjourned, 116; resumed and adjourned, 143.

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Motion (*Mr. Willis*) (*urgency*) That it is the right of any trade unionist seeking election to office to advise fellow members of facts concerning himself as he feels are relevant, etc., *negatived*, 99.

UNIVERSITY OF SYDNEY:—

Motion (*Mr. Hughes*) That in pursuance of Section 4 of the Land Acquisition (Charitable Institutions) Act, 1946, this House disallows the authorisation of the appropriation or resumption of the land described in the Schedule to the Minute of the Executive Council for the purpose of the University of Sydney as laid upon the Table of the House on 15th October, 1964, *negatived*, 146.

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REPLY (See "DEBATE").

ROAD TOLL (See "MOTIONS").

S

SESSIONAL ORDERS (See also "BUSINESS"; also "COMMITTEES"):

HOURS OF SITTING—PRECEDENCE OF BUSINESS:—

Motion (*Mr. Renshaw*), 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*, 44.

Motion (*Mr. Renshaw*) That paragraphs (2) and (3) of Sessional Order be suspended for present and following Sitting, *agreed to*, 82.

Motion (*Mr. Renshaw*), That during remainder of present Session Government Business to take precedence of General Business; provisions of paragraphs (2) and (3) of Sessional Order relating to Business Days and Hours of Sitting not to apply; Mr. Speaker to "adjourn the House, without question put, ten minutes after motion for Adjournment has been made" and amendment (*Mr. Chaffey*) to leave out words respecting adjournment; amendment *negatived*; motion *agreed to*, 164.

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SPEAKER (See also "BILLS").

Calls on Notices of Motions and Questions, 5, 19 *et seq.*

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Mr. Speaker said that as there was an assurance from the Minister that the matter was at present before the Court, he had no alternative but to rule that the matter was *sub judice*, 10.

Disorder:—

Mr. Speaker had named the Member for Orange, as being guilty of disorderly conduct. *Point of Order:—*Mr. Mannix submitted that, in view of the importance of the legislation to be considered later in the Sitting, Mr. Speaker might reconsider his "naming" of the Honourable Member for Orange and not have the Motion for suspension moved. Mr. Morton and Mr. Renshaw supported the appeal of Mr. Mannix stating that there had been general disturbance in the House. Mr. Speaker stated that, although he was most reluctant to accede to the requests, having regard to the importance of the impending debate he would withdraw the "naming" of the Honourable Member for Orange, 82.

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SPEAKER (*continued*):—RULINGS (*continued*):—*Motions*:—

It was submitted that a proposed amendment to a motion by Mr. Nott was merely a substitution of words having substantially the same purport as the Motion and was therefore out of order. Mr. Speaker referred to rulings of Mr. Speaker McCourt in 1904 and Mr. Acting Deputy-Speaker Gorman in 1949 which stated that amendments could not be accepted which substituted words of the same purport or omitted a substantial part of a Question to re-insert it by way of amendment. He ruled the amendment out of order, 56.

Time for Moving Motions of Urgency Under Standing Order No. 395:—

Mr. Speaker referred to the question raised the previous day by the Honourable Member for Tamworth as to when is the appropriate time to move a Motion of Urgency. Mr. Speaker directed attention to two of his previous rulings, viz., (1) that a Notice of Motion may be given at any stage prior to the Speaker going through the Business Paper with a view to taking Formal Business, (2) that a Motion of Urgency may be moved only during Question Time. He stated that the recent amendment to Standing Order No. 395 referred to laid down that a Motion sought to be moved by way of Urgency should not contain argument or unbecoming expressions, and did not affect his previous ruling that a Motion of Urgency may be moved only during Question Time, 73.

Personal Explanation:—

The Honourable Member for Cronulla, Mr. Griffith, proceeded to make a personal explanation respecting a Question asked of the Speaker earlier in the Sitting on the use of a typewriter in producing certain letters. *Point of order*:—It was submitted that no statement in the Question or the reply misrepresented the Honourable Member, there was no inference and it was a question of fact. It was further submitted that the Honourable Member was entitled to be given the opportunity to clear his character and his integrity and to demand the right to make a personal explanation. Mr. Speaker stated that it was not necessary or appropriate that a personal explanation should be given, 186.

PRIVILEGE—

Action of Stranger in Speaker's Gallery:—

It had been submitted "That the behaviour of Mr. Oliver, President of the Australian Labour Party, on 15th September, 1964, in passing a document from the Speaker's Gallery to an honourable member was a breach of the privileges of this House." Mr. Speaker stated that in considering matters of privilege the test was whether the conduct complained of was likely to interfere with the normal discharge of the duties of a Member. He felt that as the matter had been disposed of as one of order it was not appropriate to raise it as a matter of privilege and ruled the Notice of Motion out of order, 51.

Reply to Debate:—

Mr. Speaker ruled that there was no right of reply as the motion had not been discussed, 170.

DISSENT FROM RULING:—

That the Honourable Member for Tamworth was denied the right to give notice of motion at the appropriate time in accordance with Standing Order 74. *Point of Order*:—Mr. Mannix submitted that Standing Order 74 did not give the right to give a Notice of Motion; it set out the order of business. The matter referred to in the Motion was one covered by practice and custom of the House and did not refer to rights under Standing Order 74. He submitted that the Motion was therefore out of order. Mr. Speaker stated that the Standing Order had nothing to do with the matter raised by the Honourable Member for Tamworth and he was not prepared to alter the practice of the House. He ruled the Motion out of order, 78.

SPECIAL ADJOURNMENT (See "ADJOURNMENT").

SPEECHES (See "DEBATE"; also "MEMBERS").

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

SUSPENSION OF:—

As a matter of Urgency to bring in and pass Bill, or Bills, through all stages in one day, 103, 192.

By consent, to bring in and pass Bill or Bills, through all stages in one day, 46, 160, 172.

By consent, to bring in Bill and proceed as far as 2^o stage in one day, 79.

As a matter of Urgency to consider motion relating to—
Road Toll, 97.

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SUPERANNUATION ACT (See "MOTIONS").

SUPPLY (See "FINANCE").

SYMPATHY (See "DEATHS").

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TEMPORARY CHAIRMEN OF COMMITTEES (See "CHAIRMAN OF COMMITTEES").

TRADE UNION ELECTIONS (See "MOTIONS").

TULLABONG TIN SYNDICATE LIMITED (See "ADJOURNMENT OF HOUSE UNDER 49TH STANDING ORDER").

U

UNIVERSITY OF SYDNEY (See "MOTIONS").

URGENCY:—

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NEW SOUTH WALES

ALPHABETICAL LIST

OF

MEMBERS

OF THE

LEGISLATIVE ASSEMBLY

(THIRD SESSION OF THE FORTIETH PARLIAMENT)

**OPENED 25 AUGUST, 1964—PROROGUED 10 FEBRUARY, 1965;
DISSOLVED 31 MARCH, 1965**

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NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

ALPHABETICAL LIST OF MEMBERS OF THE LEGISLATIVE ASSEMBLY
(THIRD SESSION OF THE FORTIETH PARLIAMENT)

Date of Writs: 5 February, 1962. Nomination Day: 9 February, 1962. Polling Day: 3 March, 1962.
Return of Writs: 6 April, 1962.

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DISSOLVED 31 MARCH, 1965

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| 46 | KEARNS, Nicholas Joseph, Esq. | Bankstown. | 92 | WEILEY, William Robert, Esq. | Clarence. |
| | | | 93 | WETHERELL, The Hon. Ernest | Cobar. |
| | | | 94 | WILLIS, Eric Archibald, Esq., B.A. (Deputy-Leader of the Opposition.) | Earlwood. |

(a) Deceased 16 November, 1964.

(b) Elected 19 September, 1964, in room of Stanislaus Wyatt, Esq., deceased.

(c) Deceased 17 December, 1964.

(d) Elected 8 August, 1964, in room of Edward Greaves, Esq., deceased.

(e) Granted leave of absence, 25 August, 1964. Deceased 10 January, 1965.

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* Resigned as Speaker 29 January, 1965.