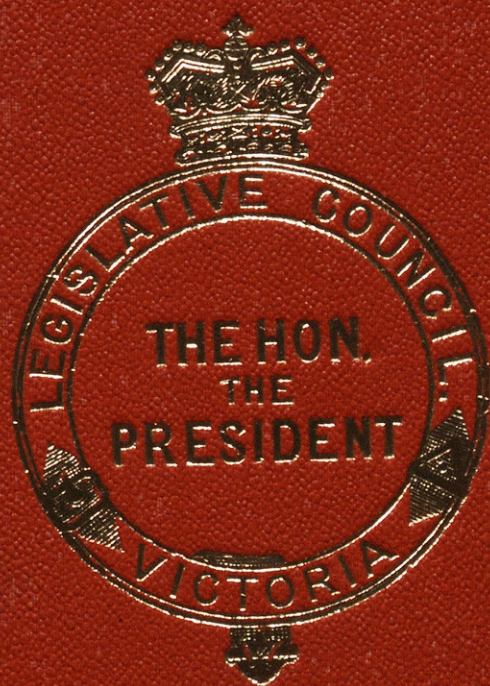


VICTORIA • MINUTES OF THE PROCEEDINGS OF THE LEG. COUNCIL, SESSION 1960-61



THE HON.  
THE  
PRESIDENT



VICTORIA.



MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL

---

SESSION 1960-61

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WITH COPIES OF THE DOCUMENTS ORDERED TO BE PRINTED

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A. C. BROOKS, GOVERNMENT PRINTER, MELBOURNE.







VICTORIA.

LEGISLATIVE COUNCIL.

MINUTES OF THE PROCEEDINGS.

No. 1.

WEDNESDAY, 14<sup>TH</sup> SEPTEMBER, 1960.

1. The Council met pursuant to the Proclamation of His Excellency the Lieutenant-Governor, bearing date the sixteenth day of August, 1960, which Proclamation was read by the Clerk and is as follows:—

PROROGUING PARLIAMENT AND FIXING THE TIME FOR HOLDING THE THIRD SESSION OF THE FORTY-FIRST PARLIAMENT OF VICTORIA.

PROCLAMATION

By His Excellency the Lieutenant-Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

WHEREAS the Parliament of Victoria stands adjourned until such day and hour as may be fixed by the President of the Legislative Council and the Speaker of the Legislative Assembly respectively: Now I, the Lieutenant-Governor of the State of Victoria, in the Commonwealth of Australia, do by this my Proclamation prorogue the said Parliament of Victoria until Wednesday, the fourteenth day of September, 1960, and I do hereby fix Wednesday, the fourteenth day of September, 1960, aforesaid, at the hour of half-past Two o'clock in the afternoon, as the time for the commencement and holding of the next Session of the said Parliament of Victoria, for the despatch of business, in the Parliament Houses, situate in Spring-street, in the City of Melbourne: And the Honorable the Members of the Legislative Council and the Members of the Legislative Assembly are hereby required to give their attendance at the said time and place accordingly.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this sixteenth day of August, in the year of Our Lord One thousand nine hundred and sixty, and in the ninth year of the reign of Her Majesty Queen Elizabeth II.

(L.S.)

E. F. HERRING.

By His Excellency's Command,

HENRY E. BOLTE,  
Premier.

GOD SAVE THE QUEEN!

2. APPROACH OF HIS EXCELLENCY THE GOVERNOR.—The approach of His Excellency the Governor was announced by the Usher of the Black Rod.

His Excellency came into the Council Chamber, and commanded the Usher of the Black Rod to desire the immediate attendance of the Legislative Assembly, who being come with their Speaker, His Excellency was pleased to speak as follows:—

MR. PRESIDENT AND HONORABLE MEMBERS OF THE LEGISLATIVE COUNCIL:

MR. SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY:

I have called you together for the consideration of important public business.

Since Parliament went into recess the State has suffered grievous loss in the deaths of Brigadier the Honorable Sir George Hodges Knox, C.M.G., V.D., and the Honorable William Slater.

A member of the Legislative Assembly for 33 years, the late Sir George Knox was at times a Minister without portfolio, and for five years Speaker of the Legislative Assembly.

Mr. Slater was a member of the Legislative Assembly for 30 years, and of the Legislative Council for eleven years. He was from May, 1940, to October, 1942, Speaker of the Legislative Assembly, and for many years Chief Secretary and Attorney-General.



I share with Honorable Members deep regret in the loss of these distinguished Members.

The economy of the State continues to show sound and steady growth, and the output of primary and secondary industries increases steadily. Countries overseas are becoming increasingly interested in Victoria's industrial progress.

During the past year the population of Victoria increased by almost 80,000 of whom 40,000 were migrants who have settled here. The number of wage and salary earners now approaches 890,000.

My Ministers are pressing forward the necessary expansion of services to homes, farms and factories.

After the rather dry season of 1959, general rain in April has given the cereal districts the best prospects for many years, and a heavy wheat crop seems assured. Pasture improvement has been maintained, and the rain should ensure vigorous spring growth.

Scientific developments include a Field Station in East Gippsland for research into facial eczema in sheep, a new Animal Husbandry Research Laboratory at Werribee, and new facilities at the Scoresby Horticultural Research Station.

Victoria is receiving world-wide recognition for its practical approach to soil conservation and land use.

Soil conservation works will be undertaken in the new Eppalock Reservoir catchment area. This Reservoir, which will have a capacity of 250,000 acre feet, will provide additional water for the Campaspe irrigation area, the Goulburn-Murray irrigation system and the Coliban system, and for those who take water directly from the Campaspe River.

Each year additional country towns receive the benefits of a reticulated water supply and sewerage.

Large reservoirs have been completed near the City of Castlemaine, and on the Tullaroop Creek near Maryborough.

The Forests Commission is accelerating the planting of softwoods and native timbers.

The allocation of soldier settlement blocks in Victoria will be completed this financial year.

A general land settlement scheme is being developed for young citizens desiring to become farm-owners. Twenty-four blocks at Heytesbury have already been occupied. A further 30 blocks will be allocated soon.

During the past year 109 blocks, totalling over 34,000 acres, have been proclaimed as available under the improvement purchase lease conditions of the Land Act, and these blocks are now under development.

Preventive health measures, such as the attack on poliomyelitis with Salk vaccine, will continue to receive high priority.

The mental hygiene service will be extended, and provision made for further out-patient and day-hospital treatment. A new psychiatric hospital is being erected at Traralgon.

Research services are being developed, particularly in relation to intellectual deficiency.

During the past five years developments in education have been many and varied. Teachers' Colleges at Ballarat and Bendigo, and new colleges at Frankston and Coburg have been fully occupied. The first section of the new Secondary Teachers' College has been completed, and work is to proceed immediately with the second section. A new Teachers' College at Geelong and a new hostel for secondary students at Armadale are under construction.

The Health and Recreation Camp for children has been re-established at Somers.

The building of Monash University has commenced, and the Vice-Chancellor, Registrar and several Professors are preparing for the intake of students in 1961.

A tender has been let for a new school building for the Yooralla Hospital for Crippled Children.

Early in the year a Report on Victorian State Education was completed, and steps are being taken to implement the more important recommendations.

Over 1,000 class-rooms and many ancillary rooms have been erected in high, technical and primary schools during the past twelve months.

A vigorous recruiting campaign has increased the number of student teachers this year by over 600.

Constant attention is given to the more even distribution of population throughout the State. The deliberations of the Select Parliamentary Committee appointed during the last session of Parliament should contribute to a better understanding of the problem and of appropriate corrective measures.

Meanwhile, country development will be assisted by the recent establishment in rural and urban areas of many industries, including a hardboard factory by the Colonial Sugar Refining Co. Ltd. at Bacchus Marsh; a thermostatic control unit of Danfoss Pty. Ltd. at Ballarat; carpet factories at Geelong and Mornington established by Brinton's Ltd. and T. Bond Worth and Sons Ltd.; and a cotton spinning mill opened at Moe by Yarragon Textile Mills Pty. Ltd.; also Campbell's Soups (Aust.) has decided to establish a major food processing plant at Shepparton.

Construction of the new standard gauge railway line between Albury and Melbourne should be completed by the end of next year.

There is marked progress in open-cut mining in Victoria, particularly for brown coal and construction materials.

The Mines Department is co-operating actively with mining, quarrying and oil companies. Systematic examinations are made in every case where it is possible that the search for oil may yield results. Recent experiences at Port Campbell have greatly stimulated interest in commercial gas and oil exploration.



The Port of Melbourne handled approximately nine million tons of cargo during 1959. Facilities for cargo, passengers and ships are to be further expanded and improved.

The first stage of the harbour development at Portland, at an estimated cost of £6,500,000, is nearing completion. The port will be officially opened in November.

During 1959 the Port of Geelong handled more cargo than ever before, a total of 4,685,000 tons. Over £400,000 a year is being expended on the provision of new wharves, cargo sheds and modern cargo handling equipment.

When completed the 1,200,000 kilowatt Power Station at Hazelwood will have three times the existing capacity of the Yallourn Power Station.

At Morwell, the third and fourth generating sets have been brought into service. The first briquette factory, with a capacity of 700,000 tons per annum, has commenced production. A contract for the 60,000 kilowatt generator has been let.

Construction of the new Yallourn "E" Power Station is well advanced.

The first three 16,000 kilowatt generators at the McKay Creek Power Station, Kiewa, have been brought into service; the remaining three generators are scheduled for operation by the winter of 1961.

The first supply of electricity has been received from the Snowy Mountains Scheme.

The reduction of the accident rate in industry is a problem which is receiving the urgent attention of my advisers. An Industrial Safety Bureau has been established. A well-attended Industrial Safety Convention has been sponsored recently by the Government.

A contract was let recently by the Housing Commission for the construction of multi-story flats in Moray-street, South Melbourne.

The Government will continue to subsidise the Slum Reclamation work of the Housing Commission. The Commission is actively engaged in reclamation work in Brunswick, Collingwood, Carlton, Fitzroy, Northcote, North Melbourne, Prahran, Richmond, and Williamstown.

This is the fifth and final year of the Commonwealth-State Housing Agreement. My Government is pressing for a new Agreement or an extension of the present Agreement.

Two additional Chairmen of General Sessions have been appointed and new courts of Petty Sessions have been opened.

The new Children's Court and Clinic at Batman-avenue will soon be occupied.

My advisers are earnestly encouraging the tourist industry. Tourist attractions are being developed, and the services of the Victorian Government Tourist Bureaux are being expanded. A building in Adelaide has been purchased, and premises are being sought in Brisbane.

MR. SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY :

Appropriation will be sought to cover supplementary estimates of a moderate amount for the year 1959-60. That year closed with the Consolidated Revenue Account in balance—in fact, the revenue exceeded the expenditure by a small margin.

A Supply Bill to make further provision for the services of the year 1960-61 will be laid before you. At the same time the detailed Estimates of Revenue and Expenditure for the year will be presented to you.

MR. PRESIDENT AND HONORABLE MEMBERS OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY :

A Bill will be submitted to empower the cities of Melbourne and Geelong to raise money on mortgage for permanent works and undertakings.

Legislation will be introduced to amend and consolidate the law relating to town and country planning.

A Local Government Bill will be brought in relating to disqualification of and offences by municipal councillors and officers.

Another Bill will provide for the appointment of a Committee to prepare regulations relating to scaffolding, and the appointment of supervisors of scaffolding inspection.

A Bill for the consolidation and amendment of the law relating to explosives will be introduced.

Legislation will be introduced to create a statutory offence of kidnapping and to provide an adequate penalty.

Among other measures to be submitted will be Bills relating to :

- Barwon Heads Lands Exchange.
- Dried Fruits.
- Revocation and Excision of Crown Reservations.
- Road Traffic.
- Fruit and Vegetables (Road Barriers).
- Hamilton Stockyards Railway Construction.
- Gippsland Railway Deviation.
- Tourist Development.

I now leave you to the discharge of your duties in the earnest hope that, with the blessing of Divine Providence, your work may be beneficial to the whole of the community.

Which being concluded, a copy of the Speech was delivered to the President, and a copy to Mr. Speaker, and His Excellency the Governor left the Chamber.

The Legislative Assembly then withdrew.



3. The President took the Chair and read the Prayer.
4. RETURNS TO WRITS.—The President announced that on the 29th June last he had issued Writs for the election of Members to serve for the Doutta Galla and Melbourne Provinces in the places, respectively, of the Honorables William Slater and Frederick Miles Thomas, both deceased, and that such Writs had been returned to him and by the indorsements thereon it appeared that John Matthew Tripovich had been elected for the Doutta Galla Province and Douglas George Elliot for the Melbourne Province.
5. SWEARING-IN OF NEW MEMBERS.—The Honorables John Matthew Tripovich and Douglas George Elliot, having been introduced, took and subscribed the Oath of Allegiance.
6. THE LATE HONORABLE WILLIAM SLATER.—The Honorable Sir Arthur Warner moved, by leave, That this House place on record its deep regret at the death of the Honorable William Slater, one of the Members for the Doutta Galla Province, a former Member for the Electoral District of Dundas in the Legislative Assembly, a former Minister of the Crown, a former Speaker of the Legislative Assembly, and a former Australian Minister to Russia, and its keen appreciation of the long and valuable services rendered by him to the Parliament and the people of Victoria.

And other Honorable Members and the President having addressed the House—

The question was put, and Honorable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

7. PRIVILEGE BILL.—FRIENDLY SOCIETIES (DENTAL CLINICS) BILL.—On the motion of the Honorable E. P. Cameron, leave was given to bring in a Bill to amend Section Five of the *Friendly Societies Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
8. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The President laid upon the Table the following Warrant appointing the Committee of Elections and Qualifications :—

LEGISLATIVE COUNCIL—VICTORIA.

Pursuant to the provisions of *The Constitution Act Amendment Act 1958*, I do hereby appoint—

The Honorable Percy Thomas Byrnes,  
 The Honorable Gilbert Lawrence Chandler,  
 The Honorable John William Galbally,  
 The Honorable Rupert James Hamer,  
 The Honorable William Phillip Mair,  
 The Honorable Arthur Smith, and  
 The Honorable Ivan Archie Swinburne

to be members of a Committee to be called “The Committee of Elections and Qualifications”.

Given under my hand this fourteenth day of September, One thousand nine hundred and sixty.

G. S. McARTHUR,

President of the Legislative Council.

9. TEMPORARY CHAIRMEN OF COMMITTEES.—The President laid upon the Table the following Warrant nominating the Temporary Chairmen of Committees :—

LEGISLATIVE COUNCIL—VICTORIA.

Pursuant to the provisions of the Standing Order of the Legislative Council numbered 160, I do hereby nominate—

The Honorable William Oliver Fulton,  
 The Honorable Thomas Henry Grigg, and  
 The Honorable Arthur Smith

to act as Temporary Chairmen of Committees whenever requested to do so by the Chairman of Committees or whenever the Chairman of Committees is absent.

Given under my hand this fourteenth day of September, One thousand nine hundred and sixty.

G. S. McARTHUR,

President of the Legislative Council.

10. STATUTE LAW REVISION COMMITTEE.—The Honorable Sir Arthur Warner moved, by leave, That the Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton be members of the Statute Law Revision Committee, and that the said Committee have power to send for persons, papers, and records.

Question—put and resolved in the affirmative.

11. SUBORDINATE LEGISLATION COMMITTEE.—The Honorable Sir Arthur Warner moved, by leave, That the Honorables Murray Byrne, G. J. O’Connell, and I. A. Swinburne be members of the Subordinate Legislation Committee, and that the said Committee have power to send for persons, papers, and records.

Question—put and resolved in the affirmative.

12. **STANDING ORDERS COMMITTEE.**—The Honorable Sir Arthur Warner moved, by leave, That the Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner be members of the Select Committee on the Standing Orders of the House; three to be the quorum.

Question—put and resolved in the affirmative.

13. **HOUSE COMMITTEE.**—The Honorable Sir Arthur Warner moved, by leave, That the Honorables A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May and G. J. O'Connell be members of the House Committee.

Question—put and resolved in the affirmative.

14. **LIBRARY COMMITTEE.**—The Honorable Sir Arthur Warner moved, by leave, That the Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton be members of the Joint Committee to manage the Library.

Question—put and resolved in the affirmative.

15. **PRINTING COMMITTEE.**—The Honorable Sir Arthur Warner moved, by leave, that the Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd be members of the Printing Committee; three to be the quorum.

Question—put and resolved in the affirmative.

16. **DAYS OF BUSINESS.**—The Honorable Sir Arthur Warner moved, by leave, That Tuesday, Wednesday, and Thursday in each week be the days on which the Council shall meet for the despatch of business during the present Session, and that half-past Four o'clock be the hour of meeting on each day; that on Tuesday and Thursday in each week the transaction of Government business shall take precedence of all other business; that on Wednesday in each week Private Members' business shall take precedence of Government business; and that no new business be taken after half-past Ten o'clock.

Question—put and resolved in the affirmative.

17. **TRANSPORT REGULATION (QUALIFICATIONS OF CHAIRMAN) BILL.**—On the motion (by leave without notice) of the Honorable Sir Arthur Warner, leave was given to bring in a Bill to amend Section Five of the *Transport Regulation Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

18. **DRIED FRUITS (AMENDMENT) BILL.**—On the motion (by leave without notice) of the Honorable G. L. Chandler, leave was given to bring in a Bill to amend Section Five of the *Dried Fruits Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

19. **CANCER (AMENDMENT) BILL.**—On the motion (by leave without notice) of the Honorable E. P. Cameron, leave was given to bring in a Bill to amend the *Cancer Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

20. **FRUIT AND VEGETABLES (ROAD BARRIERS) BILL.**—On the motion (by leave without notice) of the Honorable G. L. Chandler, leave was given to bring in a Bill to amend Sections Forty-four and Fifty-four of the *Fruit and Vegetables Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

21. **NURSES (AMENDMENT) BILL.**—On the motion (by leave without notice) of the Honorable E. P. Cameron, leave was given to bring in a Bill to amend the *Nurses Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

22. **ROAD TRAFFIC (AMENDMENT) BILL.**—On the motion (by leave without notice) of the Honorable L. H. S. Thompson, leave was given to bring in a Bill to amend the *Road Traffic Act 1958*, and for other purposes connected therewith, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

23. **MELBOURNE AND GEELONG MORTGAGES BILL.**—On the motion (by leave without notice) of the Honorable E. P. Cameron, leave was given to bring in a Bill to amend the *Melbourne and Geelong Debentures and Inscribed Stock Act 1932*, and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

24. **NATIONAL FITNESS COUNCIL OF VICTORIA BILL.**—On the motion (by leave without notice) of the Honorable E. P. Cameron, leave was given to bring in a Bill to make Provision with respect to the Incorporation of a National Fitness Council of Victoria and the Objects and Powers thereof and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

25. **DISTRIBUTION OF POPULATION COMMITTEE—SECOND PROGRESS REPORT.**—The Honorable R. W. Mack brought up the Second Progress Report from the Distribution of Population Committee, together with Minutes of Evidence and an Appendix.

Ordered to lie on the Table and the Report and Appendix to be printed.



26. PAPERS.—The Honorable Sir Arthur Warner presented, by command of His Excellency the Lieutenant-Governor—

Education—Report of the Minister of Education for the year 1958–59.

Police—Report of the Chief Commissioner of Police for the year 1959.

Supreme Court—Annual Report of the Judges of the Supreme Court.

Severally ordered to lie on the Table.

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Barley Marketing Act 1958—Amendment of Barley Marketing (Elections) Regulations.

Companies (Fees) Act 1960—Companies (Fees) Regulations 1960.

Constitution Act Amendment Act 1958—

Statement of Expenditure under Section 66 during the year 1959–60.

Victorian Parliamentary Elections Regulations 1960.

Constitution Statute—Statement of Expenditure under Schedule D to Act 18 and 19 Vict., Cap. 55, and Act No. 6224 during the year 1959–60.

Country Fire Authority Act 1958—Amendment of Regulations (three papers).

Dairy Products Act 1958—Report of the Victorian Dairy Products Board for the six months ended 31st December, 1959.

Discharged Servicemen's Preference Act 1943—Amendment of Regulations.

Dried Fruits Act 1958—Amendment of Dried Fruits Regulations.

Education Act 1958—Report of the Council of Adult Education for the year 1958–59.

Education Act 1958 and University Act 1958—Amendment of Regulation XXI.—Scholarships.

Electoral Provinces Act 1960—Report of the Commissioners appointed for the purposes of the Redivision of Electoral Provinces for the Legislative Council, together with Maps.

Evidence Act 1958—Amendment of Court Reporting (Fees) Regulations 1957.

Explosives Act 1958—Orders in Council relating to the Classification and Definition of Explosives (three papers).

Forests Act 1958—Amendment of Forest Officers Training Regulations 1955.

Friendly Societies Act 1958, Benefit Associations Act 1958, Building Societies Act 1958, Industrial and Provident Societies Act 1958, and Trade Unions Act 1958—Report of the Registrar of Friendly Societies for the year 1959.

Fruit and Vegetables Act 1958—Fruit and Vegetables Packing Regulations 1960.

Health Act 1958—Amending Cleanliness (Foods, Drugs and Substances) Regulations 1960.

Justices Act 1958—Amendment of Rules.

Land Act 1958—

Amendment of Regulations.

Certificate of the Commissioner of Public Works relating to the proposed compulsory resumption of land for the purpose of a police station at Lake Boga.

Certificates of the Minister of Education relating to the proposed compulsory resumption of land for the purposes of schools at Balmoral, Bell Park, Charlton, Cranbourne, Deer Park, Derrinallum, Fitzroy, Golden Square, Keon Park, Longwarry, Maryborough, St. Albans, Sunbury, Syndal, Upper Ferntree Gully, and Wallinduc (sixteen papers).

Report of the Department of Crown Lands and Survey for the year 1958–59.

Schedule of country lands proposed to be sold by public auction.

Lands Compensation Act 1958—Return under Section 37 showing particulars of purchases, sales, or exchanges of land by the State Electricity Commission for the year 1959–60.

Legal Profession Practice Act 1958—Solicitors (Audit and Practising Certificates) Rules 1960.

Libraries Act 1958—Amendment of Free Library Service Board Regulations 1950.

Licensing Act 1958—Amendment of Rules (two papers).

Marketing of Primary Products Act 1958—Amendment of Regulations—

Maize Marketing Board—Fixing the period of time for the computation of or accounting for the net proceeds of the sale of maize.

Onion Marketing Board—Producers of Onions.

Medical Act 1958—Pharmacy Regulations 1960.

Mental Hygiene Act 1958—Mental Hygiene Authority Regulations 1960 (No. 3).

Metropolitan Fire Brigades Act 1958—Amendment of Metropolitan Fire Brigades Board Superannuation Regulations.

Milk and Dairy Supervision Act 1958—Amendment of Regulations (two papers).

Milk Board Act 1958—Amendment of Regulations.

Milk Pasteurization Act 1958—Regulation prescribing a District.

Motor Car Act 1958—

Amendment of Motor Car Regulations 1952.

Premiums Committee Allowances Regulations 1960.

- Nurses Act 1958—Nursing Council Regulations 1960 (No. 2).  
 Opticians Registration Act 1958—Amendment of Opticians Regulations 1946.  
 Police Regulation Act 1958—  
     Amendment of Police Regulations 1957 (two papers).  
     Determination No. 84 of the Police Classification Board.  
 Process Servers and Inquiry Agents Act 1958—Amendment of Process Servers and Inquiry Agents Regulations 1959.  
 Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—  
     Part II.—Promotions and Transfers.  
     Part III.—Salaries, Increments and Allowances (twenty-five papers).  
     Part VI.—Travelling Expenses (four papers).  
 Public Works Committee Act 1958—Twenty-second General Report of the Public Works Committee.  
 Railways Act 1958—Report of the Victorian Railways Commissioners for the quarter ended 31st March, 1960.  
 River Improvement Act 1958—Strathdownie Drainage Trust—Regulations relating to the election and term of office of Commissioners.  
 Road Traffic Act 1958—Amendment of Road Traffic Regulations 1960.  
 Stamps Act 1958—Amendment of Stamps Regulations 1960.  
 Superannuation Act 1958—Report of the State Superannuation Board for the year 1958–59.  
 Supreme Court Act 1958—Amendment of Rules of the Supreme Court (three papers).  
 Teaching Service Act 1958—Amendment of Regulations—  
     Teaching Service (Classification, Salaries and Allowances) Regulations (two papers).  
     Teaching Service (Teachers Tribunal) Regulations (five papers).  
 Town and Country Planning Act 1958—  
     City of Moorabbin Planning Scheme, Section 1, Amendment No. 5, 1959.  
     Frankston and Hastings Planning Scheme 1959.  
     Latrobe Valley Sub-regional Planning Scheme 1949, Amendment No. 2, 1959.  
     Ocean Road Planning Scheme 1955, Amendment No. 2, 1959 (Shire of Barrabool).  
     Shire of Altona Planning Scheme 1958, Amendments Nos. 7 and 9 (two papers).  
 Workers Compensation Act 1958—  
     Amendment of Workers Compensation Regulations 1954 (two papers).  
     Workers Compensation Board (Amendment) Regulations 1960.

27. **SPEECH OF HIS EXCELLENCY THE GOVERNOR.**—The President reported the Speech of His Excellency the Governor.

The Honorable W. P. Mair moved, That the Council agree to the following Address to His Excellency the Governor in reply to His Excellency's Opening Speech :—

MAY IT PLEASE YOUR EXCELLENCY—

We, the Legislative Council of Victoria, in Parliament assembled, beg to express our loyalty to our Most Gracious Sovereign, and to thank Your Excellency for the gracious Speech which you have been pleased to address to Parliament.

Debate ensued.

The Honorable J. M. Tripovich moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

28. **ADJOURNMENT.**—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until Tuesday, the 27th instant.

Question—put and resolved in the affirmative.

And then the Council, at thirty-two minutes past Six o'clock, adjourned until Tuesday, the 27th instant.

ROY S. SARAH,  
*Clerk of the Legislative Council.*





MR. PRESIDENT TAKES THE CHAIR AT A QUARTER TO FIVE O'CLOCK.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 1.

TUESDAY, 27TH SEPTEMBER, 1960.

### *Questions.*

1. The Hon. A. K. BRADBURY: To ask the Honorable the Minister of Transport—
  - (a) How many applications have been received under the land settlement scheme.
  - (b) How many applicants have been approved for land settlement.
  - (c) What is the basis on which points are allotted for settlement.
  - (d) How many applicants have been settled under the general land settlement provisions, and where have they been settled.
  - (e) What liquid or property assets did each settler possess prior to settlement.
  - (f) What yearly finance has been made available by the Government since the commencement of general land settlement.
  - (g) What is the maximum amount of liquid and other assets permissible for an applicant to own to qualify for land settlement.
  
2. The Hon. P. T. BYRNES: To ask the Honorable the Minister of Transport—
  - (a) What was the total amount of money expended by the Country Roads Board last year.
  - (b) What was the expenditure last year for—(i) State highways; (ii) tourist roads; (iii) main roads; and (iv) unclassified roads.
  - (c) What is the estimated amount of money available to the Country Roads Board this year.
  - (d) What amounts are available to municipalities this year for—(i) main roads; and (ii) unclassified roads.
  - (e) What allocations have been made available to each municipality—(i) within the Melbourne and Metropolitan Board of Works Planning Area; and (ii) in other areas of the State.
  
3. The Hon. P. T. BYRNES: To ask the Honorable the Minister of Transport—
  - (a) How many Commercial Motor Vehicles are registered in Victoria.
  - (b) How many Commercial Motor Vehicles, and in what categories, operate "as of right" in Victoria (including all vehicles operating within 25 miles of the cities of Melbourne, Geelong, Ballarat, and Bendigo).
  - (c) How many Commercial Motor Vehicles have "D" Class and "E" Class licences.

ORDER OF THE DAY (to take precedence):—

1. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—MOTION FOR—*Resumption of debate (Hon. J. M. Tripovich).*



*Government Business.*

## ORDERS OF THE DAY :—

1. FRIENDLY SOCIETIES (DENTAL CLINICS) BILL—(*Hon. E. P. Cameron*)—Second reading.
2. TRANSPORT REGULATION (QUALIFICATIONS OF CHAIRMAN) BILL—(*Hon. Sir Arthur Warner*)—Second reading.
3. DRIED FRUITS (AMENDMENT) BILL—(*Hon. G. L. Chandler*)—Second reading.
4. CANCER (AMENDMENT) BILL—(*Hon. E. P. Cameron*)—Second reading.
5. FRUIT AND VEGETABLES (ROAD BARRIERS) BILL—(*Hon. G. L. Chandler*)—Second reading.
6. NURSES (AMENDMENT) BILL—(*Hon. E. P. Cameron*)—Second reading.
7. ROAD TRAFFIC (AMENDMENT) BILL—(*Hon. L. H. S. Thompson*)—Second reading.
8. MELBOURNE AND GEELONG MORTGAGES BILL—(*Hon. E. P. Cameron*)—Second reading.
9. NATIONAL FITNESS COUNCIL OF VICTORIA BILL—(*Hon. E. P. Cameron*)—Second reading.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

## CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

## SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS

## No. 2.

TUESDAY, 27<sup>TH</sup> SEPTEMBER, 1960.

1. The President took the Chair and read the Prayer.
2. CONSOLIDATED REVENUE BILL (No. 1).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Three hundred and twenty-three thousand eight hundred and sixty pounds to the service of the year One thousand nine hundred and fifty-nine and One thousand nine hundred and sixty*" and desiring the concurrence of the Council therein.  
On the motion of the Honorable G. L. Chandler, for the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
3. CONSOLIDATED REVENUE BILL (No. 2).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Thirty-three million five hundred and eighty-eight thousand three hundred and forty-five pounds to the service of the year One thousand nine hundred and sixty and One thousand nine hundred and sixty-one*" and desiring the concurrence of the Council therein.  
On the motion of the Honorable G. L. Chandler, for the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
4. STATUTE LAW REVISION COMMITTEE.—The Honorable P. T. Byrnes brought up a Report from the Statute Law Revision Committee on Evidence from Children, together with Minutes of Evidence and Appendices. Ordered to lie on the Table and the Report to be printed.  
The Honorable P. T. Byrnes brought up a Report from the Statute Law Revision Committee on Housing Loans to Minors, together with Minutes of Evidence, Appendices, and an Extract from the Proceedings of the Committee.  
Ordered to lie on the Table and the Report, together with the Extract from the Proceedings of the Committee, to be printed.
5. SUBORDINATE LEGISLATION COMMITTEE.—The Honorable I. A. Swinburne brought up Reports from the Subordinate Legislation Committee on—Regulations (No. 5) under the *Geelong Harbor Trust Act* 1958; Amendments Nos. 262 and 263 of the Teaching Service (Teachers Tribunal) Regulations; Nursing Council Regulations 1960 (No. 2); Companies (Fees) Regulations 1960; and Amendment of Court Reporting (Fees) Regulations 1957.  
Severally ordered to lie on the Table.
6. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—  
Boilers Inspection Act 1958—Amendment of Boilers Inspection (Welding) Regulations 1958.  
Exhibition Act 1957—Report of the Exhibition Trustees for the year 1959–60.  
Fisheries Act 1958—Notice of Intention to issue a Proclamation to prescribe Scallop as fish for the purpose of the Fisheries Acts.  
Land Act 1958—Certificates of the Minister of Education relating to the proposed compulsory resumption of land for the purposes of schools at Ardeer South, Cobram South, Dandenong, and Trafalgar (four papers).



Public Service Act 1958—

Amendment of Public Service (Public Service Board) Regulations—Part III.—Salaries, Increments and Allowances (five papers).

Report of the Public Service Board for the year 1959–60.

Racing Act 1958—Financial Scheme of Contributing Clubs to the Totalizator Agency Board.

Teaching Service Act 1958—Amendment of Teaching Service (Classification, Salaries and Allowances) Regulations.

Weights and Measures Act 1958—Amendment of Weights and Measures Regulations 1959.

7. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor be postponed until later this day.
8. FRIENDLY SOCIETIES (DENTAL CLINICS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.  
The Honorable A. Smith moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
9. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.
10. DRIED FRUITS (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.  
The Honorable J. M. Tripovich moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
11. TRANSPORT REGULATION (QUALIFICATIONS OF CHAIRMAN) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable A. Todd moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
12. CANCER (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.  
The Honorable B. Machin moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
13. FRUIT AND VEGETABLES (ROAD BARRIERS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.  
The Honorable J. M. Walton moved, That the debate be now adjourned.  
Debate ensued.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
14. NURSES (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.  
The Honorable G. J. O'Connell moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
15. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 7, be postponed until later this day.
16. MELBOURNE AND GEELONG MORTGAGES BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.  
The Honorable S. Merrifield moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
17. CONSOLIDATED REVENUE BILL (No. 2).—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable S. Merrifield moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until later this day.

18. CONSOLIDATED REVENUE BILL (No. 1).—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

19. CONSOLIDATED REVENUE BILL (No. 2).—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

And the Council having continued to sit until after Twelve of the clock—

WEDNESDAY, 28<sup>TH</sup> SEPTEMBER, 1960.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

20. ADJOURNMENT.—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

And then the Council, at twenty minutes past Twelve o'clock in the morning, adjourned until Tuesday next.

ROY S. SARAH,  
*Clerk of the Legislative Council.*



MR. PRESIDENT TAKES THE CHAIR AT A QUARTER TO FIVE O'CLOCK.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 2.

TUESDAY, 4TH OCTOBER, 1960.

### Questions

- \*1. The Hon. A. TODD: To ask the Honorable the Minister of Transport—Will he lay on the table of the Library the file relating to an application for a mineral lease made by Mr. J. A. Roche in respect to his property, described as lot 5, section A., Parish of Dousta Galla, County of Bourke, situated in Military-road, Avondale Heights, Shire of Keilor.
- \*2. The Hon. MURRAY BYRNE: To ask the Honorable the Minister of Transport—
- How much money is held on trust on behalf of infants and infant settlements by the Supreme and County Courts.
  - How much money is held on trust by the Workers' Compensation Board for widows and infants and on behalf of other claimants in connexion with workers' compensation claims.
  - How much money is held on trust by the Public Trustee on behalf of estates and on behalf of infant beneficiaries.
  - How much money held on trust by the Supreme and County Courts, by the Workers' Compensation Board and the Public Trustee is invested in—(i) Victorian Government securities and other authorized Victorian trustee investments, as listed in section 4 of the *Trustee Act 1958*; (ii) Victorian Co-operative Housing Societies and the Home Finance Trust; and (iii) Commonwealth Government securities.
- \*3. The Hon. J. M. TRIPOVICH: To ask the Honorable the Minister of Transport—Is it intended to hold a conference between public authorities concerned in the widening of Pascoe Vale-road between Glenroy and Broadmeadows; if so—(i) what authorities will attend; (ii) will the Ministers of Local Government and Public Works be present; and (iii) when will the conference take place.
- \*4. The Hon. S. MERRIFIELD: To ask the Honorable the Minister of Transport—
- What has been the total cost to date of the preparation and administration of the Metropolitan Master Plan and Interim Development Order.
  - What amount of compensation has been paid to date under the Interim Development Order for—(i) reservations; and (ii) zonings.
  - What has been the total cost to date of works on proposed or declared Metropolitan Arterial and Secondary roads.
  - How much of the above costs has been paid from the Metropolitan General Fund and how much from the Metropolitan Improvement Fund.
  - How much has been transferred from the Improvement Fund to the General Fund in payment of planning and works carried out before the passing of the *Melbourne and Metropolitan Board of Works Act 1956*.
  - What has been the total income of the Metropolitan Improvement Fund in each year.

ORDER OF THE DAY (to take precedence):—

1. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—MOTION FOR—*Resumption of debate (Hon. J. M. Tripovich).*

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.



*Government Business.*

## ORDERS OF THE DAY :—

1. FRIENDLY SOCIETIES (DENTAL CLINICS) BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. A. Smith)*.
2. TRANSPORT REGULATION (QUALIFICATIONS OF CHAIRMAN) BILL—(*Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. A. Todd)*.
3. DRIED FRUITS (AMENDMENT) BILL—(*Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich)*.
4. CANCER (AMENDMENT) BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. B. Machin)*.
5. FRUIT AND VEGETABLES (ROAD BARRIERS) BILL—(*Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. J. M. Walton)*.
6. NURSES (AMENDMENT) BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. G. J. O'Connell)*.
7. ROAD TRAFFIC (AMENDMENT) BILL—(*Hon. L. H. S. Thompson*)—Second reading.
8. MELBOURNE AND GEELONG MORTGAGES BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
9. NATIONAL FITNESS COUNCIL OF VICTORIA BILL—(*Hon. E. P. Cameron*)—Second reading.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

## CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

## SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

MR. PRESIDENT TAKES THE CHAIR AT A QUARTER TO FIVE O'CLOCK.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 3.

WEDNESDAY, 5TH OCTOBER, 1960.

### *Questions.*

- \*1. The Hon. S. MERRIFIELD: To ask the Honorable the Minister of Transport—In each of the last three years—
- How much of funds loaned to public authorities in earlier years was repaid to the Government.
  - How much was refunded ahead of normal loan period, and from what authorities.
  - How much of sums referred to in (b) above was—(i) paid into State Sinking Fund; and (ii) applied towards other purposes, giving the purposes to which applied.
- \*2. The Hon. S. MERRIFIELD: To ask the Honorable the Minister of Transport—
- What parcels of land in the exceptions to Part C. of the Schedule to Act No. 6036 have since been acquired or purchased by the Housing Commission.
  - What prices were paid and at what date.
  - What were the values placed upon these lands at 11th April, 1951, the date of the general notice to treat.
- \*3. The Hon. S. MERRIFIELD: To ask the Honorable the Minister of Transport—
- Was a request received from the Melbourne and Metropolitan Board of Works some time ago for advice as to the Government's policy on further development in the metropolitan area; if so, when.
  - Has the Government given a direction in the matter; if so, what is this direction.
  - If no direction has been given, when will it be supplied to the Board.
- \*4. The Hon. S. MERRIFIELD: To ask the Honorable the Minister of Transport—In respect of each of the years 1958-59 and 1959-60—
- What fees were charged by the Public Works Department in respect of maintenance and renewal works carried out from loan funds on school works.
  - What fees were similarly charged for the construction of new classrooms and/or schools and for other capital expenditure on education from loan funds.
- \*5. The Hon. S. MERRIFIELD: To ask the Honorable the Minister of Transport—
- By how much were the total reserves of the Melbourne and Metropolitan Tramways Board reduced during the financial year 1959-60.
  - How much of this was applied to improvements or renewals of the tramway system.
  - How much was applied to balance the deficits as at 30th June, 1959 and 1960, respectively.
- \*6. The Hon. R. W. MAY: To ask the Honorable the Minister of Transport—Have public libraries in three cities received financial assistance; if so—(i) what are the names of the cities; (ii) what amount was granted in each case; and (iii) on what terms and conditions was the money made available.

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

\*7. The Hon. G. J. O'CONNELL: To ask the Honorable the Minister of Transport—

- (a) How many nominations were received for appointment as Justices of the Peace for the State Electoral District of Richmond from June, 1955, to June, 1958.
- (b) How many appointments were made.
- (c) What are the names and addresses of Justices appointed, and by whom nominated.

\*8. The Hon. A. SMITH: To ask the Honorable the Minister of Transport—

- (a) Is the rail freight charge cheaper per ton from Shepparton to Sydney than from Seymour to Sydney; if so, what are the respective charges.
- (b) What is the overall mileage of each route.

*General Business.*

NOTICE OF MOTION :—

- \*1. The Hon. P. V. FELTHAM: To move, That he have leave to bring in a Bill to amend the *Commercial Goods Vehicles Act 1958*.

ORDER OF THE DAY (to take precedence) :—

1. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—MOTION FOR—*Resumption of debate (Hon. J. W. Galbally)*.

*General Business.*

ORDERS OF THE DAY :—

- \*1. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(Hon. J. W. Galbally)—Second reading.
- \*2. PUBLIC AND RECREATIONAL LANDS BILL—(Hon. J. W. Galbally)—Second reading.

*Government Business.*

NOTICE OF MOTION :—

- \*1. The Hon. G. L. CHANDLER: To move, That he have leave to bring in a Bill to amend the *Western Metropolitan Market Act 1938*.

ORDERS OF THE DAY :—

1. ROAD TRAFFIC (AMENDMENT) BILL—(Hon. L. H. S. Thompson)—Second reading.
2. TRANSPORT REGULATION (QUALIFICATIONS OF CHAIRMAN) BILL—(Hon. Sir Arthur Warner)—Second reading—*Resumption of debate (Hon. A. Todd)*.
3. NURSES (AMENDMENT) BILL—(Hon. E. P. Cameron)—Second reading—*Resumption of debate (Hon. G. J. O'Connell)*.
4. FRUIT AND VEGETABLES (ROAD BARRIERS) BILL—(Hon. G. L. Chandler)—Second reading—*Resumption of debate (Hon. J. M. Walton)*.
5. MELBOURNE AND GEELONG MORTGAGES BILL—(Hon. E. P. Cameron)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.

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TUESDAY, 11<sup>TH</sup> OCTOBER, 1960.

*Government Business.*

ORDER OF THE DAY :—

1. NATIONAL FITNESS COUNCIL OF VICTORIA BILL—(Hon. E. P. Cameron)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.

ROY S. SARAH,  
Clerk of the Legislative Council.

G. S. McARTHUR,  
President.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

## No. 3.

TUESDAY, 4TH OCTOBER, 1960.

1. The President took the Chair and read the Prayer.

2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir Arthur Warner presented a Message from His Excellency the Governor, informing the Council that he had, on the 30th September last, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz. :—

*Consolidated Revenue Act (No. 1).*

*Consolidated Revenue Act (No. 2).*

3. REDIVISION OF VICTORIA INTO ELECTORAL PROVINCES.—The Honorable J. W. Galbally moved, by leave, That the Legislative Council disapprove the redivision of the boundaries of Electoral Provinces for the Legislative Council in a part of Victoria as proposed by the Commissioners appointed under the *Electoral Provinces Act 1960* in their Report and Maps laid before both Houses of Parliament on the 14th day of September, 1960.

The Honorable J. W. Galbally moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

4. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL.—On the motion (by leave without notice) of the Honorable J. W. Galbally, leave was given to bring in a Bill to limit the Rates of Interest on Hire-Purchase Agreements, and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

5. PUBLIC AND RECREATIONAL LANDS BILL.—On the motion (by leave without notice) of the Honorable J. W. Galbally, leave was given to bring in a Bill to preserve for public use Lands reserved dedicated or used as Public Parks or Gardens or otherwise for Recreation of the People, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

6. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Education Act 1958—Report of the Council of Public Education for the year 1959–60.

Fisheries Act 1958—Notice of Intention to issue a Proclamation respecting fishing in certain waters.

Land Act 1958—Certificate of the Minister of Education relating to the proposed compulsory resumption of land for the purposes of a school at Southvale.

Legal Profession Practice Act 1958—Amendment of Rules relating to the Qualification and Admission of Candidates.

Milk and Dairy Supervision Act 1958—Regulation prescribing a Milk Depot.



Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—Part III.—Salaries, Increments and Allowances (two papers).

State Savings Bank Act 1958—Statements and Returns of the State Savings Bank for the year 1959-60.

Workers Compensation Act 1958—Amendment of Workers Compensation Regulations 1954.

7. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of the Order of the Day for the resumption of the debate on the motion for the Address-in-Reply to the Speech of His Excellency the Governor, and Orders of the Day, Government Business, Nos. 1 to 8 inclusive, be postponed until later this day.
8. **NATIONAL FITNESS COUNCIL OF VICTORIA BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.  
The Honorable J. W. Galbally moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
9. **ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR.**—The Order of the Day for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Governor in reply to His Excellency's Opening Speech (for Address, see page 7 *ante*), having been read—  
Debate resumed.  
The Honorable J. W. Galbally moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
10. **REDIVISION OF VICTORIA INTO ELECTORAL PROVINCES.**—The Order of the Day for the resumption of the debate on the question, That the Legislative Council disapprove the redivision of the boundaries of Electoral Provinces for the Legislative Council in a part of Victoria as proposed by the Commissioners appointed under the *Electoral Provinces Act* 1960 in their Report and Maps laid before both Houses of Parliament on the 14th day of September, 1960, having been read—  
Debate resumed.  
Question—put and resolved in the affirmative.
11. **DRIED FRUITS (AMENDMENT) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
12. **FRIENDLY SOCIETIES (DENTAL CLINICS) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
13. **CANCER (AMENDMENT) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

And then the Council, at fifty-six minutes past Ten o'clock, adjourned until to-morrow.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

No. 4.

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WEDNESDAY, 5TH OCTOBER, 1960.

1. The President took the Chair and read the Prayer.
2. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
  - Public Trustee Act 1958—Amendment of Regulations.
  - Soil Conservation and Land Utilization Act 1958—Soil Conservation and Land Utilization Regulations 1960.
3. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL.—On the motion of the Honorable P. V. Feltham, leave was given to bring in a Bill to amend the *Commercial Goods Vehicles Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
4. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR.—The Order of the Day for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Governor in reply to His Excellency's Opening Speech (for Address, see page 7 *ante*), having been read—
  - Debate resumed.
  - The Honorable A. Todd moved, That the debate be now adjourned.
  - Question—That the debate be now adjourned—put and resolved in the affirmative.
  - Ordered—That the debate be adjourned until the next day of meeting.
5. ADJOURNMENT.—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until Tuesday next.
  - Question—put and resolved in the affirmative.

And then the Council, at twenty-one minutes past Six o'clock, adjourned until Tuesday next.

ROY S. SARAH,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 4.

TUESDAY, 11TH OCTOBER, 1960.

### *Questions.*

1. The Hon. S. MERRIFIELD: To ask the Honorable the Minister of Transport—In each of the last three years—
  - (a) How much of funds loaned to public authorities in earlier years was repaid to the Government.
  - (b) How much was refunded ahead of normal loan period, and from what authorities.
  - (c) How much of sums referred to in (b) above was—(i) paid into State Sinking Fund; and (ii) applied towards other purposes, giving the purposes to which applied.
  
2. The Hon. R. W. MAY: To ask the Honorable the Minister of Transport—Have public libraries in three cities received financial assistance; if so—(i) what are the names of the cities; (ii) what amount was granted in each case; and (iii) on what terms and conditions was the money made available.
  
- \*3. The Hon. J. M. WALTON: To ask the Honorable the Minister of Transport—
  - (a) What was the revenue, the total valuation, and the number of assessments in respect of State land tax each year since 1955.
  - (b) Are records kept of revaluations in districts or other areas; if so, what number of revaluations has been made during each of these years in each of these areas, and what areas have the highest and lowest fluctuations of—(i) tax yield; and (ii) valuations.
  - (c) If records are not kept in districts or other areas, what number of revaluations has been made during each of these years.
  - (d) How many objections to revaluations were lodged, and how many were successful.
  - (e) How and by whom are valuers appointed.
  - (f) Are the names of these valuers made available on request to the general public.
  
- \*4. The Hon. B. MACHIN: To ask the Honorable the Minister of Health—
  - (a) What amount of money has been allocated this year for the implementation of the Clean Air Act.
  - (b) Will he supply the figures from gauge readings of “fall-out” both in the metropolitan and country areas.
  - (c) What laboratory facilities have been made available to the staff administering the Clean Air Act, and what equipment has been purchased.
  - (d) Have any measurements been made of carbon monoxide concentrations on any city arterial roads at peak periods; if not, will the Minister arrange for readings to be taken and make the information available to this House.

### ORDER OF THE DAY (to take precedence):—

1. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—MOTION FOR—*Resumption of debate (Hon. A. Todd).*

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.



*Government Business.*

## ORDERS OF THE DAY:—

1. ROAD TRAFFIC (AMENDMENT) BILL—(*Hon. L. H. S. Thompson*)—Second reading.
2. NURSES (AMENDMENT) BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate* (*Hon. G. J. O'Connell*).
3. TRANSPORT REGULATION (QUALIFICATIONS OF CHAIRMAN) BILL—(*Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate* (*Hon. A. Todd*).
4. MELBOURNE AND GEELONG MORTGAGES BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate* (*Hon. S. Merrifield*).
5. FRUIT AND VEGETABLES (ROAD BARRIERS) BILL—(*Hon. G. L. Chandler*)—Second reading—*Resumption of debate* (*Hon. J. M. Walton*).
6. NATIONAL FITNESS COUNCIL OF VICTORIA BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate* (*Hon. J. W. Galbally*).

*General Business.*

## ORDERS OF THE DAY:—

- \*1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL—(*Hon. P. V. Feltham*)—Second reading.
2. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.
3. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

## CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

## SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

## No. 5.

TUESDAY, 11TH OCTOBER, 1960.

1. The President took the Chair and read the Prayer.
2. SUBORDINATE LEGISLATION COMMITTEE—LABOUR AND INDUSTRY (OFFICES AND WAREHOUSES) REGULATIONS.—The Honorable I. A. Swinburne brought up a Report from the Subordinate Legislation Committee on the Labour and Industry (Offices and Warehouses) Regulations.  
Ordered to lie on the Table.
3. MEDICAL (BLOOD TRANSFUSION) BILL.—On the motion (by leave without notice) of the Honorable E. P. Cameron, leave was given to bring in a Bill to make Provision with respect to Blood Transfusions upon Certain Children, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
4. MINISTRY OF TRANSPORT (RAILWAY OFFICERS) BILL.—On the motion (by leave without notice) of the Honorable Sir Arthur Warner, leave was given to bring in a Bill to amend Section Four of the *Ministry of Transport Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
5. STATUTE LAW REVISION BILL.—On the motion (by leave without notice) of the Honorable L. H. S. Thompson, leave was given to bring in a Bill to revise the Statute Law, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
6. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—
  - Land Settlement Act 1959—Amendment of Regulations.
  - Milk and Dairy Supervision Act 1958—Amendment of Regulations.
  - Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—Part III.—Salaries, Increments and Allowances.
  - Racing Act 1958—Amendment of Bookmakers and Bookmakers' Clerks Registration Regulations.
  - Town and Country Planning Act 1958—
    - Ocean Road Planning Scheme 1955, Shire of South Barwon, Amendment No. 1, 1959.
    - Town and Country Planning Regulations No. 11.
  - Victorian Inland Meat Authority Act 1958—Statement of Guarantee given to the Reserve Bank of Australia by the Treasurer of Victoria.
  - Workers Compensation Act 1958—Balance-sheet and Statement of Accounts of the Workers Compensation Board Fund for the year 1959-60.
7. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR.—The Order of the Day for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Governor in reply to His Excellency's Opening Speech (for Address, see page 7 *ante*), having been read—  
Debate resumed.  
The Honorable G. W. Thom moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until later this day.

8. ROAD TRAFFIC (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable J. W. Galbally moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
9. NURSES (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
10. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 5 inclusive, be postponed until later this day.
11. NATIONAL FITNESS COUNCIL OF VICTORIA BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—  
Debate resumed.  
The Honorable A. K. Bradbury moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
12. MELBOURNE AND GEELONG MORTGAGES BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—  
The Honorable S. Merrifield moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until later this day.
13. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable P. V. Feltham moved, That this Bill be now read a second time.  
The Honorable Sir Arthur Warner moved, That the debate be now adjourned.  
Debate ensued.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday, the 25th instant.
14. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR.—The Order of the Day for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Governor in reply to His Excellency's Opening Speech (for Address, see page 7 *ante*), having been read—  
Debate resumed.

And the Council having continued to sit until after Twelve of the clock—

WEDNESDAY, 12TH OCTOBER, 1960.

Debate continued.

The Honorable V. O. Dickie moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

15. ADJOURNMENT.—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

And then the Council, at twenty-two minutes past Twelve o'clock in the morning, adjourned until Tuesday next.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

MR. PRESIDENT TAKES THE CHAIR AT A QUARTER TO FIVE O'CLOCK.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 5.

TUESDAY, 18<sup>TH</sup> OCTOBER, 1960.

### *Questions.*

- \*1. The Hon. S. MERRIFIELD: To ask the Honorable the Minister of Transport—Will the Government consider the appointment of a small all-party Select Committee to inquire into the erection and disposal of flats on land made available by the Housing Commission to the Master Builders' Association for non-profit construction.
- \*2. The Hon. S. MERRIFIELD: To ask the Honorable the Minister of Transport—
- How many appeals against refusals of planning authorities to grant permits under interim development orders have been concluded by the Minister.
  - In how many cases has the Minister's decision followed the recommendations of his committee of advisers who hear appeals.
  - In how many cases have dwelling permits been granted by the Minister within areas zoned for other purposes by the planning authority.
  - In how many cases have permits been issued for buildings other than dwellings in areas zoned as "residential" or "reserved living" by the planning authority.
  - In how many cases has the Minister made a determination which overrides municipal zoning by-laws.

### ORDER OF THE DAY (*to take precedence*):—

- ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR—MOTION FOR—*Resumption of debate* (Hon. V. O. Dickie).

### *Government Business.*

#### ORDERS OF THE DAY:—

- MINISTRY OF TRANSPORT (RAILWAY OFFICERS) BILL—(Hon. Sir Arthur Warner)—Second reading.
- MEDICAL (BLOOD TRANSFUSION) BILL—(Hon. E. P. Cameron)—Second reading.
- STATUTE LAW REVISION BILL—(Hon. L. H. S. Thompson)—Second reading.
- TRANSPORT REGULATION (QUALIFICATIONS OF CHAIRMAN) BILL—(Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. A. Todd).
- MELBOURNE AND GEELONG MORTGAGES BILL—(Hon. E. P. Cameron)—Second reading—*Resumption of debate* (Hon. S. Merrifield).
- FRUIT AND VEGETABLES (ROAD BARRIERS) BILL—(Hon. G. L. Chandler)—Second reading—*Resumption of debate* (Hon. J. M. Walton).
- ROAD TRAFFIC (AMENDMENT) BILL—(Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. J. W. Galbally).
- NATIONAL FITNESS COUNCIL OF VICTORIA BILL—(Hon. E. P. Cameron)—Second reading—*Resumption of debate* (Hon. A. K. Bradbury).

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

*General Business.*

## ORDERS OF THE DAY :—

1. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.
2. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading.

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TUESDAY, 25<sup>TH</sup> OCTOBER.

*General Business.*

## ORDER OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate* (*Hon. Sir Arthur Warner*).

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

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CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

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SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.



# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 6.

WEDNESDAY, 19<sup>TH</sup> OCTOBER, 1960.

### *Questions.*

- \*1. The Hon. J. M. WALTON: To ask the Honorable the Minister of Transport—
- Are orphans still detained at Turana Boys Home in the same section as those who have committed crimes.
  - Is an eight-year-old boy being detained in this section; if so, is he guilty of any offence; if not, would the Minister take action to see that this child is detained in conditions compatible with the circumstances of his detention.
- \*2. The Hon. MURRAY BYRNE: To ask the Honorable the Minister of Transport—How many new homes have been purchased or built as a result of a Government guarantee given in accordance with the *Home Finance Act 1955* in each of the years 1955, 1956, 1957, 1958, 1959, and in the first six months of 1960.
- \*3. The Hon. G. W. THOM: To ask the Honorable the Minister of Transport—
- What was the cost to the State of Victoria of its statistical services in the three years prior to the integration of such services with the Commonwealth services in 1958.
  - What was the cost to Victoria in the two years since the integration.
  - What is the estimated financial saving (if any) to Victoria as a result of the integration.
- \*4. The Hon. R. J. HAMER: To ask the Honorable the Minister of Transport—
- How many prosecutions for breaches of trading hours under the Labour and Industry Acts were initiated against the Emmanuel Car Sales organization in each of the years 1958, 1959, and 1960 (to date).
  - In how many such cases were convictions recorded and what fines were imposed.
  - Have any further prosecutions been approved; if so, how many.
- \*5. The Hon. J. W. GALBALLY: To ask the Honorable the Minister of Transport—
- Will the Minister inform the House as to the proposed subsidization of privately-owned transport on Sundays.
  - Will the Minister include in such statement an estimate of the cost of subsidization, stating how it is arrived at, and by whom subsidies will be payable.
  - Will any such plan include provisions that awards and determinations will be strictly observed.
  - Under what statutory authority will subsidies be made.
  - Has the attention of the Minister been drawn to Section 206 of the *Railways Act 1958* which provides that no alteration in the practice of Sunday trains shall be made except by Order of the Governor in Council.
  - Does the Government propose to abandon Sunday trains as a long-range plan.
- \*6. The Hon. J. W. GALBALLY: To ask the Honorable the Minister of Transport—
- In view of the assurances given by the Government that destruction of trees was not contemplated in the building of the Arthur's Seat chair lift, will the Minister state how many trees have been destroyed and on whose instructions and/or authority the felling of the trees was carried out.
  - Will the Minister say on whose authority the wide area of devastation on the slopes of Arthur's Seat was carried out.

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

*General Business.*

## ORDERS OF THE DAY :—

1. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.
2. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading.

*Government Business.*

## ORDERS OF THE DAY :—

- \*1. THE CONSTITUTION ACT AMENDMENT (EXPENSES) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
- \*2. SUPREME COURT (ORDERS) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading.
- \*3. GIPPSLAND RAILWAY DEVIATION BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
- \*4. BARWON HEADS LANDS EXCHANGE BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading.
- \*5. HAMILTON STOCKYARDS RAILWAY CONSTRUCTION BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
- \*6. REVOCATION OF CROWN RESERVATIONS BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading.
- \*7. GEELONG HARBOR TRUST (FREEZING WORKS AGREEMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
8. FRUIT AND VEGETABLES (ROAD BARRIERS) BILL—(*Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. J. M. Walton)*.
9. NATIONAL FITNESS COUNCIL OF VICTORIA BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. A. K. Bradbury)*.
10. ROAD TRAFFIC (AMENDMENT) BILL—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
11. MELBOURNE AND GEELONG MORTGAGES BILL—(*Hon. E. P. Cameron*)—To be further considered in Committee.
12. STATUTE LAW REVISION BILL—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. L. H. S. Thompson)*.

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 TUESDAY, 25TH OCTOBER.
*Question.*

1. The Hon. S. MERRIFIELD : To ask the Honorable the Minister of Transport—
  - (a) How many appeals against refusals of planning authorities to grant permits under interim development orders have been concluded by the Minister.
  - (b) In how many cases has the Minister's decision followed the recommendations of his committee of advisers who hear appeals.
  - (c) In how many cases have dwelling permits been granted by the Minister within areas zoned for other purposes by the planning authority.
  - (d) In how many cases have permits been issued for buildings other than dwellings in areas zoned as "residential" or "reserved living" by the planning authority.
  - (e) In how many cases has the Minister made a determination which overrides municipal zoning by-laws.

*Government Business.*

## ORDERS OF THE DAY :—

1. MINISTRY OF TRANSPORT (RAILWAY OFFICERS) BILL—(*Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
2. MEDICAL (BLOOD TRANSFUSION) BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.

*General Business.*

## ORDER OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate (Hon. Sir Arthur Warner)*.

ROY S. SARAH,  
 Clerk of the Legislative Council.

G. S. McARTHUR,  
 President.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

## No. 6.

TUESDAY, 18TH OCTOBER, 1960.

1. The President took the Chair and read the Prayer.
2. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
  - Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—
    - Part I.—Appointments to the Administrative, Professional, and Technical and General Divisions.
    - Part II.—Promotions and Transfers.
    - Part III.—Salaries, Increments and Allowances (two papers).
  - Seeds Act 1958—Amendment of Regulations.
  - Soil Conservation and Land Utilization Act 1958—Soil Conservation and Land Utilization Regulations 1960.
3. ADDRESS-IN-REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR.—The Order of the Day for the resumption of the debate on the question, That the Council agree to the Address to His Excellency the Governor in reply to His Excellency's Opening Speech (for Address, see page 7 *ante*), having been read—
  - Debate resumed.
  - Question—put and resolved in the affirmative.
  - The Honorable G. L. Chandler, for the Honorable Sir Arthur Warner, moved, That the Address be presented to His Excellency the Governor by the President and such Members of the Council as may wish to accompany him.
  - Question—put and resolved in the affirmative.
4. MINISTRY OF TRANSPORT (RAILWAY OFFICERS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time. The Honorable J. W. Galbally moved, That the debate be now adjourned.
  - Question—That the debate be now adjourned—put and resolved in the affirmative.
  - Ordered—That the debate be adjourned until Tuesday next.
5. SUPREME COURT (ORDERS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend Section One hundred and eighty-six of the 'Supreme Court Act 1958'*" and desiring the concurrence of the Council therein.
  - On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
6. THE CONSTITUTION ACT AMENDMENT (EXPENSES) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend Section Sixty-six of 'The Constitution Act Amendment Act 1958'*" and desiring the concurrence of the Council therein.
  - On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
7. GIPPSLAND RAILWAY DEVIATION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to authorize the Construction of a Deviation on the Gippsland Railway*" and desiring the concurrence of the Council therein.
  - On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

8. HAMILTON STOCKYARDS RAILWAY CONSTRUCTION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to authorize the Construction of a Line of Railway to connect the Hamilton and Coleraine Railway with Stockyards at Hamilton and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
9. FRIENDLY SOCIETIES (DENTAL CLINICS) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
10. MEDICAL (BLOOD TRANSFUSION) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.
- The Honorable J. W. Galbally moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
11. STATUTE LAW REVISION BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.
- The Honorable L. H. S. Thompson moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
12. STATUTE LAW REVISION BILL.—The Honorable L. H. S. Thompson moved, by leave, That the proposals contained in this Bill be referred to the Statute Law Revision Committee for examination and report.
- Question—put and resolved in the affirmative.
13. TRANSPORT REGULATION (QUALIFICATIONS OF CHAIRMAN) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
14. MELBOURNE AND GEELONG MORTGAGES BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honorable R. W. Mack reported that the Committee had made progress in the Bill, and asked leave to sit again.
- Ordered—That the Council will, on the next day of meeting, again resolve itself into the said Committee.
15. BARWON HEADS LANDS EXCHANGE BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to provide, upon the Surrender to Her Majesty of certain Land in the Parish of Conewarre for the Reservation thereof as a Site for Public Purposes and Recreation, and for the Revocation of the Reservation of certain other Land in the said Parish reserved as a Site for Public Purposes and the Grant thereof to Trustees for the Members of the Barwon Heads Golf Club*" and desiring the concurrence of the Council therein.
- On the motion of the Honorable E. P. Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
16. REVOCATION OF CROWN RESERVATIONS BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to provide for the Revocation of the Permanent Reservations and a Crown Grant of certain Lands, and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honorable E. P. Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

17. **GEELONG HARBOR TRUST (FREEZING WORKS AGREEMENT) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to validate an Agreement between the Geelong Harbor Trust Commissioners and the Sou-West Frozen Food Packers Proprietary Limited*" and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

18. **CANCER (AMENDMENT) BILL.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.

And then the Council, at forty minutes past Nine o'clock, adjourned until to-morrow.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

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## No. 7.

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WEDNESDAY, 19<sup>TH</sup> OCTOBER, 1960.

1. The President took the Chair and read the Prayer.
2. **PAPERS.**—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk :—
  - Public Service Act 1958—Amendment of—
  - Public Service (Governor in Council) Regulations—Part IV.—Leave of Absence.
  - Public Service (Public Service Board) Regulations—
  - Part I.—Appointments to the Administrative, Professional, and Technical and General Divisions.
  - Part II.—Promotions and Transfers.
  - Part III.—Salaries, Increments and Allowances.
3. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until later this day.
4. **THE CONSTITUTION ACT AMENDMENT (EXPENSES) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable S. Merrifield moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
5. **SUPREME COURT (ORDERS) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable J. W. Galbally moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
6. **GIPPSLAND RAILWAY DEVIATION BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable G. J. O'Connell moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
7. **BARWON HEADS LANDS EXCHANGE BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.  
The Honorable S. Merrifield, for the Honorable B. Machin, moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.

8. HAMILTON STOCKYARDS RAILWAY CONSTRUCTION BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable J. M. Tripovich moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
9. REVOCATION OF CROWN RESERVATIONS BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.  
The Honorable A. Todd moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
10. GEELONG HARBOR TRUST (FREEZING WORKS AGREEMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable A. Smith moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
11. FRUIT AND VEGETABLES (ROAD BARRIERS) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—  
Debate resumed.  
The Honorable A. R. Mansell moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
12. ADJOURNMENT.—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until Tuesday next.  
Question—put and resolved in the affirmative.  
The Honorable Sir Arthur Warner moved, That the House do now adjourn.  
Debate ensued.  
Question—put and resolved in the affirmative.

And then the Council, at thirty minutes past Six o'clock, adjourned until Tuesday next.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 7.

TUESDAY, 25TH OCTOBER, 1960.

### *Question.*

1. The Hon. S. MERRIFIELD: To ask the Honorable the Minister of Transport—
  - (a) How many appeals against refusals of planning authorities to grant permits under interim development orders have been concluded by the Minister.
  - (b) In how many cases has the Minister's decision followed the recommendations of his committee of advisers who hear appeals.
  - (c) In how many cases have dwelling permits been granted by the Minister within areas zoned for other purposes by the planning authority.
  - (d) In how many cases have permits been issued for buildings other than dwellings in areas zoned as "residential" or "reserved living" by the planning authority.
  - (e) In how many cases has the Minister made a determination which overrides municipal zoning by-laws.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. FRUIT AND VEGETABLES (ROAD BARRIERS) BILL—(*Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. A. R. Mansell)*.
2. MINISTRY OF TRANSPORT (RAILWAY OFFICERS) BILL—(*Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
3. NATIONAL FITNESS COUNCIL OF VICTORIA BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. A. K. Bradbury)*.
4. ROAD TRAFFIC (AMENDMENT) BILL—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
5. MEDICAL (BLOOD TRANSFUSION) BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
6. THE CONSTITUTION ACT AMENDMENT (EXPENSES) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
7. MELBOURNE AND GEELONG MORTGAGES BILL—(*Hon. E. P. Cameron*)—To be further considered in Committee.
8. SUPREME COURT (ORDERS) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
9. GIPPSLAND RAILWAY DEVIATION BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. G. J. O'Connell)*.
10. BARWON HEADS LANDS EXCHANGE BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. B. Machin)*.
11. HAMILTON STOCKYARDS RAILWAY CONSTRUCTION BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich)*.
12. REVOCATION OF CROWN RESERVATIONS BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. A. Todd)*.
13. GEELONG HARBOR TRUST (FREEZING WORKS AGREEMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. A. Smith)*.
14. STATUTE LAW REVISION BILL—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. L. H. S. Thompson)*.



*General Business.*

## ORDERS OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate* (*Hon. Sir Arthur Warner*).
2. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.
3. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

## CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

## SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 8.

WEDNESDAY, 26TH OCTOBER, 1960.

### *Questions.*

- \*1. The Hon. I. A. SWINBURNE : To ask the Honorable the Minister of Transport—
- What was the total area planted by the Forests Commission during each of the last three financial years in—(i) softwoods ; and (ii) hardwoods.
  - Where were the plantings located, giving area of each.
  - What areas will be planted this financial year, and where.
  - What were the total royalties paid to the Forests Commission during each of the last three financial years from—(i) softwoods ; and (ii) hardwoods.
- \*2. The Hon. A. SMITH : To ask the Honorable the Minister of Transport—
- What is the cost per unit to the Railways Department of each Vigilant control system supplied for diesel locomotives.
  - What is the cost of installation of each unit.
  - Is it the intention of the Department to install units on all locomotives.
- \*3. The Hon. I. A. SWINBURNE : To ask the Honorable the Minister of Transport—
- What was the total amount charged by the Public Works Department as an oncost charge on works carried out with loan funds in each of the last three financial years.
  - What Departments or Authorities paid same, giving the amount in each case and the rate per cent. charged.
- \*4. The Hon. R. J. HAMER : To ask the Honorable the Minister of Transport—In connexion with the 1,000 acres in Melbourne stated by the Housing Commission to require slum reclamation—
- Where are the areas concerned situated, and what is the acreage of each.
  - How are the areas concerned zoned under the Master Plan and what acreage lies in each zone.
- \*5. The Hon. G. J. O'CONNELL : To ask the Honorable the Minister of Transport—Is it the intention of the Railways Department to remove the existing level crossing gates at Swan-street and Madden-grove, Burnley, and replace same with boom crossings ; if so, when.

### *General Business.*

#### NOTICE OF MOTION :—

- \*1. The Hon. P. V. FELTHAM : To move, That he have leave to bring in a Bill to amend Section Five of the *Commercial Goods Vehicles Act 1958*.

#### ORDERS OF THE DAY :—

- COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate* (*Hon. Sir Arthur Warner*).
- HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.
- PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading.

### *Government Business.*

#### ORDERS OF THE DAY :—

- WESTERN METROPOLITAN MARKET (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading.
- RACING (TROTting RACES) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading.
- STATE LIBRARY NATIONAL GALLERY NATIONAL MUSEUM AND INSTITUTE OF APPLIED SCIENCE BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading.

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

4. MEDICAL (BLOOD TRANSFUSION) BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
5. THE CONSTITUTION ACT AMENDMENT (EXPENSES) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
6. ROAD TRAFFIC (AMENDMENT) BILL—(*Hon. L. H. S. Thompson*)—To be further considered in Committee.
7. NATIONAL FITNESS COUNCIL OF VICTORIA BILL—(*Hon. E. P. Cameron*)—To be further considered in Committee.
8. GIPPSLAND RAILWAY DEVIATION BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. G. J. O'Connell)*.
9. MELBOURNE AND GEELONG MORTGAGES BILL—(*Hon. E. P. Cameron*)—To be further considered in Committee.
10. SUPREME COURT (ORDERS) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
11. BARWON HEADS LANDS EXCHANGE BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. B. Machin)*.
12. HAMILTON STOCKYARDS RAILWAY CONSTRUCTION BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich)*.
13. REVOCATION OF CROWN RESERVATIONS BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. A. Todd)*.
14. GEELONG HARBOR TRUST (FREEZING WORKS AGREEMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. A. Smith)*.
15. STATUTE LAW REVISION BILL—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. L. H. S. Thompson)*.

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## TUESDAY, 8TH NOVEMBER.

### *Government Business.*

#### NOTICE OF MOTION :—

- \*1. The Hon. SIR ARTHUR WARNER: To move, That the Council, at its rising, adjourn until to-morrow at Two o'clock.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

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## CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

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## SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

No. 8.

TUESDAY, 25<sup>TH</sup> OCTOBER, 1960.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir Arthur Warner presented a Message from His Excellency the Governor informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz :—
  - Friendly Societies (Dental Clinics) Act.*
  - Cancer (Amendment) Act.*
3. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
  - Melbourne and Metropolitan Tramways Act 1958—Report and Statement of Accounts of the Melbourne and Metropolitan Tramways Board for the year 1959–60.
  - Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—Part II.—Promotions and Transfers.
  - Teaching Service Act 1958—Amendment of Teaching Service (Classification, Salaries and Allowances) Regulations.
  - Transport Regulation Act 1958—Report of the Transport Regulation Board for the year 1959–60.
4. FRUIT AND VEGETABLES (ROAD BARRIERS) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
 

House in Committee.

The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
5. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until later this day.
6. NATIONAL FITNESS COUNCIL OF VICTORIA BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
 

House in Committee.

The President resumed the Chair ; and the Honorable R. W. Mack reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

7. **MINISTRY OF TRANSPORT (RAILWAY OFFICERS) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—  
 Debate resumed.  
 The Honorable J. W. Galbally moved, That the debate be adjourned until Tuesday next.  
 Question—put and negatived.  
 Debate on main question continued.  
 Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
 House in Committee.  
 The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
 Ordered—That the Bill be transmitted to the Assembly with a message desiring their concurrence therein.
8. **RACING (TROTGING RACES) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Section Twenty-two of the ‘ Racing Act 1958 ’*” and desiring the concurrence of the Council therein.  
 On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
9. **WESTERN METROPOLITAN MARKET (AMENDMENT) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the ‘ Western Metropolitan Market Act 1938 ’*” and desiring the concurrence of the Council therein.  
 On the motion of the Honorable G. L. Chandler, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
10. **STATE LIBRARY NATIONAL GALLERY NATIONAL MUSEUM AND INSTITUTE OF APPLIED SCIENCE BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to alter the Titles of the Public Library and the Museum of Applied Science and to consolidate and amend the Law relating thereto and to the National Gallery and the National Museum of Victoria, and for other purposes*” and desiring the concurrence of the Council therein.  
 On the motion of the Honorable G. L. Chandler, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
11. **ROAD TRAFFIC (AMENDMENT) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
 House in Committee.  
 The President resumed the Chair; and the Honorable R. W. Mack reported that the Committee had made progress in the Bill, and asked leave to sit again.  
 Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

And then the Council, at thirty-three minutes past Ten o'clock, adjourned until to-morrow.

ROY S. SARAH,  
 Clerk of the Legislative Council.

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## No. 9.

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WEDNESDAY, 26<sup>TH</sup> OCTOBER, 1960.

- The President took the Chair and read the Prayer.
- PAPERS.**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—  
 Health Act 1958—Report of the Commission of Public Health for the year 1959–60.  
 Melbourne and Metropolitan Tramways Act 1958—Notice and Statement of Proposal to abandon the Electric Tramway in Glenhuntly-road from Point Ormond to Brighton-road in the Cities of Brighton, Caulfield, and St. Kilda.

3. **COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2).**—On the motion of the Honorable P. V. Feltham, leave was given to bring in a Bill to amend Section Five of the *Commercial Goods Vehicles Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

4. **COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 1).**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—

Debate resumed.

The Honorable J. W. Galbally moved, That the debate be adjourned for fourteen days.

Debate ensued.

The Council ordered the question to be divided.

Question—That the debate be now adjourned—put and resolved in the affirmative.

The Honorable J. W. Galbally moved, That the debate be adjourned for fourteen days.

The Honorable P. V. Feltham moved, as an amendment, That the words “for fourteen days” be omitted with the view of inserting in place thereof the words “until the next day of meeting”.

Question—That the words proposed to be omitted stand part of the question—put.

The Council divided.

Ayes, 25.

The Hon. C. H. Bridgford (*Teller*),  
Murray Byrne,  
E. P. Cameron,  
G. L. Chandler,  
V. O. Dickie,  
D. G. Elliot (*Teller*),  
J. W. Galbally,  
W. R. Garrett,  
C. S. Gawith,  
T. H. Grigg,  
K. S. Gross,  
R. J. Hamer,  
B. Machin,  
R. W. Mack,  
W. P. Mair,  
S. Merrifield,  
G. J. Nicol,  
G. J. O’Connell,  
A. Smith,  
G. W. Thom,  
L. H. S. Thompson,  
A. Todd,  
J. M. Tripovich,  
J. M. Walton,  
Sir Arthur Warner.

Noes, 8.

The Hon. A. K. Bradbury,  
P. T. Byrnes,  
P. V. Feltham,  
W. O. Fulton,  
A. R. Mansell,  
R. W. May (*Teller*),  
I. A. Swinburne (*Teller*),  
D. J. Walters.

And so it was resolved in the affirmative.

Question—That the debate be adjourned for fourteen days—put and resolved in the affirmative.

5. **MOTOR CAR (INSURANCE SURCHARGE CONTINUANCE) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to continue the Imposition of a Surcharge upon Insurance Premiums paid in respect of Contracts of Insurance entered into pursuant to Part V. of the ‘Motor Car Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

6. **DRIED FRUITS (AMENDMENT) BILL.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.

7. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, General Business, Nos. 2 and 3, be postponed until the next day of meeting.

8. **WESTERN METROPOLITAN MARKET (AMENDMENT) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.

The Honorable B. Machin moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next of meeting.

9. **RACING (TROTting RACES) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.

The Honorable A. Todd moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

10. STATE LIBRARY NATIONAL GALLERY NATIONAL MUSEUM AND INSTITUTE OF APPLIED SCIENCE BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.  
The Honorable J. M. Walton moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
11. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 to 10 inclusive, be postponed until later this day.
12. BARWON HEADS LANDS EXCHANGE BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
13. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 12, be postponed until later this day.
14. REVOCATION OF CROWN RESERVATIONS BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
15. ADJOURNMENT.—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until Wednesday next.  
Question—put and resolved in the affirmative.

And then the Council, at twenty-five minutes past Ten o'clock, adjourned until Wednesday next.

ROY S. SARAH,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 9.

WEDNESDAY, 2ND NOVEMBER, 1960.

### *Questions.*

1. The Hon. I. A. SWINBURNE : To ask the Honorable the Minister of Transport—What were the total royalties paid to the Forests Commission during each of the last three financial years from—(i) softwoods ; and (ii) hardwoods.
2. The Hon. I. A. SWINBURNE : To ask the Honorable the Minister of Transport—
  - (a) What was the total amount charged by the Public Works Department as an oncost charge on works carried out with loan funds in each of the last three financial years.
  - (b) What Departments or Authorities paid same, giving the amount in each case and the rate per cent. charged.

### *General Business.*

#### ORDERS OF THE DAY :—

- \*1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(*Hon. P. V. Feltham*)—Second reading.
2. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.
3. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading.

### *Government Business.*

#### ORDERS OF THE DAY :—

- \*1. MOTOR CAR (INSURANCE SURCHARGE CONTINUANCE) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
2. MEDICAL (BLOOD TRANSFUSION) BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
3. ROAD TRAFFIC (AMENDMENT) BILL—(*Hon. L. H. S. Thompson*)—To be further considered in Committee.
4. THE CONSTITUTION ACT AMENDMENT (EXPENSES) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
5. NATIONAL FITNESS COUNCIL OF VICTORIA BILL—(*Hon. E. P. Cameron*)—To be further considered in Committee.
6. SUPREME COURT (ORDERS) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
7. GIPPSLAND RAILWAY DEVIATION BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. G. J. O'Connell)*.
8. MELBOURNE AND GEELONG MORTGAGES BILL—(*Hon. E. P. Cameron*)—To be further considered in Committee.
9. HAMILTON STOCKYARDS RAILWAY CONSTRUCTION BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich)*.
10. WESTERN METROPOLITAN MARKET (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. B. Machin)*.

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

11. GEELONG HARBOR TRUST (FREEZING WORKS AGREEMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. A. Smith).*
12. RACING (TROTTING RACES) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. A. Todd).*
13. STATE LIBRARY NATIONAL GALLERY NATIONAL MUSEUM AND INSTITUTE OF APPLIED SCIENCE BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. J. M. Walton).*
14. STATUTE LAW REVISION BILL—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. L. H. S. Thompson).*

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TUESDAY, 8TH NOVEMBER.

*Government Business.*

NOTICE OF MOTION :—

1. The Hon. SIR ARTHUR WARNER: To move, That the Council, at its rising, adjourn until to-morrow at Two o'clock.

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WEDNESDAY, 9TH NOVEMBER.

*General Business.*

ORDER OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 1)—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

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CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

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SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

## No. 10.

WEDNESDAY, 2ND NOVEMBER, 1960.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir Arthur Warner presented a Message from His Excellency the Governor, informing the Council that he had, on the 28th October last, given the Royal Assent to the undermentioned Acts presented to him by the Clerk-Assistant of the Legislative Council, for and in the absence of the Clerk of the Parliaments, viz. :—
  - Dried Fruits (Amendment) Act.*
  - Barwon Heads Lands Exchange Act.*
  - Revocation of Crown Reservations Act.*
3. CRIMES (KIDNAPPING) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act relating to the Crime of Kidnapping, and for purposes connected therewith*” and desiring the concurrence of the Council therein.  
On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
4. MILK BOARD (POWERS) BILL.—On the motion (by leave without notice) of the Honorable G. L. Chandler, leave was given to bring in a Bill to amend Section Five of the *Milk Board Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
5. HEALTH (AMENDMENT) BILL.—On the motion (by leave without notice) of the Honorable E. P. Cameron, leave was given to bring in a Bill to amend the *Health Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
6. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
  - Cancer Act 1958—Report and Financial Statements of the Anti-Cancer Council of Victoria for the year 1959–60.
  - Forests Act 1958—Report of the Forests Commission of Victoria for the year 1959–60.
  - Land Act 1958—Certificate of the Minister of Education relating to the proposed compulsory resumption of land for the purposes of a school at Gardenvale.
  - Process Servers and Inquiry Agents Act 1958—Amendment of Process Servers and Inquiry Agents Regulations 1959.
  - Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—Part III.—Salaries, Increments and Allowances (three papers).
  - Town and Country Planning Act 1958—Warragul Planning Scheme 1954, Amendment No. 1, 1960.
7. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2).—The Order of the Day for the second reading of this Bill having been read, the Honorable P. V. Feltham moved, That this Bill be now read a second time.  
The Honorable Sir Arthur Warner moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Wednesday, the 16th instant.
8. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, General Business, Nos. 2 and 3, be postponed until later this day.

9. MOTOR CAR (INSURANCE SURCHARGE CONTINUANCE) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.
- The Honorable S. Merrifield moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
10. MEDICAL (BLOOD TRANSFUSION) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The Deputy-President resumed the Chair; and the Honorable T. H. Grigg having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
- Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
11. ROAD TRAFFIC (AMENDMENT) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the Deputy-President left the Chair.
- House in Committee.
- The Deputy-President resumed the Chair; and the Honorable T. H. Grigg having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
- Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
12. THE CONSTITUTION ACT AMENDMENT (EXPENSES) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and committed to a Committee of the whole.
- House in Committee.
- The Deputy-President resumed the Chair; and the Honorable T. H. Grigg having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
13. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.
14. SUPREME COURT (ORDERS) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The Deputy-President resumed the Chair; and the Honorable T. H. Grigg having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
15. FISHERIES (CRAYFISH) BILL.—The Deputy-President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the 'Fisheries Act 1958' with respect to the Taking, Possession and Sale of Crayfish*" and desiring the concurrence of the Council therein.
- On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
16. WATTLE PARK LAND BILL.—The Deputy-President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act relating to certain Land vested in the Melbourne and Metropolitan Tramways Board in the City of Box Hill*" and desiring the concurrence of the Council therein.
- On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

17. GIPPSLAND RAILWAY DEVIATION BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy-President resumed the Chair; and the Honorable T. H. Grigg having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

18. MELBOURNE AND GEELONG MORTGAGES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the Deputy-President left the Chair.

House in Committee.

The Deputy-President resumed the Chair; and the Honorable T. H. Grigg having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

19. HAMILTON STOCKYARDS RAILWAY CONSTRUCTION BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The Deputy-President resumed the Chair; and the Honorable T. H. Grigg having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

20. ADJOURNMENT.—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable Sir Arthur Warner moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at one minute past Ten o'clock, adjourned until Tuesday next.

ROY S. SARAH,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 10.

TUESDAY, 8TH NOVEMBER, 1960.

### *Question.*

- \*1. The Hon. A. SMITH: To ask the Honorable the Minister of Transport—
- (a) Under what financial conditions is power available in Seymour to—(i) new firms; and (ii) established expanding firms.
  - (b) In what way do the conditions differ from those for new or expanding industries in the metropolitan area.
  - (c) Are compulsory loans part of the conditions of supply; if so, what are the reasons therefor.
  - (d) Does the State Electricity Commission have any policy of encouragement to decentralized country industries; if so, what concessions are available.

### *Government Business.*

#### NOTICE OF MOTION :—

1. The Hon. SIR ARTHUR WARNER: To move, That the Council, at its rising, adjourn until to-morrow at Two o'clock.

#### ORDERS OF THE DAY :—

- \*1. CRIMES (KIDNAPPING) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
- \*2. MILK BOARD (POWERS) BILL—(Hon. G. L. Chandler)—Second reading.
- \*3. HEALTH (AMENDMENT) BILL—(Hon. E. P. Cameron)—Second reading.
- \*4. WATTLE PARK LAND BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- \*5. FISHERIES (CRAYFISH) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
6. NATIONAL FITNESS COUNCIL OF VICTORIA BILL—(Hon. E. P. Cameron)—To be further considered in Committee.
7. MOTOR CAR (INSURANCE SURCHARGE CONTINUANCE) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. S. Merrifield).
8. WESTERN METROPOLITAN MARKET (AMENDMENT) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—*Resumption of debate* (Hon. B. Machin).
9. GEELONG HARBOR TRUST (FREEZING WORKS AGREEMENT) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. A. Smith).
10. RACING (TROTting RACES) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. A. Todd).
11. STATE LIBRARY NATIONAL GALLERY NATIONAL MUSEUM AND INSTITUTE OF APPLIED SCIENCE BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—*Resumption of debate* (Hon. J. M. Walton).
12. STATUTE LAW REVISION BILL—(Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. L. H. S. Thompson).

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.



*General Business.*

## ORDERS OF THE DAY :—

1. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.
2. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading.

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 WEDNESDAY, 9TH NOVEMBER.
*General Business.*

## ORDER OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 1)—(*Hon. P. V. Feltham*)—Second reading—  
*Resumption of debate (Hon. J. W. Galbally).*

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 WEDNESDAY, 16TH NOVEMBER.
*General Business.*

## ORDER OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(*Hon. P. V. Feltham*)—Second reading—  
*Resumption of debate (Hon. Sir Arthur Warner).*

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

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 CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

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 SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 11.

WEDNESDAY, 9TH NOVEMBER, 1960.

### *Question.*

- \*1. The Hon. I. A. SWINBURNE: To ask the Honorable the Minister of Transport—
- (a) How many of the 47 acres proclaimed by the Housing Commission as slum reclamation areas have been rebuilt.
  - (b) How many of the 47 acres have been cleared but rebuilding not yet started.
  - (c) Where are the cleared areas, and how long has each been cleared.
  - (d) When is it proposed that rebuilding will commence in each area.

### *General Business.*

#### ORDERS OF THE DAY:—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 1)—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
2. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.
3. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading.

### *Government Business.*

#### ORDERS OF THE DAY:—

- \*1. SURPLUS REVENUE BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
- \*2. EXPLOSIVES BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading.
3. MILK BOARD (POWERS) BILL—(*Hon. G. L. Chandler*)—Second reading.
4. WATTLE PARK LAND BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
5. FISHERIES (CRAYFISH) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading.
6. NATIONAL FITNESS COUNCIL OF VICTORIA BILL—(*Hon. E. P. Cameron*)—To be further considered in Committee.
7. MOTOR CAR (INSURANCE SURCHARGE CONTINUANCE) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
8. WESTERN METROPOLITAN MARKET (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. B. Machin)*.
9. GEELONG HARBOR TRUST (FREEZING WORKS AGREEMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. A. Smith)*.
10. RACING (TROTTER RACES) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. A. Todd)*.
11. STATE LIBRARY NATIONAL GALLERY NATIONAL MUSEUM AND INSTITUTE OF APPLIED SCIENCE BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. J. M. Walton)*.
12. HEALTH (AMENDMENT) BILL—(*Hon. E. P. Cameron*)—Second reading.
13. STATUTE LAW REVISION BILL—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. L. H. S. Thompson)*.

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

TUESDAY, 15TH NOVEMBER.

*Government Business.*

ORDER OF THE DAY :—

1. CRIMES (KIDNAPPING) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*

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WEDNESDAY, 16TH NOVEMBER.

*General Business.*

ORDER OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate (Hon. Sir Arthur Warner).*

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

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### CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

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### SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

## No. 11.

TUESDAY, 8TH NOVEMBER, 1960.

1. The President took the Chair and read the Prayer.

2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir Arthur Warner presented a Message from His Excellency the Governor, informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz. :—

*The Constitution Act Amendment (Expenses) Act.*

*Supreme Court (Orders) Act.*

*Gippsland Railway Deviation Act.*

*Hamilton Stockyards Railway Construction Act.*

3. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Country Fire Authority Act 1958—Report of the Country Fire Authority for the year 1959–60.

Electoral Provinces Act 1960—Report (Fresh Redivision) of the Commissioners appointed for the purposes of the Redivision of Electoral Provinces for the Legislative Council, together with Maps.

Land Act 1958—Certificate of the Minister of Education relating to the proposed compulsory resumption of land for the purposes of a school at Hawkesdale.

Milk and Dairy Supervision Act 1958—Regulation prescribing a Milk Depot.

Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—Part III.—Salaries, Increments and Allowances.

4. ADJOURNMENT—ALTERATION OF HOUR OF MEETING.—The Honorable Sir Arthur Warner moved, That the Council, at its rising, adjourn until to-morrow at Two o'clock.

Question—put and resolved in the affirmative.

5. ADJOURNMENT.—MOTION UNDER STANDING ORDER No. 53.—The Honorable J. W. Galbally moved, That the Council do now adjourn, and said he proposed to speak on the subject of “ The cancellation of Sunday trains and the grave inconvenience resulting therefrom to the people of Victoria ”; and six Honorable Members having risen in their places and required the motion to be proposed—

Debate ensued.

Question—put.

The Council divided.

Ayes, 9.

The Hon. D. G. Elliot,  
J. W. Galbally,  
B. Machin,  
S. Merrifield,  
G. J. O'Connell (*Teller*),  
A. Smith,  
A. Todd,  
J. M. Tripovich (*Teller*),  
J. M. Walton.

Noes, 24.

The Hon. A. K. Bradbury,  
C. H. Bridgford,  
Murray Byrne (*Teller*),  
P. T. Byrnes,  
E. P. Cameron,  
G. L. Chandler,  
V. O. Dickie,  
P. V. Feltham (*Teller*),  
W. O. Fulton,  
W. R. Garrett,  
C. S. Gawith,  
T. H. Grigg,  
K. S. Gross,  
R. J. Hamer,  
R. W. Mack,  
W. P. Mair,  
A. R. Mansell,  
R. W. May,  
G. J. Nicol,  
I. A. Swinburne,  
G. W. Thom,  
L. H. S. Thompson,  
D. J. Walters,  
Sir Arthur Warner.

And so it passed in the negative.

6. **SURPLUS REVENUE BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to apply the Surplus Revenue for the Financial Year ended on the Thirtieth day of June One thousand nine hundred and sixty*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

7. **EXPLOSIVES BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to re-enact with Amendments the Law relating to the Manufacture Transportation Storage Sale Importation and Use of Explosives and the Investigation of Explosions*” and desiring the concurrence of the Council therein.

On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

8. **NURSES (AMENDMENT) BILL.**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with an amendment and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be now taken into consideration.

And the said amendment was read and is as follows:—

Clause 6, page 3, insert the following paragraph to follow paragraph (*jc*)—

“( ) prescribing the maximum fees to be charged (whether to nurses supplied or to persons to whom nurses are supplied) by nurses’ agents for arranging the supply of nurses.”

On the motion of the Honorable E. P. Cameron, and after debate, the Council agreed to the amendment made by the Assembly and ordered the Bill to be returned to the Assembly with a Message acquainting them therewith.

9. **CRIMES (KIDNAPPING) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.

The Honorable J. W. Galbally moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

10. **ADJOURNMENT.**—The Honorable Sir Arthur Warner moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at forty-five minutes past Ten o’clock, adjourned until to-morrow.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

## No. 12.

WEDNESDAY, 9TH NOVEMBER, 1960.

1. The President took the Chair and read the Prayer.
2. TOURIST (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the ‘Tourist Act 1958’*” and desiring the concurrence of the Council therein.  
On the motion of the Honorable G. L. Chandler, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
3. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—  
Explosives Act 1958—Orders in Council relating to the Classification and Definition of Explosives (two papers).  
Police Regulation Act 1958—Amendment of Police Regulations 1957.  
Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—Part III.—Salaries, Increments and Allowances.
4. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 1).—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—  
Debate ensued.  
The Honorable D. J. Walters moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
5. STATE ELECTRICITY COMMISSION (BORROWING) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Sections Eighty-seven, Eighty-eight and Ninety-eight of the ‘State Electricity Commission Act 1958’*” and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
6. MILK AND DAIRY SUPERVISION (RESEARCH CONTRIBUTIONS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Section One hundred and four of the ‘Milk and Dairy Supervision Act 1958’*” and desiring the concurrence of the Council therein.  
On the motion of the Honorable G. L. Chandler, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
7. MINISTRY OF TRANSPORT (RAILWAY OFFICERS) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
8. POSTPONEMENT OF ORDERS OF THE DAY.—  
Ordered—That the consideration of Orders of the Day, General Business, Nos. 2 and 3, be postponed until later this day.  
Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 and 2, be postponed until later this day.
9. MILK BOARD (POWERS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.  
The Honorable A. Todd, for the Honorable A. Smith, moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
10. ADJOURNMENT.—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until Tuesday next.  
Question—put and resolved in the affirmative.

And then the Council, at four minutes past Five o'clock, adjourned until Tuesday next.

ROY S. SARAH,  
Clerk of the Legislative Council.



# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 12.

TUESDAY, 15TH NOVEMBER, 1960.

### *Government Business.*

#### ORDERS OF THE DAY :—

1. SURPLUS REVENUE BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
2. EXPLOSIVES BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading.
3. WATTLE PARK LAND BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
4. FISHERIES (CRAYFISH) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading.
- \*5. MILK AND DAIRY SUPERVISION (RESEARCH CONTRIBUTIONS) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading.
- \*6. STATE ELECTRICITY COMMISSION (BORROWING) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
- \*7. TOURIST (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading.
8. CRIMES (KIDNAPPING) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
9. NATIONAL FITNESS COUNCIL OF VICTORIA BILL—(*Hon. E. P. Cameron*)—To be further considered in Committee.
10. MOTOR CAR (INSURANCE SURCHARGE CONTINUANCE) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield).*
11. MILK BOARD (POWERS) BILL—(*Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. A. Smith).*
12. GEELONG HARBOR TRUST (FREEZING WORKS AGREEMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. A. Smith).*
13. WESTERN METROPOLITAN MARKET (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. B. Machin).*
14. RACING (TROTting RACES) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. A. Todd).*
15. STATE LIBRARY NATIONAL GALLERY NATIONAL MUSEUM AND INSTITUTE OF APPLIED SCIENCE BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. J. M. Walton).*
16. STATUTE LAW REVISION BILL—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. L. H. S. Thompson).*
17. HEALTH (AMENDMENT) BILL—(*Hon. E. P. Cameron*)—Second reading.

### *General Business.*

#### ORDERS OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 1)—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate (Hon. D. J. Walters).*
2. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.
3. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading.

\* *Notifications to which an asterisk (\*) is prefixed appear for the first time.*



WEDNESDAY, 16TH NOVEMBER.

*General Business.*

ORDER OF THE DAY:—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(*Hon. P. V. Feltham*)—Second reading—  
*Resumption of debate (Hon. Sir Arthur Warner).*

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

### CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

### SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 13.

WEDNESDAY, 16TH NOVEMBER, 1960.

### *Question.*

\*1. The Hon. S. MERRIFIELD: To ask the Honorable the Minister of Transport—What were the amounts of recoup credited to the State Revenue Accounts for the financial years 1958-59 and 1959-60, and the estimated amount for the financial year 1960-61 on account of amounts paid from Revenue in connexion with Loan Works for—

- (a) State Rivers and Water Supply Commission works;
- (b) Contributions to River Murray Commission works;
- (c) Waterworks Trusts and Local Government Authorities;
- (d) River Improvement Trusts; and
- (e) Latrobe Valley works of water supply—

the totals of which were shown prior to 1958-59 on page 4 of the Annual Estimates of Revenue and Expenditure.

### *General Business.*

#### ORDERS OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate (Hon. Sir Arthur Warner)*.
2. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 1)—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate (Hon. D. J. Walters)*.
3. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.
4. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading.

### *Government Business.*

#### NOTICES OF MOTION :—

- \*1. The Hon. SIR ARTHUR WARNER: To move, That so much of the Sessional Orders as provides that on Wednesday in each week Private Members' business shall take precedence of Government business and that no new business shall be taken after the hour of half-past Ten o'clock be suspended for the remainder of this year, and that during the remainder of this year Government business shall take precedence of all other business and new business may be taken at any hour.
- \*2. The Hon. SIR ARTHUR WARNER: To move, That so much of the Sessional Orders as provides that the hour of meeting on Thursdays shall be half-past Four o'clock be suspended during the remainder of this year, and that during the remainder of this year the Council shall meet on Thursdays at Eleven o'clock.

#### ORDERS OF THE DAY :—

- \*1. MOTOR CAR (ABOLITION OF OWNERS' CERTIFICATES) BILL—(*Hon. L. H. S. Thompson*)—Second reading.
- \*2. LOCAL GOVERNMENT (KEILOR WAVERLEY AND SPRINGVALE) BILL—(*Hon. G. L. Chandler*)—Second reading.
- \*3. BUSINESS NAMES (PUBLIC BORROWINGS) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
- \*4. SALE OF ALLOTMENTS OF LAND (AMENDMENT) BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading.
5. CRIMES (KIDNAPPING) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

6. MOTOR CAR (INSURANCE SURCHARGE CONTINUANCE) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. S. Merrifield).
7. MILK BOARD (POWERS) BILL—(Hon. G. L. Chandler)—Second reading—*Resumption of debate* (Hon. A. Smith).
8. GEELONG HARBOR TRUST (FREEZING WORKS AGREEMENT) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. A. Smith).
9. WESTERN METROPOLITAN MARKET (AMENDMENT) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—*Resumption of debate* (Hon. B. Machin).
10. RACING (TROTting RACES) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. A. Todd).
11. STATE LIBRARY NATIONAL GALLERY NATIONAL MUSEUM AND INSTITUTE OF APPLIED SCIENCE BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—*Resumption of debate* (Hon. J. M. Walton).
12. STATE ELECTRICITY COMMISSION (BORROWING) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
13. MILK AND DAIRY SUPERVISION (RESEARCH CONTRIBUTIONS) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—*Resumption of debate* (Hon. A. Todd).
14. HEALTH (AMENDMENT) BILL—(Hon. E. P. Cameron)—Second reading.
15. STATUTE LAW REVISION BILL—(Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. L. H. S. Thompson).

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## TUESDAY, 22ND NOVEMBER.

### Government Business.

#### ORDERS OF THE DAY :—

1. SURPLUS REVENUE BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. S. Merrifield).
2. EXPLOSIVES BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. J. M. Walton).
3. WATTLE PARK LAND BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. G. J. O'Connell).
4. FISHERIES (CRAYFISH) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. B. Machin).
5. TOURIST (AMENDMENT) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—*Resumption of debate* (Hon. B. Machin).

ROY S. SARAH,  
Clerk of the Legislative Council.

G. S. McARTHUR,  
President.

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## CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

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## SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

## No. 13.

TUESDAY, 15TH NOVEMBER, 1960.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir Arthur Warner presented a Message from His Excellency the Governor, informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz. :—  
*Nurses (Amendment) Act.*  
*Ministry of Transport (Railway Officers) Act.*
3. LOCAL GOVERNMENT (KEILOR WAVERLEY AND SPRINGVALE) BILL.—On the motion (by leave without notice) of the Honorable G. L. Chandler, leave was given to bring in a Bill to enable the Governor in Council to declare the Shire of Keilor the Shire of Mulgrave and the Shire of Springvale and Noble Park respectively to be Cities, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
4. SUBORDINATE LEGISLATION COMMITTEE.—The Honorable I. A. Swinburne brought up a Report from the Subordinate Legislation Committee on Regulation XXI.—Scholarships—made under the *Education Act* 1958 and the *University Act* 1958.  
 Ordered to lie on the Table.
5. MOTOR CAR (ABOLITION OF OWNERS' CERTIFICATES) BILL.—On the motion (by leave without notice) of the Honorable L. H. S. Thompson, leave was given to bring in a Bill to amend Sections Six and Ninety-three of the *Motor Car Act* 1958, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
6. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—  
*Land Act* 1958—Certificates of the Minister of Education relating to the proposed compulsory resumption of land for the purposes of schools at Avondale and Burwood (two papers.)  
*Public Service Act* 1958—Amendment of Public Service (Public Service Board) Regulations—Part III.—Salaries, Increments and Allowances.  
*Railway Act* 1958—Report of the Victorian Railways Commissioners for the year 1959–60.
7. SURPLUS REVENUE BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
 The Honorable S. Merrifield moved, That the debate be now adjourned.  
 Question—That the debate be now adjourned—put and resolved in the affirmative.  
 Ordered—That the debate be adjourned until Tuesday next.
8. EXPLOSIVES BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
 The Honorable J. M. Walton moved, That the debate be now adjourned.  
 Question—That the debate be now adjourned—put and resolved in the affirmative.  
 Ordered—That the debate be adjourned until Tuesday next.
9. WATTLE PARK LAND BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
 The Honorable G. J. O'Connell moved, That the debate be now adjourned.  
 Question—That the debate be now adjourned—put and resolved in the affirmative.  
 Ordered—That the debate be adjourned until Tuesday next.

10. FISHERIES (CRAYFISH) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable B. Machin moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
11. MILK AND DAIRY SUPERVISION (RESEARCH CONTRIBUTIONS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.  
The Honorable A. Todd moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
12. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 6, be postponed until later this day.
13. TOURIST (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.  
The Honorable B. Machin moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
14. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 8, be postponed until later this day.
15. BUSINESS NAMES (PUBLIC BORROWINGS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the ‘Business Names Act 1958’*” and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
16. SALE OF ALLOTMENTS OF LAND (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the ‘Sale of Allotments of Land Act 1958’*” and desiring the concurrence of the Council therein.  
On the motion of the Honorable E. P. Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
17. NATIONAL FITNESS COUNCIL OF VICTORIA BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the chair.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.  
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

And then the Council, at forty-four minutes past Ten o'clock, adjourned until to-morrow.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

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## No. 14.

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WEDNESDAY, 16TH NOVEMBER, 1960.

1. The President took the Chair and read the Prayer.
2. THE CONSTITUTION ACT AMENDMENT (TREATING) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act relating to Treating at Elections*” and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

3. FRUIT AND VEGETABLES (ROAD BARRIERS) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
4. TRANSPORT REGULATION (QUALIFICATIONS OF CHAIRMAN) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
5. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, General Business, No. 1, be postponed until later this day.
6. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 1).—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—  
Debate resumed.  
Question—put.  
The Council divided.

Ayes, 23.

The Hon. A. K. Bradbury (*Teller*),  
C. H. Bridgford,  
Murray Byrne,  
P. T. Byrnes,  
E. P. Cameron,  
G. L. Chandler,  
V. O. Dickie,  
P. V. Feltham,  
W. O. Fulton,  
W. R. Garrett,  
T. H. Grigg,  
K. S. Gross,  
R. J. Hamer (*Teller*),  
R. W. Mack,  
W. P. Mair,  
A. R. Mansell,  
R. W. May,  
G. J. Nicol,  
I. A. Swinburne,  
G. W. Thom,  
L. H. S. Thompson,  
D. J. Walters,  
Sir Arthur Warner.

Noes, 9.

The Hon. D. G. Elliot,  
J. W. Galbally,  
B. Machin,  
S. Merrifield,  
G. J. O'Connell,  
A. Smith,  
A. Todd (*Teller*),  
J. M. Tripovich,  
J. M. Walton (*Teller*).

And so it was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.

And the Council having continued to sit until after Twelve of the clock—

THURSDAY, 17TH NOVEMBER, 1960.

The President resumed the Chair ; and the Honorable R. W. Mack reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on Wednesday next, again resolve itself into the said Committee.

7. LOCAL GOVERNMENT (DISQUALIFICATION) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the 'Local Government Act 1958' with respect to Certain Offences and Disqualifications of Councillors and Municipal Officers, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honorable G. L. Chandler, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

8. CATTLE COMPENSATION (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act relating to Compensation Payable to Owners of Destroyed Cattle*" and desiring the concurrence of the Council therein.

On the motion of the Honorable G. L. Chandler, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

9. ADJOURNMENT.—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable Sir Arthur Warner moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at eight minutes past Twelve o'clock in the morning, adjourned until Tuesday next.

ROY S. SARAH,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 14.

TUESDAY, 22ND NOVEMBER, 1960.

### *Questions.*

1. The Hon. S. MERRIFIELD: To ask the Honorable the Minister of Transport—What were the amounts of recoup credited to the State Revenue Accounts for the financial years 1958-59 and 1959-60, and the estimated amount for the financial year 1960-61 on account of amounts paid from Revenue in connexion with Loan Works for—

- (a) State Rivers and Water Supply Commission works;
- (b) Contributions to River Murray Commission works;
- (c) Waterworks Trusts and Local Government Authorities;
- (d) River Improvement Trusts; and
- (e) Latrobe Valley works of water supply—

the totals of which were shown prior to 1958-59 on page 4 of the Annual Estimates of Revenue and Expenditure.

\*2. The Hon. J. W. GALBALLY: To ask the Honorable the Minister of Health—

- (a) How many intellectually-handicapped children are recorded in Victoria.
- (b) How many of these children require—(i) education in opportunity grades; (ii) education in special schools; and (iii) care and training by the Mental Hygiene Authority.
- (c) How many of the children requiring care and training by the Mental Hygiene Authority are in Government institutions.
- (d) How many of these children are in each institution.
- (e) What is the training programme in these institutions.
- (f) At what age does the training cease, and what programme of activities then follows.
- (g) What is the maintenance cost per child or per person per week in these institutions and what is the capital cost per bed.

\*3. The Hon. A. TODD: To ask the Honorable the Minister of Health—

- (a) How many intellectually-handicapped children or persons attend day training centres.
- (b) What training programme is undertaken.
- (c) At what age is a child admitted to such centres.
- (d) Does training cease at any particular age; if so, what programme of work then follows.
- (e) What is the cost to the Government of maintaining a child or person per week in these centres, including the cost of transport to centres.
- (f) What is the cost per head in capital expenditure by the Government in regard to these centres.

\*4. The Hon. B. MACHIN: To ask the Honorable the Minister of Health—

- (a) What amount of loan funds has been received by the Mental Hygiene Authority in each of the years 1949-50 to 1959-60.
- (b) How much money per year has been received by Victoria from the Commonwealth for mental health activities under the scheme adopted some years ago.
- (c) How much money for capital works and maintenance, respectively, has been allocated to the Mental Hygiene Authority from Tattersall Consultations since their establishment in Victoria.

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.



## Government Business.

## NOTICES OF MOTION :—

1. The Hon. SIR ARTHUR WARNER: To move, That so much of the Sessional Orders as provides that on Wednesday in each week Private Members' business shall take precedence of Government business and that no new business shall be taken after the hour of half-past Ten o'clock be suspended for the remainder of this year, and that during the remainder of this year Government business shall take precedence of all other business and new business may be taken at any hour.
2. The Hon. SIR ARTHUR WARNER: To move, That so much of the Sessional Orders as provides that the hour of meeting on Thursdays shall be half-past Four o'clock be suspended during the remainder of this year, and that during the remainder of this year the Council shall meet on Thursdays at Eleven o'clock.

## ORDERS OF THE DAY :—

1. MOTOR CAR (INSURANCE SURCHARGE CONTINUANCE) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
2. MOTOR CAR (ABOLITION OF OWNERS' CERTIFICATES) BILL—(*Hon. L. H. S. Thompson*)—Second reading.
3. LOCAL GOVERNMENT (KEILOR WAVERLEY AND SPRINGVALE) BILL—(*Hon. G. L. Chandler*)—Second reading.
4. BUSINESS NAMES (PUBLIC BORROWINGS) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
5. SALE OF ALLOTMENTS OF LAND (AMENDMENT) BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading.
- \*6. LOCAL GOVERNMENT (DISQUALIFICATION) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading.
- \*7. THE CONSTITUTION ACT AMENDMENT (TREATING) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
8. HEALTH (AMENDMENT) BILL—(*Hon. E. P. Cameron*)—Second reading.
- \*9. CATTLE COMPENSATION (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading.
10. CRIMES (KIDNAPPING) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
11. MILK BOARD (POWERS) BILL—(*Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. A. Smith)*.
12. GEELONG HARBOR TRUST (FREEZING WORKS AGREEMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. A. Smith)*.
13. WESTERN METROPOLITAN MARKET (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. B. Machin)*.
14. RACING (TROTTING RACES) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. A. Todd)*.
15. STATE LIBRARY NATIONAL GALLERY NATIONAL MUSEUM AND INSTITUTE OF APPLIED SCIENCE BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. J. M. Walton)*.
16. STATE ELECTRICITY COMMISSION (BORROWING) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
17. MILK AND DAIRY SUPERVISION (RESEARCH CONTRIBUTIONS) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. A. Todd)*.
18. SURPLUS REVENUE BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
19. EXPLOSIVES BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. M. Walton)*.
20. TOURIST (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. B. Machin)*.
21. FISHERIES (CRAYFISH) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. B. Machin)*.
22. WATTLE PARK LAND BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. G. J. O'Connell)*.
23. STATUTE LAW REVISION BILL—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. L. H. S. Thompson)*.

*General Business.*

## ORDERS OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate (Hon. Sir Arthur Warner)*.
2. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.
3. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading.

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 WEDNESDAY, 23<sup>RD</sup> NOVEMBER.
*General Business.*

## ORDER OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 1)—(*Hon. P. V. Feltham*)—To be further considered in Committee.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

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 CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

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 SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 15.

WEDNESDAY, 23RD NOVEMBER, 1960.

### *Questions.*

\*1. The Hon. A. TODD: To ask the Honorable the Minister of Health—

- (a) What plans has the Government for the reception and training of intellectually-handicapped children in the event of an emergency occurring which precludes their living at home.
- (b) What are the plans for the training of these children in the event of their permanent transfer to a Government institution.
- (c) What are the ratios of trained teachers and/or instructors to intellectually-handicapped children in such Government institutions and in day-training centres, respectively.
- (d) Where is the nearest Government residential accommodation for intellectually-handicapped children living in the south-eastern suburbs.
- (e) Is any intellectually-handicapped child or person guaranteed accommodation at a Government institution reasonably close to his home.
- (f) What is the extent of overcrowding in existing departmental institutions, and when is it expected that this overcrowding will be overcome.
- (g) Is there any delay in obtaining admittance to Government institutions; if so, what is the delay, and what is its cause.

\*2. The Hon. MURRAY BYRNE: To ask the Honorable the Minister of Transport—

- (a) Does the State Savings Bank of Victoria lend on Residence Area Titles.
- (b) In the event of the Bank lending on Residence Area Titles, are there any restrictions, and what are the restrictions.
- (c) In the event of the Bank not lending on Residence Area Titles, what are the reasons for not lending and, in view of the fact that the Commonwealth Savings Bank, Trading Banks, and Co-operative Housing Societies are prepared to lend on Residence Area Titles, is the Bank prepared to investigate the possibility of giving similar assistance to people with such Titles.

\*3. The Hon. P. T. BYRNES: To ask the Honorable the Minister of Transport—

- (a) How many Agricultural College leases, or leases on land formerly controlled by the Agricultural Colleges Council, were in operation on 30th June, 1950.
- (b) How many of these leases have been converted to freehold titles.
- (c) How many of these leases are still in operation, and when do they expire.

\*4. The Hon. J. W. GALBALLY: To ask the Honorable the Minister of Transport—

- (a) Will the Minister investigate Terriwire (Australia) of Stubbs-street, Kensington, and its successor, Monaghan Pty. Ltd.
- (b) Is the firm and/or company registered with the Department of Labour and Industry as chainwire manufacturers.
- (c) How many times has the ownership of the firm changed in the preceding six months.
- (d) How many chainwire machines have been sold by the firm and/or company for approximately £325 each in the preceding six months.
- (e) Has the attention of the Minister been drawn to press and radio advertisements assuring buyers of chainwire machines that £40 per week can be made in their spare time, and that contracts for £1,000 worth of chainwire will be supplied on the request of any buyer.
- (f) Will the Minister investigate complaints that buyers of the machines have not been able to receive any supplies of wire whatsoever from Terriwire, and that the suppliers decline to take the machines back or make any financial adjustment.

\* *Notifications to which an asterisk (\*) is prefixed appear for the first time.*

- \*5. The Hon. I. A. SWINBURNE: To ask the Honorable the Minister of Transport—
- (a) Who are the members of the Alpine Advisory Committee.
  - (b) Whom do they represent on such Committee.
  - (c) What are the functions of the Committee.
- \*6. The Hon. MURRAY BYRNE: To ask the Honorable the Minister of Transport—
- (a) What is the cost to the Victorian Railways of the rail tankers recently purchased for the cartage of tallow in bulk.
  - (b) What is the cost of the equipment installed recently by the Railways to handle bulk tallow.
  - (c) What are the freight charges for the cartage of bulk tallow from Ballarat to Melbourne and from Wangaratta to Melbourne.
  - (d) What is the profit or loss per ton on the freight charges of bulk tallow from Ballarat to Melbourne and from Wangaratta to Melbourne.

*Government Business.*

ORDERS OF THE DAY:—

- \*1. AUDIT (AMENDMENT) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- \*2. COUNTRY FIRE AUTHORITY (SAWMILL BURNERS) BILL—(Hon. L. H. S. Thompson)—Second reading.
- \*3. CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- \*4. MARKETING OF PRIMARY PRODUCTS (MEMBERS) BILL—(Hon. G. L. Chandler)—Second reading.
- \*5. STATE FORESTS LOAN APPLICATION BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- \*6. SUPERANNUATION (ADDITIONS TO PENSIONS) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
- \*7. TRUSTEE COMPANIES (AMALGAMATION) BILL—(from Assembly—Hon. Sir Arthur Warner)—First reading.
8. WESTERN METROPOLITAN MARKET (AMENDMENT) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—*Resumption of debate* (Hon. B. Machin).
9. RACING (TROTTING RACES) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. A. Todd).
10. SURPLUS REVENUE BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. S. Merrifield).
11. STATE LIBRARY NATIONAL GALLERY NATIONAL MUSEUM AND INSTITUTE OF APPLIED SCIENCE BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—*Resumption of debate* (Hon. J. M. Walton).
12. EXPLOSIVES BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. J. M. Walton).
13. MILK AND DAIRY SUPERVISION (RESEARCH CONTRIBUTIONS) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—*Resumption of debate* (Hon. A. Todd).
14. FISHERIES (CRAYFISH) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. B. Machin).
15. TOURIST (AMENDMENT) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—*Resumption of debate* (Hon. B. Machin).
16. WATTLE PARK LAND BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. G. J. O'Connell).
17. CRIMES (KIDNAPPING) BILL—(from Assembly—Hon. L. H. S. Thompson)—To be further considered in Committee.
18. STATUTE LAW REVISION BILL—(Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. L. H. S. Thompson).

*General Business.*

NOTICE OF MOTION:—

- \*1. The Hon. J. W. GALBALLY: To move, That the Legislative Council disapprove the fresh redivision of the boundaries of Electoral Provinces for the Legislative Council in a part of Victoria as proposed by the Commissioners appointed under the *Electoral Provinces Act 1960* in their Report and Maps laid before both Houses of Parliament on the 8th day of November, 1960.

## ORDERS OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 1)—(*Hon. P. V. Feltham*)—To be further considered in Committee.
2. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate* (*Hon. Sir Arthur Warner*).
3. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.
4. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading.

## TUESDAY, 29TH NOVEMBER.

*Government Business.*

## ORDERS OF THE DAY :—

1. MOTOR CAR (ABOLITION OF OWNERS' CERTIFICATES) BILL—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate* (*Hon. J. W. Galbally*).
2. LOCAL GOVERNMENT (KEILOR WAVERLEY AND SPRINGVALE) BILL—(*Hon. G. L. Chandler*)—Second reading—*Resumption of debate* (*Hon. G. J. O'Connell*).
3. HEALTH (AMENDMENT) BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate* (*Hon. J. M. Walton*).
4. BUSINESS NAMES (PUBLIC BORROWINGS) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate* (*Hon. J. W. Galbally*).
5. SALE OF ALLOTMENTS OF LAND (AMENDMENT) BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading—*Resumption of debate* (*Hon. S. Merrifield*).
6. STATE ELECTRICITY COMMISSION (BORROWING) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate* (*Hon. S. Merrifield*).
7. LOCAL GOVERNMENT (DISQUALIFICATION) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate* (*Hon. A. Todd*).
8. THE CONSTITUTION ACT AMENDMENT (TREATING) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate* (*Hon. J. W. Galbally*).
9. CATTLE COMPENSATION (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate* (*Hon. A. Smith*).

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

## CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

## SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 16.

THURSDAY, 24TH NOVEMBER, 1960.

### *Question.*

- \*1. The Hon. A. K. BRADBURY: To ask the Honorable the Minister of Agriculture—
- How many dairy herds have been tested for tuberculosis in each of the last ten years.
  - How many dairy cattle have been tested for tuberculosis in each of the last ten years.
  - How many dairy cattle have been found to re-act to tuberculin-testing in each of the last ten years.
  - How many dairy herds are yet to be tested for tuberculosis.
  - When is it anticipated that all dairy herds will be tuberculin-tested.
  - How many cattle have been condemned during each of the last ten years for diseases other than tuberculosis, and for what diseases.

### *Government Business.*

#### ORDERS OF THE DAY :—

- LABOUR AND INDUSTRY (BUTCHERS' SHOPS) BILL—(from Assembly—Hon. E. P. Cameron)—Second reading.
- GEELONG AND COLAC RAILWAY (DEVIATION) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- WATER SUPPLY LOAN APPLICATION BILL—(from Assembly—Hon. E. P. Cameron)—Second reading.
- TRUSTEE COMPANIES (AMALGAMATION) BILL—(from Assembly—Hon. Sir Arthur Warner)—First reading.
- STATE LIBRARY NATIONAL GALLERY NATIONAL MUSEUM AND INSTITUTE OF APPLIED SCIENCE BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—Resumption of debate (Hon. J. M. Walton).
- EXPLOSIVES BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—Resumption of debate (Hon. J. M. Walton).
- MILK AND DAIRY SUPERVISION (RESEARCH CONTRIBUTIONS) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—Resumption of debate (Hon. A. Todd).
- FISHERIES (CRAYFISH) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—Resumption of debate (Hon. B. Machin).
- TOURIST (AMENDMENT) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—Resumption of debate (Hon. B. Machin).
- STATUTE LAW REVISION BILL—(Hon. L. H. S. Thompson)—Second reading—Resumption of debate (Hon. L. H. S. Thompson).
- CRIMES (KIDNAPPING) BILL—(from Assembly—Hon. L. H. S. Thompson)—To be further considered in Committee.

### *General Business.*

#### NOTICE OF MOTION :—

- The Hon. J. W. GALBALLY: To move, That the Legislative Council disapprove the fresh redivision of the boundaries of Electoral Provinces for the Legislative Council in a part of Victoria as proposed by the Commissioners appointed under the *Electoral Provinces Act 1960* in their Report and Maps laid before both Houses of Parliament on the 8th day of November, 1960.

#### ORDERS OF THE DAY :—

- COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(Hon. P. V. Feltham)—Second reading—Resumption of debate (Hon. Sir Arthur Warner).
- HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(Hon. J. W. Galbally)—Second reading.
- PUBLIC AND RECREATIONAL LANDS BILL—(Hon. J. W. Galbally)—Second reading.

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

TUESDAY, 29<sup>TH</sup> NOVEMBER.*Government Business.*

## ORDERS OF THE DAY :—

1. MOTOR CAR (ABOLITION OF OWNERS' CERTIFICATES) BILL—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
2. LOCAL GOVERNMENT (KEILOR WAVERLEY AND SPRINGVALE) BILL—(*Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. G. J. O'Connell).*
3. HEALTH (AMENDMENT) BILL—(*Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. J. M. Walton).*
4. BUSINESS NAMES (PUBLIC BORROWINGS) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
5. SALE OF ALLOTMENTS OF LAND (AMENDMENT) BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. S. Merrifield).*
6. STATE ELECTRICITY COMMISSION (BORROWING) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield).*
7. LOCAL GOVERNMENT (DISQUALIFICATION) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. A. Todd).*
8. THE CONSTITUTION ACT AMENDMENT (TREATING) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
9. CATTLE COMPENSATION (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. A. Smith).*
10. COUNTRY FIRE AUTHORITY (SAWMILL BURNERS) BILL—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. A. Todd).*
11. MARKETING OF PRIMARY PRODUCTS (MEMBERS) BILL—(*Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. A. Smith).*
12. AUDIT (AMENDMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield).*
13. STATE FORESTS LOAN APPLICATION BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. A. Smith).*
14. SUPERANNUATION (ADDITIONS TO PENSIONS) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. D. G. Elliot).*
15. CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. G. J. O'Connell).*

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

## CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

## SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

## No. 15.

TUESDAY, 22ND NOVEMBER, 1960.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir Arthur Warner presented a Message from His Excellency the Governor, informing the Council that he had, this day, given the Royal Assent to the undermentioned Acts presented to him by the Clerk of the Parliaments, viz. :—  
*Fruit and Vegetables (Road Barriers) Act.*  
*Transport Regulation (Qualifications of Chairman) Act.*
3. MARKETING OF PRIMARY PRODUCTS (MEMBERS) BILL.—On the motion (by leave without notice) of the Honorable G. L. Chandler, leave was given to bring in a Bill to amend Section Eleven of the *Marketing of Primary Products Act 1958* and for other purposes, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
4. COUNTRY FIRE AUTHORITY (SAWMILL BURNERS) BILL.—On the motion (by leave without notice) of the Honorable L. H. S. Thompson, leave was given to bring in a Bill to amend Section Forty of the *Country Fire Authority Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
5. STATUTE LAW REVISION COMMITTEE—STATUTE LAW REVISION BILL.—The Honorable P. T. Byrnes brought up a Report from the Statute Law Revision Committee upon the proposals contained in the Statute Law Revision Bill, together with Minutes of Evidence.  
Ordered to lie on the Table and the Report to be printed.
6. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—  
Children's Welfare Act 1958—Report of the Director of Children's Welfare for the year 1959.  
Companies Act 1958—Amendment of Companies (Fees) Regulations 1960.  
Country Fire Authority Act 1958—Country Fire Authority Groups of Brigades Regulations 1960.  
Motor Car Act 1958—Amendment of Motor Car Regulations 1952.  
Police Regulation Act 1958—  
Amendment of Police Regulations 1957.  
Determinations Nos. 85 and 86 of the Police Classification Board (two papers).  
Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—Part III.—Salaries, Increments and Allowances (three papers).  
State Development Act 1958—Report of the State Development Committee on the Fishing Industry in Victoria.
7. ALTERATION OF SESSIONAL ORDERS.—The Honorable Sir Arthur Warner moved, That so much of the Sessional Orders as provides that on Wednesday in each week Private Members' business shall take precedence of Government business and that no new business shall be taken after the hour of half-past Ten o'clock be suspended for the remainder of this year, and that during the remainder of this year Government business shall take precedence of all other business and new business may be taken at any hour.  
Debate ensued.  
Question—put and resolved in the affirmative.  
The Hon. Sir Arthur Warner moved, That so much of the Sessional Orders as provides that the hour of meeting on Thursdays shall be half-past Four o'clock be suspended during the remainder of this year, and that during the remainder of this year the Council shall meet on Thursdays at Eleven o'clock.  
Debate ensued.  
Question—put and resolved in the affirmative.



8. MOTOR CAR (INSURANCE SURCHARGE CONTINUANCE) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read, and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

9. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3, be postponed until later this day.

10. BUSINESS NAMES (PUBLIC BORROWINGS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.

The Honorable A. Todd, for the Honorable J. W. Galbally, moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

11. MOTOR CAR (ABOLITION OF OWNERS' CERTIFICATES) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.

The Honorable J. W. Galbally moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

12. AUDIT (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the 'Audit Act 1958', the 'Public Account Act 1958', and Section Thirty-six of the 'Superannuation Act 1958'*" and desiring the concurrence of the Council therein.

On the motion of the Honorable G. L. Chandler, for the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

13. LOCAL GOVERNMENT (KEILOR WAVERLEY AND SPRINGVALE) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.

The Honorable G. J. O'Connell moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

14. SALE OF ALLOTMENTS OF LAND (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.

The Honorable S. Merrifield moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

15. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 to 8 inclusive, be postponed until later this day.

16. CATTLE COMPENSATION (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.

The Honorable A. Smith moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

17. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 10, be postponed until later this day.

18. MILK BOARD (POWERS) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

19. **THE CONSTITUTION ACT AMENDMENT (TREATING) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable J. W. Galbally moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
20. **HEALTH (AMENDMENT) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.  
The Honorable J. M. Walton moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
21. **CRIMES (KIDNAPPING) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack reported that the Committee had made progress in the Bill, and asked leave to sit again.  
Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.
22. **GEELONG HARBOR TRUST (FREEZING WORKS AGREEMENT) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
23. **LOCAL GOVERNMENT (DISQUALIFICATION) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.  
The Honorable A. Todd moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
24. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 13 to 15 inclusive, be postponed until later this day.
25. **STATE ELECTRICITY COMMISSION (BORROWING) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable S. Merrifield moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
26. **CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend Section Seventy-five of the 'Co-operative Housing Societies Act 1958'*" and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
27. **TRUSTEE COMPANIES (AMALGAMATION) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to facilitate the Amalgamation of Certain Trustee Companies and for other purposes*" and desiring the concurrence of the Council therein.  
Bill ruled to be a Private Bill.  
The Honorable Sir Arthur Warner moved, That this Bill be dealt with as a Public Bill except in relation to the payment of fees.  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be read a first time on the next day of meeting.

28. SUPERANNUATION (ADDITIONS TO PENSIONS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to provide for the Making of Additions to the Pensions payable under the ‘Superannuation Act 1958’ to certain Pensioners to whom Pensions became payable as from dates before the First Day of January One Thousand Nine Hundred and Fifty-six and to the Widows of such Pensioners and to the Widows of Certain Persons who died before that Date*” and desiring the concurrence of the Council therein.

On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

29. STATE FORESTS LOAN APPLICATION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to sanction the Issue and Application of Loan Money for Works and other Purposes relating to State Forests*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

And then the Council, at twenty-eight minutes past Eleven o’clock, adjourned until to-morrow.

ROY S. SARAH,  
Clerk of the Legislative Council.

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## No. 16.

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WEDNESDAY, 23<sup>RD</sup> NOVEMBER, 1960.

1. The President took the Chair and read the Prayer.
2. PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE GOVERNOR.—The President reported that, accompanied by Honorable Members, he had this day, waited upon His Excellency the Governor and had presented to him the Address of the Legislative Council, adopted on the 18th October last, in reply to His Excellency’s Opening Speech, and that His Excellency had been pleased to make the following reply:—

MR. PRESIDENT AND HONORABLE MEMBERS OF THE LEGISLATIVE COUNCIL :

In the name and on behalf of Her Majesty the Queen I thank you for your expressions of loyalty to Our Most Gracious Sovereign contained in the Address you have just presented to me.

I fully rely on your wisdom in deliberating upon the important measures to be brought under your consideration, and I earnestly hope that the results of your labours will be conducive to the advancement and prosperity of this State.

3. LABOUR AND INDUSTRY (BUTCHERS’ SHOPS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Section Eighty-one of the ‘Labour and Industry Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honorable E. P. Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

4. PAPER.—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:—

Agricultural Colleges Act 1958—Amendment of Regulations.

5. POSTPONEMENT OF ORDERS OF THE DAY.—The Honorable J. W. Galbally moved, That the consideration of the Orders of the Day, Government Business, be postponed until after the Notice of Motion, General Business.

Debate ensued.

Motion, by leave, withdrawn.

6. AUDIT (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.

The Honorable S. Merrifield moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

7. COUNTRY FIRE AUTHORITY (SAWMILL BURNERS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable A. Todd moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
8. CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable G. J. O'Connell moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
9. MARKETING OF PRIMARY PRODUCTS (MEMBERS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.  
The Honorable G. J. O'Connell, for the Honorable A. Smith, moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
10. STATE FORESTS LOAN APPLICATION BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.  
The Honorable G. J. O'Connell, for the Honorable A. Smith, moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
11. SUPERANNUATION (ADDITIONS TO PENSIONS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable D. G. Elliot moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
12. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 7, be postponed until later this day.
13. WESTERN METROPOLITAN MARKET (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable T. H. Grigg having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
14. POSTPONEMENT OF ORDERS OF THE DAY AND NOTICE OF MOTION.—Ordered—That the consideration of the remaining Orders of the Day, Government Business, and the Notice of Motion, General Business, be postponed until later this day.
15. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 1).—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report.  
The Honorable P. V. Feltham moved, That the Bill be now read a third time.  
The President declined to put the question, as the amendment made by the Committee of the whole had destroyed the Bill.

16. RACING (TROTTING RACES) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

17. WATTLE PARK LAND BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

18. SURPLUS REVENUE BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

19. WATER SUPPLY LOAN APPLICATION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to sanction the Issue and Application of Loan Money for Works and other Purposes relating to Irrigation Water Supply Drainage Sewerage Flood Protection and River Improvement, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honorable E. P. Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

20. GEELONG AND COLAC RAILWAY (DEVIATION) BILL.—The Prssident announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to authorize the Construction of a Deviation on the Geelong and Colac Railway*" and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

And then the Council, at fourteen minutes past Eleven o'clock, adjourned until to-morrow.

ROY S. SARAH,  
Clerk of the Legislative Council.

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## No. 17.

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THURSDAY, 24<sup>TH</sup> NOVEMBER, 1960.

1. The President took the Chair and read the Prayer.

2. PUBLIC WORKS LOAN APPLICATION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to sanction the Issue and Application of Loan Money for Public Works and other Purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

3. **COAL MINES (PENSIONS) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to increase the Rates of Pensions payable under the 'Coal Mines Act 1958', and to make Provision with respect to further Variation thereof*" and desiring the concurrence of the Council therein.
- On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
4. **LABOUR AND INDUSTRY (BUTCHERS' SHOPS) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time. The Honorable S. Merrifield, for the Honorable J. M. Tripovich, moved, That the debate be now adjourned. Question—That the debate be now adjourned—put and resolved in the affirmative. Ordered—That the debate be adjourned until Tuesday next.
5. **GEELONG AND COLAC RAILWAY (DEVIATION) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time. The Honorable G. J. O'Connell moved, That the debate be now adjourned. Debate ensued. Question—That the debate be now adjourned—put and resolved in the affirmative. Ordered—That the debate be adjourned until later this day.
6. **WATER SUPPLY LOAN APPLICATION BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time. The Honorable J. M. Tripovich moved, That the debate be now adjourned. Question—That the debate be now adjourned—put and resolved in the affirmative. Ordered—That the debate be adjourned until Tuesday next.
7. **TRUSTEE COMPANIES (AMALGAMATION) BILL.**—The Order of the Day for the first reading of this Bill having been read, the Honorable Sir Arthur Warner produced a receipt showing that the sum of £20 had been paid into the Treasury for the public uses of the State to meet the expenses of the Bill and moved, That this Bill be now read a first time. Question—put and resolved in the affirmative.—Bill read a first time and ordered to be printed. The Honorable Sir Arthur Warner moved, by leave, That this Bill be now read a second time. The Honorable J. M. Tripovich, for the Honorable J. W. Galbally, moved, That the debate be now adjourned. Question—That the debate be now adjourned—put and resolved in the affirmative. Ordered—That the debate be adjourned until Tuesday next.
8. **STATE LIBRARY NATIONAL GALLERY NATIONAL MUSEUM AND INSTITUTE OF APPLIED SCIENCE BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole. House in Committee. The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed. Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.
9. **EXPLOSIVES BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole. House in Committee. The President resumed the Chair; and the Honorable R. W. Mack reported that the Committee had made progress in the Bill, and asked leave to sit again. Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.
10. **NAVIGABLE WATERS (OIL POLLUTION) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act relating to the Prevention of the Pollution of Navigable Waters by Oil, and for purposes connected therewith*" and desiring the concurrence of the Council therein. On the motion of the Honorable G. L. Chandler, for the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

11. PAPER.—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:—  
State Electricity Commission Act 1958—Report of the State Electricity Commission for the year 1959–60.
12. MILK AND DAIRY SUPERVISION (RESEARCH CONTRIBUTIONS) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
13. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 8, be postponed until later this day.
14. TOURIST (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
15. FISHERIES (CRAYFISH) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable A. Smith having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
16. BUILDING SOCIETIES (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the 'Building Societies Act 1958'*" and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

And then the Council, at four minutes past Five o'clock, adjourned until Tuesday next.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 17.

TUESDAY, 29<sup>TH</sup> NOVEMBER, 1960.

### *Questions.*

1. The Hon. A. K. BRADBURY: To ask the Honorable the Minister of Agriculture—
  - (a) How many dairy herds have been tested for tuberculosis in each of the last ten years.
  - (b) How many dairy cattle have been tested for tuberculosis in each of the last ten years.
  - (c) How many dairy cattle have been found to re-act to tuberculin-testing in each of the last ten years.
  - (d) How many dairy herds are yet to be tested for tuberculosis.
  - (e) When is it anticipated that all dairy herds will be tuberculin-tested.
  - (f) How many cattle have been condemned during each of the last ten years for diseases other than tuberculosis, and for what diseases.
- \*2. The Hon. A. TODD: To ask the Honorable the Minister of Transport—How many delinquent children are at present inmates of the following institutions :—(i) Turana ; (ii) Winlaton ; (iii) Morning Star ; and (iv) the Salvation Army Home, Bayswater.

### *Government Business.*

#### NOTICE OF MOTION :—

- \*1. The Hon. SIR ARTHUR WARNER: To move, That so much of the Sessional Orders as provides that the hour of meeting on Wednesdays shall be half-past Four o'clock be suspended during the remainder of this year, and that during the remainder of this year the Council shall meet on Wednesdays at Two o'clock.

#### ORDERS OF THE DAY :—

- \*1. PUBLIC WORKS LOAN APPLICATION BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- \*2. COAL MINES (PENSIONS) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- \*3. NAVIGABLE WATERS (OIL POLLUTION) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- \*4. BUILDING SOCIETIES (AMENDMENT) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
5. MOTOR CAR (ABOLITION OF OWNERS' CERTIFICATES) BILL—(Hon. L. H. S. Thompson)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
6. LOCAL GOVERNMENT (KEILOR WAVERLEY AND SPRINGVALE) BILL—(Hon. G. L. Chandler)—Second reading—*Resumption of debate (Hon. G. J. O'Connell).*
7. COUNTRY FIRE AUTHORITY (SAWMILL BURNERS) BILL—(Hon. L. H. S. Thompson)—Second reading—*Resumption of debate (Hon. A. Todd).*
8. MARKETING OF PRIMARY PRODUCTS (MEMBERS) BILL—(Hon. G. L. Chandler)—Second reading—*Resumption of debate (Hon. A. Smith).*
9. STATUTE LAW REVISION BILL—(Hon. L. H. S. Thompson)—Second reading—*Resumption of debate (Hon. L. H. S. Thompson).*
10. HEALTH (AMENDMENT) BILL—(Hon. E. P. Cameron)—Second reading—*Resumption of debate (Hon. J. M. Walton).*
11. AUDIT (AMENDMENT) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate (Hon. S. Merrifield).*
12. LOCAL GOVERNMENT (DISQUALIFICATION) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—*Resumption of debate (Hon. A. Todd).*
13. STATE ELECTRICITY COMMISSION (BORROWING) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate (Hon. S. Merrifield).*
14. SALE OF ALLOTMENTS OF LAND (AMENDMENT) BILL—(from Assembly—Hon. E. P. Cameron)—Second reading—*Resumption of debate (Hon. S. Merrifield).*

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.



15. CATTLE COMPENSATION (AMENDMENT) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—*Resumption of debate (Hon. A. Smith).*
16. THE CONSTITUTION ACT AMENDMENT (TREATING) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
17. STATE FORESTS LOAN APPLICATION BILL—(from Assembly—Hon. E. P. Cameron)—Second reading—*Resumption of debate (Hon. A. Smith).*
18. BUSINESS NAMES (PUBLIC BORROWINGS) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
19. SUPERANNUATION (ADDITIONS TO PENSIONS) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—*Resumption of debate (Hon. D. G. Elliot).*
20. CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate (Hon. G. J. O'Connell).*
21. LABOUR AND INDUSTRY (BUTCHERS' SHOPS) BILL—(from Assembly—Hon. E. P. Cameron)—Second reading—*Resumption of debate (Hon. J. M. Tripovich).*
22. EXPLOSIVES BILL—(from Assembly—Hon. L. H. S. Thompson)—To be further considered in Committee.
23. GEELONG AND COLAC RAILWAY (DEVIATION) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate (Hon. G. J. O'Connell).*
24. WATER SUPPLY LOAN APPLICATION BILL—(from Assembly—Hon. E. P. Cameron)—Second reading—*Resumption of debate (Hon. J. M. Tripovich).*
25. TRUSTEE COMPANIES (AMALGAMATION) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
26. CRIMES (KIDNAPPING) BILL—(from Assembly—Hon. L. H. S. Thompson)—To be further considered in Committee.

#### General Business.

##### NOTICE OF MOTION :—

1. The Hon. J. W. GALBALLY : To move, That the Legislative Council disapprove the fresh redivision of the boundaries of Electoral Provinces for the Legislative Council in a part of Victoria as proposed by the Commissioners appointed under the *Electoral Provinces Act 1960* in their Report and Maps laid before both Houses of Parliament on the 8th day of November, 1960.

##### ORDERS OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(Hon. P. V. Feltham)—Second reading—*Resumption of debate (Hon. Sir Arthur Warner).*
2. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(Hon. J. W. Galbally)—Second reading.
3. PUBLIC AND RECREATIONAL LANDS BILL—(Hon. J. W. Galbally)—Second reading.

ROY S. SARAH,  
Clerk of the Legislative Council.

G. S. McARTHUR,  
President.

## CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

## SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 18.

WEDNESDAY, 30TH NOVEMBER, 1960.

### *Government Business.*

#### ORDERS OF THE DAY :—

- \*1. POLICE REGULATION (PENSIONS) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
- \*2. UNIVERSITY COLLEGES LANDS BILL—(from Assembly—Hon. E. P. Cameron)—Second reading.
- \*3. RAILWAY LOAN APPLICATION BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- \*4. SEWERAGE DISTRICTS (AMENDMENT) BILL—(from Assembly—Hon. E. P. Cameron)—Second reading.
- \*5. NORTHCOTE SCHOOL BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
- \*6. LOCAL GOVERNMENT (PRIVATE STREET) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading.
- \*7. TOWER HILL AND MALMSBURY LANDS BILL—(from Assembly—Hon. E. P. Cameron)—Second reading.
8. STATE ELECTRICITY COMMISSION (BORROWING) BILL—(from Assembly—Hon. Sir Arthur Warner)—  
Second reading—*Resumption of debate* (Hon. S. Merrifield).
9. COUNTRY FIRE AUTHORITY (SAWMILL BURNERS) BILL—(Hon. L. H. S. Thompson)—Second reading—  
*Resumption of debate* (Hon. A. Todd).
10. MARKETING OF PRIMARY PRODUCTS (MEMBERS) BILL—(Hon. G. L. Chandler)—Second reading—  
*Resumption of debate* (Hon. A. Smith).
11. STATUTE LAW REVISION BILL—(Hon. L. H. S. Thompson)—Second reading—  
*Resumption of debate* (Hon. L. H. S. Thompson).
12. MOTOR CAR (ABOLITION OF OWNERS' CERTIFICATES) BILL—(Hon. L. H. S. Thompson)—Second reading—  
*Resumption of debate* (Hon. J. W. Galbally).
13. LOCAL GOVERNMENT (DISQUALIFICATION) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—  
*Resumption of debate* (Hon. A. Todd).
14. THE CONSTITUTION ACT AMENDMENT (TREATING) BILL—(from Assembly—Hon. Sir Arthur Warner)—  
Second reading—*Resumption of debate* (Hon. J. W. Galbally).
15. SALE OF ALLOTMENTS OF LAND (AMENDMENT) BILL—(from Assembly—Hon. E. P. Cameron)—Second  
reading—*Resumption of debate* (Hon. S. Merrifield).
16. CATTLE COMPENSATION (AMENDMENT) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—  
*Resumption of debate* (Hon. A. Smith).
17. BUSINESS NAMES (PUBLIC BORROWINGS) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second  
reading—*Resumption of debate* (Hon. J. W. Galbally).
18. STATE FORESTS LOAN APPLICATION BILL—(from Assembly—Hon. E. P. Cameron)—Second reading—  
*Resumption of debate* (Hon. A. Smith).
19. SUPERANNUATION (ADDITIONS TO PENSIONS) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second  
reading—*Resumption of debate* (Hon. D. G. Elliot).
20. CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL—(from Assembly—Hon. Sir Arthur Warner)—  
Second reading—*Resumption of debate* (Hon. G. J. O'Connell).
21. LABOUR AND INDUSTRY (BUTCHERS' SHOPS) BILL—(from Assembly—Hon. E. P. Cameron)—Second  
reading—*Resumption of debate* (Hon. J. M. Tripovich).
22. EXPLOSIVES BILL—(from Assembly—Hon. L. H. S. Thompson)—To be further considered in Committee.
23. GEELONG AND COLAC RAILWAY (DEVIATION) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second  
reading—*Resumption of debate* (Hon. G. J. O'Connell).

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

24. WATER SUPPLY LOAN APPLICATION BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich)*.
25. TRUSTEE COMPANIES (AMALGAMATION) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
26. CRIMES (KIDNAPPING) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—To be further considered in Committee.

*General Business.*

ORDERS OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate (Hon. Sir Arthur Warner)*.
2. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.
3. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading.

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THURSDAY, 1ST DECEMBER.

*Government Business.*

ORDERS OF THE DAY :—

1. PUBLIC WORKS LOAN APPLICATION BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
2. NAVIGABLE WATERS (OIL POLLUTION) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. B. Machin)*.
- \*3. COAL MINES (PENSIONS) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. G. J. O'Connell)*.

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TUESDAY, 6TH DECEMBER.

*Government Business.*

ORDER OF THE DAY :—

1. BUILDING SOCIETIES (AMENDMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

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CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

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SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

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PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

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STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 19.

THURSDAY, 1ST DECEMBER, 1960.

### *Question.*

- \*1. The Hon. A. TODD: To ask the Honorable the Minister of Transport—
- (a) To whom is land abutting on Williamstown-road and Prohasky-street, Port Melbourne, leased, and what was the date of commencement of the lease.
  - (b) What are the terms and conditions of such lease.
  - (c) Are the terms and conditions being observed; if not, why.

### *Government Business.*

#### ORDERS OF THE DAY:—

- \*1. LOCAL GOVERNMENT (SCAFFOLDING INSPECTION) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- \*2. ESTATE AGENTS (AMENDMENT) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
- \*3. LAND TAX (RELIEF) BILL—(from Assembly—Hon. E. P. Cameron)—Second reading.
- \*4. LAND TAX (RATES) BILL—(from Assembly—Hon. E. P. Cameron)—Second reading.
- \*5. HOUSING (POWERS) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- \*6. VERMIN AND NOXIOUS WEEDS (FINANCIAL) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading.
- \*7. MONASH UNIVERSITY (AMENDMENT) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
- \*8. HEALTH (TUBERCULOSIS ARRANGEMENT) BILL—(from Assembly—Hon. E. P. Cameron)—Second reading.
9. STATE ELECTRICITY COMMISSION (BORROWING) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate (Hon. S. Merrifield).*
10. MOTOR CAR (ABOLITION OF OWNERS' CERTIFICATES) BILL—(Hon. L. H. S. Thompson)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
11. LOCAL GOVERNMENT (DISQUALIFICATION) BILL—(from Assembly—Hon. G. L. Chandler)—To be further considered in Committee.
12. THE CONSTITUTION ACT AMENDMENT (TREATING) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
13. STATE FORESTS LOAN APPLICATION BILL—(from Assembly—Hon. E. P. Cameron)—Second reading—*Resumption of debate (Hon. A. Smith).*
14. SUPERANNUATION (ADDITIONS TO PENSIONS) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—*Resumption of debate (Hon. D. G. Elliot).*
15. BUSINESS NAMES (PUBLIC BORROWINGS) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
16. LABOUR AND INDUSTRY (BUTCHERS' SHOPS) BILL—(from Assembly—Hon. E. P. Cameron)—Second reading—*Resumption of debate (Hon. J. M. Tripovich).*
17. EXPLOSIVES BILL—(from Assembly—Hon. L. H. S. Thompson)—To be further considered in Committee.
18. GEELONG AND COLAC RAILWAY (DEVIATION) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate (Hon. G. J. O'Connell).*
19. WATER SUPPLY LOAN APPLICATION BILL—(from Assembly—Hon. E. P. Cameron)—Second reading—*Resumption of debate (Hon. J. M. Tripovich).*
20. TRUSTEE COMPANIES (AMALGAMATION) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

21. POLICE REGULATIONS (PENSIONS) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. D. G. Elliot).
22. UNIVERSITY COLLEGES LANDS BILL—(from Assembly—Hon. E. P. Cameron)—Second reading—*Resumption of debate* (Hon. S. Merrifield).
23. LOCAL GOVERNMENT (PRIVATE STREET) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—*Resumption of debate* (Hon. J. M. Walton).
24. SEWERAGE DISTRICTS (AMENDMENT) BILL—(from Assembly—Hon. E. P. Cameron)—Second reading—*Resumption of debate* (Hon. A. Todd).
25. NORTHCOTE SCHOOL BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. D. G. Elliot).
26. PUBLIC WORKS LOAN APPLICATION BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. S. Merrifield).
27. TOWER HILL AND MALMSBURY LANDS BILL—(from Assembly—Hon. E. P. Cameron)—Second reading—*Resumption of debate* (Hon. A. Smith).
28. NAVIGABLE WATERS (OIL POLLUTION) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. B. Machin).
29. COAL MINES (PENSIONS) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. G. J. O'Connell).
30. CRIMES (KIDNAPPING) BILL—(from Assembly—Hon. L. H. S. Thompson)—To be further considered in Committee.

*General Business.*

ORDERS OF THE DAY :—

1. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(Hon. P. V. Feltham)—Second reading—*Resumption of debate* (Hon. Sir Arthur Warner).
2. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(Hon. J. W. Galbally)—Second reading.
3. PUBLIC AND RECREATIONAL LANDS BILL—(Hon. J. W. Galbally)—Second reading.

TUESDAY, 6TH DECEMBER.

*Government Business.*

ORDERS OF THE DAY :—

1. BUILDING SOCIETIES (AMENDMENT) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. S. Merrifield).
2. RAILWAY LOAN APPLICATION BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. J. M. Tripovich).

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

## No. 18.

TUESDAY, 29<sup>TH</sup> NOVEMBER, 1960.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable Sir Arthur Warner presented a Message from His Excellency the Governor, informing the Council that he had, this day, given the Royal Assent to the under-mentioned Acts presented to him by the Clerk of the Parliaments, viz. :—
  - Motor Car (Insurance Surcharge Continuance) Act.*
  - Geelong Harbor Trust (Freezing Works Agreement) Act.*
  - Western Metropolitan Market (Amendment) Act.*
  - Racing (Trotting Races) Act.*
  - Wattle Park Land Act.*
  - Surplus Revenue Act.*
  - Milk and Dairy Supervision (Research Contributions) Act.*
  - Tourist (Amendment) Act.*
  - Fisheries (Crayfish) Act.*
3. COAL MINES (PENSIONS) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that a Bill intituled “*An Act to increase the Rates of Pensions payable under the ‘Coal Mines Act 1958’, and to make Provision with respect to further Variation thereof*” was, on the 24th instant, sent to the Legislative Council by mistake, and requesting that the said Bill be returned to the Legislative Assembly.  
Ordered—That a Message be sent to the Assembly returning the Bill as requested.
4. POLICE REGULATION (PENSIONS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the ‘Police Regulation Act 1958’ to increase the Pensions of Certain Pensioners and Widows*” and desiring the concurrence of the Council therein.  
On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
5. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
  - Constitution Act Amendment Act 1958—
    - Statement of Appointments and Alterations of Classifications in the Department of the Legislative Assembly.
    - Statements of persons temporarily employed in the Departments of the Legislative Council, the Legislative Assembly, the Parliament Library, and the Legislative Council and Legislative Assembly House Committee (four papers).
  - Gas and Fuel Corporation Act 1958—Report, Profit and Loss Account, and Balance-sheet of the Gas and Fuel Corporation of Victoria for the year 1959–60.
  - Land Act 1958—Certificates of the Minister of Education relating to the proposed compulsory resumption of land for the purposes of schools at Mountain Gate and Rosanna East (two papers).
  - Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—
    - Part III.—Salaries, Increments and Allowances (four papers).
    - Part VI.—Travelling Expenses.
  - Soldier Settlement Act 1958—Report and Financial Statements of the Soldier Settlement Commission for the year 1959–60.
  - Victorian Inland Meat Authority Act 1958—Report of the Victorian Inland Meat Authority for the year 1959–60.

6. ALTERATION OF SESSIONAL ORDERS.—The Honorable Sir Arthur Warner moved, That so much of the Sessional Orders as provides that the hour of meeting on Wednesdays shall be half-past Four o'clock be suspended during the remainder of this year, and that during the remainder of this year the Council shall meet on Wednesdays at Two o'clock.

Debate ensued.

Question—put and resolved in the affirmative.

7. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of the Orders of the Day, Government Business, be postponed until later this day.

8. REDIVISION OF VICTORIA INTO ELECTORAL PROVINCES.—The Honorable J. W. Galbally moved, That the Legislative Council disapprove the fresh redivision of the boundaries of Electoral Provinces for the Legislative Council in a part of Victoria as proposed by the Commissioners appointed under the *Electoral Provinces Act 1960* in their Report and Maps laid before both Houses of Parliament on the 8th day of November, 1960.

Debate ensued.

Question—put.

The Council divided.

Ayes, 17.

The Hon. A. K. Bradbury,  
P. T. Byrnes,  
D. G. Elliot,  
P. V. Feltham,  
W. O. Fulton,  
J. W. Galbally,  
B. Machin,  
A. R. Mansell,  
R. W. May,  
S. Merrifield,  
G. J. O'Connell,  
A. Smith,  
I. A. Swinburne,  
A. Todd (*Teller*),  
J. M. Tripovich,  
D. J. Walters (*Teller*),  
J. M. Walton.

Noes, 16.

The Hon. C. H. Bridgford,  
Murray Byrne,  
E. P. Cameron,  
G. L. Chandler,  
V. O. Dickie,  
W. R. Garrett,  
C. S. Gawith,  
T. H. Grigg (*Teller*),  
K. S. Gross (*Teller*),  
R. J. Hamer,  
R. W. Mack,  
W. P. Mair,  
G. J. Nicol,  
G. W. Thom,  
L. H. S. Thompson,  
Sir Arthur Warner.

And so it was resolved in the affirmative.

9. PUBLIC WORKS LOAN APPLICATION BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.

The Honorable S. Merrifield moved, That the debate be now adjourned.

Debate ensued.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Thursday next.

10. NAVIGABLE WATERS (OIL POLLUTION) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.

The Honorable A. Todd, for the Honorable B. Machin, moved, That the debate be now adjourned.

Debate ensued.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Thursday next.

11. BUILDING SOCIETIES (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.

The Honorable S. Merrifield moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

12. AUDIT (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

13. RAILWAY LOAN APPLICATION BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to sanction the Issue and Application of Loan Money for Works and Purposes relating to Railways, and for other purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

14. COAL MINES (PENSIONS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to increase the Rates of Pensions payable under the 'Coal Mines Act 1958', and to make Provision with respect to further Variation thereof*" and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

15. LOCAL GOVERNMENT (KEILOR WAVERLEY AND SPRINGVALE) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

16. HEALTH (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

17. COAL MINES (PENSIONS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.

The Honorable G. J. O'Connell moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Thursday next.

18. UNIVERSITY COLLEGES LANDS BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act relating to the Lands occupied by Queen's College, Ormond College and Newman College respectively, being Colleges affiliated to the University of Melbourne*" and desiring the concurrence of the Council therein.

On the motion of the Honorable E. P. Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

19. NORTHCOTE SCHOOL BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to extend the Powers of the Australian Trustees of the Northcote Children's Emigration Fund in relation to the Operation and Management of the Northcote School at Bacchus Marsh in the State of Victoria, and for other purposes*" and desiring the concurrence of the Council therein.

Bill ruled to be a Private Bill.

The Honorable L. H. S. Thompson moved, That this Bill be dealt with as a Public Bill.

Question—put and resolved in the affirmative.

The Honorable L. H. S. Thompson moved, That this Bill be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time and ordered to be printed and to be read a second time on the next day of meeting.

And the Council having continued to sit until after Twelve of the clock—

WEDNESDAY, 30TH NOVEMBER, 1960.

20. SEWERAGE DISTRICTS (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the 'Sewerage Districts Act 1958'*" and desiring the concurrence of the Council therein.

On the motion of the Honorable E. P. Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.



21. LOCAL GOVERNMENT (PRIVATE STREET) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Sub-section (3) of Section Five hundred and seventy-five of the ‘Local Government Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honorable G. L. Chandler, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

22. TOWER HILL AND MALMSBURY LANDS BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to Revoke the Permanent Reservations and a Crown Grant of certain Lands, and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honorable E. P. Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

And then the Council, at three minutes past Twelve o'clock in the morning, adjourned until this day.

ROY S. SARAH,  
Clerk of the Legislative Council.

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## No. 19.

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WEDNESDAY, 30<sup>TH</sup> NOVEMBER, 1960.

1. The President took the Chair and read the Prayer.
2. DISTRIBUTION OF POPULATION COMMITTEE—THIRD PROGRESS REPORT.—The Honorable R. W. Mack brought up the Third Progress Report from the Distribution of Population Committee, together with Minutes of Evidence.  
Ordered to lie on the Table and the Report to be printed.
3. PAPER.—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk :—  
Coal Mines Act 1958—Report of the General Manager of the State Coal Mines, including the State Coal Mines Balance-sheet and Statement of Accounts for the year 1959–60.
4. POLICE REGULATION (PENSIONS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable D. G. Elliot moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
5. UNIVERSITY COLLEGES LANDS BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.  
The Honorable S. Merrifield moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
6. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.
7. SEWERAGE DISTRICTS (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.  
The Honorable A. Todd moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
8. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.
9. LOCAL GOVERNMENT (PRIVATE STREET) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.  
The Honorable J. M. Walton moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.

10. RAILWAY LOAN APPLICATION BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable J. M. Tripovich moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
11. NORTHCOTE SCHOOL BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable D. G. Elliot moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next of meeting.
12. TOWER HILL AND MALMSBURY LANDS BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.  
The Honorable A. Smith moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
13. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 8, be postponed until later this day.
14. COUNTRY FIRE AUTHORITY (SAWMILL BURNERS) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
15. MARKETING OF PRIMARY PRODUCTS (MEMBERS) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
16. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 11 to 14 inclusive, be postponed until later this day.
17. SALE OF ALLOTMENTS OF LAND (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
18. LOCAL GOVERNMENT (DISQUALIFICATION) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair ; and the Honorable R. W. Mack reported that the Committee had made progress in the Bill, and asked leave to sit again.  
Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

19. LOCAL GOVERNMENT (SCAFFOLDING INSPECTION) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to re-enact with Amendments Part XLIII. of the ‘Local Government Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

20. HOUSING (POWERS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Sections Eighty-nine and One hundred and seven of the ‘Housing Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

21. ESTATE AGENTS (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the ‘Estate Agents Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

22. LAND TAX (RELIEF) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act relating to the Remission or Postponement of the Payment of Land Tax by Persons in Necessitous Circumstances*” and desiring the concurrence of the Council therein.

On the motion of the Honorable E. P. Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

23. LAND TAX (RATES) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to declare the Rates of Land Tax for the Year ending the Thirty-first Day of December One thousand nine hundred and sixty-one*” and desiring the concurrence of the Council therein.

On the motion of the Honorable E. P. Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

24. HEALTH (TUBERCULOSIS ARRANGEMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Section One hundred and forty-four of the ‘Health Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honorable E. P. Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

25. MONASH UNIVERSITY (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the ‘Monash University Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

26. VERMIN AND NOXIOUS WEEDS (FINANCIAL) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Section Twenty-eight of the ‘Vermin and Noxious Weeds Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honorable G. L. Chandler, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

27. STATUTE LAW REVISION BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

28. CATTLE COMPENSATION (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

29. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 17 to 19 inclusive, be postponed until later this day.

30. CO-OPERATIVE HOUSING SOCIETIES (GUARANTEES) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

And the Council having continued to sit until after Twelve of the clock—

THURSDAY, 1st DECEMBER, 1960.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

And then the Council, at one minute past Twelve o'clock in the morning, adjourned until this day.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

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## No. 20.

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THURSDAY, 1st DECEMBER, 1960.

1. The President took the Chair and read the Prayer.
2. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—
  - Hospitals and Charities Act 1958—Report of the Hospitals and Charities Commission for the year 1959–60.
  - Marketing of Primary Products Act 1958—
    - Egg and Egg Pulp Marketing Board—Report for the Pool Year ended 2nd July, 1960.
    - Onion Marketing Board—Regulations—Period of time for the computation of or accounting for the net proceeds of the sale of onions.
  - Milk and Dairy Supervision Act 1958—Regulation prescribing Milk Depots.
  - National Parks Act 1958—Report and Financial Statements of the National Parks Authority for the year 1959–60.
  - Poisons Act 1958—Dangerous Drugs Regulations 1960.
  - Rural Finance Corporation Act 1958—Report and Statement of Accounts of the Rural Finance Corporation for the year 1959–60.
  - Seeds Act 1958—Amendment of Regulations.
3. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of the Orders of the Day, Government Business, and Orders of the Day, General Business, Nos. 1 and 2, be postponed until later this day.
4. PUBLIC AND RECREATIONAL LANDS BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable J. W. Galbally moved, That this Bill be now read a second time.  
The Honorable Sir Arthur Warner moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
5. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2).—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—  
Debate resumed.  
The Honorable A. Todd, for the Honorable J. W. Galbally, moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
6. ESTATE AGENTS (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable S. Merrifield moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
7. LAND TAX (RELIEF) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.  
The Honorable S. Merrifield moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
8. LOCAL GOVERNMENT (SCAFFOLDING INSPECTION) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable S. Merrifield, for the Honorable A. Todd, moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.

9. LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the ‘Local Authorities Superannuation Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

10. ENTERTAINMENTS TAX (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act relating to Entertainments Tax*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

11. WATER (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the ‘Water Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honorable E. P. Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

12. GAME (LICENCES) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the ‘Game Act 1958’ in relation to Game Licences*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, for the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

13. LAND TAX (RATES) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.

The Honorable S. Merrifield moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

14. HOUSING (POWERS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.

The Honorable S. Merrifield, for the Honorable J. M. Walton, moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

15. VERMIN AND NOXIOUS WEEDS (FINANCIAL) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.

The Honorable A. Smith moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

16. MONASH UNIVERSITY (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.

The Honorable A. Todd, for the Honorable J. W. Galbally, moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

17. HEALTH (TUBERCULOSIS ARRANGEMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.

The Honorable S. Merrifield, for the Honorable B. Machin, moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

18. STATE LIBRARY NATIONAL GALLERY NATIONAL MUSEUM AND INSTITUTE OF APPLIED SCIENCE BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in this Bill.

19. STATE ELECTRICITY COMMISSION (BORROWING) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—  
Debate resumed.

The Honorable S. Merrifield moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

And then the Council, at nineteen minutes past Five o'clock, adjourned until Tuesday next.

ROY S. SARAH,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 20.

TUESDAY, 6TH DECEMBER, 1960.

### *Question.*

- \*1. The Hon. W. O. FULTON: To ask the Honorable the Minister of Transport—With respect to the purchase of new motor vehicles during each of the past three years—
- How many—(i) trucks; (ii) utilities; and (iii) cars—were purchased by Government Departments, Boards and Commissions.
  - How many—(i) trucks; (ii) utilities; and (iii) cars—were purchased by officers for use on official duties.
  - How many of such motor vehicles were purchased—(i) in the metropolitan area; and (ii) in the country, giving the names of the towns in which purchased.

### *Government Business.*

#### ORDERS OF THE DAY:—

- \*1. LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
- \*2. WATER (AMENDMENT) BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading.
- \*3. ENTERTAINMENTS TAX (AMENDMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
- \*4. GAME (LICENCES) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading.
5. STATE ELECTRICITY COMMISSION (BORROWING) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield).*
6. MOTOR CAR (ABOLITION OF OWNERS' CERTIFICATES) BILL—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
7. LOCAL GOVERNMENT (DISQUALIFICATION) BILL—(*from Assembly—Hon. G. L. Chandler*)—To be further considered in Committee.
8. THE CONSTITUTION ACT AMENDMENT (TREATING) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
9. STATE FORESTS LOAN APPLICATION BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. A. Smith).*
10. SUPERANNUATION (ADDITIONS TO PENSIONS) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. D. G. Elliot).*
11. BUSINESS NAMES (PUBLIC BORROWINGS) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. W. Galbally).*
12. LABOUR AND INDUSTRY (BUTCHERS' SHOPS) BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich).*
13. EXPLOSIVES BILL—(*from Assembly—Hon. L. H. S. Thompson*)—To be further considered in Committee.
14. GEELONG AND COLAC RAILWAY (DEVIATION) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. G. J. O'Connell).*
15. WATER SUPPLY LOAN APPLICATION BILL—(*from Assembly—Hon. E. P. Cameron*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich).*

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

6. WATER (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable E. P. Cameron moved, That this Bill be now read a second time.
- The Honorable S. Merrifield moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
7. ENTERTAINMENTS TAX (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.
- The Honorable D. G. Elliot moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
8. GAME (LICENCES) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.
- The Honorable J. W. Galbally moved, That the debate be now adjourned.
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until the next day of meeting.
9. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.
10. MOTOR CAR (ABOLITION OF OWNERS' CERTIFICATES) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair ; and the Honorable R. W. Mack reported that the Committee had made progress in the Bill, and asked leave to sit again.
- Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.
11. LOCAL GOVERNMENT (DISQUALIFICATION) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.
- House in Committee.
- The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.
12. THE CONSTITUTION ACT AMENDMENT (TREATING) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
13. STATE FORESTS LOAN APPLICATION BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

14. SUPERANNUATION (ADDITIONS TO PENSIONS) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

15. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 11 to 16 inclusive, be postponed until later this day.

16. POLICE REGULATION (PENSIONS) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

17. TRUSTEE COMPANIES (AMALGAMATION) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

18. GEELONG AND COLAC RAILWAY (DEVIATION) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable T. H. Grigg having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

19. UNIVERSITY COLLEGES LANDS BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

20. LOCAL GOVERNMENT (PRIVATE STREET) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.



21. MEDICAL (BLOOD TRANSFUSION) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
22. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 20, be postponed until later this day.
23. NORTHCOTE SCHOOL BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
24. LOCAL AUTHORITIES SUPERANNUATION (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendment made by the Council in this Bill.
25. LOCAL GOVERNMENT (DISQUALIFICATION) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in this Bill.
26. SEWERAGE DISTRICTS (AMENDMENT) BILL.—The Order of the day for the resumption of the debate on the question, That this Bill be now read a second time, was read, and after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.
27. PUBLIC WORKS LOAN APPLICATION BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—
- Debate resumed.

And the Council having continued to sit until after Twelve of the clock—

WEDNESDAY, 7<sup>TH</sup> DECEMBER, 1960.

Debate continued.

Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

28. ADJOURNMENT.—The Honorable Sir Arthur Warner moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at nine minutes past Twelve o'clock in the morning, adjourned until this day.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

## No. 22.

WEDNESDAY, 7TH DECEMBER, 1960.

1. The President took the Chair and read the Prayer.
2. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—
  - Geelong Harbor Trust Act 1958—Accounts and Statements of Receipts and Expenditure of the Geelong Harbor Trust Commissioners for the year 1959.
  - Housing Act 1958—Report of the Housing Commission for the year 1959–60.
  - Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—Part III.—Salaries, Increments and Allowances (two papers).
3. TOWER HILL AND MALMSBURY LANDS BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
 

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
4. COAL MINES (PENSIONS) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
 

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
5. VERMIN AND NOXIOUS WEEDS (FINANCIAL) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
 

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
6. NAVIGABLE WATERS (OIL POLLUTION) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
 

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
7. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 5, be postponed until later this day.

8. BUSINESS NAMES (PUBLIC BORROWINGS) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

9. EXPLOSIVES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.

10. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 8 to 10 inclusive, be postponed until later this day.

11. HEALTH (TUBERCULOSIS ARRANGEMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

12. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 12 to 16 inclusive, be postponed until later this day.

13. WATER SUPPLY LOAN APPLICATION BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

14. RAILWAY LOAN APPLICATION BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

15. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 18 and 19, be postponed until later this day.

16. LAND TAX (RELIEF) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable W. O. Fulton having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

17. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 21 and 22, be postponed until later this day.

18. LAND TAX (RATES) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

19. MONASH UNIVERSITY (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

20. MOTOR CAR (ABOLITION OF OWNERS' CERTIFICATES) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

21. WATER (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

22. ADJOURNMENT.—The Honorable Sir Arthur Warner moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at fifty-eight minutes past Eleven o'clock, adjourned until to-morrow.

## No. 23.

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THURSDAY, 8<sup>TH</sup> DECEMBER, 1960.

1. The President took the Chair and read the Prayer.
  
2. PAPER.—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk :—  
     Town and Country Planning Act 1958—Report of the Town and Country Planning Board for the year 1958–59.
  
3. ALTERATION OF SESSIONAL ORDERS.—The Honorable Sir Arthur Warner moved, That the Council shall meet for the despatch of business on Friday of this week and that Eleven o'clock shall be the hour of meeting.  
     Question—put and resolved in the affirmative.
  
4. BUILDING SOCIETIES (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
     House in Committee.  
     The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was, after debate, read a third time and passed.  
     Order—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
  
5. GAME (LICENCES) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
     House in Committee.  
     The President resumed the Chair ; and the Honorable R. W. Mack reported that the Committee had made progress in the Bill, and asked leave to sit again.  
     Resolved—That the Council will, later this day, again resolve itself into the said Committee.
  
6. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 5 inclusive, be postponed until later this day.
  
7. LOCAL GOVERNMENT (SCAFFOLDING INSPECTION) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
     House in Committee.  
     The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
     Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
  
8. STATE ELECTRICITY COMMISSION (BORROWING) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
     House in Committee.  
     The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
     Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

9. **LABOUR AND INDUSTRY (BUTCHERS' SHOPS) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

10. **APPROPRIATION BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to apply a sum out of the Consolidated Revenue to the service of the year ending on the thirtieth day of June One thousand nine hundred and sixty-one and to appropriate the Supplies granted in this and the last preceding Session of Parliament*" and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

11. **HEALTH (AMENDMENT) BILL.**—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to the same with amendments and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be taken into consideration later this day.

12. **NATIONAL FITNESS COUNCIL OF VICTORIA BILL.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.

13. **PAPER.**—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:—

Public Library National Gallery and Museums Act 1944—Report, with Statements of Income and Expenditure for the year 1959-60, of the Trustees of the Public Library.

14. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered—That the consideration of Order of the Day, Government Business, No. 7, be postponed until later this day.

15. **HOUSING (POWERS) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

16. **GAME (LICENCES) BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

17. **HEALTH (AMENDMENT) BILL.**—The Order of the Day for the consideration of the amendments made by the Assembly in this Bill having been read, the said amendments were read and are as follows:—

1. Clause 1, line 9, insert the following sub-clause to follow sub-clause (2):—

" ( ) This Act shall come into operation on a day to be fixed by proclamation of the Governor in Council published in the *Government Gazette*."

2. Clause 3, omit this clause.

3. Insert the following new clause to follow clause 2:—

A. In sub-section (2) of section three hundred and ninety-four of the Principal Act after the words "All by-laws" there shall be inserted the words "except a by-law made for the purposes of paragraph (d) of sub-section (2) of section sixty-five of this Act".

On the motion of the Honorable E. P. Cameron, the Council agreed to the amendments made by the Assembly and ordered the Bill to be returned to the Assembly with a Message acquainting them therewith.

18. ENTERTAINMENTS TAX (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

19. LOCAL GOVERNMENT (KEILOR WAVERLEY AND SPRINGVALE) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
20. EXPLOSIVES BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in this Bill.
21. STATUTE LAW REVISION BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
22. MOTOR CAR (ABOLITION OF OWNERS' CERTIFICATES) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
23. ROAD TRAFFIC (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
24. MILK BOARD (POWERS) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
25. MARKETING OF PRIMARY PRODUCTS (MEMBERS) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
26. MELBOURNE AND GEELONG MORTGAGES BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
27. ESTATE AGENTS (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.

28. SEWERAGE DISTRICTS (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendment made by the Council in this Bill.
29. WATER (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendment made by the Council in this Bill.
30. COUNTRY FIRE AUTHORITY (SAWMILL BURNERS) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
31. GAME (LICENCES) BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have disagreed with the amendment made in such Bill by the Council.

Ordered—That the foregoing Message be now taken into consideration.

And the said amendment was read and is as follows:—

Amendment made by the Legislative Council.

How dealt with by the Legislative Assembly.

Clause 5, omit this clause.

Disagreed with.

The Honorable L. H. S. Thompson moved, That the Council do not insist on their amendment disagreed with by the Assembly, but make the following amendment in clause 5, viz:—

Clause 5, lines 19-39, omit—

“ 41F. (1) Every person who is found in or upon or within a distance of a quarter of a mile from any lake lagoon swamp marsh river creek stream splash or other water and who has in his possession or under his control any wild duck or any portion or portions of a wild duck shall be deemed to have taken killed or hunted such wild duck in contravention of the provisions of this Act unless he proves the contrary to be the fact.

(2) Any person who is found in upon or within a distance of a quarter of a mile from any lake lagoon swamp marsh river creek stream splash or other water, who has in his possession or under his control any gun instrument net or other means whatsoever of taking killing or destroying wild ducks and who is in the company of any other person who has been hunting wild ducks (whether legally or illegally) shall be deemed to be found hunting or attempting to hunt wild ducks in contravention of the provisions of this Act unless he proves the contrary to be the fact.

(3) The provisions of this section and the last three preceding sections shall have effect only in relation to events occurring during any period of the year other than the close season for wild ducks."

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council do not insist on their amendment with which the Assembly have disagreed but have made an amendment in clause 5 and desiring their concurrence therein.

32. **CRIMES (KIDNAPPING) BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

33. **APPROPRIATION BILL.**—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

And the Council having continued to sit until after Twelve of the clock—

FRIDAY, 9TH DECEMBER, 1960.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

34. **GAME (LICENCES) BILL.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendment now made by the Council in this Bill.

35. **ESTATE AGENTS (AMENDMENT) BILL.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendments made by the Council in this Bill.

36. **ADJOURNMENT.**—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until a day and hour to be fixed by the President or, if the President is unable to act on account of illness or other cause, by the Chairman of Committees, which time of meeting shall be notified to each Honorable Member by telegram or letter.

Question—put and resolved in the affirmative.

The Honorable Sir Arthur Warner moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

- And then the Council, at twenty-six minutes past Twelve o'clock in the morning, adjourned until a day and hour to be fixed by the President or, if the President is unable to act on account of illness or other cause, by the Chairman of Committees, which time of meeting shall be notified to each Honorable Member by telegram or letter.

ROY S. SARAH,  
*Clerk of the Legislative Council.*





MR. PRESIDENT TAKES THE CHAIR AT A QUARTER TO FIVE O'CLOCK.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 23.

TUESDAY, 14th MARCH, 1961.

### *General Business.*

#### ORDERS OF THE DAY:—

1. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading—*Resumption of debate* (*Hon. Sir Arthur Warner*).
2. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(*Hon. P. V. Feltham*)—Second reading—*Resumption of debate* (*Hon. J. W. Galbally*).
3. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

### CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

### SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

No. 24.

TUESDAY, 14<sup>TH</sup> MARCH, 1961.

1. The Council met in accordance with adjournment, the President, pursuant to resolution, having fixed this day at half-past Four o'clock as the time of meeting.
2. The President took the Chair and read the Prayer.
3. DEATH OF HIS EXCELLENCY THE RIGHT HONORABLE VISCOUNT DUNROSSIL, GOVERNOR-GENERAL OF AUSTRALIA.—The Honorable G. L. Chandler moved, by leave, That this House agree to the following Address to the Viscountess Dunrossil :—

To the Viscountess Dunrossil :  
Madam,

We, the Members of the Legislative Council of Victoria, in Parliament assembled, express our profound sorrow and sympathy with you and your family in the sad bereavement sustained by the death of your distinguished husband, His Excellency The Right Honorable Viscount Dunrossil, P.C., G.C.M.G., M.C., Q.C., and place on record our acknowledgment of the valuable services rendered by him as Governor-General of the Commonwealth of Australia.

And other Honorable Members and the President having addressed the House—

The question was put, and Honorable Members signifying their assent by rising in their places, unanimously resolved in the affirmative.

Ordered—That the Address be communicated to the Viscountess Dunrossil by the Honorable the President.

4. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The Honorable G. L. Chandler presented Messages from His Excellency the Governor informing the Council—

That he had, on the dates mentioned hereunder, given the Royal Assent to the under-mentioned Acts presented to him by the Clerk of the Parliaments, viz. :—

On the 13th December, 1960—

*Medical (Blood Transfusion) Act.*  
*The Constitution Act Amendment (Treating) Act.*  
*State Forests Loan Application Act.*  
*Local Authorities Superannuation (Amendment) Act.*  
*Local Government (Disqualification) Act.*  
*Superannuation (Additions to Pensions) Act.*  
*Police Regulation (Pensions) Act.*  
*Trustee Companies (Amalgamation) Act.*  
*Geelong and Colac Railway (Deviation) Act.*  
*University Colleges Lands Act.*  
*Local Government (Private Street) Act.*  
*Northcote School Act.*  
*Public Works Loan Application Act.*  
*Tower Hill and Malmsbury Lands Act.*  
*Coal Mines (Pensions) Act.*  
*Vermin and Noxious Weeds (Financial) Act.*  
*Navigable Waters (Oil Pollution) Act.*

*Business Names (Public Borrowings) Act.*  
*Health (Tuberculosis Arrangement) Act.*  
*Water Supply Loan Application Act.*  
*Railway Loan Application Act.*  
*Land Tax (Relief) Act.*  
*Land Tax (Rates) Act.*  
*Monash University (Amendment) Act.*  
*National Fitness Council of Victoria Act.*  
*Local Government (Keilor Waverley and Springvale) Act.*

On the 21st December, 1960—

*Explosives Act.*  
*Statute Law Revision Act.*  
*Motor Car (Abolition of Owners' Certificates) Act.*  
*Road Traffic (Amendment) Act.*  
*Milk Board (Powers) Act.*  
*Marketing of Primary Products (Members) Act.*  
*Melbourne and Geelong Mortgages Act.*  
*Building Societies (Amendment) Act.*  
*Local Government (Scaffolding Inspection) Act.*  
*State Electricity Commission (Borrowing) Act.*  
*Labour and Industry (Butchers' Shops) Act.*  
*Country Fire Authority (Sawmill Burners) Act.*  
*Sewerage Districts (Amendment) Act.*  
*Water (Amendment) Act.*  
*Housing (Powers) Act.*  
*Entertainments Tax (Amendment) Act.*  
*Crimes (Kidnapping) Act.*  
*Health (Amendment) Act.*  
*Game (Licences) Act.*  
*Estate Agents (Amendment) Act.*

That he had, on the 22nd December, 1960, given the Royal Assent to the under-mentioned Act presented to him by the Honorable the Speaker of the Legislative Assembly, viz. :—

*Appropriation Act.*

5. PAPER.—The Honorable G. L. Chandler moved, by leave, That there be laid before this House the Report of the Inspector appointed pursuant to the *Companies Act* 1958, to investigate the affairs of the North American Vending Machine Co. Pty. Ltd., Vend-Rite Corporation Pty. Ltd., First Acceptance Corporation Ltd., General Vending Corporation Pty. Ltd., General Air-Conditioning and Refrigeration Co. Pty. Ltd., Halesmere Corporation Pty. Ltd., and Kempmore Industries Ltd.

Question—put and resolved in the affirmative.

The said Report was thereupon presented by the Honorable G. L. Chandler and ordered to lie on the Table.

6. EVIDENCE (CHILDREN) BILL.—On the motion (by leave without notice) of the Honorable L. H. S. Thompson, leave was given to bring in a Bill to amend the *Evidence Act* 1958, and for other purposes, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
7. POLICE OFFENCES (FALSE REPORTS TO POLICE) BILL.—On the motion (by leave without notice) of the Honorable L. H. S. Thompson, leave was given to bring in a Bill relating to making False Reports to Police, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

8. PAPERS.—The Honorable G. L. Chandler presented, by command of His Excellency the Governor—

Penal Department—Reports of the Director of Penal Services for the year 1959 and the half-year ended 30th June, 1960.

Victorian Licensing Court and Licences Reduction Board—Report and Statement of Accounts for the year 1959–60.

Severally ordered to lie on the Table.

The Honorable G. L. Chandler presented, by command of His Excellency the Lieutenant-Governor—

Parole Boards—Reports for the year 1959–60.

Ordered to lie on the Table.

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Apprenticeship Act 1958—Amendment of Regulations—

- Aircraft Mechanic Trades Apprenticeship Regulations.
- Boilermaking Trades Apprenticeship Regulations.
- Electrical Trades Apprenticeship Regulations.
- Electroplating Trade Apprenticeship Regulations.
- Engineering Trades Apprenticeship Regulations.
- Furniture Trades Apprenticeship Regulations.
- Instrument Making and/or Repairing Trades Apprenticeship Regulations.
- Motor Mechanics Trades Apprenticeship Regulations.
- Moulding Trades Apprenticeship Regulations.
- Radio Tradesman Trade Apprenticeship Regulations.
- Refrigeration Mechanic Trade Apprenticeship Regulations.
- Sheet Metal Trade Apprenticeship Regulations.
- Silverware and Silverplating Trades Apprenticeship Regulations.
- Vehicle Industry Trades Apprenticeship Regulations.

Cattle Compensation Act 1958—Amendment of Regulations.

Coal Mines Act 1958—Amendment of Regulations.

Country Fire Authority Act 1958—Amendment of Regulations (two papers).

Dairy Products Act 1958—Report of the Victorian Dairy Products Board for the six months ended 30th June, 1960.

Discharged Servicemen's Preference Act 1943—Amendment of Regulations.

Education Act 1958—Amendment of Regulations—

Regulation XIX.—Allowances for School Requisites and Maintenance to Pupils attending Post-Primary Schools and Classes.

Regulation XXI.—Scholarships.

Explosives Act 1958—Orders in Council relating to the Classification and Definition of Explosives (two papers).

Fisheries Act 1958—Notices of Intention to issue Proclamations—

To alter the regulations regarding the use of long lines and certain other fishing lines in the Port of Port Phillip (including Corio Bay, Hobson's Bay, and Swan Bay).

To permit the use of hoop bait nets in the Yarra River.

To prescribe the terms and conditions for the sale, &c., of non-indigenous Trout of all kinds during the close season.

To regulate the sale and marketing of Trout of all kinds not indigenous to Victoria.

To restrict netting in the Gippsland Lakes.

Forests Act 1958—Rules and Regulations for the care, protection and management of the—  
Jerusalem Creek Camping Area.

Mount Buller Alpine Resort.

Friendly Societies Act 1958 and Benefit Associations Act 1958—Report of the Government Statist and Actuary on—

Friendly Societies for the year 1958-59.

Benefit Associations for the year ended 30th September, 1959.

Geelong Waterworks and Sewerage Act 1958—Balance-sheet of the Geelong Waterworks and Sewerage Trust as at 30th June, 1960.

Hospitals and Charities Act 1958—Amendment of Hospitals and Charities Additional Regulations 1959.

Labour and Industry Act 1958—Regulations—Holidays in Certain Trades.

Land Act 1958—

Certificate of the Commissioner of Public Works relating to the proposed compulsory resumption of land for the purposes of a police station at Bairnsdale.

Certificates of the Minister of Education relating to the proposed compulsory resumption of land for the purposes of schools at Benalla, Donald, Eltham North, Frankston, Inverloch, Nathalia, Nyora, Sebastopol, Vermont, Wallinduc, and Wattle Park (eleven papers).

Schedule of country lands proposed to be sold by public auction (two papers).

Legal Profession Practice Act 1958—

Amendment of Rules relating to the Qualification and Admission of Candidates.

Solicitors (Audit and Practising Certificates) Rules 1960 (No. 2).

Licensing Act 1958—Amendment of State Electricity Commission Kiewa Canteens Regulations.

Marketing of Primary Products Act 1958—Amendment of Egg and Egg Pulp Marketing Board Regulations 1953.

Mental Hygiene Act 1958—Mental Hygiene Authority Regulations 1960 (No. 4).

Milk Board Act 1958—Statements of Accounts of the Milk Board for the year 1959-60.

- Milk Pasteurization Act 1958—  
Amendment of Regulations.  
Regulations prescribing a District (two papers).
- Motor Car Act 1958 and Workers Compensation Act 1958—Report, Profit and Loss Account, and Balance-sheet for the year 1959-60 of the—  
State Accident Insurance Office.  
State Motor Car Insurance Office.
- Nurses Act 1958—Nursing Council Regulations 1960 (No. 3).
- Poisons Act 1958—Dangerous Drugs Regulations 1960 (No. 2).
- Police Regulation Act 1958—  
Amendment of the Police Regulations 1957 (two papers).  
Determinations Nos. 88 and 89 of the Police Classification Board (two papers).
- Portland Harbor Trust Act 1958—Statement of Receipts and Expenditure, Revenue Account, and Balance-sheet of the Portland Harbor Trust Commissioners for the year 1959-60.
- Public Service Act 1958—  
Amendment of Public Service (Governor in Council) Regulations—Part IV.—Leave of Absence.  
Amendment of Public Service (Public Service Board) Regulations—Part III.—Salaries, Increments and Allowances (fourteen papers).
- Racing Act 1958—Amendment of Trotting Control Board Regulations 1957.
- Railways Act 1958—Reports of the Victorian Railways Commissioners for the quarters ended 30th June, 1960, and 30th September, 1960.
- State Savings Bank Act 1958—General Order No. 61.
- Supreme Court Act 1958—Amendment of Rules of the Supreme Court (three papers).
- Teaching Service Act 1958—Amendment of Regulations—  
Teaching Service (Classification, Salaries and Allowances) Regulations (two papers).  
Teaching Service (Governor in Council) Regulations.  
Teaching Service (Teachers Tribunal) Regulations (two papers).
- Tourist Act 1958—Tourist Development Authority (Travelling Expenses) Regulations.
- Town and Country Planning Act 1958—  
Amendment of Regulations.  
Ocean Road Planning Scheme 1955, Amendment No. 1, 1959 (Shire of Otway).  
Shire of Ballarat Planning Scheme 1956, Amendment No. 3, 1960.
- Transfer of Land Act 1958—Transfer of Land (Amending) Regulations 1960.
- University Act 1958—Financial Statements of the University of Melbourne for the year 1959.
- Vermin and Noxious Weeds Act 1958—Amendment of Vermin and Noxious Weeds Destruction Board (Appointed Members Salaries and Allowances) Regulations.
- Weights and Measures Act 1958—Amendment of Weights and Measures Regulations 1959.

9. EVIDENCE (CHILDREN) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable J. W. Galbally moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
10. POLICE OFFENCES (FALSE REPORTS TO POLICE) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable J. W. Galbally moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
11. ADJOURNMENT.—The Honorable G. L. Chandler moved, by leave, That the Council, at its rising, adjourn until Tuesday next.  
Question—put and resolved in the affirmative.  
The Honorable G. L. Chandler moved, That the House do now adjourn.  
Debate ensued.  
Question—put and resolved in the affirmative.

And then the Council, at fourteen minutes past Six o'clock, adjourned until Tuesday next.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 24.

TUESDAY, 21ST MARCH, 1961.

### *Questions.*

- \*1. The Hon. A. TODD: To ask the Honorable the Minister of Transport—
- Did the plans for the reclamation project in the Moray-street, South Melbourne, area as presented to the local Council contain any provision for a block of flats containing "Darby and Joan" and "Lone Person" units.
  - Is it now proposed to eliminate these units from the plans; if so, why.
  - What is the Ministerial policy on the future erection of "Darby and Joan" and "Lone Person" units.
  - Is it now Ministerial policy that the re-letting of any future vacancies in "Darby and Joan" units shall not be considered as being restricted to aged people.
- \*2. The Hon. P. T. BYRNES: To ask the Honorable the Minister of Transport—
- Was a meeting held in Sydney on 20th February last of the Premiers of Victoria, New South Wales, and South Australia, and representatives of the Commonwealth Government, to discuss future use of Murray River waters.
  - Who attended the meeting.
  - What were the matters discussed.
  - Was any press report issued concerning the meeting.
  - In view of the great importance to Victoria of developments in the Murray Valley, will the Premier take the Parliament into his confidence before any agreement is reached with other States, so that advice can be tendered by those who thoroughly understand the problems associated with the use of water from the River Murray.
- \*3. The Hon. A. TODD: To ask the Honorable the Minister of Transport—
- When did demolitions begin on the slum reclamation area bounded by Crockford, Ingles, and Raglan-streets, Port Melbourne.
  - When are the demolitions likely to be completed, and what is the reason for the present delay.
  - Have the plans for re-development of the area been completed, and when is it anticipated that contracts for new construction will be let.
- \*4. The Hon. G. J. O'CONNELL: To ask the Honorable the Minister of Transport—
- Is the Minister aware of the grave traffic hazard that exists at the Burnley-street level crossing.
  - Is it the intention of the Railways Commissioners to replace the present crossings at Burnley-street and Green-street with over-passes; if so, when.
- \*5. The Hon. J. M. WALTON: To ask the Honorable the Minister of Transport—
- In view of the danger to public health, what action does the Government intend to take to stop the overflow from Pentridge septic tank system entering the Merri-creek.
  - Will the Government investigate the possibility of connecting this service with the Melbourne and Metropolitan Board of Works sewerage system.
  - Will the Government treat this matter as one of urgent public importance.
- \*6. The Hon. P. T. BYRNES: To ask the Honorable the Minister of Transport—
- When will water be available to the Victorian River Murray irrigation districts from the Snowy Mountains project, and how much will be received.
  - Has any allocation of this water been discussed.
  - Will the Government consider holding discussions with interested organizations to ensure an equitable distribution of this water and to increase production.

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

. The Hon. A. TODD: To ask the Honorable the Minister of Transport—

- (a) What were the dates on which demolitions were completed in the following slum-reclamation areas—(i) Stokes and Nott-streets, Port Melbourne; and (ii) Moray and surrounding streets, South Melbourne.
- (b) What were the dates on which rebuilding commenced in the areas mentioned.
- (c) Will the Minister inform the House as to the reasons behind the two cessations of work on the sixteen-storey flat project known as "Emerald Court".
- (d) Will the Minister inform the House whether these and any further stoppages will add to the economic rent of the flats when completed.
- (e) Is the block of flats in question being constructed by the Housing Commission or by private enterprise.
- (f) If the construction is by private enterprise, what is the name of the constructing company and had it any experience in the type of construction being used on the sixteen-storey flats in question.

\*8. The Hon. P. T. BYRNES: To ask the Honorable the Minister of Transport—Were inter-departmental conferences held in 1959 and 1960 to discuss problems concerning expansion of irrigation settlement on the River Murray; if so, will the reports of these conferences be made available to Members of Parliament, and be laid on the Table of the House.

\*9. The Hon. R. W. MAY: To ask the Honorable the Minister of Transport—Has the Government any plans for rebuilding the Moe Railway Station; if so, when is it proposed to commence the work and when is it anticipated that the work will be completed.

\*10. The Hon. P. T. BYRNES: To ask the Honorable the Minister of Agriculture—

- (a) At which railway stations in Victoria has wheat been delivered in bags this season, and what is the quantity stacked at each station.
- (b) What is the total quantity of wheat delivered to date to the Grain Elevators Board's bulk-handling system.
- (c) What is the capacity of the Grain Elevators Board's storage system for the receipt of wheat at—(i) railway stations; (ii) temporary bulk depots; and (iii) seaboard terminals.

\*11. The Hon. K. S. GROSS: To ask the Honorable the Minister of Agriculture—

- (a) How many meetings have been held by the Wheat Research Committee, and at what intervals.
- (b) What amounts of money have been spent by the Committee, and on what projects.
- (c) Has any research work been undertaken.
- (d) Has the Committee purchased a property for research work; if not, was the Committee aware that a suitable property within two miles of Horsham was for sale recently.
- (e) How much money was contributed by the farmers from the last wheat harvest.
- (f) What are the total funds available to the Committee at the present time.

\*12. The Hon. P. T. BYRNES: To ask the Honorable the Minister of Transport—

- (a) How many settlers have been placed on the land in each of the last five years, and on what estates.
- (b) What is the estimated cost to the State of each farm.
- (c) How many registered applicants are there for land settlement blocks.

#### *Government Business.*

##### ORDERS OF THE DAY:—

- \*1. EVIDENCE (CHILDREN) BILL—(Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. J. W. Galbally).
- \*2. POLICE OFFENCES (FALSE REPORTS TO POLICE) BILL—(Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. J. W. Galbally).

#### *General Business.*

##### ORDERS OF THE DAY:—

1. PUBLIC AND RECREATIONAL LANDS BILL—(Hon. J. W. Galbally)—Second reading—*Resumption of debate* (Hon. Sir Arthur Warner).
2. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(Hon. P. V. Feltham)—Second reading—*Resumption of debate* (Hon. J. W. Galbally).
3. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(Hon. J. W. Galbally)—Second reading.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*



## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

No. 25.

TUESDAY, 21ST MARCH, 1961.

1. The President took the Chair and read the Prayer.

2. ST. KILDA (GOLDSMITH AND SHELLEY STREETS) LAND BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to close Portions of Certain Streets in the City of St. Kilda and to add the Land forming the Closed Portions of the said Streets to Land in the said City reserved for Educational Purposes* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Ewen Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

3. STAMPS (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend the ‘ Stamps Act 1958 ’* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

4. EMPLOYERS AND EMPLOYÉS (ATTACHMENT OF WAGES) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend Section Sixty-one of the ‘ Employers and Employés Act 1958 ’* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

5. MUNICIPAL ASSOCIATION (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend the ‘ Municipal Association Act 1907 ’* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable G. L. Chandler, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

6. SUBORDINATE LEGISLATION COMMITTEE.—The Honorable Murray Byrne brought up Reports from the Subordinate Legislation Committee on—Country Fire Authority Groups of Brigades Regulations 1960; and Amendment of the Police Regulations 1957.

Severally ordered to lie on the Table.

7. MILK PASTEURIZATION (LICENCES) BILL.—On the motion (by leave without notice) of the Honorable G. L. Chandler, leave was given to bring in a Bill to amend Section Seven of the *Milk Pasteurization Act 1958*, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

8. HEALTH (PROPRIETARY MEDICINES) BILL.—On the motion (by leave without notice) of the Honorable Sir Ewen Cameron, leave was given to bring in a Bill to amend Division 3 of Part XIV. of the *Health Act 1958*, and the said Bill was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

9. POLICE OFFENCES (PINBALL MACHINES) BILL.—On the motion (by leave without notice) of the Honorable L. H. S. Thompson, leave was given to bring in a Bill to amend Sub-section (2) of Section One hundred and fifty-one of the *Police Offences Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

10. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—

Co-operative Housing Societies Act 1958—Report of the Registrar of Co-operative Housing Societies for the year 1959–60.

Education Act 1958—Amendment of Regulation XVII.—Conveyance of Pupils to Post-Primary Schools and Classes.

Estate Agents Act 1958—Estate Agents (Amending) Regulations 1961.

Land Act 1958—Certificates of the Minister of Education relating to the proposed compulsory resumption of land for the purposes of schools at Altona, Geelong and Preston (three papers).

Local Authorities Superannuation Act 1958—Local Authorities Superannuation Regulations No. 5.

Mines Act 1958—Return of Suspensions granted during the year 1960 of labour covenants in mining leases.

Poisons Act 1958—Pharmacy Board of Victoria—Dangerous Drugs Regulations 1961.

Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—Part III.—Salaries, Increments and Allowances.

State Electricity Commission Act 1958—Falls Creek Tourist Area (Amendment) Regulations 1961.

State Library National Gallery National Museum and Institute of Applied Science Act 1960—Report of the Trustees of the National Gallery of Victoria, together with Statement of Income and Expenditure, for the year 1959–60.

11. EVIDENCE (CHILDREN) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honorable T. H. Grigg reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

12. POLICE OFFENCES (FALSE REPORTS TO POLICE) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

13. PUBLIC WORKS COMMITTEE (SPECIAL EXEMPTION) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intitled “ *An Act to exempt Members of the Public Works Committee from the Provisions of Section Fourteen of the ‘Public Works Committee Act 1958’ while enquiring into the Water Resources of Victoria* ” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Ewen Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

The Honorable Sir Ewen Cameron moved, That this Bill be now read a second time.

The Honorable J. W. Galbally moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

14. MILK PASTEURIZATION (LICENCES) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.

The Honorable A. Todd moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

15. HEALTH (PROPRIETARY MEDICINES) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Ewen Cameron moved, That this Bill be now read a second time.

The Honorable B. Machin moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

16. ADJOURNMENT.—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable Sir Arthur Warner moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at forty-one minutes past Six o'clock, adjourned until Tuesday next.

ROY S. SARAH,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 25.

TUESDAY, 28<sup>TH</sup> MARCH, 1961.

### *Questions.*

\*1. The Hon. B. MACHIN: To ask the Honorable the Minister of Transport—

- (a) What was the cost per house of the imported "Clifford" houses in Rennison-street, Maidstone, giving separately—(i) the landed cost of the unit; (ii) the cost of erection; (iii) the cost of the land; and (iv) the cost of road, footpath, and sewerage connexion.
- (b) When were these houses erected.

\*2. The Hon. R. W. MAY: To ask the Honorable the Minister of Agriculture—

- (a) What total amount of margarine was manufactured in Victoria in each of the last four years.
- (b) What proportion of peanut oil produced in Australia is used in the manufacture of margarine.
- (c) Does the Government compel all margarine manufacturers who sell their product within Victoria to submit their ingredients for inspection prior to manufacture; if not, will the Government consider so doing.
- (d) What is the per capita consumption of margarine in—(i) Australia; (ii) New South Wales; (iii) Victoria; and (iv) South Australia.

\*3. The Hon. MURRAY BYRNE: To ask the Honorable the Minister of Transport—

- (a) Can supplies of the Uniform Building Regulations be obtained by the public; if so, where.
- (b) If not—(i) when were copies last available for sale to the public; (ii) when does the Government Printer intend to publish further copies; and (iii) when can it be expected copies will be available.

\*4. The Hon. B. MACHIN: To ask the Honorable the Minister of Health—

- (a) How many boiler installations have been brought to the notice of the Clean Air Committee as offending against the Clean Air Act, and how many have had alterations made to remedy the trouble.
- (b) In view of the fairly heavy fall-out of solids measured in the deposit gauges at the Weather Bureau, has any attempt been made by the Health Commission to ask any of the three organizations in this area which may be responsible to try to improve their boiler firing.
- (c) Are the atmospheric pollution gauges at the sewage treatment works at Traralgon anywhere near the cement works.
- (d) In view of increasing air pollution caused by the burning of solid fuel for industry and various fuels for transport and power, will the Minister give consideration to the setting up of a separate department within the Commission to deal with the problem.
- (e) Will the Minister make available to me the readings of the various atmospheric pollution gauges since the commencement of such readings to date.

Government Business.

ORDERS OF THE DAY :—

- \*1. ST. KILDA (GOLDSMITH AND SHELLEY STREETS) LAND BILL—(*from Assembly—Hon. Sir Ewen Cameron*)—  
Second reading.
- \*2. STAMPS (AMENDMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
- \*3. MUNICIPAL ASSOCIATION (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading.
- \*4. POLICE OFFENCES (PINBALL MACHINES) BILL—(*Hon. L. H. S. Thompson*)—Second reading.
- \*5. EMPLOYERS AND EMPLOYÉS (ATTACHMENT OF WAGES) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—  
Second reading.
- 6. EVIDENCE (CHILDREN) BILL—(*Hon. L. H. S. Thompson*)—To be further considered in Committee.
- \*7. MILK PASTEURIZATION (LICENCES) BILL—(*Hon. G. L. Chandler*)—Second reading—*Resumption of debate*  
(*Hon. A. Todd*).
- \*8. PUBLIC WORKS COMMITTEE (SPECIAL EXEMPTION) BILL—(*from Assembly—Hon. Sir Ewen Cameron*)—  
Second reading—*Resumption of debate* (*Hon. J. W. Galbally*).
- \*9. HEALTH (PROPRIETARY MEDICINES) BILL—(*Hon. Sir Ewen Cameron*)—Second reading—*Resumption of*  
*debate* (*Hon. B. Machin*).

General Business.

ORDERS OF THE DAY :—

- 1. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading—*Resumption of*  
*debate* (*Hon. Sir Arthur Warner*).
- 2. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(*Hon. P. V. Feltham*)—Second reading—  
*Resumption of debate* (*Hon. J. W. Galbally*).
- 3. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

## CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

## SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer,  
W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin,  
R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W.  
Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett,  
K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg,  
A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

## No. 26.

TUESDAY, 28<sup>TH</sup> MARCH, 1961.

1. The President took the Chair and read the Prayer.
2. **THE CONSTITUTION ACT AMENDMENT (ELECTORAL) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend Part V. of ‘ The Constitution Act Amendment Act 1958 ’, to repeal Division One of Part VI. of that Act, and for other purposes* ” and desiring the concurrence of the Council therein.  
On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
3. **RAILWAYS (PERMANENT SERVICE) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend Section One hundred and forty-nine of the ‘ Railways Act 1958 ’* ” and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
4. **SUPERANNUATION (RAILWAY SERVICE) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to make Provision with respect to the Rights and Obligations under the ‘ Superannuation Act 1958 ’ of Persons in the Railway Service* ” and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
5. **GRAIN ELEVATORS (BORROWING) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to increase the Maximum Sum which may be borrowed by the Grain Elevators Board* ” and desiring the concurrence of the Council therein.  
On the motion of the Honorable G. L. Chandler, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
6. **DISTRIBUTION OF POPULATION COMMITTEE—FOURTH PROGRESS REPORT.**—The Honorable R. W. Mack brought up the Fourth Progress Report of the Distribution of Population Committee, together with Minutes of Evidence and Appendices.  
Ordered to lie on the Table and the Report, Appendix “A” and the index to Appendix “B” to be printed.
7. **STATUTE LAW REVISION BILL.**—On the motion (by leave without notice) of the Honorable L. H. S. Thompson, leave was given to bring in a Bill to revise the Statute Law, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
8. **PAPERS.**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
  - Explosives Act 1958—Orders in Council relating to the Classification and Definition of Explosives (two papers).
  - Fruit and Vegetables Act 1958—Amendment of Regulations.
  - Land Act 1958—Certificate of the Minister of Education relating to the proposed compulsory resumption of land for the purposes of a school at Greensborough North.
  - Marketing of Primary Products Act 1958—Amendment of Regulations—
    - Maize Marketing Board—Period of time for the computation of or accounting for the net proceeds of the sale of maize.
    - Producer of Oats.

Mental Hygiene Act 1958—Report of the Mental Hygiene Authority for the year 1959.

Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—  
Part I.—Appointments to the Administrative, Professional, and Technical and General Divisions.

Part II.—Promotions and Transfers.

Part III.—Salaries, Increments and Allowances (seven papers).

Racing Act 1958—Totalizator (Totalizators Extension) Regulations.

Soil Conservation and Land Utilization Act 1958—Report of the Soil Conservation Authority for the year 1959-60.

Teaching Service Act 1958—Amendment of—

Teaching Service (Classification, Salaries and Allowances) Regulations.

Teaching Service (Teachers Tribunal) Regulations.

9. ST. KILDA (GOLDSMITH AND SHELLEY STREETS) LAND BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Ewen Cameron moved, that this Bill be now read a second time.  
The Honorable A. Todd moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
10. STAMPS (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable S. Merrifield moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
11. MUNICIPAL ASSOCIATION (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.  
The Honorable B. Machin moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
12. POLICE OFFENCES (PINBALL MACHINES) BILL—DISCHARGE OF ORDER OF THE DAY.—The Order of the Day for the second reading of this Bill having been read—  
The Honorable L. H. S. Thompson moved, That the said Order be discharged.  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be withdrawn.
13. EMPLOYERS AND EMPLOYÉS (ATTACHMENT OF WAGES) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable J. W. Galbally moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
14. EVIDENCE (CHILDREN) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole, having been read, the President left the Chair.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack reported that the Committee had made progress in the Bill, and asked leave to sit again.  
Resolved—That the Council will, later this day, again resolve itself into the said Committee.
15. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 7, be postponed until later this day.
16. PUBLIC WORKS COMMITTEE (SPECIAL EXEMPTION) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was, after debate, read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

17. HOUSING (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend the ‘Housing Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

18. WORMBETE LAND BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act relating to certain Land in the Parish of Wormbete*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Ewen Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

19. EVIDENCE (CHILDREN) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

20. MILK PASTEURIZATION (LICENCES) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

21. HEALTH (PROPRIETARY MEDICINES) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

22. LAND (NORTH-WEST MALLEE SETTLEMENT AREAS) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to make Provision with respect to the Granting of Purchase Leases of Lands demised under Division Three of Part II. of the ‘Land Act 1958’ and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Ewen Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

23. THE CONSTITUTION ACT AMENDMENT (ELECTORAL) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.

The Honorable J. W. Galbally moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

24. RAILWAYS (PERMANENT SERVICE) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.

Debate ensued.

The Honorable J. M. Tripovich moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.

25. ALTERATION OF SESSIONAL ORDERS.—The Honorable Sir Arthur Warner moved, by leave, That so much of the Sessional Orders as provides that no new business shall be taken after the hour of half-past Ten o'clock be suspended for this sitting of the Council.

Question—put and resolved in the affirmative.

26. RAILWAYS (PERMANENT SERVICE) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honorable T. H. Grigg having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

27. SUPERANNUATION (RAILWAY SERVICE) BILL.—This Bill was, according to Order and after debate, read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honorable T. H. Grigg having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

28. ADJOURNMENT.—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until Wednesday, the 5th April next.

Question—put and resolved in the affirmative.

The Honorable Sir Arthur Warner moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at ten minutes past Eleven o'clock, adjourned until Wednesday, the 5th April next.

ROY S. SARAH,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 26.

WEDNESDAY, 5TH APRIL, 1961.

### *Questions.*

- \*1. The Hon. S. MERRIFIELD: To ask the Honorable the Minister of Transport—
- Will he lay on the table of the Library the submissions on which the Crown Solicitor was asked to give an opinion as to the effect of sections of the Mines Act and other Acts relating to the issue of mining leases.
  - Will he lay on the table of the Library the full opinion of the Crown Solicitor relating to this matter.
- \*2. The Hon. R. W. MAY: To ask the Honorable the Minister of Transport—
- What governmental assistance from all sources has been made available in each of the last ten years for building municipal saleyards.
  - On what basis was such assistance made available and on what terms.
  - Which municipalities received assistance, and what were the amounts in each case.
  - From what funds was the money made available.
- \*3. The Hon. R. W. MAY: To ask the Honorable the Minister of Transport—Is it the intention of the Government to construct a bridge to connect French Island with the mainland, and is there a projected plan for such work.

### *General Business.*

#### ORDERS OF THE DAY:—

- PUBLIC AND RECREATIONAL LANDS BILL—(Hon. J. W. Galbally)—Second reading—*Resumption of debate* (Hon. Sir Arthur Warner).
- COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2)—(Hon. P. V. Feltham)—Second reading—*Resumption of debate* (Hon. J. W. Galbally).
- HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(Hon. J. W. Galbally)—Second reading.

### *Government Business.*

#### ORDERS OF THE DAY:—

- WORMBETE LAND BILL—(from Assembly—Hon. Sir Ewen Cameron)—Second reading.
- HOUSING (AMENDMENT) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- STATUTE LAW REVISION BILL—(Hon. L. H. S. Thompson)—Second reading.
- GRAIN ELEVATORS (BORROWING) BILL—(from Assembly)—Hon. G. L. Chandler)—Second reading.
- LAND (NORTH-WEST MALLEE SETTLEMENT AREAS) BILL—(from Assembly—Hon. Sir Ewen Cameron)—Second reading.
- STAMPS (AMENDMENT) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. S. Merrifield).

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

- \*7. THE CONSTITUTION ACT AMENDMENT (ELECTORAL) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—  
Second reading—*Resumption of debate (Hon. J. W. Galbally).*
8. ST. KILDA (GOLDSMITH AND SHELLEY STREETS) LAND BILL—(*from Assembly—Hon. Sir Ewen Cameron*)—  
Second reading—*Resumption of debate (Hon. A. Todd).*
9. EMPLOYERS AND EMPLOYÉS (ATTACHMENT OF WAGES) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—  
Second reading—*Resumption of debate (Hon. J. W. Galbally).*
10. MUNICIPAL ASSOCIATION (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—  
*Resumption of debate (Hon. B. Machin).*

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

## CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

## SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer,  
W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin,  
R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W.  
Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett,  
K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg,  
A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

MR. PRESIDENT TAKES THE CHAIR AT QUARTER-PAST ELEVEN O'CLOCK.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 27.

THURSDAY, 6TH APRIL, 1961.

### *Question.*

- \*1. The Hon. J. W. GALBALLY: To ask the Honorable the Minister of Health—Will he give consideration to appointing a legal representative on the panel of official visitors to Mont Park, Larundel, and Janefield, to replace the late T. M. Dickson, LL.B., in accordance with the request made in September, 1958.

### *Government Business.*

#### ORDERS OF THE DAY:—

- \*1. TRANSPORT REGULATION (TERM OF OFFICE) BILL—(*Hon. Sir Arthur Warner*)—Second reading.
- \*2. HEIDELBERG AND TOOLAMBA LANDS EXCHANGE BILL—(*from Assembly—Hon. Sir Ewen Cameron*)—Second reading.
3. THE CONSTITUTION ACT AMENDMENT (ELECTORAL) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
- \*4. CLEAN AIR (SUB-COMMITTEES) BILL—(*from Assembly—Hon. Sir Ewen Cameron*)—Second reading.
- \*5. CO-OPERATION (AMENDMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
- \*6. TRANSPORT REGULATION (COMPENSATION) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
- \*7. JURIES (AMENDMENT) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading.
- \*8. BREAD INDUSTRY (LEGAL PROCEEDINGS) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
9. MUNICIPAL ASSOCIATION (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. B. Machin)*.
10. STATUTE LAW REVISION BILL (No. 2)—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. L. H. S. Thompson)*.

### *General Business.*

#### ORDERS OF THE DAY:—

1. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading—*Resumption of debate (Hon. P. T. Byrnes)*.
2. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

TUESDAY, 11<sup>TH</sup> APRIL.

*Government Business.*

ORDERS OF THE DAY :—

1. WORMBETE LAND BILL—(*from Assembly—Hon. Sir Ewen Cameron*)—Second reading—*Resumption of debate (Hon. A. Smith).*
2. HOUSING (AMENDMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. G. J. O'Connell).*
3. LAND (NORTH-WEST MALLEE SETTLEMENT AREAS) BILL—(*from Assembly—Hon. Sir Ewen Cameron*)—Second reading—*Resumption of debate (Hon. A. Smith).*
4. GRAIN ELEVATORS (BORROWING) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. A. Smith).*
- \*5. RIPON PEACE MEMORIAL HOSPITAL TRUST BILL—(*from Assembly—Hon. Sir Ewen Cameron*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich).*

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

No. 27.

WEDNESDAY, 5TH APRIL, 1961.

1. The President took the Chair and read the Prayer.

2. TRANSPORT REGULATION (TERM OF OFFICE) BILL.—On the motion (by leave without notice) of the Honorable Sir Arthur Warner, leave was given to bring in a Bill to amend Section Seven of the *Transport Regulation Act 1958*, and the said Bill was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

3. ADJOURNMENT—ALTERATION OF HOUR OF MEETING.—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until to-morrow at Eleven o'clock.

Question—put and resolved in the affirmative.

4. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—

- Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—
  - Part I.—Appointments to the Administrative, Professional, and Technical and General Divisions.
  - Part II.—Promotions and Transfers.
  - Part III.—Salaries, Increments and Allowances (five papers).
  - Part VI.—Travelling Expenses.

River Murray Waters Act 1915—Report of the River Murray Commission for the year 1959–60.

Town and Country Planning Act 1958—

Amendment of Regulations.

Morwell Planning Scheme 1954, Amendment No. 3, 1959.

Water Act 1958—Report of the State Rivers and Water Supply Commission for the year 1959–60.

5. PUBLIC AND RECREATIONAL LANDS BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—

Debate resumed.

The Honorable P. T. Byrnes moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until the next day of meeting.

6. COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 2).—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—

Debate resumed.

Question—put.

The Council divided.

Ayes, 8.

The Hon. A. K. Bradbury,  
P. T. Byrnes,  
P. V. Feltham,  
W. O. Fulton (*Teller*),  
A. R. Mansell,  
R. W. May (*Teller*),  
I. A. Swinburne,  
D. J. Walters.

Noes, 23.

The Hon. Murray Byrne (*Teller*),  
Sir Ewen Cameron,  
G. L. Chandler,  
V. O. Dickie,  
D. G. Elliot,  
J. W. Galbally,  
W. R. Garrett,  
T. H. Grigg,  
K. S. Gross,  
R. J. Hamer,  
B. Machin (*Teller*),  
R. W. Mack,  
W. P. Mair,  
S. Merrifield,  
G. J. Nicol,  
G. J. O'Connell,  
A. Smith,  
G. W. Thom,  
L. H. S. Thompson,  
A. Todd,  
J. M. Tripovich,  
J. M. Walton,  
Sir Arthur Warner.

And so it passed in the negative.

7. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Order of the Day, General Business, No. 3, be postponed until the next day of meeting.

Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 5 inclusive, be postponed until later this day.

8. STAMPS (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

9. CO-OPERATION (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the 'Co-operation Act 1958'*" and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

10. RIPON PEACE MEMORIAL HOSPITAL TRUST BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to vary the Objects of a Certain Trust relating to a Fund raised to establish a Hospital at Beaufort*" and desiring the concurrence of the Council therein.

Bill ruled to be a Private Bill.

The Honorable Sir Ewen Cameron moved, That this Bill be dealt with as a Public Bill.

Question—put and resolved in the affirmative.

The Honorable Sir Ewen Cameron moved, That this Bill be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time and ordered to be printed and, by leave, to be read a second time later this day.

11. HEIDELBERG AND TOOLAMBA LANDS EXCHANGE BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to provide, upon the Surrender to Her Majesty of certain Pieces of Land in the City of Heidelberg and in the Parish of Toolamba for the Reservation thereof respectively as Sites for Police Stations and for the Grant of Certain Pieces of Crown Land in the said City and in the said Parish respectively to the Mayor Councillors and Citizens of the City of Heidelberg and the Ardmona Fruit Products Co-operative Company Limited respectively*" and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Ewen Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

12. **WORMBETE LAND BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Ewen Cameron moved, That this Bill be now read a second time.  
The Honorable A. Smith moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
13. **HOUSING (AMENDMENT) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable G. J. O'Connell moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
14. **STATUTE LAW REVISION BILL (No. 2).**—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable L. H. S. Thompson moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
15. **STATUTE LAW REVISION BILL (No. 2).**—The Honorable L. H. S. Thompson moved, by leave, That the proposals contained in this Bill be referred to the Statute Law Revision Committee for examination and report.  
Question—put and resolved in the affirmative.
16. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 7 and 8, be postponed until later this day.
17. **EMPLOYERS AND EMPLOYÉS (ATTACHMENT OF WAGES) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
18. **CLEAN AIR (SUB-COMMITTEES) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the 'Clean Air Act 1958'*" and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Ewen Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
19. **BREAD INDUSTRY (LEGAL PROCEEDINGS) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the 'Bread Industry Act 1959', and for other purposes*" and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
20. **GRAIN ELEVATORS (BORROWING) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.  
The Honorable A. Smith moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.
21. **LAND (NORTH-WEST MALLEE SETTLEMENT AREAS) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Ewen Cameron moved, That this Bill be now read a second time.  
The Honorable A. Smith moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Tuesday next.

22. **ST. KILDA (GOLDSMITH AND SHELLEY STREETS) LAND BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

23. **TRANSPORT REGULATION (COMPENSATION) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to make Provision with Respect to the Payment of Compensation to the Holders of Licences in Certain Circumstances*" and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

24. **RIPON PEACE MEMORIAL HOSPITAL TRUST BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Ewen Cameron moved, That this Bill be now read a second time.

The Honorable J. M. Tripovich moved, That the debate be now adjourned.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

25. **JURIES (AMENDMENT) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the 'Juries Act 1958'*" and desiring the concurrence of the Council therein.

On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

26. **ADJOURNMENT.**—The Honorable Sir Arthur Warner moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at thirty-four minutes past Ten o'clock, adjourned until to-morrow.

ROY S. SARAH,  
Clerk of the Legislative Council.

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## No. 28.

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THURSDAY, 6TH APRIL, 1961.

1. The President took the Chair and read the Prayer.
2. **JANET CLARKE HALL BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to make provision with respect to the Incorporation of Janet Clarke Hall and the Transfer thereto of certain Property and Funds, and for other purposes*" and desiring the concurrence of the Council therein.  
Bill ruled to be a Private Bill.  
The Honorable Sir Ewen Cameron moved, That this Bill be dealt with as a Public Bill.  
Question—put and resolved in the affirmative.  
The Honorable Sir Ewen Cameron moved, That this Bill be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time and ordered to be printed and to be read a second time on the next day of meeting.
3. **SUBORDINATE LEGISLATION COMMITTEE—SPECIAL REPORT.**—The Honorable I. A. Swinburne brought up a Special Report from the Subordinate Legislation Committee relating to the Publication of Regulations and the Disallowance of Regulations, together with Appendices.  
Ordered, after debate, to lie on the Table and to be printed.



4. PAPER.—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk :—

Labour and Industry Act 1958—Report of the Department of Labour and Industry for the year 1959.

5. TRANSPORT REGULATION (TERM OF OFFICE) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.

The Honorable D. G. Elliot moved, That the debate be now adjourned.

Debate ensued.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

6. HEIDELBERG AND TOOLAMBA LANDS EXCHANGE BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Ewen Cameron moved, That this Bill be now read a second time.

The Honorable J. M. Walton moved, That the debate be now adjourned.

Debate ensued.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until Tuesday next.

7. POSTPONEMENT OF ORDER OF THE DAY.—The Honorable Sir Arthur Warner moved, That the consideration of Order of the Day, Government Business, No. 3, be postponed until later this day.

Debate ensued.

Motion, by leave, withdrawn.

8. THE CONSTITUTION ACT AMENDMENT (ELECTORAL) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—

Debate resumed.

Question—put.

The Council divided.

Ayes, 24.

The Hon. Murray Byrne,  
Sir Ewen Cameron,  
G. L. Chandler,  
V. O. Dickie,  
D. G. Elliot,  
J. W. Galbally,  
W. R. Garrett,  
C. S. Gawith,  
T. H. Grigg,  
K. S. Gross,  
R. J. Hamer,  
B. Machin,  
R. W. Mack,  
W. P. Mair,  
S. Merrifield (*Teller*),  
G. J. Nicol,  
G. J. O'Connell,  
A. Smith,  
G. W. Thom (*Teller*),  
L. H. S. Thompson,  
A. Todd,  
J. M. Tripovich,  
J. M. Walton,  
Sir Arthur Warner.

Noes, 8.

The Hon. A. K. Bradbury (*Teller*),  
P. T. Byrnes,  
P. V. Feltham,  
W. O. Fulton,  
A. R. Mansell (*Teller*),  
R. W. May,  
I. A. Swinburne,  
D. J. Walters.

And so it was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, on the next day of meeting, again resolve itself into the said Committee.

9. GAS AND FUEL CORPORATION (BORROWING) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Section Seventeen of the ‘Gas and Fuel Corporation Act 1958’*” and desiring the concurrence of the Council therein.

On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

10. FISHERIES (COMMERCIAL COUNCIL) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to establish a Commercial Fisheries Council and for other purposes*” and desiring the concurrence of the Council therein.

On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

And then the Council, at fifty-eight minutes past Four o'clock, adjourned until Tuesday next.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 28.

TUESDAY, 11<sup>TH</sup> APRIL, 1961.

### *Questions.*

- \*1. The Hon. B. MACHIN: To ask the Honorable the Minister of Health—
- What are the names of the members of the Clean Air Committee.
  - What number of meetings has each member attended.
  - From what industry or branch of science is each member drawn.
- \*2. The Hon. A. K. BRADBURY: To ask the Honorable the Minister of Transport—Will the Government, in the interest of decentralization, give favourable consideration to providing pick-up and unloading terminals at Wangaratta, Benalla, and Euroa on the new North-East standard-gauge railway line.

### *Government Business.*

#### NOTICES OF MOTION :—

- \*1. The Hon. SIR ARTHUR WARNER: To move, That so much of the Sessional Orders as provides that on Wednesday in each week Private Members' business shall take precedence of Government business and that no new business shall be taken after the hour of half-past Ten o'clock be rescinded, and that for the remainder of the Session Government business shall take precedence of all other business.
- \*2. The Hon. SIR ARTHUR WARNER: To move, That so much of the Sessional Orders as provides that the hour of meeting on Wednesday and Thursday in each week shall be half-past Four o'clock be rescinded and that for the remainder of the Session the hour of meeting on Wednesdays shall be Two o'clock and on Thursdays Eleven o'clock.

#### ORDERS OF THE DAY :—

- CO-OPERATION (AMENDMENT) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- CLEAN AIR (SUB-COMMITTEES) BILL—(from Assembly—Hon. Sir Ewen Cameron)—Second reading.
- TRANSPORT REGULATION (COMPENSATION) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- JURIES (AMENDMENT) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
- BREAD INDUSTRY (LEGAL PROCEEDINGS) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- JANET CLARKE HALL BILL—(from Assembly—Hon. Sir Ewen Cameron)—Second reading.
- FISHERIES (COMMERCIAL COUNCIL) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
- GAS AND FUEL CORPORATION (BORROWING) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- THE CONSTITUTION ACT AMENDMENT (ELECTORAL) BILL—(from Assembly—Hon. L. H. S. Thompson)—To be further considered in Committee.
- MUNICIPAL ASSOCIATION (AMENDMENT) BILL—(from Assembly—Hon. G. L. Chandler)—Second reading—Resumption of debate (Hon. B. Machin).
- WORMBETE LAND BILL—(from Assembly—Hon. Sir Ewen Cameron)—Second reading—Resumption of debate (Hon. A. Smith).

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

12. GRAIN ELEVATORS (BORROWING) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. A. Smith).*
13. LAND (NORTH-WEST MALLEE SETTLEMENT AREAS) BILL—(*from Assembly—Hon. Sir Ewen Cameron*)—Second reading—*Resumption of debate (Hon. A. Smith).*
14. HOUSING (AMENDMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. G. J. O'Connell).*
15. RIPON PEACE MEMORIAL HOSPITAL TRUST BILL—(*from Assembly—Hon. Sir Ewen Cameron*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich).*
16. HEIDELBERG AND TOOLAMBA LANDS EXCHANGE BILL—(*from Assembly—Hon. Sir Ewen Cameron*)—Second reading—*Resumption of debate (Hon. J. M. Walton).*
17. TRANSPORT REGULATION (TERM OF OFFICE) BILL—(*Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. D. G. Elliot).*
18. STATUTE LAW REVISION BILL (No. 2)—(*Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. L. H. S. Thompson).*

*General Business.*

ORDERS OF THE DAY :—

1. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading—*Resumption of debate (Hon. P. T. Byrnes).*
2. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

## CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

## SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 29.

WEDNESDAY, 12<sup>TH</sup> APRIL, 1961.

### *Question.*

- \*1. The Hon. R. J. HAMER: To ask the Honorable the Minister of Transport—
- When is it expected that the third track on the Box Hill—Ringwood suburban railway line will be open for traffic.
  - What additional peak-hour services on this line will be made possible thereby.
  - What has been the approximate expenditure on this project to date.

### *Government Business.*

#### ORDERS OF THE DAY:—

- \*1. MOTOR CAR (AMENDMENT) BILL.—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
- \*2. MINES (MINERALS) BILL.—(from Assembly—Hon. Sir Ewen Cameron)—Second reading.
- \*3. BUILDING SOCIETIES (AMENDMENT) BILL (No. 2).—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
- \*4.—GAME (AMENDMENT) BILL.—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
5. LAND (NORTH-WEST MALLEE SETTLEMENT AREAS) BILL.—(from Assembly—Hon. Sir Ewen Cameron)—Second reading—*Resumption of debate* (Hon. A. Smith).
6. STATUTE LAW REVISION BILL (No. 2)—(Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. L. H. S. Thompson).
7. RIPON PEACE MEMORIAL HOSPITAL TRUST BILL.—(from Assembly—Hon. Sir Ewen Cameron)—Second reading—*Resumption of debate* (Hon. J. M. Tripovich).
- \*8 ROAD TRAFFIC (PARKING ON RAILWAY AND MUNICIPAL PROPERTY) BILL.—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. J. M. Walton).
9. HEIDELBERG AND TOOLAMBA LANDS EXCHANGE BILL.—(from Assembly—Hon. Sir Ewen Cameron)—Second reading—*Resumption of debate* (Hon. J. M. Walton).
10. JURIES (AMENDMENT) BILL.—(from Assembly—Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. J. W. Galbally).
11. JANET CLARKE HALL BILL.—(from Assembly—Hon. Sir Ewen Cameron)—Second reading—*Resumption of debate* (Hon. D. G. Elliot).
12. CLEAN AIR (SUB-COMMITTEES) BILL.—(from Assembly—Hon. Sir Ewen Cameron)—Second reading—*Resumption of debate* (Hon. B. Machin).

### *General Business.*

#### ORDERS OF THE DAY:—

1. PUBLIC AND RECREATIONAL LANDS BILL.—(Hon. J. W. Galbally)—Second reading—*Resumption of debate* (Hon. P. T. Byrnes).
2. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL.—(Hon. J. W. Galbally)—Second reading.

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

THURSDAY, 13<sup>TH</sup> APRIL.

*Government Business.*

ORDERS OF THE DAY :—

1. CO-OPERATION (AMENDMENT) BILL.—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich).*
2. TRANSPORT REGULATION (COMPENSATION) BILL.—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. D. G. Elliot).*
3. FISHERIES (COMMERCIAL COUNCIL) BILL.—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. B. Machin).*
4. BREAD INDUSTRY (LEGAL PROCEEDINGS) BILL.—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich).*
- \*5. TOWN AND COUNTRY PLANNING (AMENDMENT) BILL.—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. S. Merrifield).*
6. GAS AND FUEL CORPORATION (BORROWING) BILL.—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield).*

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 30.

THURSDAY, 13TH APRIL, 1961.

### *Question.*

- \*1. The Hon. P. T. BYRNES: To ask the Honorable the Minister of Transport—
- (a) How many—(i) municipal; and (ii) privately-owned electrical undertakings have been acquired by the State Electricity Commission in the last ten years.
  - (b) What are the names of these undertakings, and on what terms were they acquired.
  - (c) What was the loan liability of each of these undertakings at the time of acquisition.
  - (d) Was any consideration in addition to taking over the loan liability given by the Commission; if so, what.
  - (e) Have any undertakings been compulsorily acquired.
  - (f) Are negotiations proceeding at the present time for the acquisition by the Commission of any undertakings; if so, what are those undertakings.
  - (g) Is there any differentiation in determination of the terms of acquisition as between municipal undertakings and those conducted by private enterprise.
  - (h) Why has the Commission departed from the methods of acquisition laid down in the Orders in Council establishing municipal undertakings.

### *Government Business.*

#### ORDERS OF THE DAY :—

1. MOTOR CAR (AMENDMENT) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
2. MINES (MINERALS) BILL—(from Assembly—Hon. Sir Ewen Cameron)—Second reading.
3. BUILDING SOCIETIES (AMENDMENT) BILL (No. 2)—(from Assembly—Hon. Sir Arthur Warner)—Second reading.
4. GAME (AMENDMENT) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
- \*5. PROSTITUTION BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading.
6. LAND (NORTH-WEST MALLEE SETTLEMENT AREAS) BILL—(from Assembly—Hon. Sir Ewen Cameron)—Second reading—*Resumption of debate* (Hon. A. Smith).
7. STATUTE LAW REVISION BILL (No. 2)—(Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. L. H. S. Thompson).
8. RIPON PEACE MEMORIAL HOSPITAL TRUST BILL—(from Assembly—Hon. Sir Ewen Cameron)—Second reading—*Resumption of debate* (Hon. J. M. Tripovich).
9. ROAD TRAFFIC (PARKING ON RAILWAY AND MUNICIPAL PROPERTY) BILL—(from Assembly—Hon. Sir Arthur Warner)—Second reading—*Resumption of debate* (Hon. J. M. Walton).
10. HEIDELBERG AND TOOLAMBA LANDS EXCHANGE BILL—(from Assembly—Hon. Sir Ewen Cameron)—Second reading—*Resumption of debate* (Hon. J. M. Walton).
11. JURIES (AMENDMENT) BILL—(from Assembly—Hon. L. H. S. Thompson)—Second reading—*Resumption of debate* (Hon. J. W. Galbally).
12. JANET CLARKE HALL BILL—(from Assembly—Hon. Sir Ewen Cameron)—Second reading—*Resumption of debate* (Hon. D. G. Elliot).

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

13. CO-OPERATION (AMENDMENT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich).*
14. FISHERIES (COMMERCIAL COUNCIL) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. B. Machin).*
15. TRANSPORT REGULATION (COMPENSATION) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. D. G. Elliot).*
16. TOWN AND COUNTRY PLANNING (AMENDMENT) BILL—(*from Assembly—Hon. G. L. Chandler*)—Second reading—*Resumption of debate (Hon. S. Merrifield).*
17. BREAD INDUSTRY (LEGAL PROCEEDINGS) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich).*
18. GAS AND FUEL CORPORATION (BORROWING) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield).*
19. CLEAN AIR (SUB-COMMITTEES) BILL—(*from Assembly—Hon. Sir Erwen Cameron*)—Second reading—*Resumption of debate (Hon. B. Machin).*

#### General Business.

##### ORDERS OF THE DAY :—

1. PUBLIC AND RECREATIONAL LANDS BILL—(*Hon. J. W. Galbally*)—Second reading—*Resumption of debate (Hon. P. T. Byrnes).*
2. HIRE-PURCHASE (LIMITATION OF INTEREST) BILL—(*Hon. J. W. Galbally*)—Second reading.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

G. S. McARTHUR,  
*President.*

### CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

### SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.



## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

No. 29.

TUESDAY, 11<sup>TH</sup> APRIL, 1961.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT.—The Honorable Sir Arthur Warner presented a Message from His Excellency the Administrator of the Government informing the Council that he had, this day, given the Royal Assent to the under-mentioned Acts presented to him by the Clerk-Assistant of the Legislative Council, for and in the absence of the Clerk of the Parliaments, viz :—
  - Public Works Committee (Special Exemption) Act.*
  - Railways (Permanent Service) Act.*
  - Superannuation (Railway Service) Act.*
  - Stamps (Amendment) Act.*
  - Employers and Employés (Attachment of Wages) Act.*
  - St. Kilda (Goldsmith and Shelley Streets) Land Act.*
3. STATUTE LAW REVISION COMMITTEE.—The Honorable P. T. Byrnes brought up a Report from the Statute Law Revision Committee upon the *Marriage Act 1958* (Part VIII.), together with Minutes of Evidence and Appendices.  
Ordered to lie on the Table and the Report to be printed.
4. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
  - Aborigines Act 1958—Report of the Aborigines Welfare Board for the year 1959–60.
  - Co-operation Act 1958—Report of the Registrar of Co-operative Societies for the year 1959–60.
  - Country Roads Act 1958—Report of the Country Roads Board for the year 1959–60.
  - Land Act 1958—Certificate of the Minister of Education relating to the proposed compulsory resumption of land for the purposes of a school at Athlon Heights.
  - Public Service Act 1958—Amendment of Public Service (Public Service Board) Regulations—Part III.—Salaries, Increments and Allowances.
  - Teaching Service Act 1958—Report of the Teachers Tribunal for the year 1959–60.
5. ALTERATION OF SESSIONAL ORDERS.—The Honorable Sir Arthur Warner moved, That so much of the Sessional Orders as provides that on Wednesday in each week Private Members' business shall take precedence of Government business and that no new business shall be taken after the hour of half-past Ten o'clock be rescinded, and that for the remainder of the Session Government business shall take precedence of all other business and new business may be taken at any hour.  
Debate ensued.  
Question—put and resolved in the affirmative.  
The Honorable Sir Arthur Warner moved, That so much of the Sessional Orders as provides that the hour of meeting on Wednesday and Thursday in each week shall be half-past Four o'clock be rescinded and that for the remainder of the Session the hour of meeting on Wednesdays shall be Two o'clock and on Thursdays Eleven o'clock.  
Question—put and resolved in the affirmative.

6. CO-OPERATION (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable J. M. Tripovich moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Thursday next.
7. CLEAN AIR (SUB-COMMITTEES) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Ewen Cameron moved, That this Bill be now read a second time.  
The Honorable B. Machin moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
8. TRANSPORT REGULATION (COMPENSATION) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable D. G. Elliot moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Thursday next.
9. JURIES (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable J. W. Galbally moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
10. BREAD INDUSTRY (LEGAL PROCEEDINGS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable J. M. Tripovich moved, That the debate be now adjourned.  
Debate ensued.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Thursday next.
11. JANET CLARKE HALL BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Ewen Cameron moved, That this Bill be now read a second time.  
The Honorable D. G. Elliot moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
12. FISHERIES (COMMERCIAL COUNCIL) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable B. Machin moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Thursday next.
13. GAS AND FUEL CORPORATION (BORROWING) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable S. Merrifield moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Thursday next.
14. MOTOR CAR (AMENDMENT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to amend the ‘ Motor Car Act 1958 ’, and for other purposes* ” and desiring the concurrence of the Council therein.  
On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
15. ROAD TRAFFIC (PARKING ON RAILWAY AND MUNICIPAL PROPERTY) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act relating to the Parking of Vehicles on Railway and Municipal Property and to amend the ‘ Road Traffic Act 1958 ’, Part II. of the ‘ Railways Act 1958 ’ and Section Five hundred and fifty-five A of the ‘ Local Government Act 1958 ’* ” and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

16. **THE CONSTITUTION ACT AMENDMENT (ELECTORAL) BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with amendments, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with amendments and desiring their concurrence therein.
17. **MINES (MINERALS) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend Section Two hundred and ninety-one of the 'Mines Act 1958'*" and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Ewen Cameron, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
18. **MUNICIPAL ASSOCIATION (AMENDMENT) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
19. **TOWN AND COUNTRY PLANNING (AMENDMENT) BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the 'Town and Country Planning Act 1958', and for other purposes*" and desiring the concurrence of the Council therein.  
On the motion of the Honorable G. L. Chandler, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
20. **WORMBETE LAND BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
21. **ROAD TRAFFIC (PARKING ON RAILWAY AND MUNICIPAL PROPERTY) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable J. M. Walton moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
22. **TOWN AND COUNTRY PLANNING (AMENDMENT) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable G. L. Chandler moved, That this Bill be now read a second time.  
The Honorable S. Merrifield moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Thursday next.
23. **GRAIN ELEVATORS (BORROWING) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
24. **BUILDING SOCIETIES (AMENDMENT) BILL (No. 2).**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to amend the 'Building Societies Act 1958' and for other purposes*" and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.

25. **GAME (AMENDMENT) BILL.** The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to make Further Provision with respect to the Sale, Exchange, Possession and Keeping of Game and Native Game, and for other purposes*" and desiring the concurrence of the Council therein.
- On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
26. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 13 to 16 inclusive, be postponed until later this day.
27. **TRANSPORT REGULATION (TERM OF OFFICE) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.
28. **HOUSING (AMENDMENT) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.
- House in Committee.
- The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.
- Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
29. **ADJOURNMENT.**—The Honorable Sir Arthur Warner moved, That the House do now adjourn.
- Debate ensued.
- Question—put and resolved in the affirmative.

And then the Council, at thirty-six minutes past Eleven o'clock, adjourned until to-morrow.

ROY S. SARAH,  
Clerk of the Legislative Council.

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## No. 30.

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WEDNESDAY, 12TH APRIL, 1961.

1. The President took the Chair and read the Prayer.
2. **PROSTITUTION BILL.**—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled "*An Act to make further Provision with respect to the Procuration and Prostitution of Women and Girls, to increase the Penalties for such Offences and to make Provision with respect to Soliciting by Male Persons for Immoral Purposes*" and desiring the concurrence of the Council therein.

On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.

3. **DISTRIBUTION OF POPULATION COMMITTEE—FIFTH PROGRESS REPORT.**—The Honorable R. W. Mack brought up the Fifth Progress Report of the Distribution of Population Committee with an Appendix.

Ordered to lie on the Table and to be printed.

4. **STATUTE LAW REVISION COMMITTEE—STATUTE LAW REVISION BILL (No. 2).**—The Honorable P. T. Byrnes brought up a Report from the Statute Law Revision Committee upon the proposals contained in the Statute Law Revision Bill (No. 2), together with Minutes of Evidence.

Ordered to lie on the Table and the Report to be printed.

5. ADJOURNMENT.—MOTION UNDER STANDING ORDER No. 53.—The Honorable J. W. Galbally moved, That the Council do now adjourn, and said he proposed to speak on the subject of “The encouragement by the Government of fraudulent financiers, black market moneylenders and bogus companies, the Government’s reckless policies on rents, fares and hire-purchase, and the abandonment of the wage-earner to the evils of unchecked inflation”; and six Honorable Members having risen in their places and required the motion to be proposed—

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at seventeen minutes past Eleven o’clock, adjourned until to-morrow.

ROY S. SARAH,  
Clerk of the Legislative Council.

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## No. 31.

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THURSDAY, 13TH APRIL, 1961.

1. The President took the Chair and read the Prayer.
2. HOUSING (HOME BUILDERS’ ACCOUNT) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Section Ninety-six of the ‘Housing Act 1958’*” and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
3. POLICE OFFENCES (PINBALL MACHINES) BILL.—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “*An Act to amend Sub-section (2) of Section One hundred and fifty-one of the ‘Police Offences Act 1958’*” and desiring the concurrence of the Council therein.  
On the motion of the Honorable L. H. S. Thompson, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
4. MOTOR CAR (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable J. M. Tripovich, for the Honorable S. Merrifield, moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
5. MINES (MINERALS) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Ewen Cameron moved, That this Bill be now read a second time.  
The Honorable J. M. Tripovich, for the Honorable S. Merrifield, moved, That the debate be now adjourned.  
Debate ensued.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
6. BUILDING SOCIETIES (AMENDMENT) BILL (No. 2).—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable J. M. Tripovich, for the Honorable S. Merrifield, moved, That the debate be now adjourned.  
Debate ensued.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until later this day.
7. GAME (AMENDMENT) BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable J. M. Tripovich moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until later this day.
8. PROSTITUTION BILL.—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable J. W. Galbally moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.

9. LAND (NORTH-WEST MALLEE SETTLEMENT AREAS) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

10. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 7, be postponed until later this day.

11. RIPON PEACE MEMORIAL HOSPITAL TRUST BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

12. ROAD TRAFFIC (PARKING ON RAILWAY AND MUNICIPAL PROPERTY) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

13. STATUTE LAW REVISION BILL (No. 2).—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable T. H. Grigg having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be transmitted to the Assembly with a Message desiring their concurrence therein.

14. HEIDELBERG AND TOOLAMBA LANDS EXCHANGE BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack reported that the Committee had made progress in the Bill, and asked leave to sit again.

Resolved—That the Council will, later this day, again resolve itself into the said Committee.

15. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 11 and 12, be postponed until later this day.

16. CO-OPERATION (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

17. **HEIDELBERG AND TOOLAMBA LANDS EXCHANGE BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
18. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 14 and 15, be postponed until later this day.
19. **TOWN AND COUNTRY PLANNING (AMENDMENT) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
20. **JANET CLARKE HALL BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative. Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
21. **HOUSING (HOME BUILDERS' ACCOUNT) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable S. Merrifield moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
22. **POLICE OFFENCES (PINBALL MACHINES) BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable L. H. S. Thompson moved, That this Bill be now read a second time.  
The Honorable J. W. Galbally moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
23. **TRANSPORT REGULATION (COMPENSATION) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
24. **BREAD INDUSTRY (LEGAL PROCEEDINGS) BILL.**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
25. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered—That the consideration of Order of the Day, Government Business, No. 18, be postponed until later this day.

26. CLEAN AIR (SUB-COMMITTEES) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—  
Debate resumed.  
The Honorable I. A. Swinburne moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
27. CONSOLIDATED REVENUE BILL (No. 3).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to apply out of the Consolidated Revenue the sum of Eleven million two hundred and thirty-seven thousand eight hundred and twenty pounds to the service of the year One thousand nine hundred and sixty-one and One thousand nine hundred and sixty-two* ” and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and, by leave, to be read a second time later this day.
28. CONSOLIDATED REVENUE BILL (No. 4).—The President announced the receipt of a Message from the Assembly transmitting a Bill intituled “ *An Act to apply out of the Consolidated Revenue the sum of Four hundred and fifty-three thousand four hundred and twenty-seven pounds to the service of the year One thousand nine hundred and sixty and One thousand nine hundred and sixty-one* ” and desiring the concurrence of the Council therein.  
On the motion of the Honorable Sir Arthur Warner, the Bill transmitted by the foregoing Message was read a first time and ordered to be printed and to be read a second time on the next day of meeting.
29. CONSOLIDATED REVENUE BILL (No. 3).—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.  
The Honorable S. Merrifield moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until the next day of meeting.
30. ADJOURNMENT.—The Honorable Sir Arthur Warner moved, That the House do now adjourn.  
Debate ensued.  
Question—put and resolved in the affirmative.

And then the Council, at forty-four minutes past Ten o'clock, adjourned until Tuesday next.

ROY S. SARAH,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 31.

TUESDAY, 18TH APRIL, 1961.

### *Question.*

1. The Hon. P. T. BYRNES: To ask the Honorable the Minister of Transport—
- How many—(i) municipal; and (ii) privately-owned electrical undertakings have been acquired by the State Electricity Commission in the last ten years.
  - What are the names of these undertakings, and on what terms were they acquired.
  - What was the loan liability of each of these undertakings at the time of acquisition.
  - Was any consideration in addition to taking over the loan liability given by the Commission; if so, what.
  - Have any undertakings been compulsorily acquired.
  - Are negotiations proceeding at the present time for the acquisition by the Commission of any undertakings; if so, what are those undertakings.
  - Is there any differentiation in determination of the terms of acquisition as between municipal undertakings and those conducted by private enterprise.
  - Why has the Commission departed from the methods of acquisition laid down in the Orders in Council establishing municipal undertakings.

### *Government Business.*

#### ORDERS OF THE DAY:—

- \*1. CONSOLIDATED REVENUE BILL (No. 4)—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading.
- \*2. CONSOLIDATED REVENUE BILL (No. 3)—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
3. MOTOR CAR (AMENDMENT) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
4. BUILDING SOCIETIES (AMENDMENT) BILL (No. 2)—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
5. GAME (AMENDMENT) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. M. Tripovich)*.
6. GAS AND FUEL CORPORATION (BORROWING) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
7. MINES (MINERALS) BILL—(*from Assembly—Hon. Sir Ewen Cameron*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
8. JURIES (AMENDMENT) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
- \*9. HOUSING (HOME BUILDERS' ACCOUNT) BILL—(*from Assembly—Hon. Sir Arthur Warner*)—Second reading—*Resumption of debate (Hon. S. Merrifield)*.
10. PROSTITUTION BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.
11. CLEAN AIR (SUB-COMMITTEES) BILL—(*from Assembly—Hon. Sir Ewen Cameron*)—Second reading—*Resumption of debate (Hon. I. A. Swinburne)*.
12. FISHERIES (COMMERCIAL COUNCIL) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. B. Machin)*.
- \*13. POLICE OFFENCES (PINBALL MACHINES) BILL—(*from Assembly—Hon. L. H. S. Thompson*)—Second reading—*Resumption of debate (Hon. J. W. Galbally)*.

\* Notifications to which an asterisk (\*) is prefixed appear for the first time.

## CHAIRMAN OF COMMITTEES AND TEMPORARY CHAIRMEN.

CHAIRMAN OF COMMITTEES.—The Honorable R. W. Mack.

TEMPORARY CHAIRMEN.—The Honorables W. O. Fulton, T. H. Grigg, and A. Smith.

### SESSIONAL COMMITTEES.

DISTRIBUTION OF POPULATION (JOINT).—The Honorables R. W. Mack, R. W. May, and A. Smith.

ELECTIONS AND QUALIFICATIONS.—The Honorables P. T. Byrnes, G. L. Chandler, J. W. Galbally, R. J. Hamer, W. P. Mair, A. Smith, and I. A. Swinburne.

HOUSE (JOINT).—The Honorables the President (*ex officio*), A. K. Bradbury, C. S. Gawith, B. Machin, R. W. May, and G. J. O'Connell.

LIBRARY (JOINT).—The Honorables the President, W. O. Fulton, R. J. Hamer, S. Merrifield, and J. M. Walton.

PRINTING.—The Honorables the President, A. K. Bradbury, T. H. Grigg, B. Machin, A. R. Mansell, G. W. Thom, and A. Todd.

STANDING ORDERS.—The Honorables the President, Murray Byrne, P. T. Byrnes, J. W. Galbally, W. R. Garrett, K. S. Gross, S. Merrifield, I. A. Swinburne, D. J. Walters, and Sir Arthur Warner.

STATUTE LAW REVISION (JOINT).—The Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton.

SUBORDINATE LEGISLATION (JOINT).—The Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne.

## VICTORIA.

## LEGISLATIVE COUNCIL.

## MINUTES OF THE PROCEEDINGS.

No. 32.

TUESDAY, 18TH APRIL, 1961.

1. The President took the Chair and read the Prayer.
2. MESSAGE FROM HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT.—The Honorable Sir Arthur Warner presented a Message from His Excellency the Administrator of the Government, informing the Council that he had, this day, given the Royal Assent to the under-mentioned Acts presented to him by the Clerk-Assistant of the Legislative Council, for and in the absence of the Clerk of the Parliaments, viz.:—
  - Municipal Association (Amendment) Act.*
  - Wormbete Land Act.*
  - Grain Elevators (Borrowing) Act.*
  - Housing (Amendment) Act.*
  - Land (North-West Mallee Settlement Areas) Act.*
  - Ripon Peace Memorial Hospital Trust Act.*
  - Road Traffic (Parking on Railway and Municipal Property) Act.*
  - Co-operation (Amendment) Act.*
  - Heidelberg and Toolamba Lands Exchange Act.*
  - Town and Country Planning (Amendment) Act.*
  - Janet Clarke Hall Act.*
  - Transport Regulation (Compensation) Act.*
  - Bread Industry (Legal Proceedings) Act.*
3. PAPERS.—The Honorable Sir Arthur Warner presented, by command of His Excellency the Administrator of the Government—
  - Police—Report of the Chief Commissioner of Police for the year 1960.
 Ordered to lie on the Table.
 

The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—

  - Land Act 1958—
    - Certificates of the Minister of Education relating to the proposed compulsory resumption of land for the purposes of schools at Greenhills and Kingsbury (two papers).
    - Schedule of public lands proposed to be sold by public auction.
  - Libraries Act 1958—Amendment of Free Library Service Board Regulations 1950.
  - Metropolitan Fire Brigades Act 1958—Amendment of the Metropolitan Fire Brigades General Regulations 1951.
  - Public Service Act 1958—Amendment of—
    - Public Service (Governor in Council) Regulations—Part II.—Hours of Duty and Times of Attendance of Officers and Employees.
    - Public Service (Public Service Board) Regulations—Part III.—Salaries, Increments and Allowances.
4. CONSOLIDATED REVENUE BILL (No. 4).—The Order of the Day for the second reading of this Bill having been read, the Honorable Sir Arthur Warner moved, That this Bill be now read a second time.
 

The Honorable J. W. Galbally moved, That the debate be now adjourned.

Debate ensued.

Question—That the debate be now adjourned—put and resolved in the affirmative.

Ordered—That the debate be adjourned until later this day.
5. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, after debate, That the consideration of Orders of the Day, Government Business, Nos. 2 to 9 inclusive, be postponed until later this day.

6. PROSTITUTION BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

7. BUILDING SOCIETIES (AMENDMENT) BILL (No. 2).—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

8. MOTOR CAR (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honorable A. Smith having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

9. GAME (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair ; and the Honorable T. H. Grigg having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

10. THE CONSTITUTION ACT AMENDMENT (ELECTORAL) BILL.—The President announced the receipt of a Message from the Assembly returning this Bill and acquainting the Council that they have agreed to one of the amendments made by the Council in this Bill and have agreed to the other of the said amendments with an amendment and desiring the concurrence of the Council therein.

Ordered—That the foregoing Message be now taken into consideration.

And the said amendment was read and is as follows :—

Amendment made by the Legislative Council.

2. Clause 2, page 2, lines 3-6, omit—

“ (1) Writs for every general election and for every periodical election of members of the Council shall be issued by the Governor. Writs for every such general election shall be issued within seven days after the dissolution of the Council.”

and insert—

“ ( ) Writs for every general election of members of the Council shall be issued by the Governor. Writs for every periodical election of members of the Council shall be issued by the President, but if in the opinion of the President it is convenient that a conjoint election should be held the writ for the periodical election to be held as a conjoint election may be issued by the Governor with the consent of the President. Writs for every such general election shall be issued within seven days after the dissolution of the Council.”

How dealt with by  
the Legislative Assembly.

Agreed to with the following  
amendment :—  
Omit “ writ ” and insert  
“ writs ”.

On the motion of the Honorable L. H. S. Thompson, the Council agreed to the amendment made by the Assembly on the amendment of the Council, and ordered the Bill to be returned to the Assembly with a Message acquainting them therewith.

11. MILK PASTEURIZATION (LICENCES) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.

12. HEALTH (PROPRIETARY MEDICINES) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.

13. POLICE OFFENCES (FALSE REPORTS TO POLICE) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
14. EVIDENCE (CHILDREN) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
15. STATUTE LAW REVISION BILL (NO. 2).—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
16. TRANSPORT REGULATION (TERM OF OFFICE) BILL.—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to this Bill without amendment.
17. JURIES (AMENDMENT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole. House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.
18. GAS AND FUEL CORPORATION (BORROWING) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole. House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was, after debate, read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
19. CLEAN AIR (SUB-COMMITTEES) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole. House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
20. FISHERIES (COMMERCIAL COUNCIL) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read—  
Debate resumed.  
And the Council having continued to sit until after Twelve of the clock—  
WEDNESDAY, 19TH APRIL, 1961.  
Debate continued.  
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole. House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack reported that the Committee had made progress in the Bill, and asked leave to sit again.  
Resolved—That the Council will, later this day, again resolve itself into the said Committee.
21. HOUSING (HOME BUILDERS' ACCOUNT) BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole. House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
22. FISHERIES (COMMERCIAL COUNCIL) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read, the President left the Chair. House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill with an amendment, the House ordered the Report to be taken into consideration this day, whereupon the House adopted the Report, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same with an amendment and desiring their concurrence therein.

23. **POLICE OFFENCES (PINBALL MACHINES) BILL (No. 2).**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.

House in Committee.

The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.

Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.

24. **ADJOURNMENT.**—The Honorable Sir Arthur Warner moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at forty-seven minutes past Two o'clock in the morning, adjourned until this day.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

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### No. 33.

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WEDNESDAY, 19<sup>TH</sup> APRIL, 1961.

1. The President took the Chair and read the Prayer.
2. **BUILDING SOCIETIES (AMENDMENT) BILL (No. 2).**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendment made by the Council in this Bill.
3. **JURIES (AMENDMENT) BILL.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendment made by the Council in this Bill.
4. **FISHERIES (COMMERCIAL COUNCIL) BILL.**—The President announced the receipt of a Message from the Assembly acquainting the Council that they have agreed to the amendment made by the Council in this Bill.
5. **CONSOLIDATED REVENUE BILL (No. 3).**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
6. **CONSOLIDATED REVENUE BILL (No. 4).**—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, was read and, after further debate, the question being put was resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole.  
House in Committee.  
The President resumed the Chair; and the Honorable R. W. Mack having reported that the Committee had agreed to the Bill without amendment, the Report was adopted, and the Bill was read a third time and passed.  
Ordered—That the Bill be returned to the Assembly with a Message acquainting them that the Council have agreed to the same without amendment.
7. **ADJOURNMENT.**—The Honorable Sir Arthur Warner moved, by leave, That the Council, at its rising, adjourn until a day and hour to be fixed by the President or, if the President is unable to act on account of illness or other cause, by the Chairman of Committees, which time of meeting shall be notified to each Honorable Member by telegram or letter.  
Debate ensued  
Question—put and resolved in the affirmative.

And then the Council, at twenty-two minutes past Ten o'clock, adjourned until a day and hour to be fixed by the President or, if the President is unable to act on account of illness or other cause, by the Chairman of Committees, which time of meeting shall be notified to each Honorable Member by telegram or letter.

ROY S. SARAH,  
*Clerk of the Legislative Council.*

SESSION 1960-61.

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BILLS ASSENTED TO AFTER THE FINAL ADJOURNMENT OF BOTH HOUSES AND  
BEFORE THE PROROGATION.

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A Message was received from His Excellency the Administrator of the Government after the final adjournment of both Houses :—

Informing the Legislative Council that he had, on 26th April, 1961, given the Royal Assent to the undermentioned Acts of the present Session, presented to him by the Clerk-Assistant of the Legislative Council, for and in the absence of the Clerk of the Parliaments, viz. :—

- Milk Pasteurization (Licences) Act.
  - Health (Proprietary Medicines) Act.
  - Police Offences (False Reports to Police) Act.
  - Evidence (Children) Act.
  - Statute Law Revision Act.
  - Transport Regulation (Term of Office) Act.
  - Prostitution Act.
  - Motor Car (Amendment) Act.
  - Game (Amendment) Act.
  - The Constitution Act Amendment (Electoral) Act.
  - Building Societies (Amendment) Act.
  - Juries (Amendment) Act.
  - Gas and Fuel Corporation (Borrowing) Act.
  - Clean Air (Sub-committees) Act.
  - Housing (Home Builders' Account) Act.
  - Police Offences (Pinball Machines) Act.
  - Fisheries (Commercial Council) Act.
  - Consolidated Revenue Act (No. 3).
  - Consolidated Revenue Act (No. 4).
-

SESSION 1960-61.

## QUESTIONS ASKED BY HONORABLE MEMBERS, AND REPLIES THERETO.

Name of Member and Subject-matter.	Number of Notice Paper. (Question.)	Page in Hansard. (Reply.)
<b>BRADBURY, Hon. A. K.—</b>		
Agriculture Department—Tuberculin-testing of dairy cattle .. .. .	17	1491
Land Settlement—Selection—Government Assistance—Applicants' Assets ..	1	173
Railways Department—Melbourne—Albury standard-gauge line—Pick-up and unloading points .. .. .	28	2678
<b>BYRNE, Hon. Murray—</b>		
Home Finance Act—Homes purchased or built .. .. .	6	660
Railways Department—Bulk handling of tallow .. .. .	15	1329
State Savings Bank—Loans on residence area titles .. .. .	15	1327
Trust Moneys—Sums held by Supreme and County Courts, Workers Compensation Board, and Public Trustee—Investment of Funds .. .. .	2	311
Uniform Building Regulations—Availability to public .. .. .	25	2348
<b>BYRNES, Hon. P. T.—</b>		
Agricultural Colleges Land—Leases and freehold titles .. .. .	15	1328
Commercial Motor Vehicles—Registrations—Categories .. .. .	1	174
Country Roads Board—Expenditure—Financial resources—Allocations to municipalities .. .. .	1	174
Irrigation—		
Expansion of River Murray settlement .. .. .	24	2234
Water from Snowy Mountains project .. .. .	24	2233
Use of River Murray waters—Commonwealth and States conference ..	24	2232, 2233
Land Settlement—Number of settlers—Cost of farms .. .. .	24	2236
State Electricity Commission—Acquisition of electrical undertakings ..	31	3028
Wheat Industry—Delivery of bagged and bulk wheat—Grain Elevators Board storage system .. .. .	24	2235
<b>FULTON, Hon. W. O.—</b>		
Fruit Fly Detection—Removal of road block at Bairnsdale .. .. .	32	3110
Motor Vehicles—Purchases by Government Departments and officers ..	20	1777
<b>GALBALLY, Hon. J. W.—</b>		
Arthur's Seat Chair Lift—Destruction of trees .. .. .	6	663
Chainwire Machines—Operations of vendor companies .. .. .	15	1328
Intellectually Handicapped Children .. .. .	14	1230
Mental Hygiene Authority—Panel of official visitors to Mont Park, Larundel, and Janefield .. .. .	27	2597
Railways Department—Sunday services and subsidization of privately-owned transport .. .. .	6	662
Train Services on Christmas Day .. .. .	21	1868
<b>GROSS, Hon. K. S.—</b>		
Wheat Industry Research Committee—Meetings—Funds .. .. .	24	2236



QUESTIONS ASKED BY HONORABLE MEMBERS, AND REPLIES THERETO—*continued.*

Name of Member and Subject-matter.	Number of Notice Paper. (Question.)	Page in Hansard. (Reply.)
<b>HAMER, Hon. R. J.—</b>		
Housing Commission—Slum reclamation areas .. .. .	8	776
Labour and Industry Act—Prosecutions against Emanuel Car Sales for breaches of trading hours .. .. .	6	661
Railways Department—Box Hill—Ringwood line .. .. .	29	2777
<b>MACHIN, Hon. B.—</b>		
Clean Air Act—		
Boiler installations—Gauge readings of atmospheric pollution .. .. .	25	2349
Implementation—Laboratory facilities and equipment .. .. .	4	448
Members of Committee—Meetings .. .. .	28	2677
Housing Commission—Imported “Clifford” houses .. .. .	25	2347
Mental Hygiene Authority—Loan Funds—Commonwealth contributions—Receipts from Tattersall consultations .. .. .	14	1232
<b>MAY, Hon. R. W.—</b>		
French Island—Bridge project .. .. .	26	2522
Public Libraries—Government grants .. .. .	4	447
Margarine—Manufacture, consumption and quotas .. .. .	25, 32	2348, 2385, 3110
Municipal Saleyards—Government assistance .. .. .	26	2522
Railways Department—Rebuilding of Moe railway station .. .. .	24	2234
<b>MERRIFIELD, Hon. S.—</b>		
Housing Commission—		
Land acquisition and purchases .. .. .	3	391
Suggested Select Committee on erection and disposal of flats .. .. .	5	594
Melbourne and Metropolitan Board of Works—Development of metropolitan area	3	391
Melbourne and Metropolitan Tramways Board—Reduction of reserve funds ..	3	392
Metropolitan Master Plan and Interim Development Order—		
Costs—Compensation—Funds .. .. .	2	312
Permits under interim development orders—Appeals—Ministers’ decisions ..	7	721
Mining Leases—Crown Solicitor’s opinion .. .. .	26	2521
Public Authorities—Government loans and repayments .. .. .	4	447
Public Works Department—Expenditure from loan funds on school works—		
Fees charged by Department.. .. .	3	391
State Revenue Accounts—Recoups on loan works .. .. .	14	1229
<b>O’CONNELL, Hon. G. J.—</b>		
Justices of the Peace—Nominations and appointments in Richmond electorate ..	3	392
Railways Department—		
Level crossing gates at Burnley .. .. .	8	776
Level crossings at Richmond .. .. .	24	2234
<b>SMITH, Hon. A.—</b>		
Railways Department—		
Diesel locomotives—Vigilant control units .. .. .	8	776
Freight charges .. .. .	3	393
Locomotive engine workshop at Seymour .. .. .	21	1868
State Electricity Commission—Conditions of supply to country industries ..	10	929

QUESTIONS ASKED BY HONORABLE MEMBERS, AND REPLIES THERETO—*continued.*

Name of Member and Subject-matter.	Number of Notice Paper. (Question.)	Page in Hansard. (Reply.)
<b>SWINBURNE, Hon. I. A.—</b>		
Alpine Advisory Committee—Membership and functions .. .. .	15	1329
Forests Commission—Softwoods and hardwoods—Plantings and royalties ..	8, 9	775, 857
Housing Commission—Slum reclamation areas—Rebuilding .. .. .	11	1014
Public Works Department—Oncost charges .. .. .	9	857
<b>THOM, Hon. G. W.—</b>		
Statistical Services—Costs—Integration with Commonwealth .. .. .	6	661
<b>TODD, Hon. A.—</b>		
Delinquent Children—Inmates of institutions .. .. .	17	1493
Department of Labour and Industry—Accident at sawmill at Bendoc ..	21	1868
Housing Commission—South Melbourne and Port Melbourne projects ..	24	2231, 2232
Intellectually Handicapped Children—Training .. .. .	14, 15	1231, 1327
Lands Department—Lease of land at Port Melbourne .. .. .	19	1741
Mineral Lease—Departmental file <i>re</i> J. A. Roche .. .. .	2	311
<b>TRIPOVICH, Hon. J. M.—</b>		
Pascoe Vale Road—Proposed widening—Conference of authorities .. ..	2	312
Social Welfare Act—Proclamation .. .. .	32	3111
<b>WALTON, Hon. J. M.—</b>		
Land Tax—Revenue—Revaluations and valuers .. .. .	4	447
Penal Department—Sewerage system at Pentridge gaol .. .. .	24	2234
Turana Boys' Home—Detention of eight-year-old boy .. .. .	6	660



VICTORIA  
GOVERNMENT GAZETTE

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No. 39]

WEDNESDAY, MAY 24

[1961

PROROGUING THE PARLIAMENT OF VICTORIA.

PROCLAMATION

By His Excellency the Administrator of the Government of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

WHEREAS the Parliament of Victoria stands adjourned until such day and hour as may be fixed by the President of the Legislative Council and the Speaker of the Legislative Assembly respectively: Now I, the Administrator of the Government of the State of Victoria, in the Commonwealth of Australia, do by this my Proclamation prorogue the said Parliament of Victoria until Tuesday, the sixth day of June, 1961.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twenty-third day of May, in the year of our Lord One thousand nine hundred and sixty-one, and in the tenth year of the reign of Her Majesty Queen Elizabeth II.

(L.S.)

CHARLES J. LOWE.

By His Excellency's Command,

HENRY E. BOLTE,  
Premier.

GOD SAVE THE QUEEN!

DISCHARGING MEMBERS OF THE LEGISLATIVE COUNCIL FROM ATTENDANCE AND  
DISSOLVING THE LEGISLATIVE ASSEMBLY.

PROCLAMATION

By His Excellency the Administrator of the Government of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

WHEREAS by the Constitution Act it was amongst other things enacted that it should be lawful for the Governor to fix such places within Victoria and, subject to the limitation therein contained, such times for holding the first and every other Session of the Council and Assembly, and to vary and alter the same respectively in such manner as he might think fit; and also from time to time to prorogue the said Council and Assembly, and to dissolve the said Assembly, by Proclamation or otherwise, whenever he should deem it expedient: And whereas the said Council and Assembly, called "The Parliament of Victoria," stand prorogued until Tuesday the sixth day of June, 1961: And whereas it is expedient to dissolve the Legislative Assembly: Now therefore I, the Administrator of the Government of the State of Victoria, in the Commonwealth of Australia, in exercise of the power in me vested in this behalf, do by this my Proclamation discharge the Honourable the Members of the Legislative Council from their meeting and attendance on Tuesday the sixth day of June, 1961: And I do dissolve the Legislative Assembly, such dissolution to take effect on Thursday, the first day of June, 1961: And

I do hereby declare that I have this day given Order that Writs be issued in due form, and according to law, for the election of Members to be duly returned to serve in the Legislative Assembly, and (with the consent of the President of the Legislative Council) for the Periodical Election of Members to be duly returned to serve in the Legislative Council.

Given under my Hand and the Seal of the State of Victoria, at Melbourne, this twenty-third day of May, in the year of our Lord One thousand nine hundred and sixty-one, and in the tenth year of the reign of Her Majesty Queen Elizabeth II.

(L.S.)

CHARLES J. LOWE.

By His Excellency's Command,

HENRY E. BOLTE,  
Premier.

GOD SAVE THE QUEEN!

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**GENERAL ELECTION.**

**N**OTICE is hereby given that His Excellency the Administrator will issue Writs for a General Election of Members to serve in the Legislative Assembly of Victoria, and (with the consent of the President of the Legislative Council) for the Periodical Election of Members to serve in the Legislative Council of Victoria, on the day first hereinafter mentioned, viz :—

Date of Issue of Writs	.. .. .	Thursday, 1st June, 1961.
Day of Nomination (before or on which nominations are to be made)	.. .. .	Friday, 23rd June, 1961.
Day of Polling	.. .. .	Saturday, 15th July, 1961.
Returns of Writs	.. .. .	On or before Tuesday, 1st August, 1961.

By His Excellency's Command,

A. MAHLSTEDT,  
Official Secretary.

The Governor's Office,  
Melbourne, 23rd May, 1961.

# SELECT COMMITTEES

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SESSION 1960-61.

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## No. 1—ELECTIONS AND QUALIFICATIONS.

Appointed by Mr. President's Warrant 14th September, 1960.

The Hon. P. T. Byrnes	The Hon. W. P. Mair
G. L. Chandler	A. Smith
J. W. Galbally	I. A. Swinburne.
R. J. Hamer	

## No. 2.—STANDING ORDERS.

Appointed 14th September, 1960.

The Hon. the President	The Hon. K. S. Gross
Murray Byrne	S. Merrifield
P. T. Byrnes	I. A. Swinburne
J. W. Galbally	D. J. Walters
W. R. Garrett	Sir Arthur Warner.

## No. 3.—HOUSE (JOINT).

Appointed 14th September, 1960.

(See Act No. 6224 s. 334.)

The Hon. the President ( <i>ex officio</i> )	The Hon. B. Machin
A. K. Bradbury	R. W. May
C. S. Gawith	G. J. O'Connell.

## No. 4.—LIBRARY (JOINT).

Appointed 14th September, 1960.

(See Act No. 6224 s. 342.)

The Hon. the President	The Hon. S. Merrifield
W. O. Fulton	J. M. Walton.
R. J. Hamer	

## No. 5.—PRINTING.

Appointed 14th September, 1960.

The Hon. the President	The Hon. A. R. Mansell
A. K. Bradbury	G. W. Thom
T. H. Grigg	A. Todd
B. Machin	

## No. 6.—STATUTE LAW REVISION (JOINT).

Appointed 14th September, 1960.

(See Act No. 6224 s. 343.)

The Hon. P. T. Byrnes	The Hon. T. H. Grigg
V. O. Dickie	A. Todd
W. O. Fulton	J. M. Walton.

## No. 7.—SUBORDINATE LEGISLATION COMMITTEE (JOINT).

Appointed 14th September, 1960.

(See Act No. 6224 s. 352.)

The Hon. Murray Byrne	The Hon. I. A. Swinburne.
G. J. O'Connell	

## No. 8.—DISTRIBUTION OF POPULATION COMMITTEE (JOINT).

Appointed 3rd December, 1959.

(See Act No. 6576 s. 2.)

The Hon. R. W. Mack	The Hon. A. Smith.
R. W. May	

## NO. 2.—ROAD TRAFFIC (AMENDMENT) BILL.—Clause 4—

*For this clause, see Division No. 1 above.*

—(Hon. L. H. S. Thompson.)

Question—That clause 4 stand part of the Bill—put.

Committee divided—The Hon. T. H. Grigg in the Chair.

Ayes, 10.

The Hon. C. H. Bridgford,  
E. P. Cameron,  
G. L. Chandler,  
V. O. Dickie (*Teller*),  
R. J. Hamer,  
W. P. Mair,  
G. J. Nicol,  
G. W. Thom (*Teller*),  
L. H. S. Thompson,  
Sir Arthur Warner.

Noes, 17.

The Hon. A. K. Bradbury,  
P. T. Byrnes,  
D. G. Elliot,  
P. V. Feltham,  
W. O. Fulton,  
J. W. Galbally,  
B. Machin (*Teller*),  
A. R. Mansell,  
R. W. May (*Teller*),  
S. Merrifield,  
G. J. O'Connell,  
A. Smith,  
I. A. Swinburne,  
A. Todd,  
J. M. Tripovich,  
D. J. Walters,  
J. M. Walton.

And so it passed in the negative.

VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1960.

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE COUNCIL.

No. 2

WEDNESDAY, 23rd NOVEMBER, 1960.

No. 1.—COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 1)—Clause 2—

2. In section eight of the Principal Act—

(a) before the words “transport of goods” insert the word “road”;

(b) in paragraph (b) before the word “transportation” insert the word “road”.

—(Hon. P. V. Feltham.)

Amendment proposed—That the words “and rail” be inserted after the word “road” in paragraph (a).

—(Hon. Sir Arthur Warner.)

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

Committee divided—The Hon. R. W. Mack in the Chair.

Ayes, 23.

The Hon. C. H. Bridgford,  
Murray Byrne,  
E. P. Cameron,  
G. L. Chandler,  
V. O. Dickie,  
D. G. Elliot,  
J. W. Galbally,  
W. R. Garrett (*Teller*),  
C. S. Gawith,  
T. H. Grigg,  
K. S. Gross,  
B. Machin,  
W. P. Mair,  
S. Merrifield,  
G. J. Nicol,  
G. J. O'Connell,  
A. Smith,  
G. W. Thom,  
L. H. S. Thompson,  
A. Todd,  
J. M. Tripovich,  
J. M. Walton (*Teller*),  
Sir Arthur Warner.

Noes, 8.

The Hon. A. K. Bradbury (*Teller*),  
P. T. Byrnes,  
P. V. Feltham,  
W. O. Fulton,  
A. R. Mansell (*Teller*),  
R. W. May,  
I. A. Swinburne,  
D. J. Walters.

And so it was resolved in the affirmative.

No. 2.—COMMERCIAL GOODS VEHICLES (AMENDMENT) BILL (No. 1).—Clause 2 (*as amended*)—

2. In section eight of the Principal Act—

(a) before the words “transport of goods” insert the words “road and rail”.

(b) in paragraph (b) before the word “transportation” insert the words “road and rail”.

—(*Hon. P. V. Feltham.*)

Question—That clause 2, as amended, stand part of the Bill—put.

Committee divided—The Hon. R. W. Mack in the Chair.

Ayes, 14.

The Hon. C. H. Bridgford,  
 Murray Byrne,  
 E. P. Cameron,  
 G. L. Chandler,  
 V. O. Dickie,  
 W. R. Garrett,  
 C. S. Gawith,  
 T. H. Grigg,  
 K. S. Gross (*Teller*),  
 W. P. Mair (*Teller*),  
 G. J. Nicol,  
 G. W. Thom,  
 L. H. S. Thompson,  
 Sir Arthur Warner.

Noes, 17.

The Hon. A. K. Bradbury (*Teller*),  
 P. T. Byrnes,  
 D. G. Elliot,  
 P. V. Feltham,  
 W. O. Fulton,  
 J. W. Galbally,  
 B. Machin,  
 A. R. Mansell,  
 R. W. May,  
 S. Merrifield,  
 G. J. O'Connell,  
 A. Smith,  
 I. A. Swinburne,  
 A. Todd,  
 J. M. Tripovich (*Teller*),  
 D. J. Walters,  
 J. M. Walton.

And so it passed in the negative.



## VICTORIA.

## LEGISLATIVE COUNCIL.

## SESSION 1960.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE COUNCIL.

## No. 3.

THURSDAY, 8TH DECEMBER, 1960

## No. 1.—LABOUR AND INDUSTRY (BUTCHERS' SHOPS) BILL.—

2. For section eighty-one of the Principal Act there shall be substituted the following section:—

“ 81. (1) Notwithstanding anything in sub-section (1) of section eighty of this Act butchers' shops shall be closed and kept closed—

(a) on Sundays, for the whole of the day;

(b) on Saturdays, until the hour of seven-thirty in the morning and from the hour of twelve noon; and

(c) on all other days, until the hour of seven-thirty in the morning and from the hour of five-thirty.

(2) For the purposes of this section 'butchers' shop' means shop in which meat other than cooked meat is sold or offered for sale or exposed for sale.”

—(Hon. E. P. Cameron.)

Amendment proposed—That the words “ within the area enclosed by Flinders-street Spencer-street Latrobe-street Victoria-street and Spring-street in the City of Melbourne ” be inserted after the words “ kept closed ”.

—(Hon. J. M. Tripovich.)

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

Committee divided—The Hon. R. W. Mack in the Chair.

Ayes, 8.

The Hon. D. G. Elliot,  
B. Machin (*Teller*),  
S. Merrifield,  
G. J. O'Connell,  
A. Smith (*Teller*),  
A. Todd,  
J. M. Tripovich,  
J. M. Walton.

Noes, 21.

The Hon. A. K. Bradbury,  
C. H. Bridgford,  
P. T. Byrnes,  
E. P. Cameron,  
G. L. Chandler,  
V. O. Dickie,  
P. V. Feltham,  
W. O. Fulton,  
W. R. Garrett,  
C. S. Gawith,  
T. H. Grigg,  
K. S. Gross (*Teller*),  
R. J. Hamer,  
W. P. Mair,  
A. R. Mansell (*Teller*),  
R. W. May,  
G. J. Nicol,  
I. A. Swinburne,  
G. W. Thom,  
L. H. S. Thompson,  
D. J. Walters.

And so it passed in the negative.

## No. 2.—GAME (LICENCES) BILL.—Clause 5—

5. After section forty-one E of the Principal Act there shall be inserted the following new sections:—

“41F. (1) Every person who is found in or upon or within a distance of a quarter of a mile from any lake lagoon swamp marsh river creek stream splash or other water and who has in his possession or under his control any wild duck or any portion or portions of a wild duck shall be deemed to have taken killed or hunted such wild duck in contravention of the provisions of this Act unless he proves the contrary to be the fact.

(2) Any person who is found in upon or within a distance of a quarter of a mile from any lake lagoon swamp marsh river creek stream splash or other water, who has in his possession or under his control any gun instrument net or other means whatsoever of taking killing or destroying wild ducks and who is in the company of any other person who has been hunting wild ducks (whether legally or illegally) shall be deemed to be found hunting or attempting to hunt wild ducks in contravention of the provisions of this Act unless he proves the contrary to be the fact.

(3) The provisions of this section and the last three preceding sections shall have effect only in relation to events occurring during any period of the year other than the close season for wild ducks.

41G. A certificate in writing purporting to be signed by the Minister or by any person authorized by the Minister in that behalf to the effect that a licence permit authority or consent has or has not been issued or given or is or was or is not or was not in force under this Act at any specified date or during any specified period shall be *prima facie* evidence of the facts stated therein.

41H. (1) A game licence issued pursuant to this Act to any person shall not be transferred to or lent or given to any other person.

(2) Any person—

(a) who gives or lends his game licence to any other person or knowingly permits or suffers his game licence to be used by any other person; or

(b) who when lawfully required to produce his game licence produces or tenders a game licence issued to any other person; or

(c) who otherwise unlawfully uses or attempts to use a game licence issued to any other person—

shall be guilty of an offence against this Act and liable to a penalty of not less than Ten pounds and not more than Fifty pounds.”

—(Hon. L. H. S. Thompson.)

Question—That clause 5 stand part of the Bill—put.

Committee divided—The Hon. R. W. Mack in the Chair.

Ayes, 13.

The Hon. E. P. Cameron,  
G. L. Chandler,  
V. O. Dickie,  
W. R. Garrett,  
C. S. Gawith,  
T. H. Grigg,  
K. S. Gross,  
R. J. Hamer,  
W. P. Mair (*Teller*),  
G. J. Nicol,  
G. W. Thom (*Teller*),  
L. H. S. Thompson,  
Sir Arthur Warner.

Noes, 16.

The Hon. A. K. Bradbury (*Teller*),  
P. T. Byrnes,  
D. G. Elliot,  
P. V. Feltham,  
W. O. Fulton,  
J. W. Galbally,  
B. Machin,  
A. R. Mansell,  
R. W. May,  
S. Merrifield,  
G. J. O'Connell,  
A. Smith,  
I. A. Swinburne,  
J. M. Tripovich,  
D. J. Walters,  
J. M. Walton (*Teller*).

And so it passed in the negative.

## No. 3.—CRIMES (KIDNAPPING) BILL.—Clause 5—

5. After sub-section (1) of section four hundred and seventy-seven of the Principal Act there shall be inserted the following sub-section:—

“(1A) Where any male person apparently of the age of sixteen years or upwards is convicted of an offence under section sixty-three A of this Act the Court may in addition to the punishment awarded direct that he be once twice or thrice privately whipped.”

—(Hon. L. H. S. Thompson.)

Question—That clause 5 stand part of the Bill—put.

Committee divided—The Hon. R. W. Mack in the Chair.

Ayes, 19.

The Hon. C. H. Bridgford,  
P. T. Byrnes,  
E. P. Cameron,  
G. L. Chandler,  
V. O. Dickie,  
P. V. Feltham,  
W. O. Fulton,  
W. R. Garrett,  
C. S. Gawith,  
T. H. Grigg,  
R. J. Hamer (*Teller*),  
W. P. Mair,  
A. R. Mansell,  
R. W. May (*Teller*),  
G. J. Nicol,  
G. W. Thom,  
L. H. S. Thompson,  
D. J. Walters,  
Sir Arthur Warner.

Noes, 8.

The Hon. D. G. Elliot,  
J. W. Galbally,  
S. Merrifield,  
G. J. O'Connell (*Teller*),  
A. Smith,  
A. Todd,  
J. M. Tripovich,  
J. M. Walton (*Teller*).

And so it was resolved in the affirmative.



## VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1960—61.

WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE COUNCIL.

No. 4.

WEDNESDAY (MORNING), 19TH APRIL, 1961.

No. 1.—FISHERIES (COMMERCIAL COUNCIL) BILL.—Clause 2—

2. The Principal Act is hereby amended as follows:—

- (a) In section one after “ Part I.—Preliminary ss. 3-6 ” there shall be inserted the expression “ Part IA.—Commercial Fisheries Council ss. 6A-6D ”;
- (b) At the end of Part I. there shall be inserted the following Part:—

“ PART IA.—COMMERCIAL FISHERIES COUNCIL.

6A. For the purposes of this Act there shall be a Council to be called the Commercial Fisheries Council.

6B. (1) The Council shall be appointed by the Minister and shall consist of—

- (a) a person representing the interests of professional fishermen selected after consultation with such body or bodies as the Minister thinks represents such interests;
- (b) one person representing the interests of wholesale and retail traders of fish selected after consultation with such body or bodies as the Minister thinks represents such interests; and
- (c) two officers of the Fisheries and Wildlife Branch of whom one shall be appointed by the Minister as chairman of the Council—

and the Minister may at any time remove any person so appointed and may subject to this Act appoint another person in his stead.”

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—(Hon. L. H. S. Thompson.)

Amendment proposed—That the words “ a person ” be omitted with the view of inserting in place thereof the words “ two persons ”.

—(Hon. R. W. May.)

Question—That the words proposed to be omitted stand part of the clause—put.

Committee divided—The Hon. R. W. Mack in the Chair.

Ayes, 10.

The Hon. Sir Ewen Cameron,  
G. L. Chandler,  
V. O. Dickie,  
W. R. Garrett,  
K. S. Gross (*Teller*),  
R. J. Hamer,  
G. J. Nicol,  
G. W. Thom (*Teller*),  
L. H. S. Thompson,  
Sir Arthur Warner.

Noes, 8.

The Hon. A. K. Bradbury (*Teller*),  
P. T. Byrnes,  
P. V. Feltham (*Teller*),  
W. O. Fulton,  
A. R. Mansell,  
R. W. May,  
I. A. Swinburne,  
D. J. Walters.

And so it was resolved in the affirmative.



1960-61

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VICTORIA

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REPORT

FROM THE

STATUTE LAW REVISION COMMITTEE

UPON

EVIDENCE FROM CHILDREN

---

*Ordered by the Legislative Council to be printed, 27th September, 1960.*

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*By Authority:*

A. C. BROOKS, GOVERNMENT PRINTER, MELBOURNE.

EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE  
LEGISLATIVE COUNCIL.

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WEDNESDAY, 14<sup>TH</sup> SEPTEMBER, 1960.

10. STATUTE LAW REVISION COMMITTEE.—The Honorable Sir Arthur Warner moved, by leave, That the Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd and J. M. Walton be members of the Statute Law Revision Committee, and that the said Committee have power to send for persons, papers, and records.

Question—put and resolved in the affirmative.

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EXTRACTED FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

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WEDNESDAY, 14<sup>TH</sup> SEPTEMBER, 1960.

15. STATUTE LAW REVISION COMMITTEE.—Motion made, by leave, and question—That Mr. Cochrane, Mr. Cook, Mr. Holland, Mr. Manson, Mr. Sutton, and Mr. Wilcox be appointed members of the Statute Law Revision Committee; and that the Committee have power to send for persons, papers, and records (*Mr. Bolte*)—put and agreed to.



# REPORT

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THE STATUTE LAW REVISION COMMITTEE, appointed pursuant to the provisions of *The Constitution Act Amendment Act 1958*, has the honor to report as follows:—

1. By memorandum dated 17th June, 1959, the Secretary to the Law Department passed on a request by the Honorable the Attorney-General that the Statute Law Revision Committee examine an apparent anomaly in section 403 of the *Crimes Act 1958*, relating to unsworn evidence given by children of tender years.

2. The minutes of evidence given before the Committee by Mr. D. M. Addison, Chief Stipendiary Magistrate; Sir Henry Winneke, Q.C., Solicitor-General; and Mr. P. E. Felton, Superintendent of Aborigines Welfare are appended\* to this Report.

Also appended\* are memoranda from—

The Solicitor-General,  
 The Parliamentary Draftsman,  
 The Chief Stipendiary Magistrate,  
 The Director, Children's Welfare Department,  
 The Chief Justice's Law Reform Committee,  
 The Law Institute of Victoria,  
 The Chief Commissioner of Police, and  
 The Aborigines Welfare Board.

3. Section 403 of the *Crimes Act 1958* is as follows:—

“(1) Where upon the hearing before a justice of a charge of rape or of attempting to rape or of unlawfully and carnally knowing or of attempting or assaulting with intent unlawfully and carnally to know or of indecently assaulting any girl or of any offence such as is described in sections sixty-eight or sixty-nine of this Act against any boy under the age of fourteen years; or where upon the trial of any person for any of such offences the girl or boy in respect of whom the offence is charged to have been committed or any other child of tender years who is tendered as a witness does not in the opinion of the court or justices understand the nature of an oath, the evidence of such girl or boy or other child of tender years may be received though not given upon oath if in the opinion of the court or justices (as the case may be) such girl or boy or other child of tender years is possessed of sufficient intelligence to justify the reception of the evidence and understands the duty of speaking the truth.

(2) No person shall be liable to be convicted of the offence unless the testimony admitted by virtue of this section and given on behalf of the prosecution is corroborated by some other material evidence in support thereof implicating the accused.

(3) Any witness whose evidence has been admitted under this section shall be liable to be presented indicted or informed against and punished for perjury in all respects as if he or she had been sworn.”

4. The anomaly in the section was disclosed in the case of *R. v. Giles* which recently came before the Full Court of Victoria. In that case, Giles, the appellant, had been convicted on charges of buggery against a twin brother and sister aged twelve years, each of whom had given evidence unsworn at the trial.

The Full Court decided that the section did not apply to a charge of buggery against a girl and therefore quashed the conviction in relation to the girl on that count.

\* *Minutes of Evidence and Appendices not printed.*

The law therefore, has been declared to be that the section applies where the subject of the charge is a boy under the age of fourteen years, but is inapplicable where the subject is a girl of similar age.

5. The Committee, having examined the law, is of opinion that this anomaly should be corrected. An examination of the facts in Giles' case of section 403 of the *Crimes Act* 1958, and of the *Evidence Act* 1958 (in particular, section 23), disclosed that simple extension of section 403 to include provision for cases of charges of buggery against girls would not cure all the defects which have been brought to light by Giles' case.

6. Section 23 of the Evidence Act provides :—

“ On the trial of any issue joined or of any matter or question or on any inquiry arising in any suit action or proceeding in any court or before any person having by law or by consent of parties authority to hear receive and examine evidence, it shall be lawful for such court or person to receive the evidence of any aboriginal or half-caste native, or of any person brought up and abiding with any tribe of aboriginal natives of Victoria or of any of the countries adjacent thereto on the continent of Australia or of any infant under the age of seven years, notwithstanding he has no knowledge of God or any belief in religion or in a future state of rewards and punishments: Provided always that the evidence of such native or other person or infant shall be given upon his affirmation or declaration to tell the truth the whole truth and nothing but the truth or in such other form as may be approved of and allowed by such court or person as first aforesaid, and after he has been cautioned by such court or person that he will incur and be liable to punishment if he does not tell the truth: Provided also that no such evidence shall in any case be admitted unless it is proved to the satisfaction of such court or person that such native or other person or such infant perfectly understands the nature and object of such affirmation or declaration as aforesaid and the purpose for which his testimony is required. Nothing in this section shall limit or affect the provisions of the *Crimes Act* 1958 as to the reception of evidence not on oath.”

7. It is noted that had the girl in Giles' case been under the age of seven years, her evidence could have been received. The gap in the law relating to the receipt by the court of unsworn evidence of girl victims of buggery appears to be in relation to those girls between the ages of seven years and the age at which they are no longer considered to be of tender years.

8. Two points arise :—

(a) should the law as expressed in section 403 of the *Crimes Act* and section 23 of the *Evidence Act* be consolidated in one section to avoid confusion; and

(b) should there be some more definite indication to the courts as to what are “ tender years.”

9. The Committee recommends that the provisions of those sections be consolidated. It is noted that the provisions of section 403 apply to certain enumerated offences and that those of section 23 apply to “ the trial of any issue joined or of any matter or question or on any inquiry arising in any suit action or proceeding in any court or before any person having by law or by consent of parties authority to hear receive and examine evidence ”.

The Committee recommends on this point the provisions of the new consolidated section should apply to all proceedings, both civil and criminal, including committal proceedings before a single justice. This recommendation, if enacted, will cure the particular anomaly under review, and is intended to prevent similar difficulties in future in respect of other offences not now listed in section 403.

It is further recommended that the application of the new section should be to the witness who “ does not in the opinion of the tribunal understand the nature of an oath ” rather than to the witness who “ has no knowledge of God or of any belief in religion or of a future state of rewards and punishments ”, and that no reference should be made to cautions as to punishment.

10. The Committee's attention has been directed to the provision of section 23 relating to the tendering of evidence by aborigines or half-caste natives. The apparent reasons for this provision, namely the lack of education and religious training, and the inability of such persons to recognize the significance of an oath, are now virtually non-existent in Victoria. It is therefore recommended that reference to any aboriginal or half-caste native be deleted in the suggested consolidation.

11. The Committee, whilst desiring to preserve the distinction which serves to prevent prosecution for perjury of child witnesses under the age of eight years (see section 335 of the *Crimes Act* 1958), believes that the provisions of the proposed new section should be made to apply to all children under the age of fourteen years—the age at which children incur full criminal responsibility. The present doubt as to the meaning of the term “tender years” now used will thus be removed.

12. Sub-section (2) of section 403 of the *Crimes Act* 1958 provides—

“No person shall be liable to be convicted of the offence unless the testimony admitted by virtue of this section and given on behalf of the prosecution is corroborated by some other material evidence in support thereof implicating the accused”.

The Committee is of the opinion that this provision should stand in relation to criminal proceedings, but that no corroboration should be required in respect of civil proceedings.

13. The attention of the Committee was drawn to the fact that in the *Evidence Act* 1958, section 3, the term “legal proceeding” is defined, and that in section 23 the term “proceeding” is used, and it was suggested that some distinction between the two terms may appear to have been intended by Parliament.

It is therefore recommended that the attention of the Parliamentary Draftsman be drawn to this matter when any legislation to enact the recommendations contained in this Report is being prepared.

Committee Room,

15th September, 1960.



1960

VICTORIA

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# REPORT

FROM THE

## STATUTE LAW REVISION COMMITTEE

UPON

## HOUSING LOANS TO MINORS

TOGETHER WITH

## AN EXTRACT FROM THE PROCEEDINGS OF THE COMMITTEE

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*Ordered by the Legislative Council to be printed, 27th September, 1960.*

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*By Authority:*

A. C. BROOKS, GOVERNMENT PRINTER, MELBOURNE.

EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE  
LEGISLATIVE COUNCIL.

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WEDNESDAY, 14<sup>TH</sup> SEPTEMBER, 1960.

10. STATUTE LAW REVISION COMMITTEE.—The Honorable Sir Arthur Warner moved, by leave, That the Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd and J. M. Walton be members of the Statute Law Revision Committee.

Question—put and resolved in the affirmative.

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EXTRACTED FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

---

WEDNESDAY, 14<sup>TH</sup> SEPTEMBER, 1960.

15. STATUTE LAW REVISION COMMITTEE.—Motion made, by leave, and question—That Mr. Cochrane, Mr. Cook, Mr. Holland, Mr. Manson, Mr. Sutton, and Mr. Wilcox be appointed members of the Statute Law Revision Committee (*Mr. Bolte*)—put and agreed to.

# REPORT

---

THE STATUTE LAW REVISION COMMITTEE, appointed pursuant to the provisions of *The Constitution Act Amendment Act 1958*, has the honour to report as follows:—

1. The Honorable the Attorney-General by letter dated 21st April, 1960, suggested that the Statute Law Revision Committee consider whether it is desirable that a general concession should be made to permit minors of or over the age of eighteen years to borrow from and legally bind themselves to any institutions operating in the home finance field.

2. Appended to this Report are the Minutes of Evidence\* given before the Committee by the following witnesses:—

- Mr. G. O'Brien, Assistant Parliamentary Draftsman ;
- Mr. W. J. Brodie, Acting Registrar of Co-operative Housing Societies and Co-operative Societies ; and
- Mr. R. B. Maybury, Secretary of the Y.C.W. Central Co-operative Credit Society Ltd.

Also appended are memoranda\* from—

- The Registrar of Co-operative Housing Societies and Co-operative Societies ;
- The Secretary, State Savings Bank of Victoria ;
- The Secretary, Australian Bankers Association ;
- The Assistant Secretary, Australian Hire Purchase Conference, Victorian Division ; and
- The Chief Manager, Victoria, Commonwealth Banking Corporation.

3. Certain specified institutions such as Co-operative Housing Societies, the Home Finance Trust and institutions guaranteed by the Trust, co-operatives formed under the Co-operation Act, and the State Savings Bank, have been granted legislative concessions allowing them to lend money to minors of or over the age of eighteen years on the security of first mortgages on dwelling houses. Minors obtaining loans from these sources are enabled to execute and to be bound by all the formalities as if they were of full age.

However, other lending institutions, namely, private banks, hire-purchase and insurance companies, permanent building societies and friendly societies do not have this protection and any instruments executed by an infant in order to obtain an advance from these organizations are not binding in law. Consequently this source of finance is denied to minors unless they are able to obtain suitable guarantors.

4. The Committee is of opinion that it is anomalous that a minor may obtain a loan only from particular institutions offering finance for housing and recommends that further concessions be made. This proposed extension would not necessarily make more finance available for housing but would widen the sphere available to minors seeking loan accommodation.

5. Whilst recommending this extension the Committee considers that it should apply to banks, insurance companies, permanent building societies and friendly societies only and not to hire-purchase companies. The former organizations charge moderate interest rates which are comparable to those fixed by the institutions now lending to minors. Hire-purchase companies, however, usually require a much higher rate of interest and the Committee fears that young people in their desire to obtain a home may encumber themselves with high loan repayments which they may subsequently be unable to meet.

\* *Minutes of Evidence and Appendices not printed.*

6. The Committee desires to stress that the recommended extension is to apply only in respect of loans issued on the security of first mortgages for the purchase or erection of dwelling houses together with the usual permanent fittings. It is not intended that items such as furniture and furnishings should come within the scope of these loans.

Committee Room,

15th September, 1960.

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## DIVISION.

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The following extract from the Minutes of the Proceedings of the Committee shows a Division which took place during the consideration of the Draft Report:—

WEDNESDAY, 7TH SEPTEMBER, 1960.

### DRAFT REPORT.

*Paragraph 4.*

The Committee is of opinion that it is anomalous that a minor may obtain a loan only from particular institutions offering finance for housing and recommends that further concessions be made. This proposed extension would not necessarily make more finance available for housing but would widen the sphere available to minors seeking loan accommodation.

Question—That paragraph 4 stand part of the Report—put.

The Committee divided.

Ayes, 6.

Hon. V. O. Dickie  
 Hon. W. O. Fulton  
 Mr. Holland  
 Mr. Manson  
 Mr. Sutton  
 Hon. A. Todd

Noes, 1.

Mr. Wilcox

And so it passed in the affirmative.



1960-61

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VICTORIA

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# REPORT

FROM THE

## STATUTE LAW REVISION COMMITTEE

UPON THE

## PROPOSALS CONTAINED IN THE STATUTE LAW REVISION BILL

---

*Ordered by the Legislative Council to be printed, 22nd November, 1960.*

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*By Authority:*

A. C. BROOKS, GOVERNMENT PRINTER, MELBOURNE.

EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE  
LEGISLATIVE COUNCIL.

---

WEDNESDAY, 14TH SEPTEMBER, 1960.

10. STATUTE LAW REVISION COMMITTEE.—The Honorable Sir Arthur Warner moved, by leave, That the Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton be members of the Statute Law Revision Committee, and that the said Committee have power to send for persons, papers, and records.

Question—put and resolved in the affirmative.

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TUESDAY, 18TH OCTOBER, 1960.

12. STATUTE LAW REVISION BILL.—The Honorable L. H. S. Thompson moved, by leave, That the proposals contained in this Bill be referred to the Statute Law Revision Committee for examination and report.

Question—put and resolved in the affirmative.

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EXTRACTED FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

---

WEDNESDAY, 14TH SEPTEMBER, 1960.

15. STATUTE LAW REVISION COMMITTEE.—Motion made, by leave, and question—That Mr. Cochrane, Mr. Cook, Mr. Holland, Mr. Manson, Mr. Sutton, and Mr. Wilcox be members of the Statute Law Revision Committee; and that the Committee have power to send for persons, papers, and records (*Mr. Bolte*)—put and agreed to.

# REPORT

---

THE STATUTE LAW REVISION COMMITTEE, appointed pursuant to the provisions of *The Constitution Act Amendment Act 1958*, has the honor to report as follows :—

1. The Statute Law Revision Committee has considered the Statute Law Revision Bill—a Bill to revise the Statute Law—which was initiated and read a first time in the Legislative Council on 11th October, 1960. On 18th October, 1960, the debate on the second reading was adjourned and the Legislative Council referred the proposals contained in the Bill to the Statute Law Revision Committee for examination and report.

The Bill was circulated to all Members of Parliament.

2. The evidence of Mr. G. O'Brien, Assistant Parliamentary Draftsman, who appeared before the Committee, is appended to this Report.\*

After hearing the evidence of the Assistant Parliamentary Draftsman, the Committee believes that the amendments proposed may be classified as follows :—

- (a) *amendments which could have been made as consequential amendments simultaneously with the passage of legislation, i.e., the amendments proposed in the Children's Welfare Act 1958; the Second Schedule to the Mental Health Act 1958; and the Licensing (Amendment) Act 1960.*
- (b) *the correction of verbal or grammatical errors, i.e., the amendments proposed in section 56 of the Country Roads Act 1958; the Firearms Act 1958; section 259 of the Health Act 1958; sections 53 and 237 of the Marine Act 1958; the Nurses Act 1958; and section 55 of the Social Welfare Act 1960.*
- (c) *the correction of spelling errors, i.e., the amendments proposed in the Administration and Probate Act 1958; the Apprenticeship Act 1958; the Drainage of Land Act 1958; the Evidence Act 1958; section 19 of the Goods Act 1958; the Labour and Industry Act 1958; sections 3, 19 (3) (a), 142, 145, and 245 of the Licensing Act 1958; section 550 of the Local Government Act 1958; section 59 of the Marine Act 1958; the Marketing of Primary Products Act 1958; and section 81 of the Soldier Settlement Act 1958.*
- (d) *the correction of incorrect references, i.e., the amendments proposed in the Crimes Act 1958; section 1 of the Goods Act 1958; the Second Schedule to the Health Act 1958; section 29 of the Melbourne and Metropolitan Board of Works (Amendment) Act 1959; the Melbourne and Metropolitan Tramways (Amendment) Act 1959; the Milk Board (Milk Shops) Act 1959; section 5 of the Water (Irrigation) Act 1959; and in the heading to Part 1, sections 40 and 43 of the Social Welfare Act 1960.*
- (e) *the Correction of errors in consolidation, i.e., the amendments proposed in sections 78 and 114 of the Country Roads Act 1958; the Hospitals and Charities Act 1958; the Maintenance Act 1958; and the Railways Act 1958.*
- (f) *the correction of printing errors, i.e., the amendments proposed in section 1 of the Goods Act 1958; the Land Act 1958; section 19 (1) (g) of the Licensing Act 1958; sections 333 and 554 of the Local Government Act 1958; the Public Contracts Act 1958; section 86 of the Soldier Settlement Act 1958; section 351 of the Water Act 1958; section 5 of the Water (Irrigation) Act 1958; and the Labour and Industry (Amendment) Act 1959.*

\* *Minutes of Evidence not printed.*

(g) the correction of drafting errors, i.e., the amendments proposed in the *Water Act 1958*; section 31 of the *Melbourne and Metropolitan Board of Works (Amendment) Act 1959*; the *Statute Law Revision Act 1959*; the *Stamps Act 1959*; and section 19 of the *Mental Health Act 1959*.

3. By section 3 of the Bill, the amendments contained in Schedule One are deemed to have come into operation on 1st April, 1959. Such amendments relate exclusively to the 1958 Consolidated Statutes which came into operation on that day.

4. The amendments to the *Water Act 1958* mentioned in Schedule Two of the Bill are by section 4 deemed to have come into operation on 1st July, 1959, and provision is made that the *Water Act 1958* "shall have effect as if the words and expressions inserted by the said amendments had not been repealed or altered by the provisions of sub-section (2) of section 5 of the *Water (Irrigation) Act 1959*."

The *Water (Irrigation) Act 1959* generally reconstituted "irrigation and water supply districts" under the *Water Act 1958* into "irrigation districts".

It has been found that the repeal of the words "and water supply" in certain parts of the Principal Act have affected some provisions of a declaratory or historical purpose only. In order to preserve the continuity of the authorities concerned, it is necessary in some cases to restore the words repealed, and as the *Water (Irrigation) Act* came into operation on 1st July, 1959, it is necessary for the words to be restored from that date.

5. The Committee is of opinion that all the proposed amendments contained in the Bill do not make any substantive changes in the law and do not go beyond the ambit of a Statute Law Revision Bill.

It accordingly commends the Bill to Honorable Members and recommends that it be passed into law.

Committee Room,

22nd November, 1960.

1960

VICTORIA

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# REPORT

FROM THE

STATUTE LAW REVISION COMMITTEE

UPON

CERTAIN ASPECTS OF SECTION 63 OF THE  
COMPANIES ACT 1958, WHICH RELATES TO UNIT  
TRUST SCHEMES, AND OTHER MATTERS  
RELATED THERETO

TOGETHER WITH

AN EXTRACT FROM THE PROCEEDINGS OF  
THE COMMITTEE

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*Ordered by the Legislative Council to be printed, 6th December, 1960.*

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*By Authority:*

A. C. BROOKS, GOVERNMENT PRINTER, MELBOURNE.

EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE  
LEGISLATIVE COUNCIL.

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WEDNESDAY, 14<sup>TH</sup> SEPTEMBER, 1960.

10. STATUTE LAW REVISION COMMITTEE.—The Honorable Sir Arthur Warner moved, by leave, That the Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton be members of the Statute Law Revision Committee.

Question—put and resolved in the affirmative.

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EXTRACTED FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

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WEDNESDAY, 14<sup>TH</sup> SEPTEMBER, 1960.

15. STATUTE LAW REVISION COMMITTEE.—Motion made, by leave, and question—That Mr. Cochrane, Mr. Cook, Mr. Holland, Mr. Manson, Mr. Sutton, and Mr. Wilcox be appointed members of the Statute Law Revision Committee (*Mr. Bolte*)—put and agreed to.

# REPORT

THE STATUTE LAW REVISION COMMITTEE, appointed pursuant to the provisions of *The Constitution Act Amendment Act 1958*, has the honour to report as follows:—

1. The Honorable the Attorney-General by letter dated 26th May, 1960, referred to the Committee three particular matters relating to Company law concerning unit trust schemes. It was suggested that these matters, which concern the operation of sections 63 and 259 of the Companies Act and the names adopted by the unit trusts, appeared to be anomalous.

2. Appended to this Report\* is the Minutes of Evidence given before the Committee by the following:—

Mr. T. S. Welsh, Registrar of Companies ;	
Mr. T. F. E. Mornane, Crown Solicitor ;	
Mr. C. A. Allerdice	} representing The Unit Trusts Association of Victoria ;
Mr. A. M. Parker	
Mr. E. S. Knight	
Mr. G. D. Collinet	
Mr. G. Noall, Chairman	} The Stock Exchange of Melbourne ;
Mr. D. S. Rogers, General Manager	
Mr. J. M. Rodd	} representing the Law Institute of Victoria ;
Mr. V. Corr	
Professor F. P. Donovan, Professor of Commercial Law, University of Melbourne ;	
Mr. J. C. Finemore, Assistant Parliamentary Draftsman ;	
Mr. G. O. Legg, Assistant Manager, The Equity Trustees Executors and Agency Co. Ltd. ;	
Mr. L. G. Norman, Chartered Accountant ; and	
Mr. W. Earle Orr, Manager, The Perpetual Executors and Trustees Association of Australia Ltd.	

Also appended are memoranda received from—

The Secretary, Chief Justice's Law Reform Committee ;  
 Professor F. P. Donovan ;  
 The Registrar of Companies ;  
 The State Registrar, Australian Society of Accountants ;  
 The State Registrar, The Institute of Chartered Accountants in Australia (Victorian Branch) ;  
 The Victorian Branch Secretary, The Chartered Institute of Secretaries (Australian Division) ;  
 The General Manager, Australian Fixed Trusts (Victoria) Ltd. ;  
 The Acting Chairman, Unit Trusts Association of Australia ;  
 The Victorian Trustee Companies Association in Victoria ;  
 The Assistant Parliamentary Draftsman ; and  
 The Secretary, Law Institute of Victoria.

In addition the Committee conferred with Inspector W. H. Garvey of the Companies Investigation Squad and examined legislation recently enacted in the New Zealand Parliament to control the activities and operations of unit trust companies.

3. The first matter raised by the Attorney-General related to sub-section 1 of section 259 of the *Companies Act 1958* which provides:—

“No person shall, whether by appointment or otherwise, go from place to place offering shares for subscription or purchase to the public or any member of the public.”

Sub-section 8 of section 259 contains a definition of “shares” which includes “units and all such documents as confer or purport to confer on the holder thereof any claim against the Company . . . and includes interests to which the provisions of section 63 of this Act apply”.

4. Unit trust schemes which are included in the definition of “interests” in section 63 of the *Companies Act* are thus within the ambit of sub-section 1 of section 259. However, it has been suggested that the section does not apply where salesmen (or advisory officers as they are called by unit trust companies) visit people who have applied for information brochures, and whilst purporting to be attending to elaborate on details contained in the brochure are in fact authorized to accept money from and to sell units to the enquirers.

The usual methods adopted by companies selling units are as follows:—

- (a) Advertisements are inserted in newspapers or broadcast by radio or television which give information about the units of the trust currently being offered for sale and interested persons are invited to send for a brochure in which is contained a statement, as required by section 63 (3), setting out the particulars specified in the Seventh Schedule to the *Companies Act*;
- (b) These booklets are then forwarded to those requesting same and the names of these persons are made available to advisory officers of the company;
- (c) Enclosed with the booklet is an “enquiry as to price of units form” which the enquirer is to complete and sign and return to the company. The company on receipt of this form advises the interested person of the price at which the units are available;
- (d) In the event of an enquirer not making any reply to the company or not proceeding with an investment after seeking details of prices, an advisory officer visits the enquirer to explain the nature of the trust scheme and to answer any queries.

5. In explaining this procedure the companies offering units for sale state that as most of the enquiries concerning unit schemes emanate from people with limited capital and little or no experience in investments it is essential that these people fully understand the ramifications of the scheme, and thus it is more or less essential that experienced officers of the company visit them. Advisory officers naturally attempt to induce people to invest money with the company and on occasions do accept money.

The companies further maintain that the unit trusts at present operating have proved the benefits of equity investment to the small investor which before the advent of the trust movement was available only to investors of considerable means.

The Committee agrees that the unit trust schemes have been particularly useful to the small investor by enabling him to have his capital invested in one fund but to participate in the profits of numerous companies. His capital is diversified for him by the management company which relieves him of the work normally associated with multiple investments.

6. It is the opinion of this Committee that the practice of these companies sending advisory officers to explain particulars to persons who have applied for details of the schemes is not contrary to the intent of section 259. Furthermore, in view of the admission by unit trust companies that 50 per centum of investment money received is obtained from persons who have been contacted by advisory officers, to prevent such visits would be an interference in the operation of these companies.

7. However, the Committee views with disfavour the practice of advisory officers accepting money from potential investors in their homes.



The Committee considers that, as the majority of enquiries are apparently from persons inexperienced in investing, salesmen who visit their homes may induce them to buy units before they have had a reasonable opportunity to consider the proposal fully. Even if a salesman does not induce enquirers to buy units but merely obtains a signature on an "enquiry as to price" form, they may be left with the impression that they have committed themselves to investing in the scheme.

8. The Committee, therefore, recommends that any company or company representative offering investment in any interest to which the provisions of section 63 of the Act apply be prohibited from obtaining any signatures on any documents or accepting any money when visiting homes to explain details of any of these schemes.

In making this recommendation the Committee has borne in mind the fact that section 63 concerns the operation of a variety of schemes, other than the unit trust movement which has been highly successful and fulfilling the needs of small investors. It is felt that such a provision would be additional protection from promoters of schemes which may not be conducted with the same integrity as established unit trusts nor may they be so successful from the point of view of the investor.

9. The booklets or brochures supplied by the companies operating in the unit trust field contain a large amount of detailed statutory information which would, in many cases be beyond the understanding of inexperienced investors. Such people would not understand certain details of the schemes even with the advice of company advisory officers. It is, therefore, recommended that in addition to the information already required to be given a potential investor be supplied with a separate written statement, somewhat similar to the statement required by section 3 of the *Hire Purchase Act 1959*, to the following effect:—

- (a) the actual amount of money which will be deducted from his investment for management fees;
- (b) the rights of the investor to sell or transfer his units; and
- (c) the fact that the investor understands that his return of capital is governed by whether he sells on a rising or falling market, or within a limited time.

Proposals (a) and (b) are usually contained in the statements issued by unit trust companies but the management fees are always expressed as percentages and the details of the investor's right to sell or transfer units are contained in a précis of the actual trust deed. This précis, of a document which often extends to 70 pages of type, may, as the companies concerned state, contain inaccuracies occasioned by extensive abbreviation.

The third proposal relates to an aspect of the unit trust schemes which is mentioned in only one of the numerous brochures examined by the Committee—that is, that a unit trust investment is affected by rises and falls in market values on a day to day basis in a similar manner to that of Stock Exchange securities.

10. The second matter raised by the Honorable the Attorney-General relates to section 63 of the Companies Act. This section is intended to afford protection to the public, *inter alia*, by requiring trustees of various schemes operating under the provisions of this section to be appointed with the approval of the Attorney-General and for trust deeds to be approved by the Registrar of Companies.

It has been brought to the Attorney-General's notice by the Crown Solicitor that many of the trust deeds prepared by promoters of schemes were insufficient to adequately protect unit holders. Doubts have arisen as to whether the Registrar has power to withhold his approval to a deed which may not contain adequate protection for unit holders. If there is no such power what was intended to be a protection for unit holders can become a deception because use is made of the fact that trustees approved by the Attorney-General have been appointed to protect unit holders. It was thereby suggested that the scheme had Government approval and what was intended to be a protection becomes a selling point.

11. Sub-section 4 of section 63 provides :—

“ No company or agent aforesaid shall issue or offer to the public for subscription or purchase or shall invite the public to subscribe for or purchase any interest to which this section applies unless the company has in relation to such interest made provision in a deed (which deed and any amendment thereof has been approved for the purposes of this section by the Registrar) for the appointment of a person or company as trustee or as representative of the holders of such interests and for other matters as prescribed by this section.”

Paragraph (a) of sub-section 5 of section 63 then requires that “ no appointment of such a trustee or representative shall be made without the approval of the Attorney-General.”

Sub-section 6 of the same section provides—

“ 6. Every such deed shall contain covenants by the company or (if it does not expressly contain such covenants) shall be deemed to contain them to the following effect, namely :—

- (a) that the company will use its best endeavours to carry on and conduct the business of the company in a proper and efficient manner and to ensure that any business or scheme to which the deed relates is carried on and conducted in a proper and efficient manner ;
- (b) that to the same extent as if the trustee or representative were a director of the company the company will—
  - (i) make available to the trustee or representative for inspection the whole of the books of the company whether kept at the registered office or elsewhere ;
  - (ii) give to the trustee or representative such oral or written information as he requires with respect to all matters relating to the business of the company or any property (whether acquired before or after the date of the deed) of the company or otherwise relating to the affairs thereof ;
- (c) that the company will make available or ensure that there is made available to the trustee or representative such details as he requires with respect to all matters relating to the business or scheme to which the deed relates ;
- (d) that the company will not exercise the right to vote in respect of any shares held by the trustee or representative at any election for directors of a company whose shares are so held without the consent of the holders of the interests to which the deed relates given at a meeting of holders summoned in the same manner as a meeting may be summoned under the next succeeding paragraph for the purpose of authorizing the exercise of the right in a particular case ;
- (e) that the company will from time to time on the application, forwarded to the company at its registered office, of not less than one-tenth in number of the holders of interests to which the deed relates summon—
  - (i) by giving notice at least seven days before the proposed meeting by letter through the post addressed to each of the holders of such interests at his last known address ; and
  - (ii) by giving notice at least fourteen days before the proposed meeting by advertisement in a daily newspaper generally circulating throughout Victoria addressed to all holders of such interests—

a meeting of holders of such interests for the purpose of having laid before the meeting the accounts and balance-sheet which were laid before the last preceding annual meeting of the company or the last audited statement of accounts of the

trustee or representative, and of the meeting giving to the trustee or representative such directions as the meeting thinks proper, such meeting to be held at a time and place specified in the notice and advertisement under the chairmanship of the trustee or representative or a nominee of the trustee or representative approved by the Attorney-General or of such other person as is appointed in that behalf by the holders of such interests present at the meeting, and to be conducted in accordance with the provisions of the deed or, insofar as the deed makes no provision, as directed by the chairman of the meeting."

12. It has been contended that provided a trust deed required under section 63 contains the covenants referred to in sub-section 6 the Registrar cannot withhold his approval to the deed, even though it may contain provisions which appear to be contrary to the interests of unit holders. Once approval has been given it might be considered by investors that all the contents of the deed have been approved.

13. The Committee is of the opinion that section 63 should be strengthened to provide for more statutory details to be included in a deed and to provide for more duties to be imposed on a trustee to watch the interests of unit holders than his present duty which is to "exercise all due diligence and vigilance in watching the rights and interests of holders of interests to which the deed relates".

14. In relation to the first of the two matters mentioned in the preceding paragraph the attention of the Committee has been drawn to the provisions of the First Schedule to the United Kingdom *Prevention of Fraud (Investments) Act 1958* which reads:—

*"Matters for which trust deeds pursuant to unit trust schemes must provide.*

1. For determining the manner in which the manager's prices for units on a sale and a purchase respectively, and the yield from the units, are to be respectively calculated, and for entitling the holder of any units to require the manager to purchase them at a price calculated accordingly.

2. For regulating the mode of execution and the issue of unit certificates, and, in particular, for securing that no unit certificate shall be executed or issued in respect of rights or interests in any property until steps have been taken, to the satisfaction of the trustee, to secure that the property will be vested in him or, subject to any prescribed conditions, in a nominee for him approved by the Board of Trade.

3. For prohibiting or restricting the issue by or on behalf of the manager of advertisements, circulars, or other documents containing any statement with respect to the sale price of units, or the payments or other benefits received or likely to be received by holders of units, or containing any invitation to buy units, unless the document in question also contains a statement of the yield from the units.

4. For securing that any advertisement, circular or other document containing any statement with respect to the sale price of units or the yield therefrom, or containing any invitation to buy units, shall not be issued by or on behalf of the manager until the trustee has had a reasonable opportunity of considering the terms of the document, and shall not be so issued if, within a reasonable time after the document first comes under his consideration, he notified his disapproval of the terms thereof in writing to the manager.

5. For the establishment of a fund to be applied in defraying the expenses of the administration of the trust and for regulating the application of that fund.

6. For the audit, and the circulation to holders of units, of accounts relating to the trust (including accounts of the manager in relation to the trust and statements of his remuneration in connexion therewith).

7. For requiring the manager (subject to any provisions as to appeal contained in the deed) to retire from the trust if the trustee certifies that it is in the interest of the beneficiaries under the trust that he should do so.

In this Schedule the expression "units" means securities (described whether as units or otherwise) which may be created in pursuance of the unit trust scheme, and the expression "unit certificates" means certificates of the acquisition of such securities.

15. The Committee sees merit in some of the matters in the United Kingdom Act and is of the opinion that some of the provisions should be incorporated into Victorian legislation. It considers that rather than have a statutory provision requiring that certain functions of a trustee be specified in the trust deed it would be preferable to give him statutory powers in relation to his control over schemes coming within the province of section 63 of the Act.

16. None of the matters provided for in the First Schedule to the *Prevention of Fraud (Investments) Act 1958* is required in the trust deed by section 63 (6) but companies inviting the public to invest in unit trust schemes must issue a statement setting out the details in the Seventh Schedule to the Companies Act, which includes some of the material necessary in an English unit trust deed.

17. Items numbered 1, 3, and 6 of the First Schedule to the English Act are somewhat similar to items numbered 12, 13 and 15, 18 and 22, respectively, of the Seventh Schedule to the Companies Act, inasmuch as the required statement must contain—

"12. The method of calculation provided by the deed of the greatest price at which the management company may sell any such unit or sub-unit of interests.

13. What obligations are imposed under the deed upon the management company to purchase from holders thereof the units or sub-units of interests for which they have subscribed or which they have purchased, and a statement of the method provided by the deed for the calculation of the purchase price of such units or sub-units.

15. Full information regarding the remuneration of the trustee and the management company respectively and the manner in which under the provisions of the deed such remuneration is provided for and what (if any) charges are made in respect of such remuneration upon the sale or subscription for a unit or sub-unit of interests under the deed and upon the distribution of income and capital thereunder.

18. If any reference is made to the yield of income obtained or to be obtained by the holders of units or sub-units of interests, a statement as to whether and to what extent anything other than cash receipts by way of dividends, interest or bonuses has been taken into account in calculating the yield.

22. A report by a registered company auditor, who shall be named, setting out—

(1) in respect of the interests referred to in the deed—

(a) a statement setting out the number of distributions of income in respect of each unit or sub-unit of interests during the five years immediately preceding the date of the statement, the amount of each such distribution and to what extent each such distribution consisted of anything other than dividends, interest or bonuses and if so the nature and amount of such other components ;

(b) a statement setting out the selling price and the purchase price respectively of such units or sub-units of interests on each of the dates upon which each distribution of income was made by the trustee ;

(c) a statement setting out the selling price and the purchase price respectively of such units or sub-units of interests on the date immediately preceding the date of the statement ;

(2) in respect of units or sub-units of interests referred to in the deeds relating to each of the other unit trusts (if any) conducted by the management company during the five years immediately preceding the date of the statement, similar information to that required in respect of sub-paragraph (1) hereof."

18. In this State the initial fee deducted from investments by the management company ranges from  $8\frac{1}{2}$  per cent. to a maximum of 10 per cent. As the unit trust field in Australia is highly competitive the Committee considers that the management fees should be decided on by the Companies concerned.

19. It is recommended that item 1 of the English schedule be incorporated in sub-section (6) of section 63 with the modification that whilst the management company is not to be restricted in charging any fees or commission, such fees or commission must be shown in the trust deed.

20. Item 3 of the English schedule which gives the Board of Trade authority to prohibit certain advertisements appears to be adequately covered by item 18 of the Victorian Seventh Schedule and the Committee does not propose that this item be a requirement of a trust deed.

21. Although item 22 of the Seventh schedule provides for a report by a registered auditor to be set out in the statement to be issued by unit trust companies it does not go as far as the provision of item 6 of the English Act. The Committee is of opinion that audited accounts of companies operating schemes under the provisions of section 63 should be required to be supplied to holders of interests in these schemes. It is, therefore, recommended that sub-section 8 (b) of section 63, which makes it mandatory for a company to annually supply holders of interests with documents relating to the accounts of the company, be amended to provide that the accounts supplied are to be audited.

22. Item 2 of the English Schedule which regulates the issue of unit certificates and secures that no certificates are to be issued until the trustee is satisfied that any assets are vested in him, appears to be an automatic requirement of a trust deed and as such it is recommended that this item be added to the contents of a trust deed already required by sub-section (6).

23. The fund required by item 5 to defray expenses of administration of the trust is understood to have had its origin in that if a trust reaches the point where the management company has to be dismissed there are no funds out of which to defray the expenses of winding up.

A considerable fund would be necessary to defray winding up expenses of the trust, particularly a land trust, where even on a good market it may take two years to do so.

The Committee agrees that the provision of a fund is sound in principle, but as it may be difficult to apply in practice, makes no recommendation.

24. The remaining items of the English Schedule are matters relating directly to the powers of the trustee and as stated in paragraph 15 of this Report the Committee considers it more expedient to give a trustee statutory powers in relation to the trust than to have his powers allocated by a trust deed. The Committee's opinion of what duties should be imposed on a trustee are stated in paragraphs 33, 34, 35, and 38.

25. Another matter to which the Committee's attention has been drawn relates to the fact that there is no time specified in trust deeds during which investment money received by the management company must be handed over to a trustee. The usual procedure in unit trust schemes is for investors to lodge their money with the management company which will eventually hand it over to the trustee. The trustee, after supplying the management company with its initial fee (usually  $8\frac{1}{2}$  per cent.) retains the balance of the money until he is advised by the company of the manner in which it is to be invested. In the majority of unit schemes at present operating this investment would be in stock exchange securities. There are several schemes, however, where the investment would be in real estate, land development, building companies, &c.

26. The Committee understands that some management companies pay all investments received into a trust account which can only be operated on by the trustee. The Committee has reservations in believing that all companies follow this procedure. It considers that it is essential that subscriptions be paid over to a trustee within a reasonable period of receipt to prevent companies possibly utilizing trust funds for their own purposes. It is, therefore, recommended that it be mandatory for management companies of unit trust schemes to transmit subscriptions to the trustee within a period of 30 days of receipt.

27. Two other aspects of unit trust schemes which have been considered are whether the trust deed provides for—(a) the trust to be determined on a particular date; and (b) the maximum percentage of trust funds which can be invested in any one particular company or institution.

28. There are two types of unit trusts—one which continues for an unlimited period of time and another, commonly referred to as a “closed end” trust, which is required by the deed to be determined on a particular date. Whilst the latter type is not as common as the former, the Committee foresees possible hardship to holders of units in a trust which could determine at a time when the market for the trust’s securities may be in a depressed state. In such a case assets would have to be realized at a loss, which would adversely affect unit holders.

It is, therefore, recommended that any trust deed which provides for the establishment of a “closed end” trust must contain a proviso to the effect that such trust may be continued for any such further period as is agreed on by the management and the trustee as being in the interests of the unit holders.

29. Although some deeds provide that no more than 10 per cent. of the capital invested in a trust fund is to be invested by the management in any one particular company or institution there is no statutory obligation imposed requiring this provision. As it is the opinion of this Committee that the most salient feature of a unit trust scheme is its diversity of investments, it is recommended that a trust deed be required to provide that no more than 10 per cent. of trust funds be invested in any one particular organization.

30. Many deeds have provisions to allow funds to be utilized in temporary investments pending final investment. In trusts dealing in real estate in particular, where long delays may occur between the time when the investments are chosen and when possession is obtained, a considerable amount of funds may accumulate and be available for temporary investment. The Committee recommends that a similar provision to that proposed in the preceding paragraph be made in respect of this type of investment and further that the period of investment must be approved of by the trustee.

31. Some criticism has been directed at section 63 regarding the functions of the trustee appointed to watch the interests of holders of interests to which this section applies. Although the trustee is required to exercise diligence and vigilance there is no indication as to when he may take any action nor is there any indication as to what action may be taken. The trustee is limited to performing the duties conferred upon him by the trust deed, which may or may not give him sufficient powers to adequately protect the interests of investors.

32. In regard to the powers of the trustee the following proposals have been brought forward to provide for—

- (i) removal of the management company by the trustee if the management company goes into liquidation, or ceases to carry on business.
- (ii) removal of the management company by a meeting of unit holders called by the trustee for the purpose of considering such removal, if a resolution accordingly is passed by a majority of not less than 75 per cent. in value of those unit holders present and entitled to vote.
- (iii) the trustee to call a meeting of unit holders whenever the trustee sees fit to consider the affairs and/or accounts of the trust.
- (iv) power for the trustee, or a meeting of unit holders, upon the removal of the management company, either to appoint another manager or to wind up the trust.
- (v) if publicity or advertising matter by the management company refers to the approval of the Attorney-General to the appointment of the trustee, such publicity and advertising matter must contain a statement to the effect that such approval does not mean that the investment is commended by the Attorney-General, or that the appointment of the trustee necessarily adequately protects the interests of the unit holders.

- (vi) funds forming part of the unit trust fund under the control of the trustee shall not be invested in the management company or any subsidiary thereof; or in any company of which the management company is a subsidiary; or in any other subsidiary of a company of which the management company is a subsidiary; and for this purpose, investment shall include a loan either with or without security at call or for a fixed term, or the acquisition of shares or debentures or any other interest in such money.

33. The Committee has carefully considered the above proposals and recommends that the trustee be given statutory powers to act in accordance with suggestions (iii) and (iv) of the preceding paragraph and that the other suggestions be given effect to subject to the amendments proposed in the next four succeeding paragraphs.

34. It would appear essential that some procedure should be available for winding up the trust or appointing a new manager where the management has gone into liquidation. However, as it may be a difficult question of fact as to whether a company has ceased to carry on business, it is recommended that the power of the trustee to remove the management company be subject to the consent of the court.

35. The proposed power of the trustee to call a meeting of unit holders for the purpose of considering the removal of the management company tends to equate unit holders more to shareholder members of a company which is desirable.

The Committee is of the opinion, however, that any resolution for the removal of the management should be passed by a majority of not less than 75 per cent. of those unit holders present and entitled to vote rather than the suggested "not less than 75 per cent. in value".

36. Suggestion (v) of paragraph 29 relates to advertisements indicating the Attorney-General's approval of the trustee. The Committee would prefer that no reference be made to either the Attorney-General's approval of the trustee or to the Registrar's approval of the trust deed.

It is recommended that if reference is made to any approvals a statement is also to be included to the effect that such approvals do not indicate approval of the scheme.

37. The other matter raised in the context of the powers of trustees, i.e., regarding investment of funds by the management company in subsidiaries, &c., seems worthwhile. However, the Committee does not think it desirable to put the responsibility directly on the trustee in relation to investment by the management company in its subsidiaries or affiliated companies. It is suggested that this should be a direct statutory prohibition directed to the company itself and the trustee would then be bound to see to the execution of the law.

38. Other suggestions regarding the duties of trustees were contained in items 4 and 7 of the First Schedule to the *Prevention of Fraud (Investments) Act 1958*.

Item 4 contains a provision which prevents a management company from issuing certain advertisements or statements without the approval of the trustee. The Committee considers that this proposal is warranted to combat some of the extravagant statements at present being issued by a minority of the unit trust companies. It is, therefore, recommended that this proposal be enacted.

Item 7 of the English Schedule requires the management to retire if the trustee certifies that it is in the interests of shareholders that this should be done. The Committee considers that this proposal puts too much responsibility on a trustee and that the proposal recommended in paragraph 35 of this Report is an adequate safeguard.

39. The Committee has considered paragraph (c) of clause 11 of the New Zealand unit trusts legislation which provides "that the trustee of the unit trust shall not act on any direction of the manager to acquire any property for the unit trust or to dispose of any property of the unit trust if, in the trustee's opinion conveyed in writing to the manager, that the proposed acquisition or disposal is manifestly not in the interests of the unit holders, and the trustee shall not be liable to the unit holders or to the manager for so refusing to act on any direction of the manager".

The Committee is not enamoured at this approach as it in effect hits at the very heart of unit trust schemes which are based upon the supposed excellence of the management company for investment skill. Evidence has also been received that on one occasion when a trustee in Victoria did restrain the management from disposing of certain assets the trust sustained losses.

40. A number of the present trust deeds have a provision exempting a trustee from liability so that he should not be liable in any loss in respect of a trust fund or to any registered holder or other person unless such a loss is attributable to his dishonesty or to his wilful neglect or default.

There is doubt as to whether the provision in section 63 (5) (d) that a trustee must "exercise all due diligence in watching the rights and interest of the unit holders" would absolve a trustee from liability even though the provision in the deed would tend to do so. To clarify this point it is recommended that an additional paragraph be inserted to follow paragraph (d) of sub-section 5 to provide that "the foregoing provisions of the sub-section shall apply notwithstanding anything to the contrary contained in the trust deed".

41. The Committee recommends that its recommendations in respect of the powers and duties of trustees shall apply to the trustees of existing unit schemes.

42. During the course of its enquiry into the provisions of section 63 the Committee considered the relationship which should exist between the management of unit trust companies and the trustee.

It was agreed that three cardinal principles should govern the appointment of a trustee of a unit trust fund, namely—

- (i) the trustee shall be completely independent of the management company ;
- (ii) the trustee shall be professionally competent, and at all times fully acquainted with the duties and responsibilities of a trustee, not only under section 63 of the *Companies Act* 1958, but also under the *Trustee Act* 1958 ;
- (iii) the trustee shall be a body corporate of sufficient financial stability to provide security for the unit holders, for the performance by it of the trustee's duties and responsibilities.

43. As sub-section 5 (a) of section 63 merely provides that no trustee shall be appointed without the approval of the Attorney-General it is not known what is required of a trustee before approval is given for him to act in that capacity in any of the schemes adopted under this section.

It was suggested that if approval of a trustee was restricted to certain specified organizations the principles outlined in the preceding paragraph would be maintained. The organizations so referred to were—

- (1) the Public Trustee ;
- (2) a statutory trustee company, as listed in the Second Schedule of the *Trustee Companies Act* 1958, or any wholly owned subsidiary thereof ;
- (3) a body corporate authorized to carry on banking business in Victoria under the *Commonwealth Banking Act* 1959 or any wholly-owned subsidiary thereof, excepting any hire purchase company subsidiary, incorporated under the *Companies Act* 1958 ;
- (4) a body corporate registered under the *Commonwealth Life Assurance Act* 1945-53 to carry on the business of life assurance in Victoria or any wholly-owned subsidiary thereof incorporated under the *Companies Act* 1958 ; and
- (5) a body corporate licensed under the Victorian Stamps Act to carry on the business of an insurer in the State of Victoria or any wholly-owned subsidiary thereof incorporated under the *Companies Act* 1958.



44. The Committee is of opinion that the first four bodies mentioned would meet with what it considers are the necessary requirements, particularly in the case of the Public Trustee; the others, namely, trustee companies, banks, life assurance companies, or their subsidiaries, would also qualify because of past experience in the duties required of trustees. These would also be concerned to maintain their high reputation and independence.

The Committee, therefore recommends that approval be automatically given to any of these four bodies to act as trustees.

45. The Committee does not favour automatic approval of insurance companies acting as trustees. These companies are of varying degrees of stability and many have been formed in association with financial organizations and may be lacking in the independence desired in a trustee.

It is not suggested that insurance companies or other companies considered suitable, should be debarred from acting as trustees. However, it is recommended that those companies or organizations which have acted as trustee of unit trusts in Victoria in the past and those which have already been approved as trustees of schemes operating within the provisions of section 63 be automatically approved.

Any companies or organizations which have not been approved in the past or which have not as yet sought approval to act as trustees may still apply for approval from the Attorney-General who should consider such applications on their particular merits.

46. The third matter raised by the Attorney-General relates to the fact that there is no registration and protection of the names adopted by unit trust companies for their various trusts.

Both the *Business Names Act* 1958 and the *Companies Act* 1958 contain provisions regarding the names which can be adopted by firms and companies. The Registrar of Companies is empowered to refuse registration if any proposed name is either identical with a name already registered or so nearly resembling that name as to be confusing or deceptive. Exception is also taken where the names selected involve the use of words such as "Royal", "State", "National", "Co-operative", &c., which confer an air of respectability upon the firms or companies which they may not possess.

Although the name of the management company of a unit trust scheme is required to be registered no registration is required for the names of any trusts set up by the management.

The Committee considers this position anomalous and recommends that legislation be enacted to provide for the registration of names adopted for unit trust schemes.

Committee Room,

1st December, 1960.

## DIVISION.

The following extract from the Minutes of the Proceedings of the Committee shows a Division which took place during the consideration of the Draft Report :—

Thursday, 1st December, 1960.

## DRAFT REPORT.

*Paragraph 26cc.*

Although some deeds provide that no more than 10 per cent. of the capital invested in a trust fund is to be invested by the management in any one particular company or institution there is no statutory obligation imposed requiring this provision. As it is the opinion of this Committee that the most salient feature of a unit trust scheme is its diversity of investments, it is recommended that a trust deed be required to provide that no more than 10 per cent. of trust funds be invested in any one particular organization.

Question—That paragraph 26cc stand part of the Report—put.

The Committee divided.

Ayes, 11.

Hon. P. T. Byrnes  
 Mr. Cochrane  
 Mr. Cook  
 Hon. V. O. Dickie  
 Hon. W. O. Fulton  
 Hon. T. H. Grigg  
 Mr. Holland  
 Mr. Manson  
 Mr. Sutton  
 Hon. A. Todd  
 Hon. J. M. Walton

Noes, 1.

Mr. Wilcox.

And so it passed in the affirmative.

1960-61

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VICTORIA

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# REPORT

FROM THE

## STATUTE LAW REVISION COMMITTEE

UPON THE

### MARRIAGE ACT 1958 (PART VIII.)

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*Ordered by the Legislative Council to be printed, 11th April, 1961*

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*By Authority:*

A. C. BROOKS, GOVERNMENT PRINTER, MELBOURNE.

EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE  
LEGISLATIVE COUNCIL.

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WEDNESDAY, 14<sup>TH</sup> SEPTEMBER, 1960.

10. STATUTE LAW REVISION COMMITTEE.—The Honorable Sir Arthur Warner moved, by leave, That the Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd and J. M. Walton be members of the Statute Law Revision Committee, and that the said Committee have power to send for persons, papers, and records.

Question—put and resolved in the affirmative.

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EXTRACTED FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

---

WEDNESDAY, 14<sup>TH</sup> SEPTEMBER, 1960.

15. STATUTE LAW REVISION COMMITTEE.—Motion made, by leave, and question—That Mr. Cochrane, Mr. Cook, Mr. Holland, Mr. Manson, Mr. Sutton, and Mr. Wilcox be members of the Statute Law Revision Committee; and that the Committee have power to send for persons, papers, and records (*Mr. Bolte*)—put and agreed to.

# REPORT

THE STATUTE LAW REVISION COMMITTEE, appointed pursuant to the provisions of *The Constitution Act Amendment Act 1958*, has the honour to report as follows:—

1. By letter dated 10th October, 1960, the Honorable the Attorney-General requested the Statute Law Revision Committee to examine Part VIII. of the *Marriage Act 1958* and make recommendations on any changes thought desirable having regard to the report of Lord Morton's Commission in England, the views of the High Court of Australia in *Wirth v. Wirth*, 98 C.L.R. 228, and the submissions in the matter presented by the Chief Justice's Law Reform Committee and the Council of the Law Institute of Victoria.

On 4th February, 1961, following a request by the Committee, copies of a draft Bill to implement the proposals of the Chief Justice's Law Reform Committee were supplied to the Committee.

2. The evidence\* of the following witnesses, who appeared before the Committee, is appended to this Report:—

The Honorable Mr. Justice Smith, representing the Chief Justice's Law Reform Committee;

Mr. T. A. Pearce, representing the Council of the Law Institute of Victoria;

Mr. G. O'Brien, Assistant Parliamentary Draftsman;

Miss Mary Cameron, representing the Legal Women's Association of Victoria;

Mrs. Whitney King, Mrs. R. R. Gordon, and Mrs. R. Hallenstein, representing the National Council of Women of Victoria;

Sir Henry Winneke, Q.C., Solicitor-General;

Mr. T. A. Pearce, Barrister and Solicitor;

Mr. E. T. Ebbels, Registrar of Co-operative Societies; and

Mr. D. Mendes da Costa, Senior Lecturer in Law, University of Melbourne.

Also appended are memoranda\* received from—

The Honorable the Attorney-General;

The Chief Justice's Law Reform Committee—copy of report of sub-committee together with copies of letters from the Law Institute of Victoria and to the Secretary to the Law Department; and

The National Council of Women of Victoria.

The Committee also had before it extracts from the Report of the Royal Commission on Marriage and Divorce (Lord Morton's Commission) 1951-55.

3. In 1956, Parliament passed legislation—modelled on the law of the United Kingdom—making reforms in the Marriage Act regarding the property, liabilities, and capacity of husbands and wives and the rights between them. It was thought that on the passing of the *Marriage (Property) Act 1956*, power was given by section 7 (2) to the court to exercise discretion not only as to matters of procedure, but also as to the substantive law of ownership in the event of a property dispute between spouses where their intention was not clear.

This provision now appears as section 161 (2) of the *Marriage Act* 1958, and is as follows :—

“(2) The judge may make such order with respect to the property in dispute (including any order for the sale of the property and the division of the proceeds of sale, or for the partition or division of the property) and as to the costs of and consequent on the application as he thinks fit and may direct any inquiry touching the matters in question to be made in such manner as he thinks fit.”

Although this legislation was reported upon by a previous Statute Law Revision Committee (Victorian Parliamentary Papers, D. No. 9, Session 1955–56), the effects which might result from the provisions giving a court complete discretion were not specifically considered. It appears that it was assumed that at the time when this legislation was being enacted, it was known that the trend of the decisions in England on its similar section was that the words of the section were wide enough to give a fairly general discretion and that English courts were tending to establish certain well-defined rules which would presumably apply here.

4. However, as a result of a decision given in the High Court of Australia in *Wirth v. Wirth*, 98 C.L.R., 228, doubts now exist as to whether the court has in fact any discretion other than in summary remedy. In *Wirth v. Wirth*, the court expressed the view that it had no power of discretion to deal with ownership of property in a dispute between spouses and that, as in disputes between strangers, the law of property governs the ascertainment of their proprietary rights and interests.

Although this dictum relates to the extent of powers under the Queensland Married Women's Property Act, the Full Court of Victoria has, also by way of a dictum, expressed a similar view with regard to the powers conferred by the Victorian Act, which is couched in similar terms to the Queensland legislation.

5. Since the dictum in *Wirth v. Wirth*, two judges of the Supreme Court of Victoria have taken the view that there exists full discretion under Victorian law. The position in Victoria at present, then, is one of some doubt and difficulty.

6. The Committee agrees that the present uncertain situation should be clarified.

In considering what changes are desirable in the law the Committee directed its thought to two points—(a) should there be a discretion; and (b) if so, should it be restricted.

7. The draft Bill incorporating the proposals of the Chief Justice's Law Reform Committee proposes that there should be no discretion to depart from the strict rules of law and equity in determining where title resides, but that the powers conferred by section 161 (2) of the *Marriage Act* 1958 as to sale, partition, and division should be exercised in substantial accordance with the respective proprietary interests of the parties. A discretion should, however, be given as to the powers to order the sale, partition, and division of property acquired during the marriage or in contemplation of it, in relation to which each spouse has made some material contribution in money or effort.

For the purposes of this provision “contribution” is defined in the draft Bill as applying to the following types of property—

- (a) in relation to savings, a contribution to the accumulation or conservation thereof made in money or in kind or consisting of the making of efforts or the foregoing of benefits or the assuming of burdens pursuant to an agreement between the spouses or intending spouses so to do for the purpose of enabling savings to be accumulated or conserved;
- (b) in relation to the goodwill or assets of a business, a contribution made as described in paragraph (c) of this sub-section or by bringing in capital or by working in or otherwise assisting the business; or
- (c) in relation to any other property a contribution made by providing the property or any portion thereof, or by providing some or all of the consideration for which it was acquired, or in the case of an acquisition under hire-purchase, some or all of the instalments of hire, or by discharging wholly or in part any charge or encumbrance upon the

property, or by effecting or helping to effect improvements alterations or repairs to it, or by assuming any obligation to do any of those things or a contribution made by virtue of the application to any of the purposes aforesaid of any savings of the nature referred to in sub-section (10) of this section.

8. There is also included a proviso to the effect that the judge or court exercising such discretion "shall have regard to any actual common intention of the spouses as to the ownership or enjoyment of the property that is shown to have existed at any material time and subject thereto to the nature and extent of the contributions of spouses as aforesaid".

This suggestion, if adopted, would create two distinct classes of property. "Contribution" property would be subject to a discretion by the court, and "non-contribution" property would be dispersed in accordance with the rules of law and equity.

9. The following are some of the arguments advanced to the Committee against there being such a distinction—

- (a) there is a danger in restricting the discretion to the classes mentioned, in that further circumstances not now apparent but perhaps equally worthy of a discretionary power may transpire which would not be covered under the proposal;
- (b) with the modern trend in marriage of both partners engaging in employment it may be simply a matter of convenience as to which partner's earnings are used for home management and whose are applied to savings or discharging liabilities.
- (c) difficulty exists in determining whether and in what proportions partners contributed to a joint savings account from which property was acquired;
- (d) it may be a matter of convenience that one spouse pays for an article such as a motor car which will deteriorate and lose value, while the other contributes to the matrimonial home which will probably retain or increase its value;
- (e) the very wide interpretation that can be placed on "contribution" in effort or foregoing of benefits by one partner and their materiality would be very difficult to accurately assess;
- (f) there would not appear to be any discretion in the case of a gift by some third party intended for both partners—perhaps a deposit on some article of furniture, &c.—the balance of which is paid by one spouse only. Although the original article was thought to be shared jointly, it would be regarded as the property of the spouse who made the "contribution" by discharging the payments;
- (g) it may be difficult to establish that there had been any actual "agreement" in regard to the accumulation of savings.

10. At present the law presumes that where two people buy property in their joint names, they own such property in proportion to the amount each has contributed. If a wife puts property in her husband's name without payment, there is a presumption that the husband holds the property in trust for his wife. On the other hand, if a husband puts property in in his wife's name without payment the presumption is that the property is a gift to the wife.

In order to rebut these presumptions, it must be proved to the court that the parties had applied their minds to the question and agreed as to who was the sole owner or upon what proportion was owned by each.

If the dictum given in *Wirth v. Wirth* is to be applied, the title of ownership of property would be determined by such means of presumptions of advancement or proprietary interest in proportion to the purchase money contributed.

11. If the approach of the Court of Appeal in England in *Rimmer v. Rimmer* 1 Q.B. 63 is applied, the court could give effect to actual intention as to ownership if such an intention existed, but in the absence of intention, could endeavour to give effect to what it believes would have been the intention of the spouses if they had originally applied their minds to the question.

The rules of law and equity regarding advancement could be disregarded by the court and the title could be divided in a completely different manner if the circumstances of the particular case warranted it.

12. It has been argued that the changing status of marriage as more of a partnership than formerly, justifies the utmost discretion being exercised in the division of property, as does the infinite variety of circumstances which may exist between partners.

On this point it should be mentioned that under the Commonwealth *Matrimonial Causes Act* 1959 it would appear that in the event of a marriage breaking down to the point of judicial pronouncement, the court has complete discretion to say what is just in all the circumstances and determine the disposition of property between the parties. It may be said that if this position prevails on the termination of a marriage, then a similar power should be given where the marriage has in fact broken down but there has been no judicial announcement on it.

13. However, it appears to the Committee that there are also difficulties associated with granting an unfettered discretion, namely—

- (a) the uncertainty of the law and the difficulty of legal practitioners advising clients of their property rights ;
- (b) decisions of separate judges may vary considerably in identical circumstances ;
- (c) the question is raised as to whether or not the court should assume a paternal jurisdiction over all property of husband and wife, and divide up wholly-owned separate property or determine a title except in accord with established rules of law ;
- (d) the well-tried and tested laws of presumptions could be upset. Even if it was established that the effect of the presumptions of advancement were actually intended, the court would be given power to over-ride that intention if subsequent circumstances led to the court thinking it would be just to do so.

14. As an alternative to courts having discretion in questions as to title to or possession of property in dispute, it has been suggested that the matrimonial home, which would appear to be the most valuable single item subject to litigation, should be presumed to be held jointly in equal parts by both parties.

As mentioned earlier in this Report, the modern trend appears to be that wives now contribute more in money towards the purchase of a matrimonial home than previously, and marriage is considered by many to be a partnership. It has, therefore, been suggested that it is logical that the matrimonial home should be shared equally by the partners unless there is some agreement to the contrary. Any other property should be dispersed in accordance with the ordinary rules of law and equity.

15. The Committee has carefully considered the proposals and suggestions put forward to rectify the present unsatisfactory situation, and is of opinion that the proposals of the Chief Justice's Law Reform Committee are too restricted and would possibly create more injustices than those it seeks to cure, and could conceivably lead to extensive litigation.

16. The Committee prefers the two remaining suggestions, i.e., either the court having unfettered discretion in relation to title to or possession of property, or that the matrimonial home shall be deemed to be shared equally by both parties.

As the Committee considers that both of these suggestions have considerable merit it refrains from making any recommendation.



17. Two further matters are incorporated in the draft Bill before the Committee.

A provision is embodied giving power to the court to restrain the sale of assets pending the determination of a dispute.

The Committee feels that it is essential that property which is the subject of court proceedings is protected from disposal to some other party until the court has decided where the ownership shall lie, and recommends that legislation to implement this proposal be enacted.

18. The other recommendation relates to the situation arising when parties are judicially separated or there has been a decree nisi for dissolution of the marriage which has not been made absolute.

At present, if one party dies intestate in these circumstances, the property of the intestate shall devolve as if the separated spouse had predeceased the one who died, it being thought proper that the survivor should not be entitled to the share which an ordinary surviving spouse would take.

It has been brought to the attention of the Committee that the survivor would, therefore, be deprived of pursuing the right of a claim in some other capacity, perhaps as that of a cousin.

The Committee believes that a surviving spouse—though legally separated—should not be denied the right of claim in a case where he or she would also normally have a right of succession as a next of kin.

Committee Room,  
6th April, 1961.



1960-61

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VICTORIA

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REPORT

FROM THE

STATUTE LAW REVISION COMMITTEE

UPON THE PROPOSALS CONTAINED IN THE

STATUTE LAW REVISION BILL (No. 2)

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*Ordered by the Legislative Council, to be printed, 12th April, 1961.*

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*By Authority:*

A. C. BROOKS, GOVERNMENT PRINTER, MELBOURNE.

EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE  
LEGISLATIVE COUNCIL.

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WEDNESDAY, 14TH SEPTEMBER, 1960.

10. STATUTE LAW REVISION COMMITTEE.—The Honorable Sir Arthur Warner moved, by leave, That the Honorables P. T. Byrnes, V. O. Dickie, W. O. Fulton, T. H. Grigg, A. Todd, and J. M. Walton be members of the Statute Law Revision Committee, and that the said Committee have power to send for persons, papers, and records.

Question—put and resolved in the affirmative.

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WEDNESDAY, 5TH APRIL, 1961.

12. STATUTE LAW REVISION BILL (No. 2).—The Honorable L. H. S. Thompson moved, by leave, That the proposals contained in this Bill be referred to the Statute Law Revision Committee for examination and report.

Question—put and resolved in the affirmative.

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EXTRACTED FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

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WEDNESDAY, 14TH SEPTEMBER, 1960.

15. STATUTE LAW REVISION COMMITTEE.—Motion made, by leave, and question—That Mr. Cochrane, Mr. Cook, Mr. Holland, Mr. Manson, Mr. Sutton, and Mr. Wilcox be members of the Statute Law Revision Committee; and that the Committee have power to send for persons, papers, and records (*Mr. Bolte*)—put and agreed to.

# REPORT

THE STATUTE LAW REVISION COMMITTEE, appointed pursuant to the provisions of *The Constitution Act Amendment Act 1958*, has the honour to report as follows :—

1. The Statute Law Revision Committee has considered the Statute Law Revision Bill (No. 2)—a Bill to revise the Statute Law—which was initiated and read a first time in the Legislative Council on 28th March, 1961. The debate on the second reading was adjourned and the Legislative Council referred the proposals contained in the Bill to the Statute Law Revision Committee for examination and report.

2. The evidence\* of Mr. J. J. Lynch, Parliamentary Draftsman, who appeared before the Committee, is appended to this Report. After hearing the evidence of the Parliamentary Draftsman the Committee believes that the amendments proposed may be classified as follows :—

- (a) *The correction of verbal or grammatical errors, i.e., the amendments proposed to sections 2, 22, and 253 of the Companies Act 1958 ; the City of Melbourne Underground Railway Construction Act 1960 ; and the Sewerage Districts (Amendment) Act 1960.*
- (b) *The correction of spelling errors, i.e., the amendment proposed to section 17 of the Companies Act 1958.*
- (c) *The correction of incorrect references, i.e., the amendments proposed to The Constitution Act Amendment Act 1958 ; and the Local Government Act 1958.*
- (d) *The correction of printing errors, i.e., amendments proposed to the Labour and Industry Act 1958 ; the Land Act 1958 ; and the Water (Amendment) Act 1960.*

3. The amendment proposed to the *Public Trustee Act 1958* is a result of a consequential amendment to that Act not being made by the *Administration and Probate (Offices) Act 1960* which separated the offices of Master of the Supreme Court and the Registrar of Probates and Administrations.

4. The *Electoral Provinces Act 1960* is wholly repealed by this Bill. Section 15 (1) contains an amendment to *The Constitution Act Amendment Act* which was to have come into operation on 1st May, 1961, relating to the number of seats in the Legislative Council. If the Statute Law Revision Bill is passed before 1st May, this amendment rendered unnecessary by the disallowance of the two Reports of the Electoral Commissioners provided for in the Act, will never come into operation. Section 15 (2) of the *Electoral Provinces Act 1960* which has been in operation since 7th June, 1960, relates to the number of members of a party required to entitle its leader to a special salary and allowance.

5. By section 6 (3) of the *Acts Interpretation Act 1958*, the repeal of an Act which directly amended an earlier Act is not to be construed as affecting the direct amendments made by the repealed Act unless the contrary intention appears.

Thus the effect of the amendment regarding the status and recognition of a third party will not, by virtue of the provisions of section 6 (3) of the *Acts Interpretation Act*, be negated by repeal of the *Electoral Provinces Act*.

6. The amendments proposed to the *John Storey Memorial Fund Act 1960* result from the fact that the Act refers to a company "formed and incorporated" whereas the company is still in the process of incorporation. All the amendments to this Act are a consequence of this error.

\* *Minutes of Evidence not printed.*

7. The Committee's attention has been drawn to the fact that sub-section (2) of section (1) of this Bill provides for retrospective operation as from 1st March, 1961, of all its provisions. This date was inserted to erase difficulties which could arise if this Bill was not passed before the date of coming into operation of section 15 (1) of the Electoral Provinces Act, i.e., 1st May, 1961, and before the company referred to in the *John Storey Memorial Fund Act 1960* was actually incorporated. As it now appears that this Bill will pass both Houses before 1st May next and before the above company is incorporated, the Committee recommends that this sub-section be omitted from the Bill. Such an omission would have the benefit of preventing any difficulties emanating from the retrospective action of the amendment to the *Public Trustee Act 1958*.

8. The Committee is of opinion that none of the proposed amendments contained in this Bill make changes in the law which go beyond the ambit of a Statute Law Revision Bill and accordingly recommends that it be passed into law.

Committee Room,

12th April, 1961.

1960—61

VICTORIA

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**SPECIAL REPORT**  
OF THE  
**SUBORDINATE LEGISLATION COMMITTEE**  
RELATING TO THE  
**PUBLICATION OF REGULATIONS**  
AND THE  
**DISALLOWANCE OF REGULATIONS**  
WITH  
**APPENDICES**

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*Ordered by the Legislative Council to be printed, 6th April, 1961.*

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*By Authority.*

A. C. BROOKS, GOVERNMENT PRINTER, MELBOURNE.

EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE  
LEGISLATIVE COUNCIL.

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WEDNESDAY, 14TH SEPTEMBER, 1960.

11. SUBORDINATE LEGISLATION COMMITTEE.—The Honorable Sir Arthur Warner moved, by leave, That the Honorables Murray Byrne, G. J. O'Connell, and I. A. Swinburne be members of the Subordinate Legislation Committee, and that the said Committee have power to send for persons, papers, and records.

Question—put and resolved in the affirmative.

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EXTRACTED FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

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WEDNESDAY, 14TH SEPTEMBER, 1960.

16. SUBORDINATE LEGISLATION COMMITTEE.—Motion made, by leave, and question—That Mr. Brose, Mr. Floyd, and Mr. Rafferty be members of the Subordinate Legislation Committee; and that the Committee have power to send for persons, papers, and records (*Mr. Bolte*)—put and agreed to.



## SPECIAL REPORT

The Subordinate Legislation Committee, appointed pursuant to the provisions of Section 352 of *The Constitution Act Amendment Act 1958*, has the honour to report as follows :—

1. Since the Committee was first constituted in October, 1956, up to the date of this Report 1,274 regulations have been referred to and examined by the Committee. Of that number 42 were each the subject of a report to Parliament whilst the remainder were approved by the Committee. A list of the regulations reported upon by the Committee is appended to this Report. (Appendix "A".)

2. Each report of the Committee drew the attention of Parliament to some defect in the regulation concerned. In certain instances, the regulation in whole or in part was invalid as being outside the regulation-making powers contained in the enabling Statute. In other cases the requirements of the legislation had not been fulfilled whilst yet other defects were the result of faulty draftsmanship.

3. It must be admitted that the establishment of a direct Parliamentary scrutiny over the use of the legislative powers delegated by Parliament to subordinate bodies has been fully justified by the work of the Committee whose functions are to consider whether the special attention of Parliament should be drawn to any regulations on the ground that—

- (a) the regulations appear not to be within the regulation-making power conferred by, or not to be in accord with the general objects of, the Act pursuant to which they purport to be made ;
- (b) the form or purport of the regulations calls for elucidation ;
- (c) the regulations unduly trespass on rights previously established by law ;
- (d) the regulations unduly make rights dependent upon administrative and not upon judicial decisions ; or
- (e) the regulations contain matter which in the opinion of the Committee should properly be dealt with by an Act of Parliament and not by regulations—

and to make such reports and recommendations to the Council and the Assembly as it thinks desirable as a result of any such consideration.

4. However, it has become apparent that the real intention of the legislature is being achieved only in part. This is due to the limitations placed upon the Committee by the definition of regulations contained in Section 351 of *The Constitution Act Amendment Act 1958*, namely, " 'Regulations' means regulations or rules which purport to be made under any Act of Parliament and which by such Act are required to be laid before both Houses of Parliament ".

5. This definition excludes certain by-laws, Orders in Council, proclamations, &c., which in many cases have a wide-spread application throughout the community and have the full force of regulations.

6. Furthermore, the Committee made a survey of the Statutes which disclosed that 174 Acts of the total of 235 consolidated in 1958 contain regulation-making provisions and of those Acts 31 do not contain also a provision requiring that any regulation so made shall be presented to Parliament.

7. Among the interesting matters disclosed in the survey the Committee discovered an extreme diversity in the form of statutory provisions for the publication of regulations. The word "publication" is used in its widest sense and is intended to include—

- (a) publication in the *Government Gazette* ;
- (b) transmission to Members of Parliament for their information ; and
- (c) presentation to both Houses of Parliament.

8. It has been the practice for a number of years to include in every Act which confers regulation-making powers upon some authority subordinate to Parliament, whether it be the Governor in Council or some board, commission or other similar authority, a standardized provision relating to the publication of any regulations so made. The form of this provision is as follows :—"All such regulations shall be published in the *Government Gazette* and shall be laid before Parliament within fourteen days of the making thereof if Parliament is then sitting and if Parliament is not then sitting then within fourteen days after the next meeting of Parliament and a copy of all such regulations shall be posted to each Member of Parliament".

9. An analysis of the provisions relating to publication of regulations is appended to this Report (Appendix "B") and for that reason the Committee considers it unnecessary to deal specifically with the many variations in form otherwise than to draw attention to several interesting features.

10. Eighteen separate Acts contain provisions authorizing the making of regulations without containing a statutory requirement for the publication in any way of those regulations. They are not required to be published in the *Government Gazette*, they need not be forwarded to Members of Parliament, and they do not have to be laid before Parliament. The Acts concerned and the relevant sections are—

- Building Societies Act* 1958, No. 6210, Section 41.
- Coal Mines Act* 1958, No. 6221, Section 99.
- The Constitution Act Amendment Act* 1958, No. 6224, Section 415 (4).
- Explosives Act* 1958, No. 6247, Sections 14 and 16.
- Gaols Act* 1958, No. 6259, Section 49.
- Geelong Waterworks and Sewerage Act* 1958, No. 6263, Section 6 (4).
- Licensing Act* 1958, No. 6293, Section 200 (8).
- Local Government Act* 1958, No. 6299, Sections 536 (5), 581 (1), 762 and 898.
- Marriage Act* 1958, No. 6306, Section 51.
- Marine Act* 1958, No. 6302, Sections 19, 35, and 91.
- Mental Hygiene Act* 1958, No. 6314, Section 215.
- Police Regulation Act* 1958, No. 6338, Section 17.
- Public Authorities Marks Act* 1958, No. 6346, Section 5 (2).
- Registration of Births Deaths and Marriages Act* 1958, No. 6356, Section 44 (2).
- Stock Diseases Act* 1958, No. 6382, Section 4. (Substituted by Section 4 of Act No. 6516.)
- Trade Unions Act* 1958, No. 6397, Section 16 (f).
- University Act* 1958, No. 6408, Section 33 (4).
- Venereal Diseases Act* 1958, No. 6408, Section 21 (2).

11. The *Stock Diseases Act* 1958, included in the foregoing list, is of interest in that, despite the absence of any provision for the publication of regulations made under Part I., which relates to diseases in stock generally, the said Part I. contains, in Section 14, a provision that "any regulation made or to be made under this Part shall have the full force of law until the same has been disallowed by resolution of both Houses of Parliament and thereupon such regulation or any part thereof so disallowed shall cease to have any force or effect in law". Parts IV. and V. of the same Act, which relate respectively to foot-rot in sheep and to foot-and-mouth disease, differ from Part I. in that each contains a regulation-making provision together with the standard provision relating to publication already referred to in this Report. In neither of these Parts is provision made for disallowance of regulations.

12. The Committee makes specific mention of the Stock Diseases Act to cite an example of the inconsistencies which occur in many cases throughout the one Act. Other notable examples are *The Constitution Act Amendment Act 1958* and the *Police Regulation Act 1958*.

13. A series of extracts from *The Constitution Act Amendment Act* is as follows:—

Sections 46 (2); 84 (3); 341 (7); 350 (2).

“All such regulations shall be published in the *Government Gazette* and shall be laid before both Houses of Parliament within fourteen days after the making thereof if Parliament is then sitting and if Parliament is not then sitting then within fourteen days after the next meeting of Parliament, and a copy of all such regulations shall be posted to each Member of Parliament.”

Section 143 (3).

“All such regulations when made by the Governor in Council shall be published in the *Government Gazette* and when so published shall have the force of law and shall be judicially noticed and shall be laid before both Houses of Parliament within fourteen days after the same have been made if Parliament is then sitting and if Parliament is not then sitting then within ten days after the next meeting of Parliament and a copy of any proposed regulations shall be posted to each Member of Parliament before such regulations are approved by the Governor in Council.”

Sections 187 (9) (c); 276 (3); 311 (2).

“All such regulations shall be published in the *Government Gazette* and when so published shall have the force of law and shall be judicially noticed and shall be laid before both Houses of Parliament if Parliament is then sitting and if Parliament is not then sitting then within ten days after the next meeting of Parliament.”

Section 403 (3).

“Copies of all regulations . . . made under this Part shall forthwith after the making thereof be laid before both Houses of Parliament . . . ”

Section 415 (4).

“This section shall not apply to officers in the service of Parliament but the Governor in Council on the recommendation of the President the Speaker the Joint Library Committee or the House Committee (as the case may be) may make regulations applying to such officers in relation to the matters referred to herein.”

14. The Committee recently made a report, dated 28th February, 1961, upon a regulation made under the provisions of the *Police Regulation Act 1958*. Five sections of this Act confer regulation-making powers upon the Governor in Council and three variations in form appear. In three instances appears the requirement for publication which has become more or less standard over recent years, in one instance the regulations do not have to be posted to Members of Parliament and in the remaining instance, namely Section 17, no provision is made for publication of the regulations in any manner, either by being published in the *Government Gazette*, presented to Parliament, or posted to Members of Parliament.

15. The limitation placed upon the powers of the Subordinate Legislation Committee by the interpretation of regulations which shall be examined by the Committee raises a peculiar position when a combined set of regulations such as the *Police Regulations 1957* is made under the separate provisions of the *Police Regulation Act*. Technically the Committee has no power to examine, and if necessary report upon, any of such regulations which may be made under Section 17 as those regulations do not require to be laid before both Houses of Parliament although the regulations made under the remaining appropriate sections of the Act do come before the Committee.

16. There appears to be no rational justification for the perpetuation in legislation of the many and varied forms in which appear the provisions for publication of regulations nor for the continued absence of any requirement for publication. It seems obvious to the Committee that the variations evident throughout the Statute Book owe their origin to historical grounds or perhaps to the individualistic outlook of the author of the legislation.

17. The Committee, therefore, considers that steps should be taken at the earliest possible opportunity by means of a Statute Law Revision Bill to achieve uniformity throughout the Statutes with regard to the publication of regulations. The form which has been used in the majority of the legislation enacted by Parliament during the past twenty years and which is set out in paragraph 8 of this Report is endorsed by the Committee.

18. Apart from the legislative provisions relating to publication of regulations the Committee, in its survey of the Statutes, gave particular attention to provisions which appear from time to time for the disallowance by Parliament of regulations. The Committee was advised that these provisions are included in certain legislation for very well-founded reasons. The question of the enactment of a specifically designated method of disallowance by Parliament to have general application to all regulations made by subordinate bodies was investigated by the Committee which, after full consideration, does not favour the introduction of such a provision into Victorian legislation.

19. However, in common with the diversity of form apparent so far as provisions for the publication of regulations are concerned legislative provisions relating to disallowance of regulations display a similar lack of uniformity.

20. The following extracts from various Statutes illustrate some of the variable provisions in force :—

Disallowance by resolution of each House within thirty days after presentation.

“If within thirty days after any regulation has been laid before both Houses of Parliament each House of Parliament passes a resolution disallowing that regulation the regulation so disallowed shall thereupon cease to have effect.” (*Public Service Act 1958*, Section 50, sub-section (3).)

Disallowance by resolution by both Houses within fifteen days after presentation.

“Any such regulation may during any session of Parliament in which such regulation is laid before both Houses as aforesaid be disallowed upon a resolution of both Houses of Parliament of which notice has been given at any time within fifteen days after such regulation has been laid before both Houses respectively disallowing any such regulation in whole or in part, and thereupon such regulation or part thereof (as the case may be) shall cease to have effect.” (*Marketing of Primary Products Act 1958*, Section 58, sub-section (5).)

Disallowance by resolution of both Houses but no time limit specified.

“All such rules and forms shall be published in the *Government Gazette* and shall be laid before both Houses of Parliament within fourteen days after such publication if Parliament is then sitting, and if Parliament is not then sitting then within fourteen days after its next meeting; and all such rules and forms when published in the *Government Gazette* shall have the force of law unless disallowed by both Houses of Parliament.” (*Administration and Probate Act 1958*, Section 137.)

Disallowance by resolution of either House within one month after presentation.

“Every regulation made under Sections 26, 37, 39, and 52, may within one month of its being laid before both Houses of Parliament as aforesaid be disallowed by either House of Parliament and thereupon shall cease to have any force or effect.” (*Poisons Act 1958*, Section 89, sub-section (3).)

Disallowance by resolution of either House within thirty SITTING days after presentation.

“ If either House of Parliament passes a resolution disallowing any such regulation at any time within thirty sitting days of such House after such regulation has been laid before it, such regulation shall thereupon cease to have effect but without prejudice to the validity of anything done in the meantime.” (*Gas Regulation Act* 1958, Section 35, sub-section (2).)

“ Notwithstanding any publication thereof, no regulation so made shall continue to have any force or effect if the same is disapproved by resolution of either House of Parliament within thirty sitting days after such regulation has been laid before Parliament if Parliament is so long in session : Provided that if either House of Parliament is not in session for thirty sitting days after such regulation has been laid before it, then such regulation shall not continue to have any force or effect if disapproved by either House of Parliament within thirty sitting days after the commencement of the next session of Parliament.” (*Maintenance Act* 1958, Section 66, sub-sections (3), (4).)

Disallowance by Address to Governor by either House within twenty-one SITTING days after presentation.

“ All such regulations shall be laid before both Houses of Parliament within twenty-one days after the same have been made if Parliament is then sitting and if Parliament is not then sitting then within twenty-one days after the next meeting of Parliament ; and if an Address is presented to the Governor by either House of Parliament within the next subsequent twenty-one days on which the said House has sat praying that such regulations or any portion thereof may be annulled the Governor shall thereupon by Order in Council annul such regulations or portion thereof (as the case may be), and the same shall thenceforth become void and of no effect but without prejudice to the validity of any proceedings which may in the meantime have been taken under the same.” (*Mines Act* 1958, Section 360.)

Annulment by Governor after receipt of Address by either House within fourteen SITTING days after presentation.

“ (1) All rules regulations or orders made by the Court or any Judges thereof by virtue of the provisions of any Act now or hereafter in force conferring power on the Court or any Judges thereof to make rules regulations or orders for the purpose of carrying any enactment into effect shall be published in the *Government Gazette* and shall take effect from such publication or from any later date prescribed in any such rule regulation or order. All such rules regulations and orders shall be laid before each House of Parliament within forty days next after they are so published if Parliament is then sitting or if Parliament is not sitting then within forty days after the commencement of the next ensuing session.

(2) When any such rules regulations or orders are published as aforesaid the Governor may thereupon by Order in Council published in the *Government Gazette* suspend the operation of any such rule regulation or order until the expiration of the next subsequent fourteen days on which each House has sat after such rules regulations or orders have been so laid before each House of Parliament, and any rule regulation or order so suspended shall while so suspended be void and of no effect but without prejudice to the validity of any proceedings which may in the meantime before such suspension have been taken under the same.

(3) After any such rules regulations or orders have been laid before each House of Parliament if an Address is presented to the Governor by either House of Parliament within the next subsequent fourteen days on which such House has sat praying that any rule regulation or order so laid before such House may

be annulled the Governor may thereupon by Order in Council published in the *Government Gazette* annul the same ; and any rule regulation or order so annulled shall thenceforth become void and of no effect but without prejudice to the validity of any proceedings which may in the meantime have been taken under the same." (*Supreme Court Act 1958, Section 27.*)

21. The Committee is of opinion that no logical argument can be advanced in favour of variations in the manner in which Parliament can express its disapproval of regulations. It may be mentioned that, in practice, the stipulation that action may be taken within a certain number of sitting days rather than within a stated calendar period could prove most cumbersome particularly where Parliament may adjourn for a lengthy period, or even be dissolved, subsequent to the presentation of the regulations and before the expiration of the requisite number of sitting days.

22. The Statutes which contain provisions for the disallowance by Parliament of regulations made thereunder are set out in Appendix "C" to this Report and the Committee recommends that these provisions should be examined by the appropriate legal authority with a view to some measure of uniformity being brought about by means of a Statute Law Revision Bill.

23. The Committee has also subjected to close examination those statutory provisions delegating authority to legislate by means of the creation of various statutory instruments other than regulations, i.e., by-laws, Orders in Council, proclamations, &c.

24. In the opinion of the Committee these statutory instruments come within two categories. Firstly, those which have strictly limited application, such as by-laws or rules for the internal administration of a properly constituted body and, secondly, those which have a general application either throughout the State or in some specified area or district thereof.

25. The Committee considers that proper Parliamentary control over the activities of subordinate bodies to which authority to legislate has been delegated by Statute can only be exercised by bringing under the scrutiny of the Subordinate Legislation Committee all statutory instruments having the force and effect of regulations and having a general application in the community.

26. Furthermore, the Committee draws particular attention to proclamations which may be made under the Apprenticeship Act. Section 13 of that Act provides that, after a recommendation by the Apprenticeship Commission to the Minister, the Governor in Council may by proclamation proclaim any trades to be apprenticeship trades. Sub-section (7) of the said section provides that—

“ If a resolution is passed by both Houses of Parliament declaring that it is expedient that any specified proclamation under this section be amended or varied as set out in such resolution or be revoked such proclamation shall if not so amended or varied or revoked cease to have any force or effect on the expiration of one month after the passing of such resolution.”

The extraordinary situation thus arises that the very body which Parliament has set up to examine statutory instruments, namely, the Subordinate Legislation Committee, has no power to scrutinize, and if necessary report to Parliament upon, proclamations which Parliament may, if it thinks fit, amend, vary or disallow.

27. The main motive of the Committee in presenting this Report is to direct the attention of Parliament to the limited extent to which Parliamentary control is exercised over the activities of bodies enjoying legislative powers delegated by Statute. The Committee reiterates the comment made in the First Special Report of the Subordinate Legislation Committee and presented to Parliament on 29th October, 1957, namely, that the decision as to what action shall be taken with regard to regulations upon which the Committee has reported reverts in most cases to the original framers of the regulations or, in other words, to the Executive.

28. The Committee is of opinion that Parliament should have wider powers with respect to the enforcement of remedial action regarding matters raised in reports of the Committee, particularly the power to enforce immediate cancellation or withdrawal of regulations which have been found to be *ultra vires* the Statute under which they purport to be made.

29. The Committee seizes this opportunity of placing on record its sincere appreciation of the valuable co-operation and assistance it has received from the Parliamentary Draftsman, Mr. J. J. Lynch, and his colleagues.

In addition, the Committee, on a number of occasions, has consulted Sir Henry Winneke, Q.C., Solicitor-General, and is most grateful for the advice readily proffered by him.

Acknowledgment is also made of the efficient assistance provided at all times by Mr. L. G. McDonald and Mr. J. J. P. Tierney in their capacities as Joint Secretaries to the Committee.

Committee Room,  
6th April, 1961.

## APPENDIX "A".

## REGULATIONS REPORTED UPON BY THE SUBORDINATE LEGISLATION COMMITTEE.

Title or Subject-matter of Regulation.	Report presented to Parliament.
Betting Tax Regulations 1956 .. .. .	9.4.57
Country Fire Authority (Permits) Regulations 1956 .. .. .	"
Rules of the Estate Agents Committee .. .. .	"
Parking Regulations 1957 .. .. .	21.5.57
Public Service (Public Service Board) Regulations (No. 550) .. .. .	22.5.57
Camping Regulations 1956 .. .. .	28.5.57
Explosives (Carriage) Regulations 1957 .. .. .	4.6.57
Amendment of Rules of the Supreme Court .. .. .	4.9.57
Amending Portland Harbor Trust Staff Regulations .. .. .	"
Amending Food and Drug Standards Regulations 1957 (No. 1) .. .. .	"
Cancer Institute (Amending) Regulations 1957 .. .. .	"
Regulations under the Milk Board Acts .. .. .	"
Penal Reform Regulations 1957 .. .. .	10.9.57
Regulation amending the Supreme Court Office Fees .. .. .	19.11.57
An Amendment to Regulation IV. (E)—Accountancy Certificate, under the Education Acts .. .. .	18.3.58
An Amendment to Regulation XX. (L)—Trained Technical Teachers Certificate, under the Education Acts .. .. .	18.3.58
An Amendment to the Rules of the Estate Agents Committee .. .. .	23.3.58
Monofluoroacetic Acid Derivatives Regulations .. .. .	2.12.58
Amendment of Workers Compensation Regulations 1954 .. .. .	"
Regulation under the Gas Regulation Acts .. .. .	"
Amendment to Restrictions on Electrical Apparatus Regulations .. .. .	3.3.59
Amendments to Regulations under Country Fire Authority Act 1944 .. .. .	"
Amendments to Stamps Regulations 1948 .. .. .	10.3.59
Amendments to Motor Car Regulations 1952 .. .. .	"
Kiewa Works Protection (Ski Resorts) Regulations .. .. .	7.4.59
Country Fire Authority (Heat Engines) Regulations 1959 .. .. .	21.4.59
Amending Food and Drug Standards Regulations 1959 (No. 1) .. .. .	22.9.59
Printing and Allied Trades Apprenticeship Regulations .. .. .	11.11.59
Pharmacy Regulations 1959 .. .. .	3.12.59
Clean Air Regulations 1959 .. .. .	22.3.60
Nursing Council Regulations 1959 (No. 2) .. .. .	"
Regulations under Land Settlement Act 1959 .. .. .	"
Hairdressers Registration Regulations 1959 .. .. .	"
Regulations (No. 5) under Geelong Harbor Trust Act 1958 .. .. .	20.9.60
Amendments Nos. 262 and 263 of Teaching Service (Teachers' Tribunal) Regulations .. .. .	"
Nursing Council Regulations 1960 (No. 2) .. .. .	"
Companies (Fees) Regulations 1960 .. .. .	"
Amendment of Court Reporting (Fees) Regulations 1957 .. .. .	"
Labour and Industry (Offices and Warehouses) Regulations .. .. .	11.10.60
Regulation XXI.—Scholarships, under the Education Act 1958 and University Act 1958 .. .. .	15.11.60
Country Fire Authority Groups of Brigades Regulations .. .. .	14.3.61
Amendment of Police Regulations 1957 .. .. .	"



## APPENDIX " B ".

ANALYSIS OF THE STATUTES CONSOLIDATED IN 1958 SHOWING VARIATIONS IN FORM OF PROVISIONS FOR THE PUBLICATION OF REGULATIONS OR FOR THE DISALLOWANCE OF REGULATIONS.

## PUBLICATION OF REGULATIONS.

Regulations which are sent to Members of Parliament.

1. Published in the *Government Gazette*, presented to Parliament within fourteen days of making thereof if Parliament is then sitting, otherwise within fourteen days of next meeting of Parliament, and posted to Members of Parliament.

"All such regulations shall be published in the *Government Gazette* and shall be laid before both Houses of Parliament within fourteen days after the making thereof if Parliament is then sitting and if Parliament is not then sitting then within fourteen days after the next meeting of Parliament, and a copy of all such regulations shall be posted to each Member of Parliament."

- Aborigines Act, No. 6190, Section 11 (2).
- Agricultural Colleges Act, No. 6194, Section 10 (2).
- Audit Act, No. 6203, Section 49 (3).
- Barley Marketing Act, No. 6206, Section 20 (3).
- Benefit Associations Act, No. 6208, Section 28 (2).
- Business Investigations Act, No. 6211, Section 7 (2).
- Cancer Act, No. 6213, Section 58 (2).
- Cattle Breeding Act, No. 6215, Section 12 (2).
- Children's Court Act, No. 6218, Section 52 (2).
- Children's Welfare Act, No. 6219, Section 77 (2).
- Clean Air Act, No. 6220, Section 14 (3).
- Coal Mines Act, No. 6211, Sections 132 (2); 141 (2).
- Commercial Goods Vehicles Act, No. 6222, Section 25 (2).
- Companies Act, No. 6455, Section 11 (3).
- The Constitution Act Amendment Act, No. 6224, Sections 46 (2); 84 (3); 341 (7); 350 (2).
- Co-operation Act, No. 6225, Section 116 (2).
- Co-operative Housing Societies Act, No. 6226, Section 98 (2).
- Country Fire Authority Act, No. 6228, Sections 61 (2); 110 (3).
- Crimes Act, No. 6231, Section 542 (2).
- Dietitians Registration Act, No. 6235, Section 20 (3) (4).
- Dried Fruits Act, No. 6239, Section 39 (3).
- Entertainments Tax Act, No. 6243, Section 27 (2).
- Essential Services Act, No. 6244, Section 11 (2).
- Estate Agents Act, No. 6245, Sections 8 (3); 34 (2).
- Evidence Act, No. 6246, Section 142.
- Filled Milk Act, No. 6468, Section 13 (2).
- Firearms Act, No. 6251, Section 49 (3).
- Gas and Fuel Corporation Act, No. 6260, Section 43 (2).
- Gold Buyers Act, No. 6264, Section 80 (2).
- Goods Act, No. 6265, Section 98 (3).
- Health Act, No. 6270, Section 391 (1).
- Home Finance Act, No. 6271, Section 16 (2).
- Hospitals and Charities Act, No. 6274, Section 93 (2).
- Housing Act, No. 6275, Section 133.
- Instruments Act, No. 6279, Section 139 (4).
- Labour and Industry Act, No. 6283, Section 206 (2).
- Land Act, No. 6284, Section 264 (2).
- Landlord and Tenant Act, No. 6285, Section 118 (3).
- Land Settlement Act, No. 6287, Section 45 (2).
- Land Surveyors Act, No. 6288, Section 16 (2).
- Latrobe Valley Act, No. 6290, Sections 14 (2); 66 (2).
- Legal Profession Practice Act, No. 6291, Section 50 (2).
- Libraries Act, No. 6292, Section 14 (2).

APPENDIX "B"—*continued.*

Licensing Act, No. 6293, Section 293 (4).  
 Liquefied Petroleum Gas Act, No. 6296, Section 6 (2).  
 Local Authorities Superannuation Act, No. 6298, Section 34 (3).  
 Local Government Act, No. 6299, Sections 619 (2); 933.  
 Margarine Act, No. 6302, Section 23 (2).  
 Medical Act, No. 6309, Section 41 (2).  
 Mental Deficiency Act, No. 6313, Section 52 (2).  
 Mental Hygiene Act, No. 6314, Section 23 (2).  
 Milk and Dairy Supervision Act, No. 6317, Section 120 (2).  
 Milk Pasteurization Act, No. 6319, Section 11 (2).  
 Mines Act No. 6320, Section 512 (2).  
 Money Lenders Act, No. 6324, Section 51 (2).  
 Motor Car Act, No. 6325, Section 93 (5).  
 National Parks Act, No. 6326, Section 16 (2).  
 Nurses Act, No. 6328, Section 46 (1) (2).  
 Opticians Registration Act, No. 6329, Section 23 (3) (4).  
 Patriotic Funds Act, No. 6331, Section 31 (2).  
 Petroleum Act, No. 6334, Section 83.  
 Police Offences Act, No. 6337, Section 187 (2).  
 Police Regulation Act, No. 6338, Sections 86 (2); 118 (2); 129 (2).  
 Printers and Newspapers Act, No. 6342, Section 32 (2).  
 Process Servers and Inquiry Agents Act, No. 6343, Section 26 (2).  
 Public Account Act, No. 6345, Section 24 (3).  
 Public Service Act, No. 6349, Sections 22 (2); 50 (2) (3) (4); 73 (2).  
 Public Trustee Act, No. 6350, Section 73 (2).  
 Racing Act, No. 6353, Sections 50 (3); 68 (2); 83 (3); 95 (2).  
 River Improvement Act, No. 6358, Section 56 (2).  
 Road Traffic Act, No. 6359, Sections 4 (4); 14 (2).  
 Rural Finance Corporation Act, No. 6360, Section 58 (2).  
 Soil Conservation and Land Utilization Act, No. 6372, Section 40 (2).  
 Soldier Settlement Act, No. 6373, Section 129 (2).  
 Stamps Act No. 6375, Section 167 (2).  
 State Development Act, No. 6376, Section 18 (2).  
 State Electricity Commission Act, No. 6377, Section 40 (2).  
 State Relief Committee Act, No. 6378, Section 8 (2).  
 State Savings Bank Act, No. 6379, Section 16 (3).  
 Stock and Share Brokers Act, No. 6381, Section 16 (2).  
 Stock Diseases Act, No. 6382, Sections 112 (2); 124 (2).  
 Stock Medicines Act, No. 6384, Section 18 (2).  
 Survey Co-ordination Act, No. 6388, Section 22 (2).  
 Tattersall Consultations Act, No. 6390, Section 11 (3).  
 Teaching Service Act, No. 6391, Sections 21 (2); 72 (4).  
 Town and Country Planning Act, No. 6396, Section 39 (2) (3).  
 Transfer of Land Act, No. 6399, Section 120 (2).  
 Transport Regulation Act, No. 6400, Section 44 (2).  
 Vegetation and Vine Diseases Act, No. 6407, Section 31 (2).  
 Vermin and Noxious Weeds Act, No. 6409, Section 44 (3).  
 Veterinary Surgeons Act, No. 6410, Section 10 (2).  
 Victorian Inland Meat Authority Act, No. 6411, Section 28 (2).  
 Warehousemen's Liens Act, No. 6412, Section 11 (2).  
 Weights and Measures Act, No. 6414, Section 93 (4).

2. Similar to No. 1 except that regulations shall be posted to Members at least fourteen days before approval by Governor in Council.

"A copy of any proposed regulations shall be posted to each Member of Parliament at least fourteen days before such regulations are approved by the Governor in Council and all such regulations shall on being published in the *Government Gazette* be as valid in law as if the same were enacted in this Act and shall be judicially noticed.

APPENDIX "B"—*continued.*

All such regulations shall be laid before both Houses of Parliament within fourteen days after the making thereof if Parliament is then sitting and if Parliament is not then sitting then within fourteen days after the next meeting of Parliament."

Coal Mines Act, No. 6221, Section 68 (2) (3).

Dairy Products Act, No. 6233, Section 18 (3).

Fungicides Act, No. 6257, Section 24 (2) (3).

Hawkers and Pedlers Act, No. 6269, Section 29 (2).

Medical Act, No. 6309, Section 51 (3).

Public Works Committee Act, No. 6352, Section 24 (2).

Racing Act, No. 6353, Section 116 (3).

Sheep Owners Protection Act, No. 6371, Section 16 (2).

Street Trading Act, No. 6385, Section 10.

Superannuation Act, No. 6386, Section 73 (2).

3. Similar to No. 1 except that regulations shall be posted to Members at least twenty-one days before approval by Governor in Council.

"All such regulations shall be published in the *Government Gazette* and shall be laid before both Houses of Parliament within fourteen days after the making thereof if Parliament is then sitting and if Parliament is not then sitting then within fourteen days after the next meeting of Parliament, and a copy of any proposed regulations shall be posted to each Member of Parliament at least twenty-one days before such regulations are approved by the Governor in Council."

Fruit and Vegetables Act, No. 6256, Section 54 (3).

4. Proposed regulations to be published in *Government Gazette* and presented to Parliament fourteen days before being submitted to Governor in Council for approval if Parliament is then sitting, otherwise posted to Members fourteen days before submission to Governor in Council for approval.

"All regulations proposed to be made under this Act shall be published in the *Government Gazette* and shall be laid before both Houses of Parliament at least fourteen days before being submitted for the approval of the Governor in Council if Parliament is then sitting, and if Parliament is not then sitting shall be posted to all Members of Parliament at least fourteen days before being submitted for the approval of the Governor in Council."

Agricultural Lime Act, No. 6196, Section 30 (3).

5. Published in *Government Gazette*, presented to Parliament within fourteen days of making thereof if Parliament is then sitting, otherwise within ten days after the next Meeting of Parliament. Posted to Members at least twenty-eight days before approval by Governor in Council.

"All such regulations when made by the Governor in Council shall be published in the *Government Gazette* and when so published shall have the force of law and shall be judicially noticed and shall be laid before both Houses of Parliament within fourteen days after the same have been made if Parliament is then sitting and if Parliament is not then sitting then within ten days after the next meeting of Parliament, and a copy of any proposed regulations shall be posted to each Member of Parliament at least twenty-eight days before such regulations are approved by the Governor in Council."

Boilers Inspection Act, No. 6209, Section 43 (2).

Geelong Harbor Trust Act, No. 6262, Section 100 (3).

Milk and Dairy Supervision Act, No. 6317, Section 85 (3).

6. Similar to No. 5 except that regulations shall be posted to Members at least twenty-one days before approval by Governor in Council.

"All such regulations when made by the Governor in Council shall be published in the *Government Gazette* and when so published shall have the force of law and shall be judicially noticed and shall be laid before both Houses of Parliament within fourteen days after the same have been made if Parliament is then sitting and if Parliament is not then sitting then within ten days after the next meeting of Parliament, and a copy of any proposed regulations shall be posted to each Member of Parliament at least twenty-one days before such regulations are approved by the Governor in Council."

APPENDIX "B"—*continued.*

Land Act, No. 6284, Sections 373 (2) ; 384 (2).  
 Lifts Regulation Act, No. 6294, Section 9 (2).  
 Milk and Dairy Supervision Act, No. 6317, Section 53 (2).  
 Mines Act, No. 6320, Section 498 (2).  
 Stock Foods Act, No. 6383, Section 31 (4).  
 Vegetation and Vine Diseases Act, No. 6407, Section 19 (2).  
 Wire Netting Act, No. 6417, Section 24 (2).

7. Similar to No. 5 except that copy of proposed regulations shall be posted to Members fourteen days before being made by Governor in Council.

"All such regulations shall be published in the *Government Gazette* and when so published shall have the force of law and shall be judicially noticed and shall be laid before both Houses of Parliament within fourteen days after the same have been made if Parliament is then sitting and if Parliament is not then sitting then within ten days after the next meeting of Parliament, and a copy of any proposed regulations shall be posted to each Member of Parliament at least fourteen days before such regulations are made by the Governor in Council."

Sheep Dipping Act, No. 6370, Section 16 (3).  
 Venereal Diseases Act, No. 6408, Section 33 (2).

8. Similar to No. 5 except that no time is specified for posting of proposed regulations to Members.

"All such regulations when made by the Governor in Council shall be published in the *Government Gazette* and when so published shall have the force of law and shall be judicially noticed and shall be laid before both Houses of Parliament within fourteen days after the same have been made if Parliament is then sitting and if Parliament is not then sitting then within ten days after the next meeting of Parliament, and a copy of any proposed regulations shall be posted to each Member of Parliament before such regulations are approved by the Governor in Council."

The Constitution Act Amendment Act, No. 6224, Section 143 (3).

9. Published in *Government Gazette*, presented to Parliament but no time limit specified if Parliament is sitting. If Parliament is not sitting when regulation is made must be presented within fourteen days of next meeting of Parliament. Posted to Members.

"All regulations made under this section shall be published in the *Government Gazette* and shall be laid before both Houses of Parliament if Parliament is then sitting and if Parliament is not then sitting then within fourteen days after the next meeting of Parliament, and a copy of all such regulations shall be posted to each Member of Parliament."

Teaching Service Act, No. 6391, Sections 58 (2) ; 74 (2).

Regulations which are not posted to Members of Parliament.

10. Published in *Government Gazette*, presented to Parliament within fourteen days of making thereof if Parliament is then sitting, otherwise within fourteen days of the next meeting of Parliament, but not posted to Members.

"All regulations under this Act shall be published in the *Government Gazette* and shall be laid before both Houses of Parliament within fourteen days after the making thereof if Parliament is then sitting and if Parliament is not then sitting then within fourteen days after the next meeting of Parliament."

Administration and Probate Act, No. 6197, Section 137 (2).  
 Apprenticeship Act, No. 6199, Section 46 (2).  
 Architects Act, No. 6201, Section 21 (3) (4).  
 Bees Act, No. 6207, Section 17 (2).  
 Business Names Act, No. 6212, Section 19 (2).  
 Cattle Compensation Act, No. 6216, Section 19 (3).  
 Cemeteries Act, No. 6217, Section 92 (3).  
 County Court Act, No. 6230, Section 78 (5).  
 Education Act, No. 6240, Section 83 (2).  
 Farm Produce Agents Act, No. 6248, Section 27 (3).  
 Footwear Regulation Act, No. 6253, Section 12 (2).  
 Forests Act, 6254, Section 101.

## APPENDIX "B"—continued.

- Fruit and Vegetables Act, No. 6256, Section 40 (2).  
 Gas Regulation Act, No. 6261, Section 35 (1) (2).  
 Hairdressers Registration Act, No. 6267, Section 22 (2) (3).  
 Harbor Boards Act, No. 6268, Section 104 (3) (4).  
 Hawkers and Pedlars Act, No. 6269, Section 40 (2).  
 Horse Breeding Act, No. 6272, Section 28 (2).  
 Industrial Provident Societies Act, No. 6277, Section 66 (4).  
 Land Act, No. 6284, Sections 229 (2); 297 (2); 329 (2); 358 (4); 396 (2).  
 Local Government Act, No. 6299, Sections 211; 340 (2); 696 (3); 755 (2); 833 (3); 913 (2).  
 Maintenance Act, No. 6300, Sections 66 (3) (4); 76 (2).  
 Marketing of Primary Products Act, No. 6304, Section 58 (4) (5).  
 Marriage Act, No. 6306, Section 50 (4).  
 Masseurs Act, No. 6307, Section 18 (2) (3).  
 Medical Act, No. 6309, Section 94 (2).  
 Melbourne and Metropolitan Board of Works Act, No. 6310, Section 5 (3).  
 Melbourne and Metropolitan Tramways Act, No. 6311, Section 112 (2).  
 Mental Hygiene Act, No. 6314, Section 207 (3).  
 Milk Board Act, No. 6318, Section 42 (2).  
 Poisons Act, No. 6336, Section 89.  
 Police Offences Act, No. 6337, Section 215 (2).  
 Police Regulation Act, No. 6338, Section 130 (2).  
 Poor Persons Legal Assistance Act, No. 6339, Section 4 (2).  
 Portland Harbor Trust Act, No. 6340, Section 46 (3) (4).  
 Racing Act, No. 6353, Section 36 (2).  
 Railways Act, No. 6355, Section 175 (2).  
 Sale of Allotments of Land Act, No. 6361, Section 10 (2).  
 Second-hand Dealers Act, No. 6363, Section 31 (3).  
 Sewerage Districts Act, No. 6368, Section 57.  
 State Electricity Commission Act, No. 6377, Sections 78 (2); 111 (2).  
 Swine Act, No. 6389, Section 22 (3).  
 Theatres Act, No. 6393, Section 39 (2).  
 Tobacco Sellers Act, No. 6394, Section 12 (2).  
 Tourists Act, No. 6395, Section 12 (2).  
 Water Act, No. 6413, Section 399.  
 Wild Flowers and Native Plants Protection Act, No. 6415, Section 11 (2).  
 Workers Compensation Act, No. 6419, Section 73 (3).

11. Similar to No. 10 except that period for presentation in each case is ten days instead of fourteen.

"All such regulations shall be published in the *Government Gazette* and shall be laid before both Houses of Parliament within ten days after the publication thereof if Parliament is then sitting and if Parliament is not then sitting then within ten days after the next sitting of Parliament."

Friendly Societies Act, No. 6255, Section 49 (2).

12. Similar to No. 10 except that no regulation shall have any force or effect until twenty-one days after publication in *Government Gazette*.

"No regulation framed under the powers in that behalf given by this Division, nor any alteration variation addition to or rescission thereof or of any prior regulation continued in force, shall have any force or efficacy until twenty-one days after it has been published in the *Government Gazette*."

Every such regulation alteration variation addition or rescission shall be laid before both Houses of Parliament within fourteen days after the making thereof respectively if Parliament is then sitting and if Parliament is not then sitting then within fourteen days after the next meeting of Parliament."

Mines Act, No. 6320, Section 94 (1) (2).

13. Published in *Government Gazette*, presented to Parliament within fourteen days of making thereof if Parliament is then sitting, otherwise within ten days of next meeting of Parliament, but not posted to Members.

"All such regulations shall be published in the *Government Gazette* and when so published shall have the force of law and shall be judicially noticed and shall be laid before both Houses of Parliament within fourteen days after the same have been made if Parliament is then sitting and if Parliament is not then sitting then within ten days after the next meeting of Parliament."

APPENDIX "B"—*continued.*

Drainage Areas Act, No. 6237, Section 43 (2).  
 Fertilizers Act, No. 6250, Section 45 (4).  
 Land Tax Act, No. 6289, Section 93 (2).  
 Mining Development Act, No. 6321, Section 55 (2).  
 Seeds Act, No. 6364, Section 29 (3).  
 Servants' Registry Offices Act, No. 6366, Section 19 (2).  
 State Savings Bank Act, No. 6379, Section 122 (2).  
 Supreme Court Act, No. 6387, Section 181 (4).

14. Published in *Government Gazette*, presented to Parliament but no time limit specified if Parliament is sitting. If Parliament is not sitting when regulation is made then must be presented within fourteen days of next meeting of Parliament. Not posted to Members.

"Such regulations shall be published in the *Government Gazette* and shall be laid before both Houses of Parliament if Parliament is then sitting and if Parliament is not then sitting then within fourteen days after the next meeting of Parliament."

Coroners Act, No. 6227, Section 35 (2).

15. Similar to No. 14 except that specified time for presentation after next meeting of Parliament is ten days.

"All such regulations shall be published in the *Government Gazette* and when so published shall have the force of law and shall be judicially noticed and shall be laid before both Houses of Parliament if Parliament is then sitting and if Parliament is not then sitting then within ten days after the next meeting of Parliament."

The Constitution Act Amendment Act, No. 6224, Section 311 (2).

16. Similar to No. 14 except that specified time for presentation after next meeting of Parliament is one month.

"Any rule purporting to be made in pursuance of this or the next succeeding section shall be laid before the Legislative Council and the Legislative Assembly as soon as may be after it is made if Parliament is then sitting and if Parliament is not then sitting then within one month after the next meeting of Parliament, and shall from the time of its publication in the *Government Gazette* and until disallowed by either House of Parliament (such disallowance to be within one month from the time such rule is laid before such House) be of full force and effect and be judicially noticed."

Justices Act, No. 6282, Section 4 (3).

17. Published in *Government Gazette*, presented to Parliament within one calendar month after the making thereof if Parliament is then sitting, otherwise within one month of next meeting of Parliament, but not posted to Members.

"All regulations made by the Board under this Act and all rules and regulations made by the Board under this Act and any other Act shall—

- (a) be published in the *Government Gazette* ;
- (b) take effect from a date to be therein specified ;
- (c) be deemed to be incorporated with this Act, and shall be of the same force and effect as though the provisions of such regulations were expressly enacted in this Act ; and
- (d) be laid before both Houses of Parliament within one calendar month after making the same if Parliament is then sitting and if Parliament is not then sitting then within one month after the next meeting of Parliament."

Marine Act, No. 6302, Section 55.

18. Published in *Government Gazette*, presented to Parliament within one month after the making thereof if Parliament is then sitting, otherwise within fourteen days of next meeting of Parliament, but not posted to Members.

"All regulations when made by the Governor in Council and published in the *Government Gazette* shall be valid in law as if the same were enacted in this Act.

All regulations as to the metropolitan district shall be prepared by the Board, and submitted to the Minister for approval prior to being made by the Governor in Council.

APPENDIX "B"—*continued.*

All regulations shall within one month after the making thereof be laid before both Houses of Parliament if Parliament is then sitting and if Parliament is not then sitting then within fourteen days after the next meeting of Parliament."

Metropolitan Fire Brigades Act, No. 6315, Section 35.

19. Published in *Government Gazette* and presented to Parliament but no time limits specified for presentation.

Not posted to Members.

"All such regulations on being published in the *Government Gazette* shall have the force of law and shall be laid before both Houses of Parliament."

Inebriates Act, No. 6278, Section 20.

"Any regulations made under this Act . . .

(d) shall be published in the *Government Gazette* . . .

(e) shall be laid before both Houses of Parliament as soon as may be after the publication thereof . . ."

Public Safety Preservation Act, No. 6348, Section 6.

20. Not published in *Government Gazette* and not posted to Members but presented to Parliament within three weeks of making thereof if Parliament is then sitting, otherwise within three weeks of next meeting of Parliament.

"All such regulations shall be laid before both Houses of Parliament within three weeks after they are made if Parliament is then sitting and if Parliament is not then sitting then within three weeks after the next meeting of Parliament."

Electric Light and Power Act, No. 6241, Section 53 (3).\*

\* However, regulations made under Section 54 (3) of the Electric Light and Power Act shall be published in the *Government Gazette*.

21. Similar to No. 20 except that time limit for presentation to Parliament is twenty-one days.

"All such regulations shall be laid before both Houses of Parliament within twenty-one days after the same have been made if Parliament is then sitting and if Parliament is not then sitting then within twenty-one days after the next meeting of Parliament . . ."

Mines Act, No. 6320, Section 360.

22. Presented to Parliament without any time limit being specified but not published in the *Government Gazette* nor posted to Members.

"Copies of all regulations . . . shall forthwith after the making thereof be laid before both Houses of Parliament . . ."

The Constitution Act Amendment Act, No. 6224, Section 403 (3).

"A copy of . . . all the Statutes and regulations allowed as aforesaid by the Governor in Council shall be laid in each year before the Legislative Council and the Legislative Assembly."

University Act, No. 6405, Section 46.

23. Published in *Government Gazette*, presented to Parliament within forty days of the making thereof if Parliament is then sitting, otherwise within forty days of next meeting of Parliament, but not posted to Members.

"All rules regulations or orders made by the Court or any Judges thereof by virtue of the provisions of any Act now or hereafter in force conferring power on the Court or any Judges thereof to make rules regulations or orders for the purpose of carrying any enactment into effect shall be published in the *Government Gazette* and shall take effect from the date of such publication or from any later date prescribed in any such rule regulation or order. All such rules regulations or orders shall be laid before each House of Parliament within forty days next after they are so published if Parliament is then sitting or if Parliament is not sitting then within forty days after the commencement of the next ensuing session."

Supreme Court Act, No. 6387, Section 27.

APPENDIX "B"—*continued.*24. Published in *Government Gazette* but not presented to Parliament nor posted to Members.

Country Roads Act, No. 6229, Section 68.  
 Explosives Act, No. 6247, Section 14.  
 Local Government Act, No. 6299, Section 488.  
 Marine Stores and Old Metals Act, No. 6303, Section 52.  
 Melbourne and Metropolitan Board of Works Act, No. 6310, Section 241.  
 Melbourne Harbor Trust Act, No. 6312, Section 138.  
 Mental Hygiene Act, No. 6314, Section 101.  
 Mildura Irrigation and Water Trusts Act, No. 6316, Section 94.  
 Railway Lands Acquisition Act, No. 6354, Section 32 (2).  
 Statistics Act, No. 6380, Section 20 (2).  
 Stock Diseases Act, No. 6382, Section 102.  
 Vegetation and Vine Diseases Act, No. 6407, Section 45.

25. Published in *Government Gazette* fourteen days before regulations become operative but not presented to Parliament nor posted to Members.

Geelong Waterworks and Sewerage Act, No. 6263, Section 132.

26. Not published in the *Government Gazette*, not presented to Parliament, not posted to Members.

Building Societies Act, No. 6210, Section 41.  
 Coal Mines Act, No. 6221, Section 99.  
 The Constitution Act Amendment Act, No. 6224, Section 415 (4).  
 Explosives Act, No. 6247, Sections 14 ; 16.  
 Gaols Act, No. 6259, Section 49.  
 Geelong Waterworks and Sewerage Act, No. 6263, Section 6 (4).  
 Licensing Act, No. 6293, Section 200 (8).  
 Local Government Act, No. 6299, Sections 536 (5) ; 581 (1) ; 762 ; 898.  
 Marine Act, No. 6302, Sections 19 ; 35 ; 91 ; 104 ; 185.  
 Marriage Act, No. 6306, Section 51.  
 Mental Hygiene Act, No. 6314, Section 215.  
 Police Regulation Act, No. 6338, Section 17.  
 Public Authorities Works Act, No. 6346, Section 5 (2).  
 Registration of Births Deaths and Marriages Act, No. 6356, Section 44 (2).  
 Stock Diseases Act, No. 6382, Section 4. (Substituted by Section 4 of Act No. 6516.)  
 Trade Unions Act, No. 6397, Section 16 (*f*).  
 University Act, No. 6405, Section 33 (4).  
 Venereal Diseases Act, No. 6408, Section 21 (2).



## APPENDIX "C".

## DISALLOWANCE OF REGULATIONS.

1. Regulations shall have the force of law unless disallowed by both Houses of Parliament.

"All such rules and forms shall be published in the *Government Gazette* and shall be laid before both Houses of Parliament within fourteen days after such publication if Parliament is then sitting, and if Parliament is not then sitting then within fourteen days after its next meeting; and all such rules and forms when published in the *Government Gazette* shall have the force of law unless disallowed by both Houses of Parliament."

Administration and Probate Act, No. 6191, Section 137.

2. May be disallowed by resolution of both Houses of which notice has been given within fifteen days after presentation of regulations to Parliament.

"Any such regulation may during any session of Parliament in which such regulation is laid before both Houses as aforesaid be disallowed upon a resolution of both Houses of Parliament of which notice has been given at any time within fifteen days after such regulation has been laid before both Houses, respectively, disallowing any such regulation in whole or in part, and thereupon such regulation or part thereof (as the case may be) shall cease to have effect."

Marketing of Primary Products Act, No. 6304, Section 58 (5).

3. May be disallowed by resolution of each House passed within thirty days after presentation of regulations to Parliament.

"If within thirty days after any such regulation has been laid before both Houses of Parliament each House of Parliament passes a resolution disallowing that regulation the regulation so disallowed shall thereupon cease to have effect."

"Where a regulation is disallowed the disallowance of the regulation shall have a like effect to the repeal of an enactment."

Public Service Act, No. 6349, Section 50 (3) (4).

Teaching Service Act, No. 6391, Sections 58 (3) (4).

4. May be disallowed by either House within one month after presentation of regulations to Parliament.

"Every regulation made under sections twenty-six, thirty-seven, thirty-nine, and fifty-two, may within one month of its being laid before both Houses of Parliament as aforesaid be disallowed by either House of Parliament and thereupon shall cease to have any force or effect."

Poisons Act, No. 6336, Section 89.

"Any rule purporting to be made in pursuance of this or the next succeeding section shall be laid before the Legislative Council and the Legislative Assembly as soon as may be after it is made if Parliament is then sitting and if Parliament is not then sitting then within one month after the next meeting of Parliament, and shall from the time of its publication in the *Government Gazette* and until disallowed by either House of Parliament (such disallowance to be within one month from the time such rule is laid before such House) be of full force and effect and be judicially noticed."

Justices Act, No. 6282, Section 4 (3).

"The rules made by the Council of Legal Education shall be forthwith signed by the Chief Justice or in his absence from Victoria the senior puisne judge and by the secretary to the council and shall be transmitted to the Governor in Council and shall be laid before both Houses of Parliament if Parliament is then sitting and if Parliament is not then sitting then within fourteen days after the next meeting of Parliament."

"The Governor in Council may if Parliament is not in session by Order in Council postpone the coming into operation of the said rules until after the expiration of one month after the meeting of Parliament in the next ensuing session."

"Any rules so made shall be published in the *Government Gazette* and shall come into operation after the expiration of one month from their transmission to the Governor in Council or from any later date prescribed therein unless their operation is postponed by Order in Council made under the provisions of the last preceding sub-section. Any such rules may within one month after the same have been laid before Parliament be disallowed by resolution of either House of Parliament and any rules so disallowed shall thenceforth become void and of no effect but without prejudice to the validity of any proceedings which may in the meantime have been taken under the same."

Legal Profession Practice Act, No. 6291, Section 14.

APPENDIX "C"—*continued.*

5. May be revoked by resolution of either House within twenty-four days after presentation of regulations to Parliament.

"Any such regulation may be revoked by a resolution passed by either House of Parliament within twenty-four days after the regulation has been laid before that House."

Town and Country Planning Act, No. 6396, Section 39 (3).

6. May be disallowed by resolution of either House passed within thirty sitting days after presentation of regulations to Parliament.

"If either House of Parliament passes a resolution disallowing any such regulation at any time within thirty sitting days of such House after such regulation has been laid before it, such regulation shall thereupon cease to have effect but without prejudice to the validity of anything done in the meantime."

Gas Regulation Act, No. 6261, Section 35.

7. May be disallowed by resolution of either House passed within thirty sitting days after presentation of regulations if Parliament is then sitting, otherwise within thirty sitting days after next meeting of Parliament.

"Notwithstanding any publication thereof, no regulation so made shall continue to have any force or effect if the same is disapproved by resolution of either House of Parliament within thirty sitting days after such regulation has been laid before Parliament if Parliament is so long in session; provided that if either House of Parliament is not in session for thirty sitting days after such regulation has been laid before it, then such regulation shall not continue to have any force or effect if disapproved by either House of Parliament within thirty sitting days after the commencement of the next session of Parliament."

Maintenance Act, No. 6300, Section 66 (4).

8. May be annulled by Governor by Order in Council if Address by either House is presented to Governor within fourteen sitting days after presentation of regulations to Parliament.

"After any such rules regulations or orders have been laid before each House of Parliament if an Address is presented to the Governor by either House of Parliament within the next subsequent fourteen days on which such House has sat praying that any rule regulation or order so laid before such House may be annulled the Governor may thereupon by Order in Council published in the *Government Gazette* annul the same; and any rule regulation or order so annulled shall thenceforth become void and of no effect but without prejudice to the validity of any proceedings which may in the meantime have been taken under the same."

Supreme Court Act, No. 6387, Section 27 (3).\*

\* In addition there appears in a number of Statutes a provision empowering the Supreme Court or the Judges thereof to make rules under Section 27 of the *Supreme Court Act* 1958 for the purpose of carrying certain specific provisions of those Acts into effect.

9. Shall be annulled by Governor by Order in Council upon receipt of Address by either House of Parliament presented to Governor within twenty-one sitting days after regulations presented to Parliament.

"All such regulations shall be laid before both Houses of Parliament within twenty-one days after the same have been made if Parliament is then sitting and if Parliament is not then sitting then within twenty-one days after the next meeting of Parliament; and if an Address is presented to the Governor by either House of Parliament within the next subsequent twenty-one days on which the said House has sat praying that any regulations or any part thereof may be annulled the Governor shall thereupon by Order in Council annul such regulation or portion thereof (as the case may be) and the same shall thenceforth become void and of no effect but without prejudice to the validity of any proceedings which may in the meantime have been taken under the same."

Mines Act, No. 6320, Section 360.

1960

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VICTORIA

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DISTRIBUTION OF POPULATION  
COMMITTEE

SECOND PROGRESS REPORT

TOGETHER WITH

AN APPENDIX

---

*Ordered by the Legislative Council to be printed, 14th September, 1960*

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## DISTRIBUTION OF POPULATION (JOINT COMMITTEE) ACT 1959.

SECTION 4.  

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4. The function of the committee shall be to conduct an inquiry into and to report and make recommendations to the Council and the Assembly upon the question of the distribution of population in the State of Victoria within the following terms of reference, namely :—

- (1) Whether it is desirable and practicable to bring about by Government action a more even distribution of population between the metropolitan and the rural and urban areas of Victoria ?
- (2) Whether the increase and the retention of population in non-metropolitan areas is wholly or partly dependent upon the establishment of secondary industries in those areas ?
- (3) What other sources of employment or other activities could economically be created, enlarged or encouraged in those areas ?
- (4) What kinds of industries can be located and operated economically in non-metropolitan areas and what prerequisites are necessary for the operation of such industries ?
- (5) Whether the establishment of secondary industries or other sources of employment in non-metropolitan areas is dependent upon subsidies or concessions from the Government, and within what limits having regard to the financial resources of Victoria could such subsidies or concessions be justified ?
- (6) What effect would a policy of subsidizing new industries have on existing industries in the metropolitan area and country centres ?
- (7) What urban and rural districts of the State offer particular opportunities or present particular problems in respect to the distribution, reception or retention of population and what industries or other sources of employment could effectively be established or encouraged in each such district ?
- (8) To what extent and in what manner can the Government of Victoria and governmental and semi-governmental instrumentalities, local authorities and local organizations assist in achieving a more even distribution of population throughout the State ?

EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE  
LEGISLATIVE COUNCIL.

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THURSDAY, 3RD DECEMBER, 1959.

2. DISTRIBUTION OF POPULATION COMMITTEE.—The Honorable G. L. Chandler moved, by leave, That the following Members of this House be appointed Members of the Distribution of Population Committee, viz. :—the Honorables R. W. Mack, R. W. May, and A. Smith.

Question—put and resolved in the affirmative.

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4. DISTRIBUTION OF POPULATION COMMITTEE.—The Honorable G. L. Chandler moved, by leave, That the Distribution of Population Committee have power to send for persons, papers, and records, and to report the minutes of evidence from time to time.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.

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TUESDAY, 3RD MAY, 1960.

4. DISTRIBUTION OF POPULATION COMMITTEE.—The Honorable R. W. Mack moved, by leave, That the Distribution of Population Committee have power to travel to and hold meetings in the State of New South Wales for the purpose of studying decentralized industries and the distribution of population in that State.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.

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EXTRACTED FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

---

THURSDAY, 3RD DECEMBER, 1959.

5. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That Mr. Galvin, Mr. Kane, Mr. Moss, Mr. Scott, Mr. Stoneham, and Mr. White be appointed members of the Distribution of Population Committee (*Mr. Bolte*)—put and agreed to.
6. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That the Distribution of Population Committee have power to send for persons, papers, and records, and to report the Minutes of Evidence from time to time (*Mr. Bolte*)—put and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them with the foregoing resolution.

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WEDNESDAY, 27TH APRIL, 1960.

18. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That the Distribution of Population Committee have power to travel to and hold meetings in the State of New South Wales for the purpose of studying decentralized industries and the distribution of population in that State (*Mr. Galvin*)—put and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them with the foregoing resolution.

# REPORT

THE DISTRIBUTION OF POPULATION COMMITTEE, appointed pursuant to the provisions of the *Distribution of Population (Joint Committee) Act 1959* (No. 6576) has the honor to report as follows:—

1. On 31st March, 1960, and pursuant to Resolutions agreed to by the Legislative Council and the Legislative Assembly on 3rd December, 1959, the Distribution of Population Committee agreed to report to Honorable Members the Minutes of Evidence of the Witnesses who had appeared before the Committee up to and including Thursday, 10th March, 1960.

These Minutes of Evidence were laid upon the Table of each House on 5th April, 1960, together with a Progress Report from the Committee (Victorian Parliamentary Papers, D. No. 16, Session 1959-60).

2. Since 10th March, 1960, the Committee has received evidence at Parliament House, Melbourne, and at Geelong, Colac, Warrnambool, Camperdown, Euroa and Shepparton, and the Committee reports herewith the Minutes of Evidence\* received from that date up to and including Wednesday, 31st August, 1960, from the following persons:—

- |                                                                                                                    |                                                               |
|--------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------|
| Mr. D. N. Craig, General Manager, Victorian Inland Meat Authority.                                                 |                                                               |
| The Hon. P. T. Byrnes, M.L.C., Member for the North-Western Province.                                              |                                                               |
| Mr. A. W. Currie, representing the Promote Thomastown Committee.                                                   |                                                               |
| Mr. J. A. Morrow, Senior District Agricultural Officer                                                             | } representing the Department of Agriculture.                 |
| Mr. L. A. Downey, Pig Expert .. .. .                                                                               |                                                               |
| Mr. L. A. Mahoney, Senior Dairy Inspector (Metropolitan) .. .. .                                                   |                                                               |
| Mr. G. W. Gayford, Senior Horticulture Instructor                                                                  |                                                               |
| Mr. W. Phelan, Managing Director, W. Phelan and Sons Pty. Ltd., Maryborough.                                       | } representing the State Rivers and Water Supply Commission.  |
| Mr. H. W. McCay, Deputy Chairman .. .. .                                                                           |                                                               |
| Mr. J. N. Churchyard, Economics Research Officer                                                                   |                                                               |
| Mr. A. F. Ronalds, Engineer-in-Chief .. .. .                                                                       |                                                               |
| Mr. J. A. Hepburn, Chief Planner .. .. .                                                                           | } representing the Melbourne and Metropolitan Board of Works. |
| Mr. O. W. Curnow, Sawmiller, Ballarat.                                                                             |                                                               |
| Mr. W. A. Reid, Manager, Sales .. .. .                                                                             | } representing the Gas and Fuel Corporation of Victoria.      |
| Mr. L. G. Leckie, Deputy Manager, Commerce and Finance .. .. .                                                     |                                                               |
| Mr. R. J. Bennie, Planning Engineer .. .. .                                                                        |                                                               |
| Mr. J. Mullin, representing the Victorian Decentralization League.                                                 |                                                               |
| Mr. U. Ellis, Campaign Director of the New England New State Movement, Armidale, New South Wales.                  |                                                               |
| Mr. B. E. Purnell, Chairman, Barwon Regional Committee and Chairman, Geelong and District Town Planning Committee. |                                                               |
| Mr. L. L. Burch, Executive Chairman, Geelong Promotion Committee.                                                  |                                                               |
| Mr. A. L. Dean, Councillor of the Shire of South Barwon.                                                           |                                                               |
| Mr. A. B. Wood, Councillor of the Shire of Corio.                                                                  |                                                               |
| Mr. H. B. Stribling, Councillor of the Shire of Winchelsea.                                                        |                                                               |
| Mr. J. W. Carr, Chairman, Geelong Waterworks and Sewerage Trust.                                                   |                                                               |
| Mr. J. C. McP. McLennan, Councillor of the City of Colac.                                                          |                                                               |
| Mr. T. J. Finn .. .. .                                                                                             | } Councillors of the Shire of Colac.                          |
| Mr. H. L. Martin .. .. .                                                                                           |                                                               |
| Mr. E. W. Morris, Councillor of the Shire of Otway.                                                                |                                                               |
| Mr. L. G. G. Atyeo, representing the Colac Chamber of Commerce.                                                    |                                                               |
| Mr. L. D. Parslow, representing Colac Branch of the Victorian Road Transport Association.                          |                                                               |

- Mr. R. G. Bennett, representing the South-Western Section of the Victorian Sawmillers' Association.
- Mr. D. N. Symons, Administrative Director, Fletcher Jones and Staff, Pty. Ltd. and associated companies.
- Mr. D. A. Jenkins, Production Director, Warrnambool Woollen Mill Co. Ltd.
- Mr. J. B. Dwyer, Councillor of the City of Warrnambool.
- Mr. E. Johnson, Engineer of the City of Warrnambool.
- Mr. J. Brophy, Councillor of the Borough of Port Fairy.
- Mr. H. G. Clark .. .. . } representing the Terang and District Development Association.
- Mr. P. J. Bourke .. .. . } Councillors of the Shire of Heytesbury.
- Mr. E. H. Jones .. .. . }
- Mr. C. W. J. Burgin .. .. . }
- Mr. F. A. Robertson, Mayor .. .. . } representing the Town of Camperdown.
- Mr. R. J. Lord, Town Clerk .. .. . }
- Mr. L. J. Graves, Chairman .. .. . } representing the Upper Goulburn Regional Committee.
- Mr. E. C. Bates, Secretary .. .. . }
- Mr. W. E. J. Moore, President .. .. . }
- Mr. A. W. Jones, Councillor .. .. . } representing the Shire of Alexandra.
- Mr. H. C. Fitzroy, Councillor .. .. . }
- Mr. J. W. Pollock, Councillor .. .. . }
- Mr. A. T. Power, of Pyalong.
- Mr. G. F. Nash, of Benalla.
- Mr. T. McMurray, Councillor of the Shire of Broadford.
- Mr. H. H. Alexander, Councillor .. .. . } representing the Shire of Euroa and the Development Euroa Committee.
- Mr. F. T. Kielerup, Headmaster, Euroa High School .. .. . }
- Mr. G. S. Patience .. .. . }
- Mr. J. L. McCormack .. .. . } representing the Euroa Development Association
- Mr. M. M. Miles .. .. . }
- Mr. J. G. Smith .. .. . } representing the Shire of Mansfield.
- Mr. W. J. Redfern, Councillors .. .. . }
- Mr. H. V. Doughty, Chairman of the Mansfield Section of the Victorian Sawmillers' Association.
- Mr. R. A. Charles, Councillor, representing the Shire of Yea.
- Mr. V. E. Vibert, Councillor .. .. . }
- Mr. J. J. Reilly, High School Teacher .. .. . } representing the City and Shire of Shepparton.
- Mr. M. Brown, Accountant .. .. . }
- Mr. R. C. Jeffery, Councillor .. .. . }
- Mr. W. C. K. Little, Shire Secretary-Engineer .. .. . }
- Mr. H. L. Smith, President .. .. . }
- Mr. R. A. F. Braham, Vice-President Region 1 .. .. . } representing the Murray Valley Development League.
- Mr. G. V. Lawrence, Organizing Secretary .. .. . }
- Mr. E. Hennessy, Research Officer .. .. . }
- Mr. W. C. K. Little, Secretary of the Goulburn Regional Committee.
- Mr. E. M. Jackson, of Surrey Hills.

3. At the Committee's meeting on 25th February, 1960, it considered the report to the Honorable the Minister of Health from the Interim Planning Committee appointed to inquire into the broad general basis of the transfer to Derrimut of the Newmarket Abattoirs and Saleyards, together with the South Melbourne and Richmond City Abattoirs.

4. On the same day and on the Committee's instructions the Secretary addressed a letter to the Honorable the Minister of Health pointing out the possibility of the Committee's recommendations in relation to the meat industry being at variance with the Report of the Interim Planning Committee and informing the Honorable the Minister that in the Committee's opinion no decision should be made by the Government on the Report of the Interim Planning Committee until an opportunity occurs for this Committee's views on the matter to become known.

5. The Honorable the Minister's reply dated 10th March, 1960, assured the Committee that the Government will take all factors into consideration before any final decisions are arrived at.



6. Subsequently, as will appear from the Minutes of Evidence appended to this Report, the Committee received further evidence relating to the meat industry.

7. On 27th April, 1960, and 3rd May, 1960, respectively, the Legislative Assembly and the Legislative Council agreed to Resolutions granting the Committee power to travel to and hold meetings in the State of New South Wales for the purpose of studying decentralized industries and the distribution of population in that State.

8. Pursuant to the above-mentioned Resolutions the Committee left the State of Victoria on 20th June, 1960, and, after a strenuous tour of the State of New South Wales, returned to Victoria on 4th July, 1960.

9. Whilst in New South Wales the Committee inspected, *inter alia*—

- the Municipal Abattoirs and Meat Works at Wagga Wagga ;
- the Abattoir and Meat Works of Rogers Meat Co. Pty. Ltd., at Orange ;
- the Country Meat Hall and other Meat Halls conducted by the Metropolitan Meat Industry Board at Homebush Bay ;
- the Newcastle City Abattoir and Meat Works at Waratah ; and
- the Northern Co-operative Meat Company Ltd's. Abattoir and Meat Works at Casino.

Appended to this Report is a summary of the Committee's inspections in the State of New South Wales.

10. The Committee has also inspected the Bendigo works of the Victorian Inland Meat Authority and the Corio Works of Jackson's United Meat Co. Ltd.

11. The Committee desires to inform Honorable Members that in addition to the several inspections made and the evidence received on the subject of the meat industry, reference has been had to the following documents :—

A Report dated 12th June, 1945, by the Victorian Inland Meat Authority to the Honorable the Minister of Agriculture on the extension of inland killing ;

Annual Reports of the Victorian Inland Meat Authority ;

A Report dated 1st May, 1958, by Sir Norman Martin on the operations of the Victorian Inland Meat Authority ;

The Report dated November, 1959, of the Interim Planning Committee appointed to inquire into the broad general basis of the transfer to Derrimut of the Newmarket Abattoirs and Saleyards, together with the South Melbourne and Richmond City Abattoirs ;

A Report dated 10th March, 1960, of an Inter-Departmental Committee of New South Wales on slaughtering of stock for human consumption in country districts of New South Wales.

12. The evidence received and inspections made by the Committee support the Committee's view that there are advantages to be obtained by an extension of inland killing in this State. Employment opportunities in country areas would be substantially increased, and thus the extension of inland killing would help to achieve a more even distribution of population. In the Committee's opinion, the slaughtering and treatment of meat close to the point of production results in better quality meat being supplied more economically to the consumer.

13. The Committee does not propose to make any detailed recommendations to Honorable Members on the subject of inland meat killing as it believes that a number of matters outside the terms of this Committee's inquiry but which are of vital importance to the operations of the meat industry should be investigated by the Government to enable a detailed plan to be evolved for the extension of inland meat killing in this State.

14. The Committee recommends that the decisions taken in relation to Newmarket and Derrimut should have full regard to the present and the future prospects for extension of inland meat killing and treatment in this State.

## APPENDIX TO SECOND PROGRESS REPORT OF THE DISTRIBUTION OF POPULATION COMMITTEE.

NEW SOUTH WALES VISIT, 20TH JUNE, 1960, TO 4TH JULY, 1960.

Pursuant to the Resolutions agreed to on the 27th April, 1960, and the 3rd May, 1960, by the Legislative Assembly and the Legislative Council, respectively, the following members of the Distribution of Population Committee left Melbourne and travelled to New South Wales for the purpose of studying decentralized industries and the distribution of population in that State:—The Hon. R. W. Mack, M.L.C. (Chairman), the Hon. R. W. May, M.L.C., H. E. Kane, Esq., M.P., the Hon. G. C. Moss, M.P., G. L. Scott, Esq., M.P., and the Hon. R. T. White, M.P.

During its tour, the Committee visited and made inspections at the following centres, in New South Wales:—Wagga Wagga, Bathurst, Orange, Homebush Bay, Waratah, Hexham, Armidale and Casino. The Committee's itinerary was planned to include inspections of inland killing works, major decentralized industries and the University of New England at Armidale.

### 1. MEAT INDUSTRY:

#### (a) Wagga Wagga (inspected 21st June, 1960):

*Controlled* by Wagga Wagga City Council.

*Establishment*—1952 with funds provided by the Government of New South Wales (approximately £500,000), to be repaid over 45 years, the first 15 years interest free, the second 15 years half interest, and the third fifteen years full interest.

*Function*—a "service" abattoir—does not trade in meat. Inedible offal is prepared and sold as tallow, blood meal, poultry food, &c.

*Charges*—lower than metropolitan abattoir at Homebush.

*Distribution of meat*—11 per cent. Wagga Wagga and district, 89 per cent. to Sydney.

*Employment*—approximately 220 persons.

*Methods*—chain killing—operatives work on tally system. Ice for rail trucks manufactured at abattoir.

*Location*—on rail line at Bowman about three miles from Wagga Wagga.

*General*—chilling and freezing capacity is currently being extended using funds derived from revenue.

Big majority of kill is sheep and lambs.

Weekly kill varies between just under 7,000 and about 10,000.

#### (b) Orange (inspected 23rd June, 1960):

*Control*—private enterprise, owned by Rogers Meat Co. Pty. Ltd., a subsidiary of T. A. Field and Co.

*Establishment*—run down works purchased in 1933 by Rogers. Operations commenced 1937.

*Function*—slaughter and preparation of stock owned by the Company.

*Distribution of meat*—three butcher shops in Orange, and approximately 30 in Sydney—all owned by the Company. 98 per cent. of kill is sent to Sydney and sold in two Sydney meat markets—at Homebush and the Company's own establishment in Thomas-street. Of this 98 per cent., the greater part is sold in the wholesale meat market.

*Employment*—approximately 200 persons.

*Methods*—chain killing—the tally system does operate. On bare tally, butchers earn £23 per week, but frequently when the tally is exceeded butchers at Orange earn up to £50 per week.

Sheet ice for rail trucks is manufactured at abattoir.

*Location*—on rail line about three miles from Orange.

*Annual kill*—500,000 sheep and lambs, 25,000 cattle, 3,000 pigs.

*General*—pre-slaughter—stock which have travelled any distance are rested and fed before slaughter to ensure full bloom. The manager stated that "the essentials of quality meat production are—(1) handling of stock prior to slaughter, i.e., resting, feeding and watering, and (2) slaughter under hygienic conditions, and (3) chilling or freezing. The Orange plant can achieve the first two better than anyone in Sydney. Meat of a higher quality can be produced at Orange than at any other city abattoirs. Stock killed at Orange do not lose bloom and good condition".

*Effluent*—effluent is treated chemically in a Dortmund tank and the product sprayed on to fields for production of fodder which is used to feed stock immediately prior to slaughter.

#### (c) Homebush Bay (inspected 24th June, 1960):

The Committee inspected the country meat hall, the beef market and the metropolitan sheep market conducted by the Metropolitan Meat Industry Board at Homebush Bay. Main interest centred in the country meat hall which had been especially constructed for the display and sale of country killed meat for Sydney metropolitan consumption.

*Points arising*—"Inland Killing must come"—Mr. Marshall. "Country killed beef in quarters loses shape during the rail journey"—Mr. Carter, and no stock is bought and slaughtered by the Metropolitan Meat Industry Board on its own account.

(d) *Newcastle* (inspected 27th June, 1960) :

*Control*—Newcastle City Council.

*Establishment*—1912. Originally from loan funds but is now self-supporting, the aim being to run at neither profit nor loss.

*Function*—operates as service abattoir for meat traders and producers—in addition conducts a meat trading department—buying stock and selling meat on the hook. Also conducts its own bacon factory and trades in offal.

*Methods*—operatives work on tally system—chain killing not used.

*Location*—within five miles of the heart of Newcastle in rapidly developing area.

*General*—an old works—costly to adapt to modern methods. Notable for its training of operatives.

(e) *Casino* (inspected 30th June, 1960) :

*Control*—Northern Co-operative Meat Co. Ltd. Shareholders include producers and operators.

*Establishment*—1933 with funds provided locally.

*Function*—a service abattoir and meat works trading only in tallow and meat meal.

*Charges*—well below Homebush Bay.

*Distribution of meat*—important export trade in boned lean meat to U.S.A., Malaya and Japan, together with Sydney metropolitan trade.

*Total kill* 1959—58,741 cattle, 97,127 calves and vealers, 133,663 pigs.

*Methods*—chain killing—profit sharing incentives for operatives—ice for rail trucks purchased. “Chain” system used for boning.

*Location*—within two miles of Casino.

*General*—excellent freezing capacity—declared profit after tax £18,139, £26,979 and £24,390 for the years 1957, 1958 and 1959, respectively. Total Shareholders Funds at 30th September, 1959, were £241,512.

No sheep treated.

## 2. INDUSTRIES :

(a) *California Productions, Bathurst* (inspected 22nd June, 1960) :—

Textile firm manufacturing women's dresses, swim suits, shorts, slacks, &c. Most articles manufactured under license from Horrockes and Cole of California. Has been in financial difficulties and is being administered by a Receiver who is said to have improved the company's financial position considerably. Factory is former munitions plant on lease from Commonwealth Government. One half of floor space is being used—rent being paid for total space—staff of 200 almost entirely female. Excellent employer-employee relations.

(b) *Gordon Edgell and Sons Ltd., Bathurst* (inspected 22nd June, 1960) :

Conducted by a Limited Company. Food Processors. Factory employs over 200 all the year. The Company owns large areas of vegetable producing land, and vegetables are produced on contract, by individual farmers. The Company is confident of expansion, particularly in baby foods, and expressed interest in extending to Victoria. Problems mentioned included high cost of trunk line telephone calls and the refusal of the Commonwealth Government to permit an inter-office radio system of communication.

(c) *Containers Ltd., Bathurst* (inspected 22nd June, 1960) :

This factory manufactures cans for the Edgell Plant. Some cans are exported to Sydney and Melbourne. The statement was made that Bathurst manufactured cans can sometimes be landed in Melbourne cheaper than those made in Melbourne.

(d) *Emmco, Orange* (inspected 23rd June, 1960.)

Domestic appliances manufacturers using large ex-munitions factory leased from the Commonwealth Government. Employs 1,500. Large capacity—includes up to 400 refrigerators per day. Management stated that but for availability of factory, location at Orange would not have been considered. However, with the factory available the advantages of country location outweigh the disadvantages, particularly because of excellent employer-employee relations.

(e) *Hunter Valley Co-operative Dairy at Hexham* (inspected 27th June, 1960).

A large modern factory which has developed into a successful co-operative following amalgamation of seven companies. The Co-operative conducts a large milk bottling plant at Muswellbrook. The Hexham factory produces butter, cheese, dried milk and a variety of milk products.

Capital for the enterprise was provided locally. All suppliers (there are 1,600) are obliged to take up shares. There appears to be no competition. The Company provides many services for its suppliers. The management endeavours to lead the Australian dairy industry in promoting export trade.

## 3. UNIVERSITY OF NEW ENGLAND, ARMIDALE (inspected 29th June, 1960).

Originated from New England University College established by the University of Sydney in 1938. Obtained full university status in 1954.

*Reasons for establishment*—strong local agitation over a period of years, together with the gift by the Foster family of a large building on 180 acres of land (the University now has 1,000 acres including a research farm of 400 acres).

*Students*—over 600 in residence, and over 1,500 enrolled as external students. Pass rates of external and internal students almost identical. Percentage of passes at Armidale were substantially better than Sydney when last analysed.

*Staff*—have more time for research, and are given some financial assistance for this.

Armidale needs to be more active in seeking applicants than do city universities.

*Courses available*—there are four faculties—Arts, Science, Rural Science and Agricultural Economics.

*Domicile of Students*—There is an increasing trend for students to come from Sydney and Newcastle—some come from Victoria—interest in rural science, in particular, is growing.

*External studies*—Standards are as high as for internal students. Residential schools are compulsory.

*Adult Education*—Over 1,000 adults attended residential schools at Armidale between January and June, 1960. In addition, “local schools” have been conducted in various parts of New South Wales.

Correspondence schools and discussion groups are fostered. Metropolitan universities said to have neglected adult education through being overwhelmed by pressing problems.

*Cost*—Armidale, admittedly an expensive experiment, the New South Wales Government virtually the only source of funds. Government has been “most generous”.

Cost per student is considerably higher at Armidale than Sydney largely because all internal students are in residence and the staff-student ratio is lower.

*University Colleges*—The Registrar favoured such colleges under the control of a university as to staff standards, &c., but with some immediate autonomy, which should be gradually increased. He particularly favoured immediate recognition of the colleges’ degrees.

The Vice-Chancellor was said to favour the establishment of full universities only.

The establishment of further country universities in New South Wales was opposed until further development of Armidale.

*Fees*—Fees at Sydney and Armidale universities are similar.

1960-61

VICTORIA

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DISTRIBUTION OF POPULATION  
COMMITTEE

THIRD PROGRESS REPORT

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*Ordered by the Legislative Council to be printed, 30th November, 1960.*

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EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE  
LEGISLATIVE COUNCIL.

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THURSDAY, 3RD DECEMBER, 1959.

2. DISTRIBUTION OF POPULATION COMMITTEE.—The Honorable G. L. Chandler moved, by leave, That the following Members of this House be appointed Members of the Distribution of Population Committee, viz. :—the Honorables, R. W. Mack, R. W. May, and A. Smith.

Question—put and resolved in the affirmative.

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4. DISTRIBUTION OF POPULATION COMMITTEE.—The Honorable G. L. Chandler moved, by leave, That the Distribution of Population Committee have power to send for persons, papers, and records, and to report the minutes of evidence from time to time.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.

---

TUESDAY, 3RD MAY, 1960.

4. DISTRIBUTION OF POPULATION COMMITTEE.—The Honorable R. W. Mack moved, by leave, That the Distribution of Population Committee have power to travel to and hold meetings in the State of New South Wales for the purpose of studying decentralized industries and the distribution of population in that State.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.

---

EXTRACTED FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

---

THURSDAY, 3RD DECEMBER, 1959.

5. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That Mr. Galvin, Mr. Kane, Mr. Moss, Mr. Scott, Mr. Stoneham, and Mr. White be appointed members of the Distribution of Population Committee (*Mr. Bolte*)—put and agreed to.
- 

6. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That the Distribution of Population Committee have power to send for persons, papers, and records, and to report the Minutes of Evidence from time to time (*Mr. Bolte*)—put and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them with the foregoing resolution.

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WEDNESDAY, 27TH APRIL, 1960.

18. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That the Distribution of Population Committee have power to travel to and hold meetings in the State of New South Wales for the purpose of studying decentralized industries and the distribution of population in that State (*Mr. Galvin*)—put and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them with the foregoing resolution.

---

TUESDAY, 20TH SEPTEMBER, 1960.

13. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That Mr. Brose be appointed a member of the Distribution of Population Committee (*Sir Thomas Maltby*)—put and agreed to.

## DISTRIBUTION OF POPULATION (JOINT COMMITTEE) ACT 1959.

## SECTION 4.

4. The function of the committee shall be to conduct an inquiry into and to report and make recommendations to the Council and the Assembly upon the question of the distribution of population in the State of Victoria within the following terms of reference, namely :—

- (1) Whether it is desirable and practicable to bring about by Government action a more even distribution of population between the metropolitan and the rural and urban areas of Victoria ?
- (2) Whether the increase and the retention of population in non-metropolitan areas is wholly or partly dependent upon the establishment of secondary industries in those areas ?
- (3) What other sources of employment or other activities could economically be created, enlarged or encouraged in those areas ?
- (4) What kinds of industries can be located and operated economically in non-metropolitan areas and what prerequisites are necessary for the operation of such industries ?
- (5) Whether the establishment of secondary industries or other sources of employment in non-metropolitan areas is dependent upon subsidies or concessions from the Government, and within what limits having regard to the financial resources of Victoria could such subsidies or concessions be justified ?
- (6) What effect would a policy of subsidizing new industries have on existing industries in the metropolitan area and country centres ?
- (7) What urban and rural districts of the State offer particular opportunities or present particular problems in respect to the distribution, reception or retention of population and what industries or other sources of employment could effectively be established or encouraged in each such district ?
- (8) To what extent and in what manner can the Government of Victoria and governmental and semi-governmental instrumentalities, local authorities and local organizations assist in achieving a more even distribution of population throughout the State ?





# REPORT

THE DISTRIBUTION OF POPULATION COMMITTEE, appointed pursuant to the provisions of the *Distribution of Population (Joint Committee) Act 1959* (No. 6576) has the honour to report as follows:—

1. On 31st March, 1960, and pursuant to Resolutions agreed to by the Legislative Council and the Legislative Assembly on the 3rd December, 1959, the Distribution of Population Committee agreed to report to Honorable Members the Minutes of Evidence of the witnesses who had appeared before the Committee up to and including Thursday, 10th March, 1960.

These Minutes of Evidence were laid upon the Table of each House on 5th April, 1960, together with a Progress Report from the Committee (Victorian Parliamentary Papers, D. No. 16, Session 1959-60).

2. On 13th September, 1960, the Committee agreed to its second Progress Report which was laid upon the Table of each House on 14th September, 1960 (Victorian Parliamentary Papers, D. No. 4, Session 1960). Appended to the Second Progress Report were the Minutes of Evidence of the witnesses who had appeared before the Committee from Thursday, 10th March, 1960, up to and including Wednesday, 31st August, 1960.

3. Since 31st August, 1960, the Committee has received evidence at Swan Hill and at Parliament House, Melbourne, and the Committee reports herewith the Minutes of Evidence\* received from that date up to and including Wednesday, 23rd November, 1960, from the following persons:—

Mr. T. R. Mellor	..	Mayor of the Borough of Swan Hill	} Representing the Borough of Swan Hill
Mr. G. F. Lay	..	Councillor of the Borough of Swan Hill	
Mr. G. McM. Ainsworth		Joinery Manufacturer, Swan Hill	
Mr. H. N. French	..	Accountant to Joinery Manufacturer, Swan Hill	
Mr. R. C. Pearce	..	Resident Director, Howard Jackett and Co., Flour Millers, Swan Hill	
Mr. R. J. Burkett	..	Proprietor, Burkett Cement Products, Swan Hill	
Mr. H. E. Scoones	..	Chairman of Directors, Swan Hill Co-operative Dairy Co. Ltd.	
Mr. E. A. Betts	..	Office Manager, Cohns (Swan Hill) Pty. Ltd., Cordials and Canned Products	
Mr. L. H. Langley	..	} Representing the Wheat and Wool Growers' Association (Manangatang Branch)	
Mr. F. W. Hughes	..		
Mr. L. J. Arnott	..	Representing the Robinvale Chamber of Commerce	
Mr. W. R. Blair	..	Secretary, Southern Cotton Pty. Ltd., also representing Robinvale Cotton Growers	
Mr. H. G. Hilton	..	} Councillors representing the Shire of Karkaroc	
Mr. W. M. Schack	..		
Mr. A. G. Coulthard	..	Officer-in-Charge, Division of State Development.	
Mr. D. J. Anderson	..	Director, Victoria Promotion Committee.	

\* Minutes of Evidence not printed.

Mr. C. M. Ewart	..	Deputy Chairman	..	} Representing the Forests Commission of Victoria
Dr. F. R. Moulds	..	Acting-Chief, Division of Forest Management		
Mr. K. J. Simpfendorfer		Working Plans Officer, and		
Mr. A. L. Benallack	..	Chief of the Division of Economics and Mar- keting		
Mr. E. T. Ebbels	..	Registrar of Co-operative Housing Societies, and Chairman, Home Finance Trust		
Mr. J. P. Gaskin	..	Deputy Director	..	} Representing the Housing Commission of Victoria
Mr. G. G. Bolwell	..	Secretary	..	
Mr. A. McDonell	..	Director of Education		
Mr. M. J. Harkins	..	Director, Tourist Development Authority, and		
Mr. W. A. Sandall	..	Chairman, Rural Finance Corporation of Victoria.		

Committee Room,  
29th November, 1960.

1960-61

VICTORIA

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# DISTRIBUTION OF POPULATION COMMITTEE

## FOURTH PROGRESS REPORT

TOGETHER WITH

APPENDICES

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*Ordered by the Legislative Council to be printed, 28th March, 1961.*

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EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE  
LEGISLATIVE COUNCIL.

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THURSDAY, 3RD DECEMBER, 1959.

2. DISTRIBUTION OF POPULATION COMMITTEE.—The Honorable G. L. Chandler moved, by leave, That the following Members of this House be appointed Members of the Distribution of Population Committee, viz. :—the Honorables, R. W. Mack, R. W. May, and A. Smith.

Question—put and resolved in the affirmative.

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4. DISTRIBUTION OF POPULATION COMMITTEE.—The Honorable G. L. Chandler moved, by leave, That the Distribution of Population Committee have power to send for persons, papers, and records, and to report the minutes of evidence from time to time.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.

---

TUESDAY, 3RD MAY, 1960.

4. DISTRIBUTION OF POPULATION COMMITTEE.—The Honorable R. W. Mack moved, by leave, That the Distribution of Population Committee have power to travel to and hold meetings in the State of New South Wales for the purpose of studying decentralized industries and the distribution of population in that State.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.

---

EXTRACTED FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

---

THURSDAY, 3RD DECEMBER, 1959.

5. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That Mr. Galvin, Mr. Kane, Mr. Moss, Mr. Scott, Mr. Stoneham, and Mr. White be appointed members of the Distribution of Population Committee (*Mr. Bolte*)—put and agreed to.
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6. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That the Distribution of Population Committee have power to send for persons, papers, and records, and to report the Minutes of Evidence from time to time (*Mr. Bolte*)—put and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them with the foregoing resolution.

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WEDNESDAY, 27TH APRIL, 1960.

18. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That the Distribution of Population Committee have power to travel to and hold meetings in the State of New South Wales for the purpose of studying decentralized industries and the distribution of population in that State (*Mr. Galvin*)—put and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them with the foregoing resolution.

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TUESDAY, 20TH SEPTEMBER, 1960.

13. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That Mr. Brose be appointed a member of the Distribution of Population Committee (*Sir Thomas Maltby*)—put and agreed to.

## DISTRIBUTION OF POPULATION (JOINT COMMITTEE) ACT 1959.

## SECTION 4.

4. The function of the Committee shall be to conduct an inquiry into and to report and make recommendations to the Council and the Assembly upon the question of the distribution of population in the State of Victoria within the following terms of reference, namely :—

- (1) Whether it is desirable and practicable to bring about by Government action a more even distribution of population between the metropolitan and the rural and urban areas of Victoria ?
- (2) Whether the increase and the retention of population in non-metropolitan areas is wholly or partly dependent upon the establishment of secondary industries in those areas ?
- (3) What other sources of employment or other activities could economically be created, enlarged or encouraged in those areas ?
- (4) What kinds of industries can be located and operated economically in non-metropolitan areas and what pre-requisites are necessary for the operation of such industries ?
- (5) Whether the establishment of secondary industries or other sources of employment in non-metropolitan areas is dependent upon subsidies or concessions from the Government, and within what limits having regard to the financial resources of Victoria could such subsidies or concessions be justified ?
- (6) What effect would a policy of subsidizing new industries have on existing industries in the metropolitan area and country centres ?
- (7) What urban and rural districts of the State offer particular opportunities or present particular problems in respect to the distribution, reception or retention of population and what industries or other sources of employment could effectively be established or encouraged in each such district ?
- (8) To what extent and in what manner can the Government of Victoria and governmental and semi-governmental instrumentalities, local authorities and local organizations assist in achieving a more even distribution of population throughout the State ?



# REPORT

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THE DISTRIBUTION OF POPULATION COMMITTEE, appointed pursuant to the provisions of the *Distribution of Population (Joint Committee) Act 1959* (No. 6576), has the honour to report as follows:—

1. The *Distribution of Population (Joint Committee) Act 1959*, which provided for the appointment of this Committee was assented to by His Excellency the Governor and came into force on the 2nd December, 1959. Members of the Committee were appointed by the respective Houses on Thursday, 3rd December, 1959.

2. The new Committee's first meeting was held at Parliament House, Melbourne, on Tuesday, 8th December, 1959. At this meeting, attended by all members of the Committee and by officers of the two Houses, the Hon. R. W. Mack, M.L.C., Chairman of Committees of the Legislative Council, was elected as Chairman of the Distribution of Population Committee, and the Hon. L. W. Galvin, M.L.A., was elected Deputy-Chairman. Mr. G. N. H. Grose, Clerk of the Papers and Assistant Clerk of Committees of the Legislative Council, was appointed to act as Secretary to the Committee. Mr. Mack and Mr. Galvin have remained as Chairman and Deputy-Chairman of the Committee during the whole of the course of the Inquiry.

3. The Hon. R. T. White, M.L.A., resigned his seat in the Legislative Assembly on the 14th September, 1960. On Wednesday, 20th September, 1960, the Legislative Assembly appointed the Hon. R. K. Brose, M.L.A., to serve as a member of the Committee in the place of the Honorable Mr. White. No other changes in personnel have occurred.

4. At the Committee's second meeting on Wednesday, 16th December, 1959, the following Resolution was agreed to:—

“That a letter be sent to each municipality in the State, forwarding a copy of the Committee's Terms of Reference, and—

- (a) stating that the Committee desires to give an opportunity to all persons and organizations to be heard;
- (b) suggesting that the municipality's views be forwarded to the Committee through the appropriate Regional Planning Committee;
- (c) asking that, where convenient, the municipality collate the views of organizations and persons within its area, and forward same through the Regional Committee; and
- (d) advising that where a municipality or other organization or any person desires to submit evidence direct to the Committee, the Committee would appreciate a written outline of the submissions in advance.”

On the same day, it was further resolved to obtain publicity to the Committee's willingness to receive evidence, if possible in person, from any person or organization within the State desiring to give evidence before the Committee. In addition, each municipality was requested by the Committee to give publicity to the Committee's Terms of Reference within its municipal area and to seek the views of all interested persons.

5. Wherever possible, and in particular during the Committee's visits to several of the Planning Regions in the State for the purpose of hearing evidence, further publicity of the Committee's work was arranged to make it known that the Committee was prepared to receive evidence on the Terms of Reference from any person volunteering.

6. In all, the Committee has met on 171 occasions and has heard evidence in the following places :—

At Parliament House, Melbourne; and at Ballarat, Daylesford, Bendigo, Traralgon, Moe, Numurkah, Geelong, Colac, Warrnambool, Camperdown, Euroa, Shepparton, Swan Hill, Sale, Bairnsdale, and Portland.

7. Two hundred and fifty-eight witnesses have appeared before the Committee.

8. Three Progress Reports have been made by the Committee :—

(1) On 31st March, 1960, the Committee agreed to and did report to Parliament, the Minutes of Evidence up to and including Thursday, 10th March, 1960. (Victorian Parliamentary Papers, D. No. 16, Session 1959-60.)

(2) The Second Progress Report was agreed to by the Committee on 13th September, 1960. Tabled with this Progress Report were the Minutes of Evidence received from the 10th March, 1960, up to and including 31st August, 1960.

Included were the Committee's recommendations in relation to inland meat killing, with particular reference to the proposals contained in a Report to the Honorable the Minister of Health from the Interim Planning Committee appointed to inquire into the broad general basis of the transfer to Derrimut of the Newmarket Abattoirs and Saleyards together with the South Melbourne and Richmond City Abattoirs. (See Victorian Parliamentary Papers, D. No. 4, Session 1960-61.) Further comment and recommendations relating to inland meat killing appear in paragraphs 88 and 299 of this Report.

As was reported to Honorable Members therein, the Committee visited the State of New South Wales between 20th June, 1960, and 4th July, 1960. Notes on the Committee's inspections and discussions in New South Wales were appended to the Second Progress Report.

(3) Appended to the Committee's Third Progress Report (Victorian Parliamentary Papers, D. No. 9, Session 1960-61) were the Minutes of Evidence received from 31st August, 1960, up to and including 23rd November, 1960.

9. Since presentation of the Third Progress Report, further evidence has been received, and the Committee reports herewith the Minutes of Evidence\* of the following witnesses who have given evidence before the Committee from 30th November, 1960, to date :—

Mr. D. Fletcher Jones, Managing Director, Fletcher Jones and Staff Pty. Ltd., Warrnambool.

Mr. S. B. Johnson, Managing Director, Johnson Brothers, Croydon.

Mr. G. L. Wood, Secretary for Lands.

Mr. N. G. Nicol, Mayor of the Town of Portland.

Mr. J. A. Stamford and Mr. E. C. Stephenson, representing the Town of Portland.

Mr. M. McL. Aylmer, Councillor, representing the Shire of Portland.

Mr. M. D. Allardice, Shire Secretary, representing the Shire of Portland.

Mr. E. C. Dohle, Chairman, Portland Fertilizer (Investigation) Co-operative Society Ltd.

Mr. T. C. Jarrett, Chairman, Woolgrowers Co-operative Ltd., Portland.

Mr. K. S. Anderson, Chairman, Portland Harbor Trust.

Mr. N. W. Baldy, representing the Glenelg Regional Committee.

Mr. R. A. Blachford, Mayor of the City of Ararat.

Mr. F. C. Borbiro, Managing Director, Glenthompson Brickworks Pty. Ltd.

Mr. D. A. Downs, Secretary, Softwood Holdings Ltd.

\* Minutes of evidence not printed, Copies are available from the Clerk of the Papers.



- Mr. C. H. Homes, General Manager, South Australian Perpetual Forests Ltd.  
The Hon. Sir William McDonald, M.L.A., Councillor, representing the Shire of Kowree.
- Mr. J. R. Hargreaves, Councillor, representing the Shire of Glenelg.  
Mr. A. J. Howlett, representing the Casterton Traders' Association.  
Mr. F. H. Silvester, Councillor, representing the Shire of Glenelg.  
Mr. E. C. Dempster, Mayor of the City of Hamilton.  
Mr. W. L. Proud, representing the Hamilton Community Development Association.
- Mr. E. C. Peirce, Councillor, representing the City of Sale.  
Mr. W. F. Mynard, Councillor, representing the Shire of Avon.  
Mr. R. E. Tanner, Councillor, representing the Shire of Rosedale.  
Mr. N. D. McFadyen, Engineer, Leongatha.  
Mr. W. E. Vardy and Mr. A. R. Jones, representing the Macalister Water Users League.
- Mr. R. Castles, representing the East Gippsland Regional Committee.  
Mr. L. A. O. Little, representing the Sale Chamber of Commerce.  
Mr. H. A. Guyatt, representing the Gippsland Region, Victorian Field and Game Association.  
Mr. H. J. Neil, Headmaster, Gippsland Grammar School.  
Mr. P. R. Lewis, representing the Bairnsdale Decentralization Committee.  
Mr. R. H. Archibald, Councillor of the Shire of Bairnsdale, representing the Bairnsdale Decentralization Committee.  
Mr. A. J. Watts, representing the Bairnsdale Decentralization Committee.  
Mr. R. E. Rawlings, Councillor, representing the Shire of Tambo.  
Mr. E. W. Coffey, Councillor representing the Shire of Omeo.  
Mr. S. E. Cannard, Municipal Engineer, representing the Shire of Orbost.  
Mr. W. H. Dumaresq, representing the East Gippsland Regional Committee.  
Mr. J. M. McCoy, Councillor, representing the Shire of Omeo.  
The Hon. Sir Albert Lind, M.L.A.  
Mr. R. R. Johnston, representing the East Gippsland Regional Committee.  
Mr. K. E. G. Moore, Councillor, representing the Shire of Orbost.  
Mr. A. L. Jackel, Mayor of the City of Wangaratta.  
Mr. J. H. Shannon, representing the Shire of Wangaratta and the Develop Wangaratta League.  
Mr. S. M. Arms, Administrative Director, Bruck Mills (Australia) Ltd., Wangaratta.  
Mr. A. O. Lawrence, Chairman, Forests Commission of Victoria.

10. The transcript of evidence before the Committee runs to 1,972 pages. None of the transcript has been set for printed type, but a limited number of copies has been duplicated. Copies are available to Honorable Members from the Clerk of the Papers of either House.

Appended to this Report—Appendix "A"—is a complete list of the witnesses who have appeared before the Committee together with an indication of the organization (if any) represented and of the starting page of each witness's evidence in the transcript.

11. As has been stated the Committee was willing to receive evidence in two forms:—

- (a) by way of oral evidence; and
- (b) by way of written submissions.

A considerable number of documents was submitted. Appendix "B", therefore, shows a list of these documents together with an indication of the sources and of the subject matter contained. The documents listed in Appendix "B" are tabled with this Report.\*

\* Index only to Appendix "B" printed. Copies of documents are available for inspection.

12. The Committee was directly referred to further documents, copies of some of which were tendered by witnesses as exhibits. These documents are not tabled herewith, but a list of them appears as Appendix "C" to this Report.†

13. Early in the Committee's Inquiry the Secretary, with the assistance of the Parliament Library, the Public Library of Victoria, and the Division of State Development, compiled a bibliography of books, articles, periodicals, and reports on the subject of decentralization. This bibliography is tabled as Appendix "D" to this Report.‡

An examination of the bibliography reveals that there is available very little authoritative material of recent date or in relation to the Australian problems of decentralization. The Committee, therefore, feels confident that the mass of evidence and other material gathered by it will be of very great importance to students of the problems of decentralization. It is apparent that this Committee has undertaken the only large-scale serious investigation in recent years of the problems of decentralization in Australia.

14. An examination of the Committee's Terms of Reference shows that they are cast in very wide terms. Early in the Inquiry, the Committee resolved to visit, if possible, each of the thirteen Regions in the State for the purpose of receiving locally the evidence of those persons within the Region interested in decentralization.

15. As has been reported the Committee sat on 171 occasions and visited sixteen country centres in ten of the twelve non-metropolitan Regions of Victoria. It regrets that because the Committee was limited as to time by its own Act of incorporation, time has not been available for visits to the Upper Murray or Wimmera Planning Regions, nor has the Committee been able to accept invitations to visit and hear evidence at Hamilton, Horsham, Mildura, Wangaratta, Tallangatta, Maryborough, Lang Lang, and Goroke.

16. One result is that the Committee is unable to give complete answers to Term of Reference No. 7 which poses the question—

“What urban and rural districts of the State offer particular opportunities or present particular problems in respect to the distribution, reception or retention of population and what industries or other sources of employment could effectively be established or encouraged in each such district?”

17. The Inquiry has undoubtedly revealed potential solutions to many of the present problems which caused the Terms of Reference to be cast in their present form, and indeed, the Committee to be appointed.

18. The Committee, after a careful and detailed and long inquiry, appreciates that there are many problems associated with achieving a more even distribution of population between metropolitan, rural, and urban areas of Victoria, but firmly believes that none of these problems is insuperable.

19. As a general comment only, the Committee believes that an unbiased examination of the advantages of country location to individuals, to industrial undertakings, and to all forms of community endeavour, may well make one wonder why such a high proportion of our State's population has become and has continued to be increasingly concentrated in the metropolitan area of Melbourne.

#### *Population Statistics, 1954–1960.*

20. The Deputy Commonwealth Statistician estimated the population of the metropolitan statistical area as at 30th June, 1960, at 1,831,100 persons. The figure, at the last Census date, 30th June, 1954, was given as 1,524,111, an increase in six years of 306,989 people—a percentage increase of 20·1 per cent.

† *Appendix "C" not printed.*

‡ *Appendix "D" not printed.*

21. As at the 30th June, 1954 Census, the population in the non-metropolitan area of the State was 928,230 and that estimated as at the 30th June, 1960, was given by the Deputy Commonwealth Statistician as 1,060,648, an increase in the six years of 132,418 people, or 14·3 per cent. The over-all State percentage increase for the six years from 1954 to 1960 was 17·9 per cent. The average annual increase for the State was 73,234 persons, the metropolitan average increase being 51,131 or 70 per cent. of the total, the non-metropolitan average increase being 22,069 persons, or 30 per cent. (Government Statist, transcript p. 456.)

22. Thus the percentages of population in the metropolitan and non-metropolitan areas of the State have moved from—metropolitan, 62·2 per cent. in 1954 to 63·3 per cent. in 1960 (estimated); non-metropolitan, 37·85 per cent. in 1954 to 36·67 per cent. in 1960 (estimated). It can thus be seen that the trend of distribution of population as between the metropolitan and non-metropolitan areas of this State is for the population in total percentage-wise in the metropolitan area to become higher.<sup>(1)</sup>

23. The Melbourne and Metropolitan Board of Works estimate that a metropolitan population of 2,250,000 could be reached by 1970 at the present rate of population growth. (See "The Problem of Urban Expansion in the Melbourne Metropolitan Area", M.M.B.W., 1959.) The present rate of growth is estimated by the Board at 50,000 per annum. From 30th June, 1959, to 30th June, 1960, the growth estimated by the Deputy Commonwealth Statistician was 53,400 persons.

1947 to 1954.

24. The population of the non-metropolitan area of the State grew from 828,292 to 928,230 between 1947 and 1954, an increase of 99,938 persons or 12·07 per cent. compared with a growth of 397,640 persons or 19·35 per cent. in the metropolitan area. (Transcript, p. 455—but see Note 1.)

25. Of the towns or localities of 300 or more persons in 1947, 70 per cent. contained less than 1,000 persons. Decreases of population occurred between 1947 and 1954 in 63 (or 18 per cent.) of these towns, but 106 (or 30·9 per cent.) increased by a greater proportion than did the metropolitan area. (For details see A. G. Coulthard, Transcript, pp. 1362-3.)

It is interesting to note that in the period under review no town with a population in excess of 4,000 persons suffered a decline in population.

26. The non-metropolitan work force in 1947 was 331,532 (of a total country population of 828,292), a lower total than for the previous (1933) Census when the country work force was 388,078.

In 1954, the country work force was 360,198 persons (of a total of 928,230). A comparison of rises in secondary industry employment in the metropolitan and non-metropolitan areas show that between 1947 and 1954 the figure for the metropolitan area rose by 36·9 per cent. and that in the non-metropolitan area by 36·4 per cent.

Details of population statistics for any date later than the 1954 Census are not available.

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NOTE 1.—Statistics comparing the 1947 Census figures with those of the 1954 Census appear at Transcript p. 455. It should be noted that between the two Censuses the metropolitan area was enlarged from 310 square miles to 696 square miles. The population in 1947 of this added area of 386 square miles was 66,279 persons, and in 1954 was 120,638 persons. No change in area occurred between 1954 Census and the 1960 estimate of population.

*Principal Urban Areas.*

27. Changes in principal Victorian urban areas, cities, towns, and boroughs between 1947, 1954, and 1959 (estimated) are shown in the following table:—

POPULATION CHANGES IN PRINCIPAL VICTORIAN URBAN AREAS, CITIES, TOWNS, AND BOROUGHES.

Local Government Area.	Population at 30th June, 1947.	Population at 30th June, 1954.	Percentage Increase, 1947-54.	Estimated Population at 30th June, 1959 (30th June, 1960, Estimate in Brackets).	Percentage Increase, 1954-59.	Percentage Increase, 1947-59.
Ararat City .. .. .	5,957	7,414	24·5	7,970 (8,100)	7·5	33·8
Ballarat City .. .. .	38,140	39,964	4·78	42,820	7·15	12·27
Bendigo City .. .. .	26,739	28,726	7·43	31,250	8·79	16·87
Geelong City .. .. .	18,740	20,034	6·9	20,920	4·4	11·6
Geelong West City .. .. .	15,763	17,313	9·8	18,540	7·1	17·6
Hamilton City .. .. .	7,180	8,507	18·5	9,510 (9,720)	11·8	32·5
Horsham City .. .. .	6,388	7,767	21·6	8,950 (9,230)	15·2	40·1
Mildura City .. .. .	9,527	10,971	15·16	12,320 (12,620)	12·30	29·31
Newtown and Chilwell City .. .. .	10,058	11,191	11·3	11,980	7·1	19·1
Sale City .. .. .	5,119	6,536	27·68	7,460 (7,630)	14·14	45·73
Shepparton City(a) .. .. .	7,914	10,848	37·07	12,820 (13,150)	18·18	61·99
Wangaratta City(b) .. .. .	6,670	10,715	60·64	12,640 (13,080)	17·97	89·51
Warrnambool City .. .. .	9,993	10,850	8·6	14,330 (14,780)	32·1	43·4
Camperdown Town(c) .. .. .	..	3,207	..	3,450	7·6	..
Castlemaine Town .. .. .	5,809	6,578	13·24	7,140 (7,290)	8·54	22·91
Colac Town .. .. .	6,381	8,032	25·9	9,120 (9,290)	13·5	42·9
Portland Town .. .. .	3,462	4,759	37·5	5,800 (6,020)	21·9	67·5
St. Arnaud Town(d) .. .. .	2,900	3,038	4·76	3,220	6·00	11·03
Stawell Town .. .. .	4,840	5,463	12·9	5,910	8·2	22·1
Benalla Borough(e) .. .. .	4,940	6,045	22·37	7,300 (7,520)	20·76	47·77
Clunes Borough .. .. .	847	871	2·83	920	5·63	8·62
Daylesford Borough .. .. .	3,053	3,218	5·40	3,350	4·10	9·73
Eaglehawk Borough .. .. .	4,040	4,696	16·24	5,050	7·54	25·0
Echuca Borough .. .. .	4,490	5,405	20·38	6,220 (6,370)	15·08	38·53
Inglewood Borough .. .. .	925	957	3·46	1,000	4·49	8·11
Koroit Borough .. .. .	1,436	1,401	- 2·4	1,440	2·8	0·3
Kyabram Borough(f) .. .. .	..	3,335	..	3,920	17·55	..
Maryborough Borough .. .. .	6,198	6,827	10·15	7,410 (7,510)	8·54	19·55
Port Fairy Borough .. .. .	2,007	2,265	12·9	2,590	14·3	29·0
Queenscliffe Borough .. .. .	2,386	2,551	6·9	3,100	21·5	29·9
Sebastopol Borough .. .. .	2,041	3,266	60·02	3,590	9·92	75·89
Swan Hill Borough .. .. .	4,305	5,198	20·74	6,070 (6,290)	16·78	41·0
Wonthaggi Borough .. .. .	4,225	4,461	5·6	4,580	2·7	8·4
Yallourn Works Area and Morwell Shire .. .. .	11,277	18,613	65·1	20,790	11·7	84·4
Moe Borough and Narracan Shire .. .. .	10,403	21,023	102·1	22,710	8·0	118·3

NOTES—

- (a) Declared a City on 16th March, 1949.  
 (b) Declared a City on 8th April, 1959.  
 (c) Camperdown Borough severed from Hampden Shire, 1952.  
 (d) Declared a Town on 7th October, 1950.  
 (e) Constituted 10th August, 1948—formerly portion of Benalla Shire.  
 (f) Kyabram Borough created by severance of portion of Rodney Shire, 1st April, 1954.

28. The table shows that in the period 1954-59 (five years), each municipality listed gained in population—nine of them, Ballarat City, Bendigo City, Warrnambool City, St. Arnaud Town, Clunes Borough, Inglewood Borough, Koroit Borough, Port Fairy Borough, and Queenscliffe Borough, showing a greater percentage increase than for the previous period of seven years (1947-54). The towns which have shown the greatest percentage increase between 1954 and 1959 are spread throughout the State—Warrnambool (32·1 per cent.), Portland (21·9 per cent.), Queenscliffe Borough (18·18 per cent.), Benalla Borough (20·76 per cent.), Shepparton (18·18 per cent.), Wangaratta (17·97 per cent.), Kyabram (17·55 per cent.), Swan Hill (16·78 per cent.), Horsham (15·2 per cent.), and Echuca (15·08 per cent.).

*Comparison with other States, 1947-1959.*

29. Examination of the following table (from A. G. Coulthard, Transcript, p. 1471) shows that of all the Australian States, one only (Western Australia) had a greater percentage increase in non-metropolitan population than in metropolitan for the period 1947-1959. At the other end of the scale, New South Wales capital city population increased by 38·5 per cent. and the remainder of that State by only 13·4 per cent.

Victoria's figures are given as metropolitan 44·9 per cent. and non-metropolitan 25·2 per cent.

## POPULATION COMPARISONS.

—							Capital City.	Remainder of State.	Total State Population.
<i>New South Wales.</i>									
1947	..	..	..	..	..	..	1,484,004	1,500,834	2,984,838
1959	..	..	..	..	..	..	2,054,800	1,701,575	3,756,375
Increase 1947-59	..	..	..	..	..	..	570,796	200,741	771,537
Percentage increase	..	..	..	..	..	..	38·5	13·4	25·8
<i>Victoria.</i>									
1947	..	..	..	..	..	..	1,226,409	828,292	2,054,701
1959	..	..	..	..	..	..	1,777,700	1,036,823	2,814,523
Increase 1947-59	..	..	..	..	..	..	551,291	208,531	757,822
Percentage increase	..	..	..	..	..	..	44·9	25·2	37·0
<i>Queensland.</i>									
1947	..	..	..	..	..	..	402,030	704,385	1,106,415
1959	..	..	..	..	..	..	567,000	873,998	1,440,998
Increase 1947-59	..	..	..	..	..	..	164,970	169,613	334,583
Percentage increase	..	..	..	..	..	..	41·0	24·1	30·2
<i>South Australia.</i>									
1947	..	..	..	..	..	..	382,454	263,619	646,073
1959	..	..	..	..	..	..	562,500	358,335	920,835
Increase 1947-59	..	..	..	..	..	..	180,046	94,716	274,762
Percentage increase	..	..	..	..	..	..	47·1	35·9	42·5
<i>Western Australia.</i>									
1947	..	..	..	..	..	..	272,528	229,952	502,480
1959	..	..	..	..	..	..	389,000	330,164	719,164
Increase 1947-59	..	..	..	..	..	..	116,472	100,212	216,684
Percentage increase	..	..	..	..	..	..	42·7	43·6	43·1
<i>Tasmania.</i>									
1947	..	..	..	..	..	..	76,534	180,544	257,078
1959	..	..	..	..	..	..	109,200	233,115	342,315
Increase 1947-59	..	..	..	..	..	..	32,666	52,571	85,237
Percentage increase	..	..	..	..	..	..	42·7	29·1	33·2

30. 1961 is a Census year and Honorable Members will no doubt be interested to see in due course the official statistics which become available as a result of the Census.

*The Committee's Approach.*

31. The Committee has endeavoured to give in this Progress Report direct answers to all Terms of Reference.

As explained in paragraph 15, time ran out and prevented the full investigation of certain matters raised by the Terms of Reference. The Committee, in presenting this Report, has decided to give so far as possible, direct answers seriatim to the several questions posed by the Terms of Reference. As will appear, several large topics became relevant to the Inquiry as it proceeded. These large topics are mentioned under the Terms of Reference to which they are most appropriate, and it is proposed that they be dealt with more fully in a later report. The exception is the Timber industry which is fully discussed in the last section of this Report.

*Term of Reference No. 1 asks :—*

“ Whether it is desirable and practicable to bring about, by Government action, a more even distribution of population between metropolitan and the rural and urban areas of Victoria.”

FIRST, AS TO DESIRABILITY.

(a) GENERAL.

32. As pointed out in evidence by Mr. L. R. East, Chairman of the State Rivers and Water Supply Commission (Transcript, p. 46), the answer to the question :—

“ Is it desirable that there should be a more even distribution of population ? ”

has nearly always been taken for granted, and it has not been clearly demonstrated at any time by any public inquiry or published information that a more even distribution of population is, in fact, desirable.

33. Lewis Mumford, a highly-regarded writer, wrote in his “ The Culture of Cities ” :—

“ The very cost of doing business in the big city is magnified by high land values, by expensive delays in transportation, by the high expense of storage : all these costs increase with congestion, and eventually they become prohibitive . . .

Here, then, is the choice : a breakdown of functions through neglect, or a financial breakdown through the increased expense of adequate service and repair. I have already cited the increased cost of police service in the bigger cities. The same relationship holds for municipal expenditures upon health : three times as much is spent per capita in cities with over a million inhabitants, as in cities with from thirty to fifty thousand inhabitants, yet the latter present, on the whole, more favourable vital statistics.

In short, one may say definitely that beyond a certain point, which varies with regional conditions and culture, urban growth penalises itself. Too large a part of the capital outlays and annual income of the city must be spent in devices for increasing congestion and mechanically relieving its worst results.”

34. The Committee has been unable to find an authoritative statement applicable to current Australian conditions as to what is the optimum size of cities beyond which it is desirable in the national interest to develop elsewhere. It is firmly convinced, however, that there is an urgent and increasing need for a more even distribution of Victoria's population and gives an emphatic “ Yes ” in answer to the question posed above by Mr. East.

35. The statistics reproduced in paragraphs 20 to 30 (above), show clearly that the imbalance of population as between the metropolitan and non-metropolitan areas is becoming more pronounced. That this is a bad thing for Victoria and its people can be demonstrated under three main headings—

- (a) the social aspect ;
- (b) the economic or financial aspect ; and,
- (c) the defence aspect.

36. It should be mentioned that if it is accepted that major social, economic, and strategic disadvantages exist, and that those disadvantages flow from the fact that metropolitan Melbourne's population has passed the optimum size and is contained in a mere 696 square miles, whereas the remainder of the State's population of only one million is spread over the whole non-metropolitan area of 87,108 square miles, we need to further examine whether the uneven distribution of population is itself the root cause of the disadvantages.

On the one hand the disadvantages may be such as those outlined by Lewis Mumford and flow from Metropolitan Melbourne's already too-great size and from its annual growth-rate of some 50,000. On the other hand, the disadvantages may flow from the smallness and wide geographical dispersal of the communities comprising the other one million people.

The question must be asked as to whether a more even distribution of population will *per se* remove any of the disadvantages.

37. The Committee confidently predicts that the population of Victoria will continue to grow. Natural increase is expected to be considerable, to which can be added the expectation that this State will continue to welcome a big proportion of Australia's annual migrant intake.

38. It has been demonstrated that in the recent past (i.e., between 1954 and 1959) only 30 per cent. of the increase in population has settled outside the metropolitan area. (See Transcript, p. 456.)

So then, even if the uneven distribution of population does not cause disadvantages (although the Committee firmly believes it does), it can be seen that those disadvantages attributable to the size and growth-rate of the metropolitan area will certainly be aggravated if the recent distribution of the increase in population continues. The 30 per cent. of increase which is located outside Melbourne may be said to be alleviating the disadvantages stemming from lack of population in the rural and urban areas.

The Committee believes, however, that any increase in that percentage can have only favourable reactions—by reducing the stresses and strains on development of Melbourne and by helping to remove those shortcomings elsewhere which are attributable to lack of population or lack of development.

On this count alone it is very desirable that an attempt be made by Government and other action to achieve a more even distribution of population.

(a) *The Social Aspect.*

39. This aspect can be approached from two viewpoints—

- (i) the social disadvantage of having two-thirds of the State's population living in the one great metropolis ; and
- (ii) the social disadvantages resulting from slow or unbalanced growth of population in the country and rural areas.

(i) *City Life v Country Life.*

40. One witness (Cr. E. W. Morris, Transcript, p. 1011) quoted the English writer, Cyril Connolly, in his book "The Unquiet Grave" as writing: "We have gone wrong over the size of our cities and the life we lead in them. In the past the clods were the peasants, now the brute mass of ignorance is urban".

Cr. Morris cited slums, crime, and sickness as evils occurring in the larger cities which are far less prevalent in the smaller communities. He averred that "middle-class suburbs are incubators of apathy and delirium". (Transcript, p. 1011.)

The colorful and dramatic language used by Cr. Morris may appear extravagant, but the Committee's inquiry has led it to believe firmly that it is indicative of basic truths and that outside the big cities most people would find a happier and more complete way of life.

#### *Travel Time and Travel Fatigue.*

41. On this very matter of a way of life, the Committee listened to quite a few witnesses who drew comparisons between the amount of time spent in travel to and from their place of employment by the metropolitan and the country worker. As the city sprawl proceeds so does the travel time of workers increase. It was said that some fathers of young children in the metropolitan area do not see them out of bed between week-ends. The increasing congestion of Melbourne traffic combined with the greater distances of new residential suburbs from the industrial and other employment centres must be having a profound effect on the lives of the commuting worker, decreasing his leisure time and increasing the tension and tiring factors in his working days. Outside of Melbourne, the time taken in reaching work and travelling home is, by comparison, very small indeed.

Country employers of labour have told the Committee that one of a number of reasons for higher man-hour productivity in the country than in the city is the difference in travel time and effort. The non-metropolitan worker arrives at his place of employment free of travel fatigue. In many cases he can be with his family even during his lunch break.

42. Employer-employee relations outside the metropolitan area are apparently superior to those in the metropolis. To use the words of Mr. D. Fletcher Jones of Warrnambool, "The country worker thinks of his employers and himself as 'we' whereas the metropolitan worker is more likely to think of his employers as 'they'"—a separate identity with different interests from his own.

This facet adds to the sum of human happiness. Both employers and employees living in a smaller community can and do identify their own interests with that of the community and thereby are bred common objectives. Generally speaking, a higher degree of loyalty to the employing firm is typical of the country worker and this results in lower labour turnover, lower cost of training<sup>(2)</sup> and less absenteeism. A sense of community pride can develop in workers with the leisure time to devote to personal and community activities. Community pride with all its attendant advantages to the social welfare of the State and its citizens can develop to a far greater extent than in a city the size of Melbourne.

If 70 per cent. of Victoria's increased population continues to swell the metropolis it may be expected that the social ills of a big city will multiply while the social advantages of country living will, through *prima facie* available, be denied the great majority of our citizens.

#### (ii) *Disadvantages from Slow or Unbalanced Growth of Rural and Urban Areas.*

43. A serious position prevails in a number of the country areas of the State; the social problem is that of the separation of families. Illustration by example may best explain it.

In the Latrobe Valley, the development of male-employing industries has increased the population considerably, but there is in that region comparatively little employment available for the female members of the families. Many girls must leave home to find employment. This causes a separation of the families concerned and a loss of family life which is universally considered to be the basis of our social well-being.

In the Goulburn Irrigation area, particularly in and around Numurkah, the situation is acute. The closer settlement of the area some years ago brought there many young married men whose families have recently reached or are increasingly reaching the age at which they seek employment. The farms are of such a size as to be able to support at most one son. A very high proportion of the other sons and daughters must leave the district to seek employment elsewhere. Of 110 children who left school at Numurkah in 1959, only 44 remained in the district and of the 44 only 12 were settled on the land. (J. T. Morris, Transcript, p. 593.)

NOTE 2.—In a later report the Committee proposes to mention that training costs are higher in the country in some cases for other reasons.



Similar evidence of lack of balance of employment opportunity and of lack of employment opportunity causing the separation of families was heard by the Committee in practically every centre visited and from nearly every witness representing a country area.

44. The Latrobe Valley situation is probably a typical result of new heavy industry in an area and the Numurkah position typical of the closer settlement areas.

45. The Committee has received only scant statistical or authoritative evidence as to where those who leave the several country areas do go for employment, but it can be assumed with reasonable certainty that a high proportion is attracted to Melbourne.

46. The Committee believes that it will be readily agreed that it is desirable from the social viewpoint that families remain intact. It is, therefore, desirable that urgent action be taken to arrest the movement of young people from their country homes to the metropolis merely to obtain employment. The achievement of a more even distribution of population by the provision of greatly increased employment opportunities will assist in no small measure to strengthen and consolidate family life in country Victoria.

(b) *The Economic or Financial Aspect.*

47. The Committee is not able to be dogmatic on this point, but much evidence not refuted points to the distinct possibility that the cost to the State of providing public works and services to expanding industry and population in the metropolitan area may be considerably greater than for similar expansion outside Melbourne.

48. As set out in paragraph 33, Lewis Mumford found that once a city reaches a certain size (which he did not name) the cost per capita of providing essential services increases.

49. Mr. G. V. Lawrence, of the Murray Valley Development League (Transcript, p. 1253), stated that at the Fifth Australian Planning Congress, the conclusion was reached that after a city grew to a given size the cost of extra services—roads, housing, &c.—was out of all proportion to the cost of establishing in small centres.

50. The Auditor-General (Mr. R. W. Gillard), in his memorandum to the Committee (see Appendix "B", No. 3 (c)) pointed out to the Committee one illustration of the harmful effects of centralization on the economy. He wrote:—

"Excessive centralization has harmful effects on the economy. In 1954, the first assumption of the "Master Plan" for Melbourne was that the city would grow by 35,000 a year—in other words, that a city the size of Bendigo would be added to Melbourne each year. The then economist of the Melbourne and Metropolitan Board of Works estimated that the amount of capital investment required to provide the schools, hospitals, and other necessary facilities for this increased population would be £70 million a year. (Reference *Argus* of 26th March, 1954.)

This figure would be much greater to-day. So much capital spent on metropolitan development is so much taken away from the development of rural areas. A vicious circle is set up, the large annual investment in the extension of Melbourne being a constant inducement to more secondary industries to set themselves up in the capital."

As has been said, Melbourne is now growing at a rate of some 50,000 persons per year and the annual capital investment, though not specifically assessed by the Committee, must indeed far exceed the 1954 estimate of £70,000,000.

51. Some at least of the extension of services to provide for the expanding population of the Melbourne metropolitan area require more capital outlay by the State than would the provision of facilities to serve an equal number of additional inhabitants in certain country centres. This would apply particularly in those cities and towns now possessing a capacity of services in excess of present utilization.

For instance, Melbourne's present water supply capacity was said by the Melbourne and Metropolitan Board of Works to be sufficient for a city of from  $2\frac{1}{4}$  to  $2\frac{1}{2}$  millions, a figure which will be reached about 1970 or 1972 at the present and anticipated rate of growth. The capital cost of providing water supply for Melbourne greater in size than  $2\frac{1}{2}$  millions will be very considerable as the natural watershed in which Melbourne is situated is almost fully developed and any major extension will require the costly lifting of water from adjacent watersheds. On the other hand, considerable extension of town water supplies, for instance along the Murray and Goulburn Rivers, could be achieved at apparently a much smaller per capita outlay of State money.

52. Similar considerations almost certainly apply in respect of other services, such as roads, public transport, sewerage, and possibly, housing and education.

53. The projected expenditure of many millions of pounds on a Melbourne Underground Railway and the need for huge sums for the construction of freeways, traffic separation, and bridges in the metropolitan area are indicative of the high cost per capita to the State of the growth of the metropolis. Increased population spread over the urban areas would not involve the State in large sums to provide for the flow of traffic. It is no doubt true that these facilities for the metropolitan area are already very desirable and the expenditure is probably justified. However, the Committee desires to point out to Honorable Members that if the present rate of growth of Melbourne continues and even accelerates, the cost per capita will also increase and that earnest consideration should, therefore, be given to the desirability from the viewpoint of the State's finances of achieving by Government action and by means of spending Government moneys a more even distribution of at least the increase in the State's population.

54. The loss of time and the attendant cost involved in traffic congestion in a growing metropolis are considerable. Mr. Ulrich Ellis (Transcript, p. 917) estimated the annual Australian cost of traffic congestion at £200,000,000. Mr. Ian D. McCoy (Transcript, pp. 157-9) said: "It is widely recognized that transport costs add approximately 30 per cent. to the value of all goods in Australia, the highest in the world," and this was corroborated by Mr. W. Phelan (Transcript, p. 756) who said: "I believe over 30 per cent. of our national product is absorbed in transport charges of one form or another".

55. As will appear later in this Report, the question of Government transport policy is in the Committee's view a key problem in relation to the operation of industry in the country. In the present discussion of transport costs caused by metropolitan congestion it can readily be seen that these are a key illustration of the desirability of achieving a more even distribution of population for financial reasons.

*(c) The Defence Aspect.*

56. Is a more even distribution of population desirable for defence reasons? Nearly all witnesses agreed that it is. One view is that in a nuclear war Victoria will present only three targets likely to be attacked by nuclear weapons—Melbourne, Geelong, and the Latrobe Valley. It requires little imagination to visualize the extreme difficulty which would face the surviving State population following successful attacks on the three centres named—government, industry, power, commerce, and transport could all be either obliterated or decimated and the task of reorganization and reconstruction would be colossal. Some argue that if, ideally, the State's population were dispersed or more evenly distributed, the effects of nuclear attack on the State's powers of recovery would be greatly reduced.

57. Certainly dispersal of industry occurred during the 1939-45 war as a defence measure and there is substantial justification for the view that a portion of the national defence expenditure should be used to encourage the decentralization of the nation's industry. It is further said that present and expanding population crises in other countries render dispersal urgent and, in fact, essential to our continued possession of Australia.

58. Defence policy is in the realm of the Commonwealth Government. On 2nd September, 1960, therefore, at the Committee's request, the Honorable the Premier addressed a letter to the Honorable the Prime Minister of Australia, in which comment was requested on, *inter alia* :—

“The desirability of achieving a more even distribution of population in the interests of national defence, and the effect of this factor on planning for military and civil defence of the Commonwealth.”

The Honorable the Prime Minister replied as follows :—

“In the present assessment of our strategic situation, including the likelihood and probable nature of a future war, Australia's security will be achieved most effectively by participation with our allies in collective security arrangements in areas of strategic importance to us, particularly South-East Asia. Current defence planning is directed primarily to this end, and is not greatly affected by the population distribution on the Australian mainland. The defence significance of a more even distribution of population, therefore, arises mainly in the long term. In any event, action to bring about such a redistribution could only take effect gradually and it is not possible to forecast the strategic situation with any particularity for such a future period. However, in the general circumstances that may then obtain, with an expanded population in Australia and missiles of various types far more readily available, it can be stated that a more even distribution of population would be in the general defence interest.”

59. Both Victorian and New South Wales's experience over the past fifteen years illustrate the success of quite large industries in country centres which have acquired or leased on favourable terms factory premises erected by the Commonwealth Government during wartime.

60. The Committee recommends that an approach be made by the Government to the Commonwealth Government for some portion of the defence expenditure to be applied towards achieving that more even distribution of population acknowledged by the Prime Minister to be in the general defence interest.<sup>(3)</sup>

#### *Is it Practicable—by Government Action ?*

61. It has been demonstrated in paragraphs 20 to 30 of this Report that on present trends the distribution of the State's population is becoming and will continue to become more concentrated in the metropolis.

62. Wholesale exodus of population from the metropolis is not considered practicable. It is acknowledged that the task of arresting and reversing the present trend is a huge one. It is becoming increasingly urgent. The Committee believes that the barriers to effective action include an important psychological factor. Over half of Australia's population lives in large cities—70 per cent. of the Victorian population live in the metropolitan area—this, in the Committee's view, despite the disadvantages of life in a large city and not substantially because of any disadvantages of life outside the metropolis.

This psychological barrier may be caused in part by a basic gregarious human instinct, or by the lure of the big city. The Committee agrees with Mr. D. Fletcher Jones of Warrnambool who said (Transcript, p. 1559) :—

“I am persuaded that a man either believes in decentralization or he does not. It is almost a thing of the spirit—either you do not like the prospect of seeing your country become the greatest and most decentralized country in all the world, or you do, or you do not mind.”

63. First matter for solution before answering whether it is practicable to achieve by Government action a more even distribution of population, is whether Government action can help to remove this psychological barrier.

NOTE 3.—And see paragraph 104.

The Committee believes that a great deal can be done by the Government on this matter and the action recommended in subsequent sections of this Report includes much designed to create and foster among all sections of the community, and especially industrialists, a true appreciation of the national advantages of a better distribution of population.

Two very important sections of the community in this context are the policy-makers and the administrators—those who shape and decide Government policy and those who implement that policy.

If these sections remove any such barrier from their own minds and set a vigorous example of determined thought and action to pursue policies designed, *inter alia*, to achieve a more even distribution of population, then undoubtedly the achievement of that aim will prove to be practicable.

*Is a more even Distribution of Population Physically Practicable?*

64. The answer to this question is an unqualified "Yes". Large inland centres of population and many smaller centres can undoubtedly be provided with the land, power, water, food, transport, health services, and amenities they would require. The topography of the State and the distribution of its basic resources are such that a very greatly dispersed population is physically practicable.

65. A comparison can quickly be drawn between the actual development of Adelaide described by Mr. Ulrich Ellis (Transcript, pp. 899 and 928) and the superior potential existing in many parts of Victoria. At p. 899, Mr. Ellis said:—

"Adelaide is now a city of 562,000 in a State which has a population of 927,000 . . . in a State of 380,000 square miles no less than 312,000 (of which) is classed as arid and 53,000 square miles as semi-arid . . . If South Australians had thrown up their hands in despair instead of getting to work energetically to correct and even to harness their disabilities, the story would now be quite different . . . If it has been possible to build a city of more than half a million at Adelaide despite its isolation from the more favourable regions of the eastern and southern coastline then it should be even more practicable, given goodwill, to create a city at Portland or in the Victorian Murray Valley where conditions are exceptionally favourable. Cities and industrial centres grow . . . in response to positive encouragement and the use of particular devices invented or evolved by political action."

At p. 928, Mr. Ellis said:—

"Adelaide could not have developed . . . in a semi-wilderness, if I may use that term, unless certain means had been provided by political action."

The Committee agrees with Mr. Ellis that his illustration in fact proves that "where there's a will there's a way" (Transcript, p. 899).

*Present Government Action.*

66. Before proceeding to a general discussion of whether it is financially and economically practicable to achieve by Government action a more even distribution of population, the Committee considers it advisable to set out in brief the type of Government action already being taken which does encourage population to move to or remain outside the metropolitan area. The list is considerable and probably not complete. The headings used are—Decentralization Fund; Division of State Development; Education; Electricity; Forestry; Freight Subsidies Committee; Government Agencies—decentralization of services and buying in country; Health; Housing; Inland Killing; Irrigation; Land Use; Ports; Railways (including rail concessions); Regional Planning; Rural Finance Corporation; Sewerage; Tourism; and Water.

*Decentralization Fund.*

67. The Decentralization Fund was first created by the supplementary estimates for 1943–44 "For the establishment of a Decentralization Fund in the Treasury for the purpose of providing Concessions to Industries in the Country, improved Amenities in

Rural Areas, and assistance in the transfer of families to the Country". (Victorian Parliamentary Papers, B. No. 18 Session, 1944-45, at p. 25.) In each of the years 1943-44 and 1944-45 the Fund was credited with £100,000 from the Consolidated Revenue and since then additional money has been received into the Fund from the Consolidated Revenue and from Loan Funds.

The itemized expenditure from the Fund since its inception is set out at p. 1370 of the transcript. Allocations are usually made from the Fund on the recommendation of the Minister of State Development. Some are made as a matter of Government policy when it has been decided that the provision should be made from the Decentralization Fund. (See A. G. Coulthard, Transcript, p. 1472.)

For the financial year 1959-60, expenditure from the Fund was £47,959. The separate amounts and the bases on which they were allocated (where appropriate) are as follows:—

	£
Power and Light .. .. .	4,129

(a) *Electricity*.—Firms may be subsidized the difference between Metropolitan State Electricity Commission rates and those applying in a country location. As S.E.C. industrial rates are uniform throughout the State this concession now applies only where State Electricity Commission power is not available.

(b) *Gas*.—The difference between the charges to the country firm and those applying in the metropolitan area may be reimbursed wholly or in part.

Rail Freights .. .. .	22,599
(For explanation see "Freight Subsidies Committee", below.)	

Road Freight Subsidies .. .. .	2,412
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Two amounts in this category were advanced—

(i) to a brown-coal mining company to defray the costs of transporting brown coal to country industry; and

(ii) to a country milk condensery to defray the cost of transporting from the sawmills to the condensery sawdust used as boiler fuel.

Transport of Plant, Machinery, and Furniture, &c. .. .. .	499
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(a) *Plant*.—Reimbursement of the whole or part of the cost of transport of machinery to the country location. Usually this is restricted to transport by rail.

(b) *Personnel*.—A company may be reimbursed the cost of transferring the effects of key personnel up to £25 per family.

Loans to Decentralized Industries .. .. .	18,160
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Loans from the Fund in the financial year to country industries were—

	£
(i) a textile firm .. .. .	1,300
(ii) an engineering firm .. .. .	12,500
(iii) a co-operative manufacturing aerated waters .. .. .	860
(iv) a brickworks .. .. .	3,500
Total .. .. .	<u>18,160</u>

Those to the textile firm and brickworks were handled as Agency business by the Rural Finance Corporation (see paragraph 96) and the money provided from the Decentralization Fund, the Minister for State Development having recommended that the loans be granted.

Miscellaneous .. .. .	210
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The balance of the Fund as at 30th June, 1960, was £82,762. In the financial year 1959-60, £40,000 was allocated to the Fund from Consolidated Revenue and £50,000 from the Loan Fund.

In his Report to Parliament for 1959-60 (Victorian Parliamentary Papers, B., No. 1, Session 1960-61 at p. 95) the Auditor-General submitted the following classification of advances by way of loan from the Fund:—

—	Advanced to 30th June, 1960.	Repaid.	Outstanding 30th June, 1960.	Arrears.	
				Interest.	Principal.
	£	£	£	£	£
Fishermen's Co-operative Societies ..	100,920	5,500	95,420	..	..
Brickworks .. .. .	22,049	5,286	16,763*	2,755	5,175
Textile Industries .. .. .	65,337	26,920	38,417	927	532
Moyne Portland Cement Ltd. ..	202,034	45,924	156,110	..	..
Other Industries .. .. .	151,660	58,583	93,077	823	2,973
	543,000	142,213	399,787	4,505	8,680

\* Includes interest capitalized, £549.

Concessions in regard to the repayment of loans and the payment of interest have been allowed in the majority of these cases, e.g., advances to Fishermen's Co-operative Societies are, in the main, interest free and repayment of principal is not to commence for at least five years from the date of granting the loan.

#### *Division of State Development.*

68. The units which comprise the Division of State Development of the Premier's Department were all founded during or since World War II. The Division as such was set up as a Regional Planning and Decentralization Division in 1950 by the amalgamation of the staffs of the Central Planning Authority, the Latrobe Valley Development Advisory Committee, and the former Decentralization Committee. It was given its present designation of Division of State Development in 1959.

The first unit of the Division had its beginnings in March 1942, when an Evacuation of Industries Committee, comprising representatives of Commonwealth and State authorities, met under the chairmanship of the then Assistant Minister (the Hon. J. H. Lienhop, M.L.C.) to examine the need to move essential industry from the metropolis to less vulnerable areas. Later in the same year the Committee was named the Victorian Industries Location Committee.

When this Committee ceased operations in 1943, a State Decentralization Committee was formed to encourage and assist the establishment of secondary industry in decentralized locations. This Committee ceased to function in 1949, although the chairman carried on as Industries Location Consultant to the Government.

Early in 1950, the retiring Agent-General for Victoria (the Hon. Sir Norman Martin), was appointed Director of Decentralized Industrial Development, and continued in that capacity until 1954.

A Decentralization Advisory Panel consisting of the Minister of State Development and Decentralization, representatives of country industries, and of the Trades Hall Council was set up in August, 1954, and over the next twelve months reviewed various problems associated with the establishment and operation of secondary industry in country areas.

The Central Planning Authority was constituted in April, 1946, and the Latrobe Valley Development Advisory Committee in December, 1949, following the passing of the Latrobe Valley Development Loan and Application Act.

*Education.*

69. The provision of educational facilities in country areas is of the utmost importance to the retention of population in those areas and is a pre-requisite of or must at least go hand-in-hand with any programme designed to increase the non-metropolitan population.

As the then Director of Education, Mr. Alan Ramsay, wrote in his Memorandum to the Committee of 4th February, 1960 (Appendix "B", No. 3 (f) (i)) :—

"The Education Department can best assist in achieving a more even distribution of population in Victoria by providing a comprehensive system of schools in country areas, so that the children of those in more remote areas are in no way handicapped in their education. The concern of parents for the education of their children is a real one . . . Children taught in local schools are more apt to remain in the district after leaving school than if they are forced to board at schools remote from their home. Parents are more apt to go to the country and remain there if they are assured that their children's education will not be in any way inferior to that offered in the cities or larger towns."

The present Director, Mr. McDonell, asked by the Committee whether he agreed with the above and other comments of Mr. Ramsay, replied in his Memorandum dated 28th June, 1960 (Appendix "B", No. 3 (f) (ii))—

"In general I agree with all the comments made by General Ramsay in his letters of the 6th January and 4th February."

Thus, the policy enunciated by Mr. Ramsay is supported by the present Director of Education.

70. Of great significance to the retention of population in the rural areas of the State is the expansion over recent years of school-bus services. These services do ensure that children in the more remote areas need not be handicapped in their education.

71. The Committee believes that at primary and secondary levels a sincere attempt has been and is being made to provide equality of opportunity in education for the children of the State wherever their parents happen to reside.

72. There are deficiencies and anomalies, some of which will be referred to in a later report under the general heading of "Education". The major deficiency appears to the Committee to be in the field of tertiary education outside the metropolitan area.

*Electricity.*

73. The State Electricity Commission is at present able to meet the State's demands for electrical energy. The electrification of the State is expected to be virtually completed by the year 1970. The word "virtually" is used because it is estimated that something less than 8,000 dwellings (including some 2,000 farms) are for a variety of reasons permanently outside the range of transmitted supplies. (Mr. W. H. Connolly, Transcript, pp. 25-26.)

Outside the metropolitan area as at January, 1960, 39,000 dwellings were not connected to public electricity supply, and that number included 21,500 farms.

Details of the work remaining to be done and the Commission's plans for its execution appear in the document Appendix "B", No. 3 (h) (ii).

74. It is noted that as from 1st October, 1940, a uniform industrial tariff has applied throughout the whole of the Commission's inter-connected supply areas. (Appendix "B", No. 3 (h) (ii).)

However, electricity tariffs are not wholly uniform as between the metropolitan and non-metropolitan areas of the State. This reacts against those who live outside the metropolis. A short history of the Commission's tariff schedules appears in the document "Electricity Supply Tariffs" in Appendix "B", No. 3 (h) (ii) to this Report.

The Commission estimates that the introduction of uniform tariffs by extending metropolitan charges to other areas of the State would result in "a substantial revenue loss of nearly £2,000,000 per annum". In other words it is costing country consumers £2 million more for the same service than if they resided in the metropolitan area.

Questions of electricity supply and tariffs are to be discussed in a separate section of a later report.

### *Forestry.*

75. A large part of the timber industry is naturally decentralized by reason of the simple fact that our forests happen to exist in widely-separated locations right throughout the State.

The Forests Commission of Victoria is charged with the responsibility of managing the State's 14 million acres (approx.) of reserved forests and protected forests. In the year 1959-60 sums totalling £2,830,575 were allocated to that body. (Forests Commission of Victoria, 41st Annual Report, financial year 1959-60. Victorian Parliamentary Papers, No. 35, Session 1960-61.) Details of the Commission's activities can be seen in its Annual Reports to Parliament.

The Committee has outlined its recommendations in relation to the timber industry in a subsequent section of this Report.\*

### *Freight Subsidies Committee.*

76. The terms of reference of the above Committee were approved by the Honorable the Treasurer on the 17th February, 1954. One representative was to be appointed from each of the following departments :—

- (a) Division of State Development, Premier's Department.
- (b) Victorian Railways.
- (c) Transport Regulation Board.
- (d) Treasury.

### *The Terms of Reference are as follows :—*

(i) To examine and report on applications received by the Minister of State Development from decentralized firms for reduced railway freight charges.

(ii) Reports and recommendations of the Committee to be forwarded to the Minister of State Development for endorsement to the Honorable the Treasurer for approval.

(iii) In conducting its investigations and making its recommendations the Committee to have regard to the following general principles :—

- (a) Consideration shall only be given to applications received from decentralized industries which bring the bulk of their raw materials from outside the bulk area of operations, and which market the bulk of their finished products in competition with the metropolitan area. Firms which obtain the bulk of raw materials locally, or firms which produce for a predominantly local market, are not eligible for assistance under this scheme.
- (b) In making a recommendation for assistance the Committee shall take into account the advantages accruing to a firm by reason of its country location as an offset to its transport costs.
- (c) Assistance recommended by the Committee to be in the form of special railway freight rates in respect of some or all of the raw materials and finished products consigned to or from the firm concerned. The difference between the revenue received by the Victorian Railways at the special freight rates and the revenue which would have been received at normal freight rates to be paid to the Victorian Railways by way of subsidy from the Decentralization Fund.

(iv) Approved freight subsidies to be reviewed at two-yearly intervals by the Committee, or at any other time by direction of the Honorable the Treasurer or the Honorable the Minister of State Development.

\* See paragraphs 321 to 349.



77. From 1944 to 30th June, 1960, a total of £148,619 was paid out of the Decentralization Fund by way of rail freight subsidy, made up as follows:—

								£
1944-52	..	..	..	..	..	..	..	55,398
1952-53	..	..	..	..	..	..	..	2,738
1953-54	..	..	..	..	..	..	..	2,537
1954-55	..	..	..	..	..	..	..	5,422
1955-56	..	..	..	..	..	..	..	9,917
1956-57	..	..	..	..	..	..	..	20,891
1957-58	..	..	..	..	..	..	..	14,219
1958-59	..	..	..	..	..	..	..	14,898
1959-60	..	..	..	..	..	..	..	22,599

*Government Departments &c.—Services.*

78. A large number of Government and semi-Government departments and agencies provide a variety of services to the non-metropolitan area of the State. The Committee has not undertaken a comprehensive or detailed survey of these services, but proposes to mention where appropriate those services which have a relatively more direct bearing on the potential distribution of the population, or in respect of which the Committee finds evidence of inadequate Government action.

The possibility of greater decentralization of the staff and activities of Government departments and agencies is discussed later, as is the desirability of increased support by the Government of country producers of goods and services.

*Health.*

*(a) Mental Hygiene.*

79. As a matter of Government policy originating almost 100 years ago, mental institutions have been established in places as far afield as Beechworth, Ararat, Ballarat, and Sunbury, as well as at a number of places in the metropolitan area. Plans have been made for the development of other hospitals and early treatment centres at Warrnambool, Traralgon, Bendigo, and Benalla, and for the establishment of clinic services at Mildura, Wangaratta, and other large country centres. (See Memorandum from the Department of Health, Appendix "B", No. 3 (1).)

*(b) Tuberculosis Branch of the Department of Health.*

80. This Branch, in common with many Government services, is organized so that its facilities follow population trends rather than precede them.

*(c) Infant Welfare.*

81. In the more populous centres infant welfare services are the responsibility of the local authority. Advisory and consultative services for mothers in more sparsely populated areas are supported by the Government bearing a high proportion of the cost of employing sisters conducting mobile circuits.

Attention is drawn to the comment of the Secretary, Department of Health, in his memorandum to the Committee (cited above) that "the demand for mothercraft nurses greatly exceeds the supply, and the only training school outside the metropolitan area is at Geelong".

82. Consideration should be given to the encouragement of more persons to undertake training as mothercraft nurses. The Committee believes it likely that the establishment of training schools for mothercraft nurses in other non-metropolitan centres than Geelong would result in more persons coming forward for training.

*(d) School Health Services.*

83. Medical and dental services for school children are provided or subsidized by the Health Department. In his memorandum (cited above), the Secretary, Department of Health recommended—

- (1) steps to encourage dentists to set up practice in expanding districts;

- (2) operation of pre-school dental clinics by more municipal councils, with the assistance of subsidies available from the Health Department; and
- (3) establishment of school dental clinics in appropriate localities.

### *Housing.*

84. The Housing Commission of Victoria's present policy is to erect 45 per cent. of its annual production of homes in non-metropolitan areas. (See Memorandum from Secretary, Housing Commission of Victoria, Appendix "B", No. 3 (n)).

85. As at January, 1960, there were 171 co-operative housing societies operating outside the metropolitan area, including 50 which were being financed by the Government from housing loan funds made available for home-ownership purposes under the 1956 Commonwealth-State Housing Agreement.

86. The Home Finance Trust Chairman informed the Committee that the Trust has given every consideration to the housing needs of country people even to the extent of setting funds aside to provide loans for persons located in districts not served by a co-operative housing society.

87. The Committee believes that the housing policy of the Government can have a vital bearing on the practicability of achieving a more even distribution of population.

### *Inland Killing.*

88. The Victorian Inland Meat Authority's works at Ballarat and Bendigo and Government assistance, largely by way of loan funds, to local government authorities providing meat killing and treatment works outside the metropolitan area appear to constitute the important contribution of the Government towards decentralization of the meat industry.

Reference to this industry was made by the Committee in its Second Progress Report (Victorian Parliamentary Papers, D., No. 4, Session 1960-61.)

The Committee is firmly and unanimously of the opinion that the Government should take action to decentralize the meat killing industry. This matter is discussed later in this Report.

### *Irrigation.*

89. Victoria's water resources are strictly limited and are largely known and recorded. There can be no doubt that over a lengthy period, Governmental action through the State Rivers and Water Supply Commission and the several Irrigation Trusts has resulted in a better distribution of population, and that this State is the most advanced in respect of irrigation.

The task is not, of course, complete.

### *Land Use.*

90. The Departments of Lands and Agriculture, the Soil Conservation Authority, the Forests Commission, and other agencies materially assist in retaining and increasing the population in rural areas of the State through the provision of their advisory and regulatory services.

### *Ports.*

91. The development of the port of Portland at an estimated cost of some £6,000,000, and the provision of harbor facilities at other places, show effective action over recent years.

Ports, generally, but with particular reference to Portland, are discussed later.

### *Railways.*

92. The railways network serves most of the State. The Committee has been told that freight concessions to country industry are to the order to £1,100,000 per annum. As has been said, transport is a key question in considering the distribution of population.

*Regional Planning.*

93. On the recommendation of a committee appointed by Cabinet on 12th April, 1944, Victoria was divided into thirteen regions and regional committees were subsequently appointed for twelve of these regions. Those committees comprise representatives elected by the local municipalities and representatives of Government departments and other interests. The Committee's functions are to make an intensive study of the resources and development of their regions and arising from that study to recommend the means by which those resources, whether physical or economic, can best be developed.

The Central Planning Authority, of which the Chairman is the Honorable the Minister for State Development, is charged with arranging the constitution of the Regional Committees, advising them on procedure, and assisting them in surveying the resources of their regions, and co-ordinating the work of the Committees with that of other planning bodies in the State.

Reports published to date are :—

## Resources Surveys—

Goulburn Region.  
 Upper Murray Region.  
 Upper Goulburn Region.  
 Loddon Region.  
 Mallee Region.  
 East Gippsland Region.  
 Central Highlands Region.  
 Corangamite Region.

## Report on Secondary Industry in the Central Highlands Region, 1959.

Draft of reports on resources surveys by the remaining four non-metropolitan Regional Committees have been completed, and are in various stages of being prepared for publication. Honorable Members may obtain details of the contents of these reports from the Central Planning Authority.

94. The Latrobe Valley Development Advisory Committee was constituted under the provisions of the *Latrobe Valley Development Loan and Application Act* 1949, to co-ordinate plans for development in the Latrobe Valley, and to recommend the provision of financial assistance in respect of work designed to develop the valley. The Committee is chaired by the Honorable the Minister of State Development, and its other four members represent the Treasury, the Town and Country Planning Board, the Lands Department, and the State Electricity Commission.

95. The Committee has received much evidence of activity in regional planning and believes it to be desirable. The gains in terms of achieving a more even distribution of population, with one or two notable exceptions are, however, far from spectacular.

Excellent work has been done by the Regional Committees, but this Committee discovered a feeling of disappointment and frustration among the members of those Committees and believes this to arise from the fact that their functions are purely advisory—that there is no real sense of the Regions managing their own affairs in any important respect.

A comparison can, perhaps, be made between the Latrobe Valley Development Advisory Committee and the Regional Committees. In the case of the former, the meetings are attended by the members and by other representative persons of high status and agreements there reached are honoured and put into effect. The parties to the agreements have power to act, and do so.

In the case of the Regional Committees, it seems, surveys are made and recommendations put forward few of which are implemented.

The matter appears to be in need of review and the Committee, therefore, recommends that an investigation be made of the status and powers of Regional Committees with a view to making them more effective.

### *Rural Finance Corporation.*

96. Since its establishment in 1950, the Corporation has approved of loans amounting to more than £13,000,000 of which £10,000,000 has been to primary and £3,000,000 to secondary industries in rural areas.

Loans to primary industries include not only finance for farm purchase and/or development, but also for the installation and/or improvement of electricity and water services and other amenities, which have made the life of the farmer more congenial and attractive.

The Corporation has also provided financial assistance, at the request of the Treasurer, and out of funds specially provided by the Treasurer, for the purpose of establishing or extending secondary industries and/or rehabilitating farmers following seasonal or other adversities, where the security available has been inadequate or unsuitable for a loan under the Corporation's usual lending conditions, or where it has been necessary to encourage some form of country development beyond the ordinary scope of the Corporation.

Loans under this heading up to 11th February, 1960, amounted to approximately £400,000 and represent a substantial encouragement of the increase and/or retention of population in the country.

### *Sewerage.*

97. Sewerage is a most desirable amenity not possessed by some urban areas of the State. The Government does provide grants and loan funds for the establishment and extension of sewerage facilities in the urban areas. The Committee is satisfied that sewerage is a very important pre-requisite to the movement of population to any area—in all cases to provide living conditions acceptable to those accustomed to this facility, and in the case of some new industries, to provide an essential means of disposing of industrial effluent.

### *Tourism.*

98. The Tourist Development Authority was established by the *Tourist Act* 1958, and first met on the 9th June, 1958. The Chairman is the Secretary to the Premier's Department, and its members are representative of the Treasurer, the Public Works Department, the Department of Crown Lands and Survey, the Forests Commission, the Country Roads Board, the Victorian Railways Department, country municipalities, and the Royal Automobile Club of Victoria.

The functions of the Authority set down in the *Tourist Act* are—

- (a) to recommend to the Minister measures for the publicising and development of the tourist industry in Victoria ;
- (b) to recommend to the Minister the making of payments out of the Tourist Fund for or towards the improvement of tourist facilities in Victoria ;
- (c) subject to the general direction and control of the Minister to operate and administer tourist bureaux in any part of the world ;
- (d) to promote, assist, and co-ordinate the activities of persons and organizations interested in the development of the tourist industry in Victoria ; and
- (e) to generally investigate such matters relating to the tourist industry as are referred to it by the Minister.

The Honorable the Minister of State Development is responsible for the administration of the *Tourist Act*.

Victorian Government Tourist Bureaux at Melbourne, Sydney, Adelaide, Geelong, Ballarat, Bendigo, and Mildura are controlled by the Authority.

A detailed statement of subsidies, loans, and revenue and expenditure of the Tourist Development Authority for the year 1958–59 appears in the Authority's Annual Report for that year.

For the year 1959-60, the Authority allocated subsidies for tourist developmental works totalling £139,377, to which total local contributions of £37,510 were added to make a total available for developmental works of £176,887.

A new Victorian Government Tourist Bureau is expected to open at Brisbane in the near future.

The tourist industry is further discussed in paragraphs 130-139 of this Report.

#### *Water.*

99. The cost of water supply in the metropolitan area is met wholly by the ratepayers and consumers, but the Government provides substantial assistance towards the cost of water supplies in country towns, both by way of interest-free contributions or grants towards the capital cost, and subsidies towards interest charges on balance of cost in excess of the interest-free contribution.

The capital assistance is provided in accordance with a "Formula" of general application throughout the State under which a Government grant is made of 50 per cent. of any cost in excess of a "basic" figure well within the means of the ratepayers concerned. To allow for the difference in operating costs in gravitation supplies and pumped supplies, the "basic" amount to be carried wholly by the local ratepayers in the case of pumped supplies is only half that which they have to carry in the case of gravitation supplies. Provision is also made for an appropriate lower "basic" amount to be carried locally where water is purchased in bulk by the Authority reticulating the town.

The "basic" amount to be wholly carried by the ratepayers is based on the estimated immediate consumption of the town concerned and, to take account of changing money values, is varied proportionately with variations in the "basic" wage. At present, it is £1,400 per million gallons of estimated consumption in the case of gravitation supplies, or £700 in the case of pumped supplies—this is equivalent to approximately £150 and £75 respectively per house served.

In addition to this contribution towards the capital cost, assistance is also provided by making money available to meet the balance of the cost either by way of Government loan at 3 per cent. interest on a long-term repayment basis, or by meeting interest in excess of the equivalent of 3 per cent. on loans raised from other than Government sources.

100. As at 30th June, 1959, of nearly £20,000,000 total capital liability in respect of country town water supplies, more than £7,500,000 is borne wholly by the State, and on the remainder annual interest subsidies are provided. The State pays, in one way or another, nearly £500,000 per annum towards the cost of country town water supplies, or more than half the interest charges on the loan liability of country town water supplies. (Ref. H. W. McCay, Transcript, pp. 802-3.)

A statement as to the capital liability and interest subsidies as at 30th June, 1959, appears at Transcript, p. 804.

101. Victoria's water supplies are limited. It is and has for long, been Government policy to give first priority in water allocations to town water supplies.

*Is it Financially or Economically Practicable to Achieve by Government Action a more even Distribution of the Population?*

102. It is undoubtedly true that many of the suggestions made in evidence to the Committee for Government action will, if implemented, be expensive. The Committee fully appreciates that a State Government has no "magic purse" from which to draw unlimited funds for purposes of decentralization.

103. Whilst a good deal can, in the Committee's opinion, be done within the limits of the known and probable financial resources of the Government, largely by altering the priorities of Government spending, it can be categorically stated that unless the Commonwealth Government, which controls the purse strings of the States, comes to accept the urgent need for a more even distribution of the population, and provides adequate finance therefor, the practicability of any State Government achieving any substantial change in population distribution within any reasonably short period of time must be seriously restricted.

104. As earlier recommended, the Committee believes that the Government should approach the Commonwealth for extra money under defence appropriations to be applied by the State towards achieving a more even distribution of population.

Further the Committee is convinced that on grounds other than defence, the Commonwealth could, and should, provide finance for decentralization. The Committee regards the provision of additional money by the Commonwealth as a matter of urgency.

105. In his letter to the Honorable the Prime Minister, written at the Committee's request, the Honorable the Premier asked :—

“ What action has been taken by the Federal Government in relation to decentralization ; which Department deals with decentralization in general terms, and what evidence can be made available to the Committee from that Department ? ”

The Prime Minister replied as follows :—

“ Although the Commonwealth Government supports decentralization as a broad statement of policy, its promotion is primarily a matter for the States. However, the Commonwealth has itself assisted decentralization in several ways. The Commonwealth has provided considerable sums for the improvement of transport services in rural areas. This aid has taken the form of subsidies for rural and developmental air services, grants to local councils for the maintenance and development of aerodromes, and grants to the States for the development of roads, part of which has been specifically earmarked for development of roads in rural areas.

The Commonwealth has made available very substantial sums for other development projects which will assist in promoting population growth in country areas, examples being the Snowy Mountains scheme, the programme of works financed through the River Murray Commission, the Western Australian Waterworks scheme, and the Commonwealth grant for the development of the north-west of Western Australia. In addition, the Commonwealth is not unmindful of the special difficulties of primary producers and assistance is given in a variety of ways, e.g., orderly marketing arrangements, stabilization schemes, taxation concessions, research and extension services, &c. In providing the gold-mining industry assistance scheme, under which a subsidy is payable on gold produced, the Government had particular regard to the fact that some large settlements, especially in Western Australia, are almost entirely dependent upon the continuance of gold-mining.

Another instance where the Commonwealth made an incidental contribution to the establishment of industries in rural areas occurred in relation to the siting of Government factories during the last war. Many of these were located for strategic reasons in country districts and, when no longer required, were sold to private industry.

Through the Industries Division, Trade Services and Industries Branch, Department of Trade, the Commonwealth is prepared to assist decentralization by tendering advice, on request, to representatives of country areas or towns seeking to attract industry. This advice would cover the preparation of publicity material, the types of industry which may be suitable and the conditions which may attract them. However, such assistance can often be given more appropriately by the relevant State Government authority which is usually more active in the field, and closer to the problems of specific areas.

Through its overseas investment information programme, the Commonwealth gives indirect impetus to decentralization by stimulating interest in Australia as a whole by overseas investors. It is then open to interested organizations, &c., in country areas to promote the advantages of their particular district. State Governments, of course, are also active in seeking overseas investment in their own State.”

106. As will appear later in this Report, evidence was received from country areas in support of taxation concessions to industry established outside various suggested radii from the metropolitan area, decreased trunk line charges, &c., by the Commonwealth Government.

107. Some degree of Commonwealth Government co-operation is essential to achieving a more even distribution of population in Victoria. One reason is the virtual certainty of competition between the several States resulting in loss of population and/or industries to any State taking vigorous unilateral action towards achieving a more even population distribution.

108. Within limits the State Government can and does provide essential services such as water, sewerage, electricity, education, &c., to its centres of population wherever situated, and can be expected to continue to do so as demands occur. Government action, though essential, is only a component in the sum of action needed to achieve a more even distribution of the population. In many instances private enterprise must both precede and follow Government action. The sphere of Government action is largely to create outside the metropolitan area such a "climate for living" as will be acknowledged at least equal to that in the metropolis. This includes action designed to ensure that industries establishing and operating outside the capital can compete on favourable terms at least with their metropolitan competitors. It includes the provision of services and amenities and, quite importantly, includes action designed to stimulate the creation of amenities. It appears to the Committee for instance, that there is likely to be real reluctance on the part of persons accustomed to the amenity of television to move to an area not served by television. The Victorian Government can perhaps do little other than stimulate or encourage the provision of amenities such as television which assume real importance in the lives of its people, but whatever can be done should be done.

109. Generally, the Committee believes that much can be achieved by Government action. The extent of the achievement is dependent on quite a few factors—finance is an important factor—others include the removal of the psychological barrier earlier referred to, and the extent to which the community itself can be encouraged to co-operate with the Government in its actions and to practise self-help.

110. The limits of financial practicability are undoubtedly the greatest limitations. Whether it be in the fields of transport, education, planning, promotion, decentralization of Government departments, taxation and other concessions, or provision of amenities, the State Government's programme will be limited by the amount of money available to undertake that programme.

111. The first consideration under the heading of "Government Action" should perhaps be to consider action to find the required finance.

The extent of Government spending on decentralization within the limits of the financial resources of the State is discussed in answer to Question No. 5 of the Terms of Reference.

112. The Committee wishes to state in the strongest terms that it believes—its members being unanimously of this view—that the achievement of a more even distribution of population is both desirable and practicable, and that Government action can provide both the lead and the means for its achievement.

113. Government action alone is, the Committee repeats, not enough for substantial success. The needed action by others can and should be stimulated by the Government, and those actions so stimulated must be firmly and constantly backed by the resources of the State.

*Term of Reference No. 2 asks:—*

"Whether the increase and the retention of population in non-metropolitan areas is wholly or partly dependent upon the establishment of secondary industries in those areas?"

114. The Committee was tempted to discuss this question in two parts, viz. :—

- (a) Is the *increase* of population dependent upon the establishment of secondary industries in non-metropolitan areas? and,
- (b) Is the *retention* of population dependent upon the establishment of secondary industries in non-metropolitan areas?

On examination, though, it appeared that the two questions are far from mutually exclusive.

115. The situation earlier described in some areas of comparatively recent development may be used as an example. There, due to lack of employment opportunities for young people leaving school, a high proportion of those young people is leaving the non-metropolitan areas, in some cases accompanied by their families.

Should the establishment of secondary industries be directed to those areas and result in the population being or becoming greater than it would be in the absence of such establishment, it may reasonably be assumed that in every case some of the increased population would comprise persons who had been retained in the area who might otherwise have left, in addition to persons moving to the area from elsewhere.

116. The Committee believes the answer to the question in Term of Reference No. 2 to be that the increase or retention of population in non-metropolitan areas is not wholly dependent upon the establishment of secondary industries in those areas. It will, however, in most cases be very largely dependent on secondary industries. In developing non-metropolitan areas, population will be retained, and/or increased only so long as there is a constant expansion of industries in those areas, either by the establishment of new industries or the expansion of those already established.

117. The basic requirement for the retention of population in the non-metropolitan areas is prosperous primary industry—a sound farming economy. Upon this basis only can Government or other action succeed in retaining or increasing population in those areas.

Almost, if not all, of the larger centres of population outside the metropolitan area are dependent for their prosperity, and probably their very existence, upon the strength and health of the State's primary industries.

118. Statistical evidence received by the Committee reveals that the labour force engaged in primary industry has been declining for some years, but further evidence indicates that for every person directly engaged in primary production, at least one person is engaged in supplying services, processing, &c., &c.

In this respect, attention is drawn to the evidence of Mr. Churchyard, Economics Research Officer of the State Rivers and Water Supply Commission, and to a memorandum from the Soldier Settlement Commission.

Mr. Churchyard said :—

“Irrigation development has resulted in the addition of approximately one person in country urban centres for each one on the farm.” (Transcript, p. 813.)

Mr. Churchyard further estimated that the irrigation areas have added 60,000 persons to Victoria's farm population, in other words, a total of some 120,000 persons to the population of the non-metropolitan areas of the State—i.e., 60,000 on the farms and a further 60,000 in the country urban areas.

119. The effect of irrigation works now reaching completion or recently finished, is expected to continue to add some 2,000 persons per year to the non-metropolitan population for the next 25 years.

120. The Soldier Settlement Commission in a memorandum to the Committee (Appendix “B”, No. 3 (a, b))\* stated, that in undeveloped areas such as Heytesbury, “the Commission believes that the development of one farm could introduce up to ten people to the immediate area when one takes into account the settler and his family, plus the other businesses and expansion which must follow to cater for the needs of the farmer and to provide the amenities required in a new community”.

121. There is substantial room for closer settlement to be undertaken in this State. There is substantial support for the view that real increases in population will result from further closer settlement. Therefore, continued and, if financially possible, increased Government sponsorship of closer settlement, whether on irrigated or other land, may be expected to reduce the dependence of retention or increase of population on secondary industries, and in fact of itself result in increased non-metropolitan population.



As will appear in the later section of this Report relating to the timber industry, population at present likely to leave certain non-metropolitan areas could be retained if the Committee's recommendations are adopted.

122. Accompanying the decline in the rural work-force, has been an increase in the numbers of persons engaged in tertiary industries in non-metropolitan areas. The Committee believes that generally speaking, tertiary industries follow progress, and progress in both primary and secondary industries outside the metropolis will result in further development of tertiary industries there with a consequent increase in the population of persons engaged in, or dependent upon, those tertiary industries.

123. The Committee believes that an increase in population through the development of tertiary industries is largely dependent on the establishment or expansion of secondary industries. Whilst the Committee can foresee limited and relatively slow development of primary industry in non-metropolitan areas with industries servicing primary industry paralleling that development to some extent, there is very much greater scope for expansion of secondary industry, and an attendant greater expansion of the tertiary or service industries.

124. The Committee was told that whilst 65 per cent. of the Victorian market is in the metropolis, some 85 per cent. is served from Melbourne (Mr. W. Phelan, Transcript, p. 755). If accurate, this appears to indicate that some action could be taken to increase the proportion of the service industries operating in non-metropolitan areas to nearer the proportion of people in those areas, with a consequent increase in the number of persons engaged in and dependent on those industries who will reside outside Melbourne. The Committee's thoughts on this question are given in paragraphs 150-155 of this Report.

125. Secondary industry is the great need for both retention and increase of population in non-metropolitan areas. Advances can also be made in both increase and retention of population by further development of primary and tertiary industries, and by decentralization of Government services. Secondary industry is needed to give the essential balance of employment—(a) in areas dominantly heavy industry such as the Latrobe Valley, by providing employment for females; (b) in areas closely settled, to retain the families of children coming on the labour market; and (c) in other areas such as, for instance, Bendigo, to build up the populations, so that as natural increase occurs, then, existing industries will be able to find the labour necessary for expansion.

It is difficult to resolve the question as to whether industry follows population or population follows industry. On the one hand, industry will not and cannot establish in an area where labour is not available or cannot be made available to operate the industry. On the other hand, population will not move to an area devoid of employment opportunities. There is, however, ample evidence to indicate that population will, in fact, follow employment opportunities in the absence of serious difficulties in relation to housing, education, amenities, &c. These questions are further discussed in relation to Term of Reference No. 4.

*Term of Reference No. 3 asks:—*

“What other sources of employment or other activities could economically be created, enlarged or encouraged in those areas?”

126. The word “other” has been interpreted by the Committee as referring to sources of employment *other* than secondary industries.

127. Primary industry, the Committee repeats, is the corner-stone of our non-metropolitan communities. Its encouragement and enlargement to the maximum economic extent is, therefore, of prime importance in considering the answer to this question.

128. The effects on the increase and retention of population of the Government's programmes of irrigation and closer settlement already referred to, demonstrate the importance of Government encouragement of more effective land use. The Committee

has not explored the economics of Government spending on these two items, but believes that the cost is repaid to the State and its people in very many ways. An indication can be gauged from the following table of production per acre foot of irrigation water :—

*Production per Acre Foot on the Land.*

							£
Tobacco	..	..	..	..	..	..	300
Vegetables	..	..	..	..	..	..	250
Fruit—							
Deciduous	..	..	..	..	..	..	200
Citrus	..	..	..	..	..	..	175
Vines	..	..	..	..	..	..	50
Dairying	..	..	..	..	..	..	40–50
Sheep	..	..	..	..	..	..	10–15

(Table supplied by J. N. Churchyard, Economics Research Officer, State Rivers and Water Supply Commission.)

The extension and maintenance of primary producing activities in whatever direction must be included in answering this Term of Reference.

*Education.*

129. Some additional employment will be created when Government action recommended by the Committee to increase the facilities for secondary and tertiary education outside the metropolitan area is implemented.

*Tourism.*

130. Attracting tourists and supplying their needs is an activity which is being encouraged by the Government through the Tourist Development Authority, and is an activity which can undoubtedly be developed to a very much larger extent.

The 1960 increase (by the *Tourist (Amendment) Act 1960*) in the money available to the Authority illustrates that since its establishment in 1958 the Authority has won Government support for its work. Evidence received by the Committee indicates that in a good many country centres the Authority has achieved useful results from its work thus far.

131. An instance of the local effect of a tourist industry can be gauged from the fact that the additional annual income to traders and those supplying services in Bright (population, approximately, 1,200) from tourists has been estimated at £200,000.

The number of additional people in a town such as Bright employed as a direct result of the tourist industry would be difficult to assess. However, it can be said that the level of prosperity in any community is raised by a tourist income and that because of increased prosperity a larger work-force, and hence population, is maintained. The tourists' spending is said to have a high velocity of circulation resulting in greater value to the community's prosperity than most other spending. Because of this factor and because the tourist business is reputed to be one of the fastest-growing businesses in the world, the Committee recommends that all possible be done to achieve a maximum build-up of the industry—not as a kind of trimming to a recreational facility, but as part of a developmental project in building up what is itself an industry.

132. The tourist industry faces two major disabilities when capital for new permanent tourist facilities is sought, i.e.—

- (1) that generally speaking the facility will be used fully for only a short period of the year; and
- (2) that tourism is not regarded as an industry for the purposes of loans from agencies such as the Rural Finance Corporation.

Government action should include seeking and implementing solutions to these problems.

133. Another matter related to the tourist industry which impressed the Committee as being in need of attention is the co-ordination of the work of the several Government agencies engaged in the provision and maintenance of tourist facilities.

Access, for instance, is an essential pre-requisite to the successful development of any tourist resort. The Tourist Development Authority does not spend money on roading, and, therefore, co-ordination between its plans and those of the road-building authorities becomes essential.

134. Another instance brought to the Committee's attention is the loss of a section of the beach at Lorne. The Director of the Tourist Development Authority agreed with a witness from Lorne that some investigation should be undertaken to seek a cure for the loss of sand. The Authority does not control the facilities for such an investigation nor presumably for the application of remedial measures.

It appeared to the Committee that nothing is being done and that a valuable tourist attraction is being allowed to disappear for want of co-ordination between the Government agencies concerned.

135. The Committee recommends that these matters be investigated.

136. It is generally agreed that if the residents of a particular community want tourists and actively seek and encourage them their prospects of attracting visitors are excellent. On the other hand, a community living in an area blessed with substantial natural tourist attractions may not retain its tourist industry unless real local effort is maintained.

137. Government action should be designed mainly to assist and encourage, not to create and maintain tourist attractions. In its short life the Tourist Development Authority appears to have been both active and popular.

138. The Committee foresees that as more and more communities become active in developing their tourist potential and the demands upon the Authority's resources increase, larger Government allocations will become necessary. The tourist industry is one activity in the non-metropolitan area which can economically be encouraged and expanded through Government action.

#### *Recommendations—Tourist Industry.*

139. (1) Investigate the tourist industry's capital needs ;
- (2) In the interests of development of the tourist industry, investigate the need for greater co-ordination between Government Departments ; and
- (3) Provide increased funds to the Tourist Development Authority.

#### *Decentralization of Government Departments.*

140. Under the description of " other activities " mentioned in Term of Reference No. 3, the Committee includes those of the Government itself. The Committee affirms that the Government should set an example with decentralization and, wherever practicable, take activities that can be transferred out of the metropolitan area to country areas.

The table appearing as Appendix " B ", No. 4 (e)\* discloses that in respect of the 29 Government departments, &c., for which complete figures as to staff location have been received by the Committee, 21,692 persons are employed outside and 40,516 persons employed within the metropolitan area. These figures do not include those for police, railways, the State Savings Bank or the State Electricity Commission.

\* Not printed.

141. In a circular letter to all Government departments, Boards, and Commissions the Committee asked for numbers of officers and employees located in the metropolitan, urban and rural areas of the State and whether any change was contemplated in the then distribution of staff. The table (Appendix "B" No. 4 (e))\* shows the figures supplied. Very few replies revealed that any changes are contemplated. This, in the Committee's view, tends to prove that Government agencies generally are not planning to decentralize their staffs. It may indicate a lack of desire to decentralize or at least that the matter of decentralizing when it becomes either desirable or practicable is not being considered by the Departments.

142. The Committee recommends that the Government adopt as a principle that its activities wherever possible should be decentralized and very importantly, that executive action be taken to implement the principle whenever and wherever practicable.

143. A number of witnesses suggested that Regional Titles Offices should be established, others supported country offices of the Public Solicitor and the Motor Registration Branch, and progressive decentralization of the Lands, Agriculture, and Education Departments, and of the Housing Commission.

144. The Committee is convinced that more could be done to decentralize Government activities than has been or is being done. Doubtless there are obstacles such as for instance the statutory obstacle encountered by the Rural Finance Corporation in its desire to decentralize its valuers. The sum of convenience and inconvenience would need to be considered prior to moving any whole department away from the capital. The important thing is the creation of a desire to decentralize, the creation of a determination that the Government shall set an example by decentralizing to the limits of efficiency and economy, and of executive action to cause its implementation.

145. One very important consideration in planning decentralization of Government activities should be the quality of service available to people living outside the metropolitan area. Too often, the Committee believes, country people are penalized by delays incurred in referring matters to Melbourne. The greatest practicable degree of autonomy should be given to officers stationed outside Melbourne so that avoidable delays can be minimized.

146. The Committee recommends that every Government department undertake a review of its procedures and redesign them to give country people so far as possible the same convenience and speed of service as is available to people in the metropolitan area.

147. The extent to which Government agencies patronize those supplying goods or services outside the metropolitan area appears to be in need of investigation and review. The Government should patronize non-metropolitan industry—primary, secondary, and tertiary—wherever possible, as a part of its lead to the community on decentralization.

The additional stimulation given to the non-metropolitan areas by Government purchasing, by Government workshops and other installations may well justify even higher costs than for similar goods or services in the metropolitan area. The costs may not be higher—the Committee suspects that country suppliers of goods and services are often not given the opportunity to compete with those in the metropolis for Government business.

148. Even if the costs of such goods or services are slightly higher, the additional expenditure could be regarded as a part of the Government's programme of assistance to decentralized industries.

#### *Afforestation.*

149. Attention is drawn to "other activities" referred to in the section of this Report dealing with the timber industry.

*Tertiary or Service Industries.*

150. Tertiary or service industries, particularly those more closely associated with primary production, have developed appreciably outside the metropolitan area.

It is likewise evident that tertiary industries will follow progress, although it is by no means certain that those industries will develop or that they have developed outside the metropolitan area in proportion to other development there.

One estimate suggests that although 65 per cent. of the Victorian market is in the metropolitan area, some 85 per cent. of the Victorian market is served from Melbourne. Other evidence alleged that Melbourne-based firms providing services are serious competitors for the business of country towns.

151. The Committee believes that an extension of service or tertiary industries in the non-metropolitan areas of the State could and should be successfully encouraged.

152. The Committee was unable in the time available to it to investigate thoroughly the extent to which metropolitan-based tertiary industries serve country areas or to discover the reasons for those industries operating from Melbourne to the extent they do rather than locating outside Melbourne.

153. Such an investigation should be made as the Committee believes that the results would in fact disclose means whereby an extension of country-located service industries could be achieved in the interests of a more even distribution of population.

154. A further facet of "service industries" location is that some country industrialists have told the Committee of the disabilities they suffer from having to call service technicians from the metropolitan area. The disabilities include higher cost (in travelling time and travel) of the service, and the cost incurred by the added delay whilst awaiting service. In some cases over-all operating costs of country industry have been raised by the need to duplicate expensive machinery so that production can continue in the event of the breakdown of one machine.

Encouragement to and extension of skilled service industries locating in the country will assist to remove the disabilities of established secondary industries in the country and will undoubtedly favourably influence other industries investigating non-metropolitan location.

*Summary of Recommendations, Term of Reference No. 3.*

155. (a) Maximum encouragement for the expansion of primary production.

(b) Extended facilities for secondary and tertiary education outside the metropolitan area.

(c) Encouragement of the tourist industry by—

(i) seeking and implementing solutions to the industry's problems in respect of capital for development;

(ii) investigating the need for greater co-ordination between Government departments; and

(iii) providing increased funds for the Tourist Development Authority.

(d) The Government to adopt as a principle maximum decentralization of its authorities and to take executive action to implement decentralization.

(e) Grant greater autonomy to country-based officers to minimize avoidable delays.

(f) Each Government department to review and redesign its procedures to equate services to country people with those in the metropolitan area.

(g) Government to patronize non-metropolitan suppliers of goods and services.

(h) Investigate extent and reasons for Melbourne-based tertiary industries servicing country areas.

*Term of Reference No. 4 poses the question:—*

"What kinds of industries can be located and operated economically in non-metropolitan areas and what pre-requisites are necessary for the operation of such industries?"

156. Many kinds of industry are now located in non-metropolitan areas and each kind is apparently operating economically. Primary industry's place in non-metropolitan areas is self-evident, as is that of the service or tertiary industries whose activities are restricted largely to the particular areas in which they are situated.

Secondary industries are the important ones in the context of the question in this Term of Reference. Ample evidence of the success of secondary industries engaged in processing raw materials drawn from the regions in which the industries are located can be found in most parts of the State—industries processing dairy produce and fruit are the outstanding examples.

157. Some substantial industries employing quite large numbers of people have chosen and retained non-metropolitan locations. A great variety of industries is represented in the following list of some of the Victorian non-metropolitan manufacturers who employ upwards of 100 persons. (List supplied by Country Members' Group of the Victorian Chamber of Manufacturers. It does not purport to be by any means a complete list.)\*

Name.	Number of Persons Employed.
Ansett Knitting Mills Pty. Ltd., Seymour .. ..	100
The Ballarat Woollen and Worsted Co. Ltd., Ballarat .. ..	250
Birmid Auto Castings, Geelong .. ..	200
Bradford Cotton Mills, Kangaroo Flat .. ..	255
John Brown Industries, Bendigo .. ..	400
Bruck Mills (Aust.) Ltd., Wangaratta .. ..	800
Cleckheaton (Vic.) Ltd., Shepparton .. ..	180
Fletcher Jones and Staff Pty. Ltd., Warrnambool .. ..	800
Ford Motor Co. (Aust.) Pty. Ltd., Geelong .. ..	3,500
Hanro (Aust.) Knitting Mills Ltd., Bendigo .. ..	323
International Harvester Co. of Australia Pty. Ltd., Geelong .. ..	2,493
M. B. John and Hattersley, Ltd., Ballarat .. ..	660
E. Lucas and Co., Ballarat .. ..	494
Martin Stoneware Pipe Ltd., Ballarat .. ..	117
Maryborough Knitting Mills (Cuttle) Ltd., Maryborough .. ..	472
I. and R. Morley Pty. Ltd., Ballarat .. ..	350
Nylex Cables Pty. Ltd., Lilydale .. ..	151
Patience and Nicholson, Maryborough .. ..	450
Renold Chains Pty. Ltd., Benalla .. ..	200
Ronaldson Bros. and Tippett Ltd., Ballarat .. ..	300
Simmonds Aerocessories Pty. Ltd., Ballarat .. ..	160
J. C. Taylor and Sons, Geelong .. ..	185
Thompsons Engineering Ltd., Castlemaine .. ..	600
Timken (Aust.) Pty. Ltd., Ballarat .. ..	150
Villiers (Aust.) Pty. Ltd., Ballarat .. ..	310
Wangaratta Woollen Mills Ltd., Wangaratta .. ..	440
Wendouree Woollen Mills Pty. Ltd., Ballarat .. ..	336

158. The Committee made no review of manufacturing industries located outside the capitals of other States, but during its visit to New South Wales it visited Orange and Bathurst, where substantial manufacturing industries were operating successfully.

At Bathurst, California Productions Ltd. (textiles, garments, &c.) employ some 200 persons, and J. Robins (Bathurst) Pty. Ltd. (footwear) employ almost 100. At Orange, Emmco Pty. Ltd. (domestic appliances) employ 1,300 and Macquarie Worsteds (textiles) employ over 150 persons. It is worthy of note that the headquarters of Macquarie Worsteds was moved from Sydney to Orange.

\* And see *Fifth Progress Report and Appendix for more complete list.*

159. The Australian picture in relation to the woollen and worsted industry (which comprises 143 factories, employing over 23,000 persons and having a turnover of some £78,000,000) is that "in a recent Tariff Board case it was revealed that . . . as much as 65 per cent. of the entire industry is located in country areas". (Mr. F. G. James, Transcript, p. 117.)

160. The above examples of comparatively large country industries prove that non-metropolitan industry succeeds. It proves that a great variety of "kinds" of industries are both located and operated economically in non-metropolitan areas of this State at the present time.

161. It proves further, in the Committee's opinion, that "where there's a will there's a way" and strengthens the Committee's view that all but a very few kinds of industry can successfully decentralize.

162. Those processing raw materials obtained locally are obviously likely to locate near the source of their materials. They include food-processing, i.e., milk and milk products, vegetables, fruit, meat, poultry, &c., textile, brick-making, sawmilling, and joinery industries.

163. One industry in this category worthy of special mention is the processing and packaging of frozen vegetables—an industry already expanding rapidly and apparently capable of very considerable expansion in the future. As this industry expands it should, in the Committee's opinion, do so in the non-metropolitan areas, close to the vegetable-growing regions.

164. Much detailed evidence was received as to the kinds of industries processing local raw materials which appear most likely to operate economically in specific areas of the State. This evidence is contained in the transcript of evidence presented with this and previous Reports. The Committee has been prevented through lack of time from evaluating this evidence.

165. It is very generally, if not unanimously, agreed that those industries whose finished product cost contains a high labour-cost factor, as well as those whose products have high value in relation to their weight or bulk are likely to succeed in non-metropolitan location due to the minimizing of the freight-cost factor in relation to over-all costs.

166. The Committee has been impressed by evidence suggesting that complete industries with headquarters in the country will operate more economically and permanently than will annexes of city-based industry. Certainly the post-war history of establishment and closure of country industrial annexes would appear to support the view that annexes are not highly successful in the long-term. Despite this general view there are, nevertheless, certain annexes operating successfully in the country.

167. Tourism and service industries have been mentioned already and the expansion of non-metropolitan timber industries is discussed in the section of this Report relating to the timber industry.

168. Manufacturing industries with a substantial potential local market should be capable of economical country operation. Examples given to the Committee include soft drinks, dairy rubber wear, agricultural implements and equipment, and poultry foods.

169. Industries ancillary to existing country establishments or for processing their by-products could obviously be located and operated economically in the country.

170. In this context the Committee looks forward to the success of investigations at present proceeding in relation to the establishment of a substantial chemical industry in the Latrobe Valley to make use of the by-products of the heavy industry at present operating there.

171. The word "economically" in the question being discussed, must be commented on in relation to the industries which the Committee suggests can be located and operated successfully in non-metropolitan areas.

172. Some of the industries at present operating claim, and in the Committee's view with real justification, that they are successful despite a net economic disability due to non-metropolitan location—a disability which is within the power of the Government of Victoria to remove. Throughout this Report recommendations are made which are designed to remove the disabilities (if any) of present and future country industrialists.

173. As to whether future industries can operate economically, the Committee is forced to say that it has been unable to explore the economics of operation of any particular projected industry in any particular location.

174. The important observations the Committee wishes to make here are—

- (a) that the force of example of existing country-located industry proves that a wide range of industry is at present operating outside the metropolis ;
- (b) that these are obviously and incontestably practicable for economic operation in the non-metropolitan areas ; and,
- (c) that the implementation of the several recommendations contained in this Report will add both to the numbers of industries of the kinds already operating and to the kinds of industries which will come to accept that economic country location is practicable.

#### *What are the Pre-requisites ?*

175. The Oxford Dictionary defines “pre-requisites” as meaning “That which is required beforehand, a condition previously necessary”. The Committee, therefore, wishes to distinguish those factors which are truly pre-requisites, i.e., “required beforehand” from other factors which, though desirable, cannot be regarded as necessary.

176. Using the Oxford Dictionary definition as a test, the Committee finds that the following must be considered the irreducible minimum pre-requisites :—

- Land for industrial purposes ;
- Water supply ;
- Transport facilities ;
- Availability of suitable labour (whether already in the proposed area or capable of being attracted to the area and housed, &c.) ;
- Power supply ;
- Housing for staff ; and
- Education for children and staff.

177. All of these have been or have become available to existing country industry and would be required by new industry.

178. It was put to the Committee, and the Committee agrees, that there are factors which, whilst not pre-requisites within the definition, are nevertheless of very great importance to the non-metropolitan establishment of most secondary industries.

These include :—

- Modern amenities ;
- Sustained publicity campaign from Government sources ;
- Public utility charges comparable with those in the metropolitan area ; and
- Land at an economic price.

179. *Amenities.*—Foremost, in the Committee's view, among the above factors is the provision of a high standard of modern amenities. The standard of amenities available can have a very great bearing on the decision by an industrialist as to whether or not he will establish an industry in a non-metropolitan area.

All Government and semi-Government agencies charged with the provision, development or encouragement of amenities must, therefore, be ever watchful to ensure that the standard of amenities throughout the State becomes and remains as nearly uniform as possible,



180. *Publicity from Government Sources.*—The Government should do much more than at present towards imparting a conviction that decentralization can succeed. Publicity from Government sources should be greatly increased as should assistance to local bodies publicizing the advantages to industry of their areas.

181. *Public Utility Charges.*—The cost of services provided by public utilities, if greater in the country than in the metropolitan area, will react against decentralization. In this regard particular reference is made elsewhere in relation to gas, electricity, and water supply, the Committee firmly believing that the cost of public utility services should be uniform throughout the State.

182. *Land Price.*—Land for industrial and housing purposes is generally cheaper outside than within the metropolis. The cost of land forms part of the cost of establishment of new industry and, whilst the Committee appreciates that in the long-term operating costs are more important to industry than establishment costs, it is desirable in the interests of gaining a more even distribution of population that land at an economic price should be available to industry wishing to establish outside the metropolitan area.

In areas where Crown lands are available, the Crown should deal favourably with persons seeking land for industrial location.

183. The Committee appreciates that many areas now have available suitable industrial land at reasonable prices. It expects that the self-help now practised by the people in those areas will continue to assist in ensuring that land at an economic price, an important consideration in the establishment of industry, can be obtained.

184. Apart from the listed bare minimum of pre-requisites and those factors outside the dictionary definition there is the further pre-requisite to the non-metropolitan establishment of large numbers of industries, that is, the creation of a desire or willingness to decentralize, perhaps the most important of all and certainly the pre-requisite to which Government action should be directed.

185. The Committee has heard a host of suggestions for action to create that desire or willingness. The most difficult and possibly the most important is to give country industries of all kinds the chance to operate at least as economically as can similar industries in the metropolitan area.

186. The deterrent to country location in the case of many industrialists appears to be the cost of freight, particularly where a two-way freight cost forms or would form part of the production cost structure.

The search for a method by which the Government can, in the interests of decentralization and in the national interest, lighten the freight burdens of country industry without adding unduly to the railway deficit, has defied the strenuous efforts of many persons in the past. The railways claim that concessions to country industry amount to some £1,100,000 per annum and that this amount should not be a charge against railways finances. Many witnesses say that the railways freight book is out-of-date and in need of wholesale revision, and the weight of evidence leads the Committee to agree with this point of view.

187. In the view of the great majority of witnesses examined by the Committee the disability of country industry which reacts most strongly against present industry and against the establishment of new industry in the country is the lack of freedom to choose between road and rail transport. Some industries have been granted the right to use road transport, others are granted rail freight subsidies and concessions.

188. The Committee acknowledges that if the problems of transport costs and transport regulation can be solved by Government action on an equitable basis, with full regard to the national interest, and with some guarantee of continuity of policy, then a very great step forward will have been made in removing the present difficulties of some country industries, and in removing the apathy or opposition towards decentralization from the minds of industrialists generally.

189. The Committee proposes to make recommendations to Parliament in this matter and these will be outlined in a later Report.

190. Retail commodity prices in non-metropolitan areas are by-and-large higher than in the metropolitan area. It has been suggested that State-wide uniformity of prices should be aimed at as a further aid to decentralization. The Committee agrees that uniformity may be desirable, but is unable to make a firm recommendation as to how it could be achieved.

191. It may be feasible, however, for the Government to discuss with leaders in trade and commerce steps to extend the present practice by fixing State-wide uniform prices for a greater range of goods.

192. As intimated earlier, certain pre-requisites will be applicable in respect of particular industries. Some, it is believed, will need initial financial assistance, others will require sewerage facilities for disposal of effluent, trained labour, and facilities for technical training of staff or potential staff.

193. As to the availability of labour with special skills there appears to be great merit in the suggestion that industries which require particular skills should congregate in a common non-metropolitan area so that a reservoir of skill will grow. This would be of advantage to both management—providing in time a continual supply of suitable labour for both operation and expansion; and to the workers—by giving greater prospect of continuity of employment in the one area in which they will presumably have established homes and become settled with their families.

194. It would not be difficult for the Government and industry to so co-ordinate plans for decentralization that this desirable congregation of industries requiring similar skills can occur. No coercion or regulation appears necessary, merely voluntary consultation.

195. Co-ordination between Government and industry to achieve and maintain a balance of employment opportunities as between males and females in any one area is also desirable in the interests of all concerned.

196. An imbalance now exists in some parts of the State, and the Committee recommends that the Government cause a survey to be taken of the balance of employment opportunities, particularly in those areas with important decentralized industries. The survey will, the Committee believes, reveal substantial untapped labour pools.

197. If this is proved to be so, the Committee recommends that the results of the survey be brought to the notice of industry and strenuous endeavours made to encourage suitable industry to establish in the relevant areas.

198. Climate will be all-important to some industries. To others the main consideration will be the availability of markets which can be reached economically, having regard to transport costs and restrictions and other factors.

199. Subsidies and concessions have been said to be essential to the operation of some industries. Term of Reference No. 5 contains a question on this point and subsidies and concessions are discussed in the answer to that question.

200. Any very forceful action by the Government of any one State on decentralization such as banning new industrial establishment in the metropolitan area or prescribing zones or regions for industry on a State-wide basis would run the risk of failure and may result in prospective new industry establishing outside the State in an area where no such restrictions operate.

201. The Committee can visualize the possibility of agreement between the States of Victoria and New South Wales on a common decentralization policy which could include regional control of industrial location.

202. Some agreement with neighbouring States—or at least with New South Wales—would be a pre-requisite to the successful direction of industry.

203. The Committee, whilst wishing to strongly press the acceptance of its belief in the urgent need for decentralizing, is not in favour of directing industry. The desirable result can be obtained in other ways. Direction should be a last resort.

204. To sum up the answer to the second part of the question posed by Term of Reference No. 4, the Committee is convinced that there are certain basic pre-requisites common to all industries. Other factors are of an importance so great as to make them pre-requisites in the case of most industries.

The creation of a desire or willingness to decentralize is a pre-requisite to significant numbers of industries choosing country location and both in the preceding paragraphs and throughout this Report the Committee recommends action which, if implemented, will assist to create that desire.

The economics of operating various industries in the country under present-day conditions will vary from industry to industry, with the degree of efficiency of management, with the proportion of freight costs in over-all costs of production and other factors. Industries with special needs will require particular facilities which may be for them pre-requisite to non-metropolitan location.

*Term of Reference No. 5 asks:—*

“ Whether the establishment of secondary industries or other sources of employment in non-metropolitan areas is dependent upon subsidies or concessions from the Government, and within what limits having regard to the financial resources of Victoria could such subsidies or concessions be justified ? ”

205. The low proportion of new Victorian industries establishing outside the metropolitan area shows that some definite Government action in addition to present action must be taken before a more even distribution of population and industry will be achieved.

206. New action by the Government could include either direct or indirect financial assistance (i.e., either subsidies or concessions) to secondary industries and other sources of employment.

207. In some contexts the words “subsidy” and “concession” may appear synonymous. For the purposes of an answer to this question, however, the Committee has taken a narrow view of the word subsidy as meaning “a grant or contribution of money”. The word “concession” is taken to include all other forms of direct and indirect Government encouragement to non-metropolitan sources of employment, whether secondary industry or otherwise, and whether or not the value of the encouragement can be measured in terms of money.

208. The Committee does not favour any substantial increase in present subsidies to secondary industries or other sources of employment. It believes direct government financial grants or contributions to industrial undertakings to be bad in principle.

209. It does, however, favour concessions for decentralized industries to the limits to which they can be justified, having regard to the financial resources of the State.

210. The Commonwealth Government could, by granting taxation concessions to decentralized industries, provide one of the most effective inducements to industry to decentralize.

The Committee, therefore, recommends that the Government make strong representations to the Commonwealth supporting a major extension of regional taxation concessions.

211. The Committee recommends forthright action by the State Government to encourage decentralization, and recommends the provision of large sums of money for that purpose but, on the information available, is unable to suggest the amount required.

212. The Committee was unable to obtain a clear view of the present expenditure on decentralization, and recommends that all present subsidies and concessions should be brought together in Government accounting as a charge against decentralization.

213. Notable among these is the reported £1,100,000 per annum cost to the railways of their concessions to country industry. In the Committee's view the cost of rail concessions to country secondary industry made as a matter of Government policy should not be a charge against railway funds.

214. Once the present cost is known (and the Committee regrets that it is unable to provide Honorable Members with more complete information as to this), a keen examination of the State's finances should be undertaken, with a view to giving higher priority to decentralization in future allocations of money.

215. It is suggested that both revenue and loan funds should be included in this examination as long-term low-interest loans by the Government would, if financially practicable, be in the Committee's view an effective form of concession.

216. The Committee has examined the Report of a United Kingdom Royal Commission (known as the Barlow Report) and noted that the United Kingdom Government has expended huge sums on the establishment of Industrial Estates. It is not thought likely that sufficient Government funds could be found in Victoria for a large-scale programme of factory-building or for the establishment here of similar Industrial Estates.

217. The solution here, within the financial limitations, is for a large sum to be earmarked annually for decentralization and for a recasting of the priorities of Government spending in favour of decentralization.

#### *Control of Funds for Decentralization.*

218. The Committee recommends that one Authority be charged with control of decentralization moneys. It believes that if a substantial annual sum is allocated, the Authority could exercise a discretion as to the most effective spheres of application from time to time.

The priorities of spending will vary from time to time so that the Committee is not disposed to offer any suggestions for long-term application of such funds.

219. Some fields of concessions are, however, outstandingly urgent at this time, and foremost among these is the need for a thorough examination of the railways concession rates and for further concessions to country industry to reduce their freight-cost burdens.

220. A single Authority controlling funds would, in the Committee's view, tend to solve the very serious present problem of ensuring some guarantee of continuity of policy in relation to concessions.

221. The Committee fully appreciates the plea of country industrialists for some guarantee of continuity of policy and believes that insecurity in this respect may be a substantial deterrent to the establishment of new secondary industries outside the metropolitan area.

222. Concessions provided by the Government, whether by virtue of Ministerial decision, regulation or by legislation can be removed or varied. The Parliament has sovereign powers in these respects and changes in the will of the Parliament as to decentralization policy must necessarily bring changes in the concessions which the Government can provide.

223. The Committee is, even so, disposed to recommend that Government policy as to financing decentralization be enshrined in legislation. Broad principles should be stated in the legislation and the Authority to control the necessary funds should be encouraged by the Parliament and the Government of the day to offer long-term concessions to both secondary industries and other sources of employment in non-metropolitan areas. The authority's decisions regarding long-term concessions should be respected when review of decentralization policy is undertaken from time to time.

224. Continuity of policy is far from easy to achieve but, given goodwill and a basic determination in all concerned to achieve a more even distribution of population, much of the present difficulty can be averted in the future.

*Concessions—For Whom?*

225. One quite important condition precedent to the grant of some existing concessions by the Government is that the persons seeking the concessions must submit their accounts for examination. One large non-metropolitan manufacturing concern told the Committee that the condition is unacceptable to them. It is in some respects desirable that a concession by the Government to non-metropolitan industry should be available to all within that category. However, these concessions require public money and it would be improper to spend public funds on the grant of concessions to organizations with buoyant finances. Some examination of accounts is needed to ascertain the financial position of applicants for concessions and the Committee is unable to suggest how the examination could, in the public interest, be dispensed with.

226. Concessions should be granted to industries which need them and not to those which do not. The allegation has been made that by taking this view the Government penalizes efficient industries by refusing to grant concessions and at the same time assists inefficient undertakings. This is a difficult problem and can only be approached by dealing with each individual case on its merits.

227. The Committee does not favour unnecessary concessions. It does agree, however, that where justifiable, concessions could be granted for an extended period to be agreed on and that where an agreement has been made as to the term of the concession the agreement should not be broken on the sole ground that the industry has succeeded and no longer requires the concession.

228. The Local Government Act restricts the assistance which municipalities can give to industries by way of concessions. The Committee recommends that municipalities outside the metropolitan area be given the power to grant concessions to industry.

The indications are that many country municipalities would grant concessions to attract industry if the Local Government Act permitted them to do so and it is likely that the revenue of those municipalities in which new industries were established would increase and in many cases very largely compensate for the cost of the concessions.

*Decentralization Fund.*

229. The Decentralization Fund should be greatly increased in scope by including therein all funds properly chargeable to decentralization. Broad principles as to its operation and use should be enacted, these principles to be so drawn that the needed flexibility of operation will be retained.

230. Annual appropriations of revenue and loan funds to the Fund should be defined and the Fund's accounts submitted to Parliament.

231. Some inquiry into the accounts of companies and persons seeking concessions or loans from the Fund is in the public interest necessary, and this Committee agrees that the Auditor-General be empowered to undertake those investigations.

Two purposes would be served by the investigations—(a) in the case of applications for concessions or loans in the first instance, to ascertain the likelihood of success of the proposed venture; and (b) in the case of applications for extension of loans or concessions, to ascertain whether the loan or concession could be withdrawn with no undue handicap to the particular industry concerned.

232. In its Report tabled in the Legislative Assembly on 15th September, 1960 (Victorian Parliamentary Papers, D. No. 1, Session 1960-61), the Committee of Public Accounts recommended (at page 8):—

“(c) That the Division of Decentralization be transferred to the direct control of the Treasurer with or without the continued assistance of the Minister of State Development.”

233. The Distribution of Population Committee disagrees with this recommendation of the Committee of Public Accounts.

234. Firstly, the inference is that the office of Minister of State Development be abolished. The Committee believes strongly that the cause of decentralization would be greatly weakened by abolition of that office. In the past, that Minister's powers have been severely restricted as has the amount of funds he has been able to employ.

235. The Minister of State Development should be given the control of a Decentralization Fund greatly expanded in scope and financial resources as recommended herein. He should be authorized to develop the administrative machinery which will be required to make the most effective use of the funds at present employed to encourage decentralization and of the substantially increased funds recommended for the purpose by this Committee.

236. Secondly, and in view of the Committee's views as to the need for increased and not decreased importance of the office of Minister of State Development, the Committee dissents from the view of the Committee of Public Accounts that the Division of Decentralization should be transferred to the direct control of the Treasurer. On the contrary, the Division should become increasingly under the control of the Minister of State Development and less, if at all, under the direct control of either the Premier or the Treasurer.

*Summary of Recommendations, Term of Reference No. 5.*

237. (a) Subsidies in the narrow sense are not favoured.

(b) Concessions to decentralized industry should be substantially increased.

(c) The Commonwealth Government should grant taxation concessions to decentralized industries.

(d) A large sum should be earmarked annually for decentralization.

(e) The priorities of Government spending should be rearranged to favour decentralization.

(f) Present subsidies and concessions designed to encourage decentralization should be brought together in Government accounting and made a charge against decentralization.

(g) Freight concessions to country industry are in urgent need of review.

(h) Broad principles of decentralization finance should be enacted.

(i) Amend the Local Government Act to permit non-metropolitan municipalities to grant concessions to industries.

(j) The Minister of State Development to be given control of the Decentralization Fund, the scope of which should be greatly increased.

*Term of Reference No. 6 asks :—*

“What effect would a policy of subsidizing new industries have on existing industries in the metropolitan area and country centres?”

238. The Committee does not favour Government subsidies to industry which consist of “the grant or contribution of money” and it, therefore, does not propose to comment on the effect of a policy of subsidizing industries in that narrow sense.

It is thought by the Committee that the question is intended to refer to both subsidies and concessions, as it appears to the Committee that the effect on the other industries of the same kind could be equally significant whether subsidies or concessions are granted to their competitors.

239. The Committee desires to inform Honorable Members that metropolitan industry did not volunteer unsolicited evidence to the inquiry at any stage. In some instances specific requests to metropolitan industry for information were ignored. Wide publicity was given to all of the Terms of Reference, including No. 6, and it can be assumed that many metropolitan industrialists and probably all of their groups or associations came to be aware of the Committee's appointment and of the Terms of Reference.

240. The Committee is, therefore, confident that metropolitan industry has no fears that substantial Government subsidies or concessions to their present or future non-metropolitan competitors will adversely affect their own operations. Indeed they need have no fear. What this Committee recommends is that the economics of operating industry in the metropolitan and non-metropolitan areas be equated by Government and other action, this action to include concessions to country industry by the Commonwealth, State, and Local Government authorities. There is no intention to harm existing metropolitan industry. Two things are intended as mainsprings of future Government policy :—

- (a) Encouragement of existing metropolitan industry to transfer to the non-metropolitan areas by making country location at least as attractive as metropolitan ;
- and ;
- (b) Providing such conditions for new industry being established in the State that a high proportion will decide on country location.

241. At present in many instances country industries cannot compete on equal terms with those in the metropolis and because of this, comparatively few industries locate outside the metropolis. Once the economic conditions affecting the metropolitan and non-metropolitan areas are equated, the Committee expects that the advantages of country location in other respects will attract many more industries to the country.

242. In paragraph 226 the Committee stated that each case should be dealt with on its merits in deciding whether or not a concession is justified. One factor to be taken into consideration is, of course, the likely effect on other industry. Existing country industry should not become adversely affected by the grant of concessions to others.

243. The need for concessions will vary from time to time, industry by industry, and location by location, and it is, therefore, impracticable for the Committee to offer detailed recommendations as to their application. Their objective is to be decentralization, their application will be at all times a task for specialists. Within the framework of policy and available finance for decentralization, each case must be considered separately whilst at the same time giving due consideration to the basic need for a more even distribution of population.

244. The Committee's answer to the question in Term of Reference No. 6 can be summarized thus :—

- (a) Subsidies are not favoured and the question cannot be directly answered ;
- (b) Metropolitan industry does not appear to consider the grant of subsidies or concessions as a threat to them ;
- (c) The policy on concessions should be to encourage the transfer of existing industry to and establishment of new industry in non-metropolitan areas ;
- (d) The effect of proposed concessions on other industries, particularly country industries, should be considered before a decision is made.

*Term of Reference No. 7 asks :—*

“ What urban and rural districts of the State offer particular opportunities or present particular problems in respect to the distribution, reception or retention of population and what industries or other sources of employment could effectively be established or encouraged in each such district ? ”

245. The Committee and the State are greatly indebted to the very many persons in all parts of the State who prepared and presented detailed and in many cases comprehensive evidence in answer to this Term of Reference so far as it applies to their own particular district or region. This evidence has been of immense value to the Committee during its deliberations providing as it does a wealth of information and enabling the Committee to view the problems posed by all the Terms of Reference from a wide knowledge of both the problems and advantages of many parts of the State in respect of the distribution, reception, and retention of population.

246. As stated earlier, two Regions of the State have not been visited by the Committee at all, nor has evidence been received from every urban and rural district. The Committee is, therefore, forced to report regretfully that it is unable to give a complete answer to the many questions contained in this Term of Reference. Not all of the evidence necessary has been received. There has been the further problem of marshalling and evaluating all the relevant evidence which has been received and of making those further inquiries which would almost certainly become necessary as a result of a detailed examination of the evidence. The problem has been one of time. The Committee has applied itself diligently to its tasks as is evidenced by the number of meetings, witnesses, and visits to country centres, and by the very great amount of material collected. It has, however, been impossible because of lack of time to complete the allotted tasks.

247. Whether or not a new Distribution of Population Committee or other body is constituted to complete the work of this Committee it is believed and recommended that the transcript of evidence and other documents relevant to this Term of Reference should be referred to the Division of State Development. The Division should be instructed to make full use of this material.

248. It would, certainly, have been preferable for this Committee consisting of members of all parties, to have made findings on the questions in Term of Reference No. 7, but as this has been proved to be impracticable, it is felt that the most appropriate Government agency to make best use of the material is the Division of State Development which already has collected much information as to the problems and advantages of the urban and rural districts of the State in relation to industry and population.

249. Examination of the material will reveal that very many areas possess at least the bare minimum of pre-requisites for industry listed by the Committee in paragraph 176 of this Report. Others have in fact particular problems and particular advantages. Those centres possessing a capacity of public utility services in excess of present utilization (as referred to in paragraph 51) have the particular advantage that it is likely to be cheaper to provide there those services for new population or industry than in places where the services will require expansion expressly for the new demands. The particular problems of retention of population in the newer irrigation areas and in the Latrobe Valley have already been referred to. The development of the port of Portland makes it likely that Portland and the surrounding districts now have particular advantages for certain types of industry.

250. The Committee believes that practically any district in the State is suitable for location of industry of one kind or another. Certain problems are common to all non-metropolitan industry as are certain advantages. The Committee approves the present collation of information which the Division of State Development has been undertaking steadily for some years. It is believed that the information gathered by this Committee will add much to that already within the knowledge of the Division of State Development.

251. The Committee considered whether the evidence and other material received by it should be used as a basis for a review by the Division of the whole of the State, district by district, as to problems of retention, reception, and increase of population.

Such a review would be costly. There is some doubt as to the value of a comprehensive review at this time. The Committee is inclined to the view that the Division of State Development is at present geared to quickly provide information about any centre required by any industry contemplating non-metropolitan location—information such as the availability and cost of land, water supply, transport facilities, &c., &c.



252. The particular advantages of each district can be readily collated—a great deal of information as to their advantages is contained in the Regional Resources Surveys prepared by the Central Planning Authority and in the evidence gathered by this Committee.

253. Particular problems in many cases are already within the knowledge of the local municipalities, the Regional Committees, and the Division. The Division of State Development should be instructed to advise and assist local authorities in overcoming problems of which the Division has knowledge. Once a firm decentralization policy has been formulated by the Government, action to be taken by the Division should include recommendations to other Government departments as to how problems existing in particular districts can be ameliorated.

254. The Committee does not consider it practicable for the Government to overcome immediately the problems of every district, although such is the long-term objective.

255. Initially, particular problems in particular districts should be tackled according to their seriousness or urgency, e.g., where there is a strong likelihood of a drift of population from a rural or urban district to the metropolis, or when an industry interested in country location faces problems which if unsolved may cause it to choose metropolitan location. Swift and effective action should be taken.

256. Two matters have been selected by the Committee for comment here, i.e., restrictive trade practices and teachers' training colleges.

#### *Restrictive Trade Practices.*

257. The attention of Honorable Members is drawn to the evidence received by the Committee of the damaging effect on some country industries of restrictive trade practices in some cases.

Large metropolitan companies engaged in the manufacture of cement roofing tiles, windmills, and furniture, the Committee was told, threatened to and did sell goods below cost in the areas serviced by country-based manufacturers in order to put the country manufacturers out of business. The Committee did not closely pursue any investigation of these allegations, but does believe that unfair and restrictive trade practices can and do seriously threaten the continued operation of some efficient country manufacturing industries.

Legislation would be required to curb these unfair practices and the need for such legislation should be investigated.

#### *Teachers' Training Colleges.*

258. At present teachers' training colleges are located at Melbourne, Geelong, Bendigo, and Ballarat.

The Committee believes that there are excellent reasons for the establishment of further teachers' training colleges in other parts of the State. Gippsland, in particular, needs such a college, and it is felt that further colleges should be established in the North-East or Murray Valley and in either the Wimmera or Western District.

Both recruitment of teachers and teacher-training would be materially benefited by the recommended additional colleges.

#### *Summary of Recommendations, Term of Reference No. 7.*

259. (a) Evidence and other material gathered by the Committee in respect of this Term of Reference to be referred to the Division of State Development.

(b) Instruct the Division of State Development to advise and assist local authorities to overcome problems.

(c) Once Government decentralization policy is formulated, the Division of State Development to make recommendations to other departments on overcoming district problems.

(d) District problems to be tackled according to urgency or seriousness.

(e) Investigate the need for legislation to protect country industry from unfair or restrictive trade practices.

(f) Establish teachers' training colleges in further country centres.

*Term of Reference No. 8 asks :—*

“To what extent and in what manner can the Government of Victoria and governmental and semi-governmental instrumentalities, local authorities, and local organizations assist in achieving a more even distribution of population throughout the State ?”

*A. The Government of Victoria.*

260. The Government of Victoria can assist to a very material extent and in a great variety of ways. In paragraphs 66 to 101 of this Report, the Committee has outlined notable contributions at present being made by the Government. Throughout the Report recommendations are made for new action.

261. The Government's assistance in achieving a more even distribution can be broadly described as being in two parts—(i) by exerting maximum influence on the Government of the Commonwealth of Australia so that the Commonwealth will come to both acknowledge the need and provide substantial financial assistance to this and other State Governments in their programmes designed to achieve a more even distribution of population; and (ii) leading, encouraging, organizing, and setting an example in decentralization in every facet of its activities.

262. The Committee desires to pay a tribute to the zeal and efficiency of the officers of the Division of State Development. It believes that these officers are sincere and industrious and that, within the severe limitations of their present field of operation, have achieved a commendable degree of success.

263. Successive State Governments have declared themselves to favour achieving a more even distribution of population and to favour decentralization. The statistics of population movements cited in paragraphs 20 to 28 of this Report demonstrate that the trend to centralization has not been arrested, that it is in fact, increasing. It has become clear to the Committee during its deliberations that Government policy on decentralization must affect almost every facet of Government action. The problem in the past and the problem which faced this Committee is that of giving effect to Government decentralization policy at all levels of Government administration. This Committee has recommended (see paragraph 214) that all moneys properly chargeable to decentralization should be brought together in Government accounts and included in a Decentralization Fund greatly increased in scope.

264. It has recommended decentralization of government departments, and increased Government support for country industry of all kinds, and proposes to make recommendations in such matters as transport, water supply, timber industry, education, housing, electricity, and ports.

265. A definite indication emerges of a need for an effective agency to administer the funds, control the application of concessions, &c., and to co-ordinate and assist the very many Government departments and agencies which will be called upon to play a greater part in achieving a more even distribution of population.

266. The Committee has said (see paragraphs 235 and 236) that the importance of the office of Minister of State Development should be increased.

267. Both executive and advisory bodies have been suggested to the Committee as new organizations which should be established to ensure the maximum benefit from Government policy, funds, and action on decentralization.

268. The experience of the present officers of the Division of State Development is a substantial asset and should, the Committee feels, be used as a nucleus from which to develop the expanded organization which will be required to guide, advise and, where necessary, control Government action on decentralization. If, as is strongly urged, this Committee's recommendations are adopted, the Minister of State Development should be given the responsibility of supervising their execution and administration. It is likely that he will need to set up a separate Department of State Development.

269. The Committee has been impressed with suggestions made in evidence that the advice and assistance of industrialists and others be sought and used in both the planning and execution of the Government's programme of decentralization. It is, therefore, recommended that the Minister of State Development and his Division (or Department if a Department is found to be desirable) examine particularly the views of the Murray Valley Development League and of Mr. Ulrich Ellis as expressed in their evidence to the Committee.

The Murray Valley Development League suggested that—

“there should be a top-level research programme directed by a Regional Research and Development Council—such a Council to examine the economics of secondary industry location, the effects and justice of subsidies and concessions, and in collaboration with local development groups, to investigate and report on suitable industries for particular locations,”

and that—

“the Victorian Government appoint three or four Industrial Promotion Boards on a regional basis along the lines of the Industrial Development Boards that were set up to deal with the promotion of industry in the coal-field regions of the United Kingdom in the 1930's—these to be situated in, and deal with, specific regions of the State.”

Mr. Ulrich Ellis urged consideration of a Country Development Commission with adequate funds and powers of action.

270. Some major changes are needed in the administrative machinery of the Government at present encouraging decentralization. The Committee makes no firm recommendations as to the particular changes except (a) as already stated, that the functions and powers of the Minister of State Development be increased (including, if necessary, the creation of a new Department); (b) that the experience of the present officers of the Division of State Development be used; and (c) that consideration be given to the establishment of research and advisory bodies to assist the Minister.

271. The Committee recommends (see paragraph 95) that the status and powers of Regional Planning Committees be re-examined with a view to making them more effective. That recommendation should be taken into account in setting up the new machinery.

272. The Committee foresees the further problem of implementing Government decentralization policy at all levels of administration. Co-ordination between departments and other agencies has been found to be less than perfect in some instances. The adoption of this Committee's recommendations will require a high degree of co-ordination and co-operation between many public servants at all levels. The achievement of the needed co-ordination and co-operation is, in the Committee's view, vital to the successful implementation of those recommendations. Individual action will be required in many cases. An instance is the recommendation for increased Government support to those in the non-metropolitan area supplying goods or services (see paragraphs 147 and 148). Whilst some Government purchasing of goods and services is centralized and in respect of others, advertisement of requirements in the *Government Gazette* is mandatory, in many other cases the Committee understands, a discretion is allowed to officers as to the range of persons from whom tenders, &c., will be called. The officers concerned should be encouraged or directed to ensure that non-metropolitan suppliers of the needed goods or services have at least the opportunity to compete for Government business.

Advertisement in the *Government Gazette* alone will not, in the Committee's view, bring the Government's needs to the notice of a sufficiently wide range of people. The Committee, therefore, recommends that in all appropriate cases the local provincial press be used to advertise the requirements of Government departments and instrumentalities.

273. Another instance is the Committee's recommendation in favour of granting increased autonomy to country-based officers with a view to removing some of the presently-occurring delays in transactions caused by referring matters to head offices for decision (see paragraphs 145 and 146). The implementation of this recommendation, if adopted, is a matter for the Heads of Departments and agencies and its effectiveness will depend largely on them.

274. The Minister of State Development, to be effective, will need wider powers than he at present possesses, but it would be impracticable to vest in him powers wide enough to ensure effective action on the part of Government officers in every field in which action is called for.

275. The Committee feels that the advice of the Public Service Board could and should be sought as to the best means of giving effect within the public service to the Committee's recommendations.

276. The need for Government leadership and example has been postulated. All phases of Government activity should be geared to provide that leadership and example, and every officer and employee of the Government should be encouraged to make his contribution to the solution of the problems of the State's uneven distribution of population.

To this general statement must be added the many specific recommendations for Government action made throughout this Report.

277. A separate section of this Report relates to the timber industry. The Committee proposes to report later, action it recommends in relation to transport, housing, education, electricity, finance, and water.

Six further fields of Government activity are commented on in this section:—

(i) *Regional Planning.*

278. The Committee has already recommended a review of the status and functions of Regional Planning Committees. Regional planning in some form is very desirable. Planning bodies which are purely advisory having no power to implement or cause implementation of their plans or recommendations are likely, in the Committee's view, to be ineffective. Some sense of managing their own affairs should be given to the Regional Planning Committees in whatever form they are constituted following the recommended review.

279. Substantial success in regional planning appears to have been achieved in some parts of the world by planning and developing watershed areas as the planning regions.

Through lack of time the Committee was unable to explore the application of similar watershed area planning to Victoria. Certain advantages appear likely and the Committee suggests that the Division (or Department) of State Development be instructed to examine the possibilities of advantages accruing therefrom in connexion with the review of Regional Planning which this Committee recommends.

(ii) *Town Planning.*

280. The Committee desires to draw the attention of Honorable Members to the following extracts from a memorandum to the Committee dated 24th February, 1960, from the Town and Country Planning Board (see Appendix "B", No. 3 (ae)).\*

“The *Town and Country Planning Act 1958*, under which the Board operates, gives the opportunity for local authorities in country towns to plan actively for the reception of new industries. The zoning provisions of the Act provide for the setting aside of industrial zones where industries can operate free from the objections and hindrances which are common where development is mixed. In addition, the establishment of an agreed land use pattern helps service and supply authorities to correlate their forward planning, knowing that future requirements for large water and power supplies, disposal of industrial wastes, and heavy transport loads will be located on defined areas.

Co-operative planning on these lines between a municipality and the Government and semi-Government instrumentalities concerned with local services can create conditions which are attractive to industrialists seeking sites for new ventures. If, in addition, residential areas are planned to be well placed in relation to industrial areas and supplied with the local amenities which can be most economically provided through forward planning, good conditions are created for future workers. Co-operation with Government authorities, such as the Housing Commission, on the basis of an agreed land use plan can provide the other essential for population growth—adequate housing for workers attracted to the new industries.

Where economic planning involving direct Government action operates, land use planning is an essential concomitant, providing the framework of zoning and distribution of services which is necessary in determining the best location for new industries.

In the absence of such positive action, land use planning is a powerful aid to municipalities trying to attract new industries to their localities.

While complete freedom of choice of site, whether in residential areas or otherwise, may appear to have immediate attractions, the long-term interests of industry are best served by locating it in planned industrial zones, and this is now well recognized by industrialists.

In its normal duties of encouraging and guiding land use planning in Victoria, the Board is well aware of the importance of these matters, and endeavours to ensure that each planning authority makes a balanced allocation of land for all requirements, and, in particular, makes adequate provision for industrial expansion in the most suitable localities.”

281. The Committee endorses these remarks and recommends that continued encouragement be given to local authorities in country towns to adopt town planning procedures.

### (iii) *Gas Supply.*

282. The Committee received evidence from three officers of the Gas and Fuel Corporation and is satisfied that the present action and plans of the Gas and Fuel Corporation include supplying gas (in the form of reticulated town gas or bottled or bulk liquefied petroleum gas) wherever there is a demand and at a competitive price. The Corporation and two companies appear to supply the very great bulk of reticulated gas supplies within the State. The price of gas must be kept down in order to compete with electricity, briquettes, and fuel oils.

283. The State Electricity Commission has for some years applied a uniform industrial tariff to the whole of its undertakings throughout the State. The Gas and Fuel Corporation, however, do not have a common State-wide industrial tariff and the cost to industry requiring gas is greater outside than within the metropolitan area.

284. As pointed out in paragraph 67 of this Report, the differences between the charges for gas to a country firm and those applying in the metropolitan area may be reimbursed “wholly or in part” from the Decentralization Fund. The combined power and light subsidies from the Fund in the year 1959–60 amounted to £4,129.

285. The Committee considered whether the Decentralization Fund should liberalize its payments in respect of gas fuel supply for country industry.

The Gas and Fuel Corporation provides a public utility service in the areas in which it operates and, in accordance with the recommendation contained in paragraph 181 of this Report that public utility service charges should not be higher in non-metropolitan areas than in the metropolitan area, the Committee recommends that provision be made for the Decentralization Fund to equalize the costs to country industry of gas fuel supply with the costs to industry in the metropolitan area.

In respect of gas fuel supplied to country industry by organizations other than the Corporation, similar considerations should apply. It is here noted that the Gas and Fuel Corporation is working towards regional tariffs for gas fuel supply and this trend should be encouraged with a view to the eventual adoption of State-wide tariffs.

286. Domestic and commercial consumers of gas in the non-metropolitan area merit consideration. The Corporation officers have told the Committee that active competition exists throughout the State between gas and other forms of domestic and commercial heating, and that the Corporation can now offer a gas supply to an individual customer anywhere in the State in competition with any other form of heating. The Committee proposes to make recommendations to Parliament in a later report relating to electricity as to the present tariffs for commercial and domestic electricity supply. As gas and electricity are in direct competition throughout the State and both are controlled in a large measure by public utilities, it is recommended that justice be done to each form of heating in determining the tariffs, domestic, commercial or industrial for either, so that the present healthy competition is maintained.

287. A further matter worthy of mention is the Gas and Fuel Corporation's action in establishing State-wide prices for appliances. This is a desirable application of uniform price-fixing commented on by the Committee in paragraphs 190 and 191 of this Report.

288. The attention of Honorable Members is directed to the following extract from the transcript of evidence given by Mr. L. G. Leckie, the Deputy Manager (Commerce and Finance) and Associate Director of the Gas and Fuel Corporation:—

“There is one other aspect, if natural gas is found in Bass Strait, or anywhere in Victoria, we would be the natural, and we think, the only people to pipe it all over Australia, not just to all over Victoria, but to Sydney, Brisbane, and anywhere else. We are the only people in Australia who have done long-distance pipelines under pressure. The Morwell pipeline is some hundred miles long, and I think 600 lb. pressure.

Now in America, they pipe natural gas from the oil wells up to 3,000 miles. Take 3,000 miles from Melbourne, and you are well up on the other side of Brisbane. We consider if it is found, we ought to be placed in the position of marketing and reticulating this gas which will absolutely transform the heat market, the fuel market, and the industry of Australia. The gas industry in America is the fifth largest industry in the United States, and the reason is that they have natural gas from the oil wells in unlimited quantities, and the price is very cheap.” (Transcript, p. 863.)

#### (iv) *Ports.*

289. Undoubtedly much of the growth of Melbourne and Geelong can be related to their proximity to harbors and harbor facilities. The recent completion of harbor facilities at Portland at a cost of some £6,000,000 gives rise to optimism that Portland and its surrounding districts may develop swiftly with the volume of imports and exports through the port of Portland. Optimism is, of course, not sufficient to bring about this development. The Committee visited Portland and received evidence from the Chairman of the Portland Harbor Trust Commissioners, Mr. K. S. Anderson, C.B.E., M.C., who is also Chairman of the Port of Portland Advisory Committee. The Port Authority acknowledges that its tasks include not only developing the port but to build up trade, commerce, and industry. An industrial estate of some 750 acres has been set aside under the Port Authority's control. In recent years substantial exports of oats and wool have been attracted through the port of Portland.

290. Both the Country Roads Board and the Victorian Railways Commissioners have given undertakings to provide transport facilities to meet the increasing needs of Portland.

It is vitally important to the achievement of the anticipated development of Portland that those undertakings continue to be honoured both in spirit and in fact.

291. In particular, the Committee recommends that the railways be requested to consider establishing a special priority for export consignments through the port of Portland so that rail trucks ordered for Portland's export requirements will be supplied.

292. The Committee commends the Portland Harbor Trust for the progress so far achieved and recommends that the development of trade, commerce, and industry in, through and surrounding the port of Portland be given high priority in Government assistance to decentralization.

293. The port of Portland is situated and designed so that it can economically serve, as well as the Wimmera, Mallee, and western parts of Victoria, the eastern parts at least of South Australia. The Committee expects that the attraction of trade through Portland from all those areas, including South Australia, will be vigorously pursued in the future as in the past by the Portland Harbor Trust.

294. Of prime importance, not only to the development of the port of Portland but also to achieving a more even distribution of population in the western portion of the State, is the need for industries already established in the western area and for municipalities and all concerned to recognize the value of the development which has so far taken place at Portland and to ensure that it progresses.

The Government and its agencies can do much, but the eventual achievement of really substantial development in and around Portland depends to a large extent on the attitude and actions of the people in the area itself in relation to the use they make of the port facilities provided.

295. *Pier Rail Line*.—Attention is drawn to the evidence of Mr. Anderson (Transcript, p. 1663) and to the memorandum from the Portland Harbor Trust Commissioners (see Appendix "B", No. 2, C. (3)).\*

Two matters were raised—(i) shunting charges, and (ii) the fact that the Harbor Trust Commissioners pay interest and sinking fund charges on a section of the pier rail line.

Asked by the Committee to comment on the first of these two matters, the Honorable the Minister of Transport replied in a letter dated 2nd March, 1961, as follows:—

"Further to my acknowledgment of your letter of 8th February with which you enclosed a copy of a written submission made to the Distribution of Population Committee by the Portland Harbor Trust Commissioners, the Railways Commissioners advise that freight charges are computed on the actual mileage to or from the exchange sidings at Portland, which are 251 miles from Melbourne. In addition to the freight charges, shunting charges are imposed only for each placing of wagons on the siding in less than train loads, on a basis of time occupied in performance of the special shunting movement involved. In the case of traffic in less than train loads placed by pilot from Portland North, the shunting time is calculated from the time the pilot leaves Portland North until its return thereto. In the case of wagons placed by the engine of a passing train the shunting time is computed from when the engine leaves the main line points giving access to the exchange sidings until its journey is recommenced from that point.

The Commissioners have reviewed the special charges imposed for the placing of wagons on this siding, and it has been decided to waive the charge where placings consist of at least twenty wagons.

However, a special charge based on the time occupied by the locomotive so employed will continue to be made where rakes of less than twenty vehicles are placed. This charge will be computed at the rate of £1 13s. for the first fifteen minutes plus 10s. for each additional five minutes, or part thereof, in which the locomotive is so engaged. The amended basis of shunting charges referred to above will operate on and from 1st March, 1961."

296. As to the second matter, the Committee awaits the comment of the Honorable the Minister, requested by it on 7th March, 1961. At this stage, however, the Committee desires to say that it has been impressed with the merits of the case put forward by the Portland Harbor Trust for the railways to take over the pier rail line and to relieve the Trust of the interest and sinking fund charges. The question of the extent, if any, to which the Decentralization Fund should reimburse the railways for those charges after they take over the line could be the subject of negotiations between the railways and the Minister of State Development.

297. The Committee is at this stage disposed to recommend that in any case the Portland Harbor Trust should be relieved of the interest and sinking fund charges in respect of the pier rail line.

298. The Committee is convinced that an all-weather deep-sea port, east of Melbourne is very desirable. The evidence received indicates a definite need, in the interests of achieving a more even distribution of population, for at least one deep-sea outlet from the Latrobe Valley other than Port Phillip. The Committee did propose to further investigate the whole of the transport needs of the Gippsland area including sea transport, but has been unable to pursue this important matter because of lack of time. It is understood, however, that the State Development Committee is currently investigating the future development of a large area of Gippsland and that a port for Gippsland is within the scope of its investigations. The State Development Committee reports in the first instance to the Governor in Council and it is recommended that its report as to a port for Gippsland be made available to Parliament.

(v) *Inland Killing.*

299. Reference to inland meat killing has been made in the Committee's Second Progress Report (Victorian Parliamentary Papers, D. No. 4, Session 1960-61) and in paragraphs 8 and 88 of this Report.

The Committee affirms its conviction that an extension of inland meat killing can and will assist in effecting a more even distribution of population.

It recommends that surveys be taken with a view to the selection of sites for further inland killing centres.

From its investigations and observations in this State and in New South Wales the Committee believes that such surveys are likely to reveal that a centre in Gippsland and one in North-Eastern Victoria should have inland killing works.

(vi) *Victoria Promotion Committee.*

300. The Victoria Promotion Committee, whose director gave evidence before this Committee consists of a group of businessmen and one representative of the State Government who have formed themselves into a Trust. Its object is to attract overseas investment and industry into Victoria in an attempt to foster the State's industrial and economic growth. Financial assistance from the State Government has for some years amounted to the substantial sum of £40,000 per annum.

301. A number of witnesses spoke critically of the work of the Victoria Promotion Committee. Some said that it could more accurately be called a "Melbourne Promotion Committee".

302. This Committee commends rather than criticises the work of the Victoria Promotion Committee as explained by Mr. D. J. Anderson, the Director, in evidence, and desires to comment on one matter only. The Victoria Promotion Committee's members are all Melbourne men and it is suspected that the need and arguments for country location of new industry attracted to the State may not be kept fully before its members in the absence of a representative or representatives of the country on the Committee.

303. The Committee understands that in the five months since Mr. Anderson appeared before it some moves have been made towards adding a representative of country interests to the membership of the Victoria Promotion Committee but that such a representative has not yet been selected or appointed.



304. It is, therefore, recommended that the Government take steps to ensure that country industries are adequately represented on the Victoria Promotion Committee which is substantially supported financially by the Government.

#### *B. Local Authorities.*

305. Many non-metropolitan local government authorities are at present willing to make concessions to attract industry and the Committee has recommended (see paragraph 228) that the Local Government Act be amended to permit them to do so.

306. Many municipalities have sponsored the preparation and publication of booklets containing information designed to interest industrialists and businessmen to establish in their areas. Most country councils are represented on the Regional Planning Committees, the Victorian Decentralization League, the Murray Valley Development League, and similar organizations. Some municipalities co-operate vigorously with local committees which actively seek new industries for their areas.

307. The Committee is convinced that, should Parliament and the Government adopt its recommendations and implement them, municipalities will universally be ready and willing to continue and to intensify their co-operation with the Government and with industry. The pattern of recent experience does not disclose that the municipalities most active in their attempts to encourage population and industry to their areas have been the most successful. As in the case of the Regional Planning Committees, many municipalities have put a great deal of effort into attempts to encourage industry with very little reward. However, with the recommended increase in Government action and when the "climate for decentralization" is achieved, the work of municipalities at that time will be far more likely to succeed.

308. It has been put to the Committee that a multitude of local attempts to attract industry is wasteful of effort and that it would be preferable to co-ordinate the energies of groups of municipalities throughout the State.

309. The Committee believes that the answer is to instruct the Division of State Development to aim at a State-wide inter-relation of the activities of the Regional Planning Committees, of municipalities, and of local and regional organizations which concern themselves with non-metropolitan development. The Division should advise municipalities and groups of municipalities on gathering and collecting information, and guide them in preparing and presenting their claims to industry and to other Government departments and agencies. Where necessary the Division should help the municipalities by co-ordinating with the several Government agencies likely to be concerned in supplying services, &c., to prospective new population, industry or other sources of employment in any area.

310. A number of municipalities has developed and are developing efficient and successful abattoirs. This Committee is strongly in favour of decentralizing the meat-killing industry, and recommends, therefore, that consistent with the plan, when drawn, for the establishment of further inland killing works, municipalities be given every encouragement to expand and develop the industry within their areas.

311. A wide range of modern amenities is vital to the health and contentment of people wherever they live. Municipalities are responsible for the provision of many amenities. Doubtless most non-metropolitan councillors are aware of the importance which a high standard of modern amenities assumes in the minds of people considering moving to their areas. It is recommended that every encouragement be given to municipalities to provide amenities—particularly those municipalities possessing substantial other advantages likely to result in the establishment of new secondary industry there.

#### *C. Local Organizations.*

312. In this section the Committee desires to commend the many persons who contribute time and energy in a voluntary capacity through the medium of such organizations as the Decentralization League of Victoria, the Victoria Promotion Committee, and the Murray Valley Development League, and the several Regional Planning Committees and regional development leagues.

313. Not all of these organizations can be deemed to be local, of course. The people who work for development and decentralization inside those organizations include many who are convinced that decentralization can and will succeed. Their efforts are to be highly commended and it is this Committee's opinion that, given a strong Government lead, the numbers of people similarly convinced will immeasurably increase.

314. It need hardly be said that the enthusiasm and experience of the large number of voluntary organizations such as those mentioned herein should be used to advantage by the Division (or Department) of State Development in its work in the future.

315. Local organizations should be encouraged by the Government to do all in their power to attract industry and population to non-metropolitan areas. The city or town which can demonstrate that it will sincerely welcome both an industry and its workers and their families is far more likely to succeed in attracting industry and population than a city or town which appears disinterested. As with municipalities, there is need for co-ordination to minimize duplication and waste of effort and the Committee believes that the Division (or Department) of State Development should help in this respect. Some local organizations can find an effective place in the local or area plan to attract industries—others can be equally effective in helping to integrate the newcomers into the local community. If newcomers are not actively welcomed they may not be retained and it is with the older residents, largely through their local organizations, that the task of welcoming and retaining new population must rest.

316. Municipalities are responsible for certain very desirable amenities. Both those for which the municipalities are responsible and other amenities can be provided by the combined efforts of the local community—again largely through their local organizations.

317. Local self-help at all levels is not only most desirable but virtually essential. The Government can do much, but it cannot on its own achieve the desirable better distribution of population. At all levels and throughout the whole of the State, individuals and organizations must be encouraged to play their parts. In some instances the Government will doubtless find that it is unable to help financially in decentralization projects which it would wish to help and which are known to be very desirable. In other cases the extent of Government financial assistance may be necessarily less than the optimum. In all cases effective community action will ensure success. The Government's financial limitations should not prevent Government stimulation and encouragement in every instance of community self-help. The Government's responsibilities of leadership and example in decentralization are clear to this Committee. Equally clear are the responsibilities of the members of the community to both follow the Government lead and to themselves lead, and to act.

318. The Committee believes that there are instances of both municipalities and local organizations desiring to lend their weight in solving the present problems of decentralization without knowing where to begin. Some apparently have not become aware of the existence or the functions of the Division of State Development. The Division is at present willing to advise and encourage in all such cases. The Government's sustained publicity campaign (as recommended in paragraph 178 of this Report) will doubtless cure the problem of those who do not know where to begin.

319. The Committee believes that there is a very substantial reservoir of goodwill throughout the State which will be available to help the Government implement its decentralization policies and plans. When the essential "climate for decentralizing" is established and brings a quickening of non-metropolitan development, this reservoir of good-will, of skills and capacities, and of voluntary action will be of immeasurable value in achieving definite results provided Government leadership and co-ordination is maintained according to the changing needs.

*Summary of Recommendations, Term of Reference No. 8.*

320. (a) Use the present officers of the Division of State Development as a nucleus from which to build an expanded organization.

(b) Establish, if found to be necessary, a Department of State Development under the Minister of State Development.

- (c) The Minister of State Development to examine the suggestions for research and advisory bodies, &c.
- (d) Greater use of the country press in advertising the requirements of Government instrumentalities for goods and services.
- (e) Seek Public Service Board advice on implementation within the public service of the Committee's recommendations.
- (f) Encourage every officer and employee of the Government to make a contribution to decentralization where possible in the performance of his duties.
- (g) The Division of State Development to investigate the desirability of applying watershed area planning to Victoria.
- (h) Continue encouragement to town planning.
- (i) Decentralization Fund to equalize the costs to metropolitan and non-metropolitan industry of gas fuel.
- (j) Regional tariffs for gas fuel to be encouraged with a view to the eventual adoption of State-wide tariffs.
- (k) Uniform tariff policy for public utility services to be formulated with due regard to the maintenance of healthy competition between gas and electricity.
- (l) Railways to give special consideration to supplying rail trucks for Portland's export requirements.
- (m) High priority for Government assistance to Portland development.
- (n) Those in the area Portland Harbor can economically serve should use its facilities.
- (o) Portland Harbor Trust to be relieved of interest and sinking fund charges in respect of pier rail line.
- (p) State Development Committee's recommendations as to a port for Gippsland to be made available to Parliament when formulated.
- (q) Surveys to be taken with a view to the selection of sites for further inland killing centres.
- (r) Government to ensure that country industries and interests are represented on the Victoria Promotion Committee.
- (s) Division of State Development to co-ordinate and advise municipalities, committees, &c., in their efforts to attract industry to the non-metropolitan area.
- (t) Encourage municipal abattoirs.
- (u) Encourage municipalities and local community organizations to provide a high standard of modern amenities in the country.

## TIMBER INDUSTRY.

### *Employment.*

321. Factory statistics, 1958-59, reveal that at least 18,109 persons were employed in Victoria in the administration and utilization of the State's forests. This figure is made up as follows:—

Sawmills	..	..	..	..	..	7,295 persons
Joinery	..	..	..	..	..	5,206 „
Boxes and cases	..	..	..	..	..	838 „
Furniture	..	..	..	..	..	4,770 „

Mr. C. M. Ewart, Deputy Chairman, Forests Commission of Victoria, put the 1959 figure at an estimated 16,950 persons, made up of—

Logging and transport of logs	..	..	..	..	..	3,600
Conversion of forest products	..	..	..	..	..	12,000
Forests Commission staff	..	..	..	..	..	1,350

322. An indication of the extent to which the timber industry is decentralized can be gauged from the following factory statistics for 1958-59 of persons employed.

	Metropolitan.		Non-metropolitan.	
	Factories.	Persons Employed.	Factories.	Persons Employed.
Saw-mills .. .. .	112	2,330	437	4,965
Joinery .. .. .	346	4,107	226	1,099
Boxes and cases .. .. .	60	655	17	183
Furniture .. .. .	416	4,498	89	272
Total .. .. .	934	11,590	769	6,519

323. The Committee received a considerable body of evidence relating to the timber industry. Three problems particularly received attention:—

- (i) The retention of population in the non-metropolitan areas of the State at present dependent on the timber industry;
- (ii) The extent to which a programme designed to make the State self-sufficient in timber would assist in achieving a more even distribution of population; and,
- (iii) Whether more plants engaged in utilization of forest products can be encouraged to establish outside the metropolitan area.

#### *Retention of Population.*

324. *The Problem.*—The Committee was told:—

- (a) At Heyfield (*Gippsland West* Planning Region) the saw-milling industry will exhaust supplies in twelve to fifteen years, and that at present 1,100 people are directly dependent on the industry, some 400 being employed.
- (b) At Mansfield (*Upper Goulburn* Planning Region) the industry directly supports 1,500 people, employs 500 and that, at the present rate of cutting, supplies will last eight to ten years.
- (c) In the Otways (*Corangamite* Planning Region) 30 to 40 saw-mills employ some 365 men and that if there are no serious bush fires, millers will “get by” for another twenty years.
- (d) At Daylesford (*Central Highlands* Planning Region) the saw-milling industry employs about 200 men and that the rate of growth equals or exceeds the present rate of cutting which means that the industry should be maintained in perpetuity at at least the present level.

In addition, added employment opportunities are expected to arise from the anticipated need by a Bacchus Marsh factory for 70,000 tons of wood per annum to be cut from the Wombat Forest.

- (e) At Euroa (*Upper Goulburn* Planning Region) the saw-milling industry supports 308 souls and the future of the industry is not secure. The Committee of the Upper Goulburn Planning Region which includes both Euroa and Mansfield in its 1958 Report on Secondary Industry within the Upper Goulburn Region, classed the saw-milling industry as “the principal secondary industry for the Region” (at p. 2).
- (f) In Gippsland, saw-milling is an important industry employing quite large numbers (over 400 men in the Shire of Orbost and over 200 in the Shire of Tambo).

Mr. W. G. Saxton advised the Committee that in his opinion Gippsland will, so far as the provision of seasoning quality hardwood timber is concerned, be substantially finished as a major timber-providing area in the next twenty years.

## EXTRACTS FROM EVIDENCE.

*At Heyfield.*

“The number of men directly employed in the timber industry in Heyfield is something over 400, i.e., a total population (including women and children) directly dependent on the timber industry of over 1,100. In addition, there is a great deal of indirect employment given by the timber industry to business people, Government employees, &c.” (Mr. A. E. Head, Manager of Heyfield Saw-millers’ Logging Pty. Ltd., Transcript, p. 535.)

“Since 1950, when milling in Heyfield commenced, 32 new business premises have been opened, and the ones that were in existence at that time have all expanded tremendously.” (Mr. Head, Transcript, p. 536.)

“The supplies of mature alpine ash and mountain ash are, unfortunately, limited in extent and volume, and will be sufficient only to keep the industry going for perhaps another twelve to fifteen years. At the end of that period, it is hoped that the regrowth of mountain ash from the 1939 bush fires will be entering the supply picture, and there is also the expectation of saw-logs being available from the plantations of exotic softwoods in the district.” (Mr. Head, Transcript, p. 537.)

“The community at Heyfield is to-day living in a prosperous small town. It will continue that way just so long as there is a timber industry there. I have quoted both the direct and indirect effect of the timber industry on the population and economy of Heyfield.

One of the town’s problems, which is not peculiar to timber-industry towns, is the fact that most of the 700 children attending schools in the town will not be able to find opportunities for employment and their chances of continuing to live in that community are strictly limited. There is not any avenue for the employment of female labour in the timber industry and only a limited number of youths can be employed.” (Mr. Head, Transcript, p. 538.)

“*Mr. Scott.*—Are the present quotas sufficient to keep the mills in full production twelve months of the year ?

*Mr. Head.*—We had to accept a voluntary reduction of 20 per cent. to maintain continuity as best we could. When we started we operated on a total log allocation of 40,000,000 feet, but it has been cut down voluntarily to 29,000,000.

*Mr. Scott.*—Does that mean there is less employment of labour ?

*Mr. Head.*—We have found that a 20 per cent. reduction in quota does not mean anything like a 20 per cent. reduction in the wages bill. We have had a small reduction in the work force.” (Transcript, p. 545.)

*At Mansfield.*

“The Mansfield mills have been producing to date some 22 million super feet of sawn timber from a log intake of 36,000,000 super feet H.L.V. Of the above production, 12,000,000 super feet sawn is high-grade dressing quality stock for seasoning, which would represent nearly 40 per cent. of the State’s total production of this quality stock.

The number of men directly employed by the fifteen saw-mill units is over 500 men, and involves a total population, including women and children, of more than 1,500 directly dependent upon the continued operations of these mills. The industry creates a great deal of indirect employment in the general business community, Government employees, &c. The annual pay-out for wages, logging contractors, log carters, and others directly concerned, would exceed £1,000,000.” (Mr. H. V. Doughty, Managing Director of Pinnacle Timber Co. Pty. Ltd., of Mirimbah, via Mansfield. Transcript, p. 1198.)

“To-day, our industry is faced with a position where it can maintain its present output of ‘ash’ type cutting for little more than six or seven years at the present rate, and there are absolutely no resources available as replacement except stock outside the Forest District, which is already bespoken by other saw-millers.

In the next ten years it is my opinion that the industry must recede by approximately one-third of its present pattern." (Mr. Doughty, Transcript, p. 1200.)

"Mansfield is almost entirely dependent, particularly so far as secondary industry is concerned, on timber resources. Approximately 500 people are employed in the industry, so one can imagine how much the town relies on that work force. Six hundred children attend schools in the area." (Mr. J. G. Smith, Councillor, Shire of Mansfield, Transcript, p. 1194.)

"At the moment, it has been estimated that some 150,000,000 super feet of millable timber is available, which, at the present rate of cutting will last eight to ten years." (Mr. Smith, Transcript, p. 1193.)

### *The Otways.*

In the Otways there are approximately 375,000 acres of State forest; the annual allocation of logs from this area from the Forests Commission is approximately 40,000,000 super feet (Hoppus). The value of the timber industry to the district can be gauged from the following:—

"In the Otways there are between 30 and 40 saw-mills, 28 of which obtain logs under licence from the Forests Commission. The others are small mills which operate on private property. Approximately 365 men are employed in the saw-mills; in addition, much of the forest work and hauling is done by contractors. Wages and contract payments amount to some £500,000 per annum, and the investment in the mills would be approximately £1,000,000; this includes many homes provided for employees. Also a large number of people employed in the industry own their own homes and property in the district and are entirely dependent upon the timber industry.

The figures do not include the employment given by the Forests Commission or the kiln-drying works, or the large number of workers employed on pulpwood production and cutting of firewood, fencing, timber, poles, &c." (Mr. R. G. Bennett, representing the Colac Branch of the Victorian Saw-millers' Association, Transcript, p. 1037.)

"The major problem at present confronting foresters and saw-millers in this district is the increasing difficulty in maintaining supplies of saw-logs to keep all those mills at full production in perpetuity." (Mr. Bennett, Transcript, p. 1038.)

"*Mr. Smith.*—You say that in the Otways there are approximately 375,000 acres of State Forests. I take it that you are interested in that?

*Mr. Bennett.*—Yes.

*Mr. Smith.*—In your opinion how long will that last until it is worked out?

*Mr. Bennett.*—That depends on a lot of factors. I referred to roading. Just how well we can protect the forest against fire, the nature of the market, and the standard of timber put on the market are also factors. During a building boom such as we have at present—a minor boom—by sheer necessity you accept low-grade timber. I would say that allowing for no serious bush fires we will probably get by for another twenty years." (Transcript, p. 1040.)

"The position regarding supplies of building timber is becoming worse each year as development goes on, and we have now reached the stage where one might say our days are numbered in the years to come. Unless some very urgent measures are taken by the Government to rectify the position, timber for building and heavy construction will be a thing of the past, as having lost our own natural resources in the south-western district, transport charges from other parts of Victoria, interstate or overseas would make the price prohibitive." (Mr. H. G. Clark, representing the Terang and District Development Association, Transcript, p. 1092.)

*At Daylesford.*

“ This industry has been a mainstay of the town’s economy over the years and at the present time would be responsible for the employment of some 200 men. Here again, there is no scope for enlargement, mainly through there being no policy of forest improvement until recent years. But now it is the policy of the Forests Commission to stabilize the cut at 15,000,000 super feet in the log per year, that being the estimated rate of growth and this, in my opinion, should have the effect of maintaining constant employment at the present level.” (Mr. W. Ogden, Mayor of the Borough of Daylesford, Transcript, p. 276.)

“ *Mr. White.*—Will the proposed new industry at Bacchus Marsh have any effect on employment in this district because the timber is still grown here ?

*Mr. Ogden.*—Yes, it will.

*Mr. White.*—Have you had a lead from the firm that it will . . . or from the Government ?

*Mr. Ogden.*—Yes, we have. It is estimated that about 100 men will be employed in this area, in this Wombat Forest. Their estimated intake is 70,000 tons of wood a year. That will have to be cut and carted to Bacchus Marsh, and we believe that this district will have to supply the big part of that male labour.

*Mr. White.*—That is an understanding from the Government is it ?

*Mr. Ogden.*—No, not an understanding, but it is an economic fact.” (Transcript, p. 277.)

“ *Term of Reference No. 2.*—The answer to this question is an unqualified “ Yes ”. In the Daylesford district we have had the experience, just on twelve months ago, when there was a recession in the textile mills, and to some extent, the timber mills, which are the basis of the economic structure of the area as they provide employment and wages amounting to £250,000 (£150,000 timber, £100,000 textiles) annually. The dismissal of employees at the time mentioned caused a loss in weekly wages of approximately £2,000 and, as a result of this lack of employment, 30 families with over 60 children left the town permanently—mostly to the metropolitan area. The point I wish to make is that if opportunities were available for alternative employment, those families would have probably secured temporary positions pending a rectification of the position.” (Mr. K. Cole, Councillor, Borough of Daylesford, Transcript, p. 281.)

“ In the Wombat Forest, including the Trentham and Daylesford forests districts, we have there, sir, large forests in which some of the earlier saw-milling in this State took place, probably one hundred years since the first saw-mill went into that forest, and that forest is still producing timber. It supports 31 saw-mills and the operations are conducted on the basis that the permissible annual cut will not exceed the growth. In fact, we are keeping it somewhat under the annual growth, with the object of building up the stock in the forest to try to retrieve the position that was brought about by the over-cutting in the early days of settlement.” (Mr. C. M. Ewart, Deputy Chairman, Forests Commission of Victoria, Transcript, p. 1390.)

*At Euroa.*

“ The only industry we have in Euroa providing substantial employment is the timber trade on which 308 men, women, and children depend for their livelihood. The future of the milling industry is not secure and as the years pass it will provide slightly less employment. In this area hardwood forests have been worked over for 40 years.” (Mr. J. L. McCormack, representing the Euroa Development Association, Transcript, p. 1186.)

Closer to Melbourne, the position has been described as follows :—

“ It is the areas of mountain forests reasonably close, say within 100 miles of Melbourne, which have suffered most in reduction of present productivity and employment potential from the 1939 fires and the recent completion of salvage operations of fire-killed material. Many mills in towns such as Healesville, Warburton, Powelltown, Erica, Noojee, have closed down and the others have had their intake of logs drastically reduced.

There is no doubt that the milling industry in these nearer Melbourne areas is working well below its capacity and that but for the 1939 fires, its present employment capacity would be much greater than it is at present.

An example of the movement of industry away from the central areas is that of the Upper Yarra district (Powelltown) which was at its peak of 46,000,000 super feet output of saw-mill logs in 1922-23, and has now dropped to 14,000,000 super feet (1959-60). This district, as is the case with many other districts in the mountain forests, now carries principally young immature stands.” (Dr. F. R. Moulds, Acting Chief, Division of Forest Management, Forests Commission of Victoria, Transcript, p. 1395.)

325. The Committee noted that both the saw-milling industry and the Forests Commission were agreed that the problem of retention of population at present employed in the saw-milling industry exists and is increasing and will not be appreciably diminished for some fifteen or twenty years at which time the utilization of stands of timber grown since the 1939 fires will commence. It will not, however, be for 30 to 40 years that any considerable quantities of timber will be available from thinning of the regrowth stands.

#### *Forest Management.*

326. Some only of the State's hardwood forests are being intensively managed. Many, particularly those of mixed species, through largely uncontrolled cutting in the past, by repeated fires and lack of silvicultural treatment, have become near stagnant. Useless trees are preventing the establishment of a new crop of natural regeneration.

327. In recent years the Forests Commission's programme of native hardwood forest rehabilitation has averaged 25,000 acres per year. An increase to 50,000 acres per year, combined with the expected availability of thinnings from regrowth of stands destroyed in the 1939 fires, would, it is estimated, lift the State's hardwood timber production to 60 per cent. above the present production by the year 2,000.

The additional cost of this extra programme would be to the order of £200,000 per annum, the money being spent almost entirely on the employment of labour.

328. An indication of the employment provided by the timber industry in intensively-managed forests of different types, the output of which is relatively stable, was given in evidence by Dr. F. R. Moulds, who said that :—

In the Trentham forest district one wage-earner is employed per 390 acres ;  
 In the Cohuna forest district one wage-earner is employed per 680 acres ; and  
 In the Dunolly forest district one wage-earner is employed per 800 acres.

329. The less fully developed mixed species forests comprise a large part of the State's forests of this class. If developed they are capable of sustaining a relatively high level of production of timber and of maintaining a permanent forest industry. In fact there is no reason to expect that the undeveloped forests carrying the same species will be any less productive than the Trentham forest.

330. The Committee recommends that silvicultural treatment of the undeveloped and, therefore at present, relatively unproductive mixed species hardwood forests be proceeded with at the maximum level for which finance can be made available.



*Low-grade and Miscellaneous Forest Products.*

331. It has been estimated (Transcript, p. 1435) that even under the most ideal conditions logs suitable for sawing would not comprise more than about 60 per cent. of the total amount of wood produced by a forest. Victoria appears to have an unused surplus of timber available for conversion into such miscellaneous forest products as poles, fencing, pulpwood, wood flour, plywood, charcoal, wattlebark, bark fibre, eucalyptus oil, and firewood.

332. The development of markets for these products could have an appreciable effect on the employment opportunities in the forest areas of the State.

333. *Poles.*—The recent introduction of preservative impregnation treatment which materially increases the service life of wood in contact with the ground improves the competitive position of wood for use as poles. The stabilized intake by Government agencies of about 50,000 poles per annum does not utilize the potential production of pole timbers, particularly of poles up to 30 feet in length. If a market could be found the production of wooden poles could be substantially increased. The possibility of finding an export market should be investigated.

334. *Pulpwood.*—The new hardboard plant at Bacchus Marsh is expected to use some 70,000 tons per annum of wood for pulping, with consequent increase in employment in the surrounding forest areas. The Committee believes that if markets were available a vast quantity of pulping-quality wood could be produced.

335. *Others.*—Other miscellaneous forest products are subject to strong competition from substitute materials. There does, however, appear to be considerable waste of these forest products at the moment and the Committee recommends that every facility be given to the Forests Commission to permit its officers to investigate and promote market outlets for these products as one further means of retaining the population at present engaged in the timber industry outside the metropolitan area.

*A Programme of Self-sufficiency.*

336. The Forests Commission estimated that the contribution of locally-produced timber is at present three-quarters of requirements but will have dropped to one-half of total requirements by 1974–5 and that in the year 2,000 the State's production will, be only slightly more than half of requirements. So that even with the expected increase in high-quality regrowth timber due to be available in from 20 to 40 years from the present time, the proportion of the State's timber consumption produced here will fall far short of self-sufficiency.

337. The position is illustrated as follows:—

*Estimated Total Wood Requirements by the Year 2,000.*

On the best data available it is estimated that:—

	Millions s.-ft. per annum.
The present total wood consumption in Victoria is:—	
Total local production of hardwoods and softwoods ..	944
Total imports from interstate and overseas ..	235
	<hr/>
Present total wood consumption .. ..	1,179
	<hr/>
The probable total wood production in the year 2,000 will be:—	
Provided adequate finance is available it has been assumed for the purpose of this estimate that production from native hardwood forests can be increased to .. ..	1,400
Plus present production of softwoods and that available from plantations at present immature .. ..	110
	<hr/>
Total estimated local production, in the year 2,000 .. ..	1,510
On the best available forecasts of the trends of future population growth and <i>per capita</i> timber consumption, total requirements in the year 2,000 will be .. ..	2,452
	<hr/>
The anticipated deficit is .. ..	942
	<hr/>

Illustration by K. J. Simpfendorfer, Working Plans Officer, Forests Commission of Victoria, Transcript, p. 1404.

338. There is undoubtedly a great and widening gap between production and demand. The State's present programme of softwood planting will not bridge the gap nor can any programme of planting make any substantial contribution for at least fifteen years. The Forests Commission proposed a programme of softwood planting designed to make Victoria self-sufficient in timber by the year 2,000. This programme calls for at least 9,000 acres to be planted each year for 40 years, i.e., the present total softwood area of 107,000 acres gross (Government and private plantations) to be increased by 360,000 acres net to give a total gross area to the order of 500,000 acres by the year 2,000.

It has been estimated that such a programme would yield the then needed 990 million super feet per annum.

339. In the past fifteen years in Victoria, the Forests Commission has established 12,414 acres of softwood plantations and private organizations over 30,000 acres—a total of about 43,000 acres or an average of less than 3,000 acres per year.

Private industry is, according to the Chairman of the Forests Commission, establishing not less than 5,000 acres of pine plantation in this State per annum. (Transcript, p. 1965.)

The Forests Commission's yearly plantings have been substantially reduced since 1949 when 2,404 acres (net) were established. Yearly figures since that year are as follows :—

Year.							Average (Net).
1950	..	..	..	..	..	..	2,169
1951	..	..	..	..	..	..	1,059
1952	..	..	..	..	..	..	315
1953	..	..	..	..	..	..	257
1954	..	..	..	..	..	..	359
1955	..	..	..	..	..	..	375
1956	..	..	..	..	..	..	364
1957	..	..	..	..	..	..	407
1958	..	..	..	..	..	..	439
1959	..	..	..	..	..	..	529

In answer to the Committee's question: "What are the present plans of the Forests Commission for afforestation or reafforestation of native and exotic species?", the Forests Commission answered :—

"Subject to adequate finance becoming available, it is hoped to plant a minimum of 3,600 acres of *Pinus Radiata* and 400 acres with *Eucalyptus Regnans* each year for at least the next five years. Planning has been based on an estimate of the amount of finance likely to be available rather than on attempting to bridge the gap between the demand for timber and local production." (Transcript, p. 1441.)

Subsequently the Chairman of the Forests Commission, Mr. A. O. Lawrence, told the Committee that capital sums to the extent of at least £200,000 annually will be provided by the Government out of loan funds to enable the Commission to plant 4,000 acres of softwoods per annum. (Transcript, pp. 1958-1966.)

An indication of the wage-earners who would be employed in the country areas of Victoria can be gleaned from the following tables supplied by Mr. Simpfendorfer:—

TABLE I.

	Man-years per 1,000 Acres.	Acres per Man-year.
<b>1. Establishment—</b>		
(a) Clearing, planting, raising stock, &c. .. ..	16	
(b) Cleaning, pruning, &c. .. ..	20	
(c) Road, dam, and fire-break construction, fencing, &c.	8	
	44	909*
<b>2. Utilization—</b>		
(a) Felling, trimming, &c. .. ..	5	200
(b) Transport (to mill or rail-head) .. ..	3	333
	8	125
<b>3. Field Administration, Supervision, Maintenance, &amp;c. ..</b>	3	333
<b>4. Utilization—Saw-mill .. .. .</b>	18	55
<b>5. Average for all operations .. .. .</b>	30	33

\* Assumes a programme of 1,000 acres per year for 40 years, i.e., 40,000 acres of plantation.

TABLE II.—ESTIMATED EMPLOYMENT POTENTIAL OF A 40-YEAR PLANTING PROGRAMME OF 9,000 ACRES PINUS RADIATA PER ANNUM.

*Cumulative Total Number Man-years.*

Year of Programme.	Establishment.	Utilization.		Total.	Approximate Acres of Plantation per Man-year.	
		Field.	Mill.		Field Only.	Total, including Mill.
1	230	..	..	230	39	39
2	290	..	..	290	62	62
4	410	..	..	410	88	88
6	480	..	..	480	113	113
8	560	..	..	560	129	129
14	560	400	660	1,620	130	78
21	560	940	1,650	3,150	126	60
27	560	1,490	2,640	4,690	118	52
33	560	2,220	3,960	6,740	107	44
40	560	3,590	6,600	10,750	87	33

The present position appears, then, to be (i) that the Forests Commission has received Government assurances as to finance which will permit it to undertake a softwood planting programme of some 4,000 acres per annum; and (ii) that private industry is planting at least 5,000 acres per annum—i.e., softwood plantings are likely to proceed at the rate of at least 9,000 acres per annum.

Maintenance of this rate of planting will, on the Forests Commission estimates, supply the deficit of 942 million super feet of timber per annum expected to occur by the year 2,000. The deficit will, as indicated, be greater than 942 million super feet per annum unless the recommended extension of management of hardwood forests is implemented, this extension having been estimated to increase present production from hardwood forests by 60 per cent. or some 500 million super feet per annum by the year 2,000.

The Committee commends the Government for its action in assuring funds for the planting by the Forests Commission of 4,000 acres of softwoods per annum and recommends that this rate of planting be continued.

No forecast can be made by the Committee as to whether private industry will continue to plant at the rate of 5,000 acres per annum. The Committee does recommend, however, that every encouragement be given to ensure that at least that rate is maintained.

*The Land (Plantation Areas) Act 1959* is designed to encourage private enterprise to establish softwood plantations. The Act has not been in operation long enough for its ultimate effect to be gauged. There are, however, indications that it may not be as effective as had been hoped and these indications stem in the main from the fact that generally speaking both private enterprise and the Forests Commission will be most interested in the available lands which—(a) will be simplest to plant; and (b) will give the most profitable return when planted. The interests of the Commission and private enterprise will in some cases run parallel, and in each such case and in the absence of new Government policy in the matter it may be expected that the Forests Commission could and would successfully oppose the application for a lease by private enterprise.

The Committee does not suggest that private enterprise be given "first priority" in respect of Crown lands suitable for softwoods forests. It believes, however, that the needed softwood plantations will not be established by private enterprise if all the best land is reserved by the Forests Commission or if the 160,000 acres expected to be planted by the Commission in the next 40 years is selected from the areas easiest to plant and likely to be most profitable.

340. In the Committee's opinion the need for increased resources of timber and the gains in respect of population distribution to be made by such an increase, demand a large measure of "give and take" by the Government in the matter of leasing land for the purposes of softwood plantations. Every effort must be made to ensure that existing interest of private industry is translated into action.

341. Timber is an important industry—important for many reasons. One witness said that capital money for forestry is very difficult to obtain—so difficult that the Government should offer long-term low-interest loans to companies to enable them to plant softwoods. The same witness suggested that private enterprise could do better than the Forests Commission, e.g., by the costs of establishment by private enterprise being lower and that, therefore, available money could well be channelled to private enterprise.

342. The Committee is not convinced that the Government should assist the timber industry with capital. It is convinced that Government action should be designed to ensure that private enterprise continues to plant softwoods at the rate of at least 5,000 acres per annum. This can be achieved in a number of ways short of providing long-term finance, e.g., by providing or making available those facilities discussed as pre-requisites in an earlier section of this Report, including any facility which may be an especial pre-requisite to the establishment of this particular industry.

343. In this connexion the Committee recommends that the Forests Commission be directed to provide advisory services to owners of private forests both natural and exotic.

344. The financial statistics submitted to the Committee in relation to Government softwood plantations show clearly that very great care must be exercised in selecting economic areas for plantation establishment.

The following table, submitted by Mr. Simpfendorfer (Transcript, p. 1407) indicates that with no interest charges and with simple interest at the rate of  $5\frac{1}{4}$  per cent. per annum, each of the five Regions are estimated to be profitable, but with compound interest, two only, i.e., those nearer Melbourne, are economic propositions:—

ESTIMATED RETURNS PER ACRE WITH NIL INTEREST AND  $5\frac{1}{4}$  PER CENT. SIMPLE AND COMPOUND INTEREST TO AGE 40 YEARS.

Region.	Net Returns (£) per acre with—		
	No Interest.	Simple Interest.	Compound Interest.
South-West .. .. .	256	164	— 45
Central Highlands .. .. .	432	375	+ 110
South Gippsland .. .. .	377	325	+ 80
Ovens Valley .. .. .	365	317	— 50
Koetong Plateau .. .. .	284	208	— 165

The table is based on the value to the Forests Commission of the timber before utilization, i.e., with royalty charges as virtually the only source of revenue.

345. It may well be that better returns to the Forests Commission could be achieved by an extension of its saw-milling activities as has been done with apparent success by the South Australian Forest Authority. In this connexion the Committee has been advised that there is no reason to suppose that the Victorian softwoods timber industry is not capable of competing with its South Australian counterpart. However, in assessing the extent to which the Government should expend funds towards making the State self-sufficient in timber, due regard should be given to the possible exportable surplus from the South Australian plantations in relation to national as opposed to the several States' requirements.

*Processing Plants in Country.*

346. It has been estimated that 95 per cent. of Victorian production of both hardwood and softwood sawn-timber is sawn in country areas of the State. The Government Statist's figures show that in 1959, 437 of a total of 549 saw-mills were located outside the metropolitan area and that 4,965 persons were employed in country saw-mills of a State total of 7,295.

The cost of transporting green logs compared with the cost of transporting the seasoned timber the logs produce is the major factor and is assisted in some measure in relation to timber from State Forests by the Forests Commission's equated royalty system. (Transcript, p. 1436.)

The major part of the prefabricated building, joinery, window frames, doors, and furniture types of industry are located in the metropolitan area. This is confirmed by the following figures for 1958-59 supplied by the Government Statist:—

	Metropolitan.		Non-metropolitan.	
	Factories.	Persons Employed.	Factories.	Persons Employed.
Joinery .. .. .	346	4,107	226	1,099
Boxes and cases .. .. .	60	655	17	183
Furniture .. .. .	416	4,498	89	272
Total .. .. .	822	9,260	332	1,554

347. Guaranteed continuity of raw material supply, sufficient resources to ensure large-volume production and security of tenure are three factors which have resulted in the establishment of manufacturing plants in country centres engaged in processing forest products. Management advantages of consolidating successive manufacturing processes (from milling onwards) at the one point in the country could, provided the three factors mentioned are present, offset the disadvantages of transport of bulky consumer goods and lack of immediate contact with the market which appear at present to cause the concentration of these industries in the metropolitan area. The Forests Commission appears ready, and has negotiated agreements, to ensure continuity of supply.

348. This should be continued and in addition, the Forests Commission could be directed to actively encourage the further decentralization of these industries. This should be done in conjunction with the Division of State Development.

#### SUMMARY OF RECOMMENDATIONS—TIMBER INDUSTRY.

349. (1) Silvicultural treatment of undeveloped mixed species hardwood forests be proceeded with at maximum level for which finance can be made available. (Estimated to cost an added £200,000 per annum.)

(2) Investigate new markets, in particular export markets, for wooden poles.

(3) Provide Forests Commission with facilities to investigate and promote market outlets for miscellaneous forest products.

(4) Aim at State self-sufficiency in timber by the year 2,000—

(a) by implementation of recommendation (1) above ;

(b) by maximum encouragement to private enterprise to establish softwood plantations ; and

(c) by new Government softwood plantations at the rate of at least 4,000 acres per annum for the next 40 years.

(5) Direct the Forests Commission to provide advisory services to owners of private forests, both natural and exotic.

(6) Investigate an extension of the Forests Commission's saw-milling activities.

(7) The Forests Commission, in conjunction with the Division of State Development, to actively encourage decentralization of timber processing industries.

#### CONCLUSION OF FOURTH PROGRESS REPORT.

350. This Progress Report of the Committee contains direct answers to each of the eight Terms of Reference outlined in Section 4 of the *Distribution of Population (Joint Committee) Act 1959*. As intimated in paragraphs 15, 16, and 31 of this Report, the Committee has been unable to complete its allotted tasks.

Term of Reference No. 7 has been, perforce, incompletely answered.

351. A Progress Report is made at this time to Honorable Members in the knowledge that the Committee's deliberations on all of the large topics referred to in paragraphs 15 and 277 (i.e., finance, transport, housing, education, electricity, and water supply) will almost certainly not be completed in time for its findings to be reported to Parliament during the current Session. It has, therefore, been decided to present to Honorable Members this Report on the Committee's deliberations up to and including Thursday, 23rd March, 1961.

352. The Committee proposes to continue its deliberations and to make a further Report or Reports on some at least of the outstanding matters completed by it up till the time the Parliament rises.

353. The Committee commends its recommendations to the earnest and favourable consideration of all Honorable Members. It expresses the hope that the same unanimity of thought and endeavour achieved by this all-party Joint Select Committee will be evident in subsequent discussions by Honorable Members and the Government on the action to be taken as a result of the findings of this Committee.

354. In respect of two at least of the topics as yet not reported on by the Committee—i.e., transport and finance—the Committee, before proceeding to deliberating on its recommendations, will need to make further inquiries and call for further evidence. Some of the evidence already called for has not yet been supplied to it. It is almost certain, therefore, that the Committee will be unable to report to Parliament on the matters of transport and finance.

355. Without desiring to detract in any way from the force of the arguments and recommendations made in this Report, the Committee acknowledges that it is most desirable that an all-party Joint Select Committee be the body to complete the work unfinished by this Committee.

356. It, therefore, recommends for the consideration of the next Parliament that a new Distribution of Population Committee be appointed, that the transcript, appendices, and official records of this Committee be referred to the new Committee, and that the new Committee be called upon to report on, *inter alia*, such of the matters referred to in paragraph 351 of this Report as are not completed by this Committee.

#### APPRECIATIONS.

357. This has been a busy Committee productive of a great deal of work for many people.

The conduct of the enquiry has been greatly facilitated to its present stage by the careful preparation and presentation to the Committee of both evidence and documentary submissions and the Committee desires to express sincere thanks to all those interested persons and organizations who contributed matter for the Committee's consideration.

Special thanks are due to country municipal councillors and their staffs. Municipal chambers and offices were made available to the Committee in every country centre visited and these facilities materially assisted the Committee's work in those centres.

358. The Committee concludes by expressing its appreciation of the services of the officers of Parliament who assisted the Committee in its inquiries and in particular to Mr. G. N. H. Grose, Clerk of the Papers of the Legislative Council, who acted as Secretary of the Committee during the whole of its life. Arrangements for witnesses, evidence, transport, reporters, accommodation, and itineraries were all most capably handled by the Secretary in addition to the mass of paper work, filing, indexing, &c. Finally, the Secretary's assistance in the preparation of this Report is gratefully acknowledged.

Committee Room,  
28th March, 1961.

## APPENDIX "A".

## DISTRIBUTION OF POPULATION COMMITTEE.

Witness.	Organization Represented (if any).	Commencing at Page—	
Mr. W. O. Galletly ..	} Victorian Railways Commissioners .. .. .	2	
Mr. R. C. Burgess ..			
Mr. M. McLachlan ..			
Mr. W. H. Connolly ..	} State Electricity Commission .. .. .	24	
Mr. K. L. Murray ..			
Mr. L. R. East ..	} State Rivers and Water Supply Commission .. .. .	42	
Mr. H. W. McCay ..			
Mr. J. N. Churchyard ..			
Mr. P. K. Hedger ..	Division of State Development .. .. .	77, 94	
Mr. F. G. James ..	} Country Members Group of the Victorian Chamber of Manufactures	113	
Mr. V. B. D. Watson ..			127
Mr. H. R. Maddern ..	City of Ballarat .. .. .	140	
Mr. I. D. McCoy ..	Ballarat Group of the Victorian Chamber of Manufactures	155	
Mr. C. H. Clamp ..	Ballarat Water Commissioners and the Ballarat Sewerage Authority	171	
Mr. W. Bridges ..	Beaufort Chamber of Commerce .. .. .	175	
Mr. E. J. Semmens ..	} Shire of Creswick .. .. .	180	
Mr. A. T. Evans ..			188
Mr. A. C. Williams ..	} Ballarat Trades Hall Council .. .. .	194	
Mr. J. C. Restarick ..			201
Mr. H. E. Arblaster ..	Ballarat School of Mines and Industries .. .. .	208	
Mr. A. C. Lord ..	Shire of Buninyong .. .. .	226	
Mr. C. Blackmore ..	} Borough of Clunes .. .. .	232	
Mr. G. Keller ..			234
Mr. W. C. Foulkes ..			238
Mr. P. N. Thwaites ..	Ballarat College .. .. .	240	
Mr. R. A. King ..	Ballarat Branch of the Victorian Road Transport Association	245	
Mr. J. E. R. Jones ..	Ballarat Journalist .. .. .	252	
Mr. V. G. Wilson ..	} Shire of Newham and Woodend .. .. .	268	
Mr. O. G. Batchelor ..			271
Mr. W. Ogden ..	} Borough of Daylesford .. .. .	274	
Mr. K. Cole ..			280
Mr. J. Drummond ..			292
Mr. S. Hauser ..			295
Mr. I. McL. Head ..			298
Mr. E. Martyn ..			299
Mr. L. R. Little ..			301
Mr. A. G. Hoffert ..	Shire of Glenlyon .. .. .	304	
Mr. M. D. Barnes ..	Ballan Decentralization Committee .. .. .	306	
Mr. H. W. Snell ..	} City of Bendigo .. .. .	314	
Mr. A. S. Craig ..			323
Mr. R. R. Anderson ..			329
Mr. A. E. Gow ..	Shire of Cohuna and the Loddon Regional Committee ..	336	
Mr. C. K. Parrish ..	Shire of Charlton .. .. .	339	
Mr. A. Brownbill ..	} Shire of Bet Bet .. .. .	342	
Mr. G. H. Whitehead ..			345



APPENDIX "A"—*continued.*DISTRIBUTION OF POPULATION COMMITTEE—*continued.*

Witness.	Organization Represented (if any).	Commencing at Page—	
Mr. J. J. Murley ..	Bendigo Trades Hall Council ..	347	
Mr. G. G. Styles ..			350
Mr. E. F. Sonneman ..			357
Mr. A. Foulds ..			360
Mr. C. W. Lyall ..			362
Mr. R. H. Meurer ..	Bendigo and District Industrial Expansion Committee ..	367	
Mr. R. L. Waddington ..			371
Mr. W. B. Nicholls ..			376
Mr. W. C. McKean ..	Bendigo Chamber of Commerce ..	381	
Mr. T. B. Keith ..			383
Mr. E. C. Thompson ..	Bendigo Technical College ..	384A	
Mr. A. W. Styles ..	Inglewood Progress Association ..	397	
Mr. D. J. Miller ..	St. Arnaud Industries Committee of Bendigo ..	401	
Mr. A. E. Jenkin ..			406
Mr. D. J. R. Dunton ..	Shire of Newstead ..	407	
Mr. P. V. Bowles ..	Shire of Strathfieldsaye ..	412	
Mr. J. R. McDonald ..	Shire of Kerang ..	415	
Mr. J. D. Oakes ..	Commercial Egg Producers Association ..	419	
Mr. A. N. Hudson ..			424
Mr. P. H. McKean ..	Hanro Knitting Mills Ltd., Bendigo ..	429	
Mr. A. H. Lawrence ..	Myer Emporium Bendigo ..	437	
Mr. N. J. Oliver ..	Of Bendigo ..	443	
Mr. J. D. Harris ..	East of Bullock Creek Water League ..	448	
Mr. A. T. Kennedy ..			450
Mr. V. H. Arnold ..	Government Statist ..	452	
Mr. F. W. Sayer ..			
Mr. J. Mulvany ..	Latrobe Valley Water and Sewerage Board ..	473	
Mr. B. M. Condon ..	National Catholic Rural Movement ..	480	
Mr. I. G. Patience ..	South-Eastern Milk Products Ltd. ..	493	
Mr. A. G. Holden ..	Advance Latrobe Valley Association ..	502	
Mr. P. R. Lewis ..	Shire of Bairnsdale ..	520	
Mr. A. J. Watts ..	Bairnsdale Decentralization Committee..	522	
Mr. F. Walker ..	Shire of Morwell ..	524	
Mr. W. K. Mathison ..	Shire of Morwell ..	525	
Mr. A. E. Head ..	Heyfield section of the Victorian Sawmillers' Association	534	
Mr. S. S. Middlehurst ..	Proprietor of Laundry in Warragul ..	546	
Mr. F. E. Greenwood ..	Borough of Moe and the Shire of Narracan ..	553	
Mr. F. P. Gregory ..			559
Mr. W. K. Rice ..			565
Mr. G. C. Purvis ..			569
Mrs. V. E. Jowett ..			574
Mr. V. R. Allison ..			578
Mr. J. C. Dwyer ..			579
Mr. D. W. R. Dennis ..			581
Mr. G. M. Brown ..			582

APPENDIX "A"—*continued.*DISTRIBUTION OF POPULATION COMMITTEE—*continued.*

Witness.	Organization Represented (if any).	Commencing at Page—
Mr. J. W. Reed .. ..	} Shire of Numurkah .. .. .	} 584 593 598
Mr. J. T. Morris .. ..		
Mr. C. E. Newman .. ..		
Mr. A. E. Crow .. ..	Borough of Kyabram .. .. .	606
Mr. L. J. Batey .. ..	Shire of Tungamah .. .. .	618
Mr. P. Willoughby .. ..	Katunga Fruitgrowers' Association .. .. .	622
Mr. C. W. Saunders .. ..	} National Catholic Rural Movement .. .. .	} 629 633 637
Mr. M. J. Delaney .. ..		
Mr. F. Sullivan .. ..		
Mr. A. B. McCutcheon .. ..	Soldier Settlement Commission .. .. .	638
Mr. A. F. Caddy .. ..	Shire of Rochester .. .. .	641
Mr. J. H. Hewlett .. ..	} Rochester Irrigators' League .. .. .	} 647 651
Mr. N. M. Jackson .. ..		
Mr. F. R. Charlton .. ..	Borough of Echuca .. .. .	653
Mr. R. J. M. Eastman .. ..	} Shire of Nathalia .. .. .	} 662 664
Mr. A. M. Galt .. ..		
Mr. J. E. Radcliffe .. ..	Shire of Cobram .. .. .	666
Mr. J. J. McGuire .. ..	Murray Valley Co-operative Dairying Products and Trading Limited	673
Mr. A. Thompson .. ..	Shire of Deakin .. .. .	678
Mr. F. Kloppstein .. ..	Tongala Milk Products Limited .. .. .	685
Mr. T. A. Backstrom .. ..	Holdenson and Neilson Milk Products and Butter Factory, Numurkah	688
Mr. R. H. Robinson .. ..	Shire of Numurkah .. .. .	690
Mr. C. A. Stuart .. ..	Kraft Foods Limited, Strathmerton .. .. .	697
Mr. D. N. Craig .. ..	Victorian Inland Meat Authority .. .. .	702, 769, 930
The Hon. P. T. Byrnes, M.L.C.	Member for North-Western Province .. .. .	717
Mr. A. W. Currie .. ..	Promote Thomastown Committee .. .. .	727
Mr. J. A. Morrow .. ..	} Department of Agriculture .. .. .	} 739
Mr. L. A. Downey .. ..		
Mr. L. A. Mahoney .. ..		
Mr. G. W. Gayford .. ..		
Mr. W. Phelan .. ..	W. Phelan and Sons Pty. Ltd. .. .. .	753, 786
Mr. H. W. McCay .. ..	} State Rivers and Water Supply Commission .. .. .	} 800 810
Mr. J. N. Churchyard .. ..		
Mr. A. F. Ronalds .. ..	} Melbourne and Metropolitan Board of Works .. .. .	} 817 817, 827
Mr. J. A. Hepburn .. ..		
Mr. O. W. Curnow .. ..	Of Ballarat .. .. .	839
Mr. W. A. Reid .. ..	} Gas and Fuel Corporation of Victoria .. .. .	} 850
Mr. L. G. Leckie .. ..		
Mr. R. J. Bennie .. ..		
Mr. J. Mullin .. ..	Victorian Decentralization League .. .. .	871
Mr. U. Ellis .. ..	New England New State Movement .. .. .	895

APPENDIX "A"—*continued.*DISTRIBUTION OF POPULATION COMMITTEE—*continued.*

Witness.	Organization Represented (if any).	Commencing at Page—	
Mr. B. E. Purnell ..	Barwon Regional Committee and Geelong and District Town Planning Committee	941, 979	
Mr. L. L. Burch ..	Geelong Promotion Committee .. .. .	953	
Mr. A. L. Dean ..	Shire of South Barwon .. .. .	965	
Mr. A. B. Wood ..	Shire of Corio .. .. .	972	
Mr. H. Stribling ..	Shire of Winchelsea .. .. .	973	
Mr. J. W. Carr ..	Geelong Waterworks and Sewerage Trust .. .. .	976	
Mr. J. C. McP. McLennan ..	City of Colac .. .. .	987	
Mr. T. J. Finn ..	} Shire of Colac .. .. .	{ 997	
Mr. H. L. Martin ..			998
Mr. E. W. Morris ..	Shire of Otway .. .. .	1011	
Mr. L. G. G. Atyeo ..	Colac Chamber of Commerce .. .. .	1021	
Mr. L. D. Parslow ..	Colac Branch of the Victorian Road Transport Association	1032	
Mr. R. G. Bennett ..	South-Western Section of the Victorian Sawmillers' Associa- tion	1037	
Mr. D. N. Symons ..	Fletcher Jones and Staff Pty. Ltd. and Associated Companies	1042	
Mr. D. A. Jenkins ..	Warrnambool Woollen Mill Co. Ltd. .. .. .	1060, 1078	
Mr. E. Johnson ..	} City of Warrnambool .. .. .	{ 1076, 1080	
Mr. J. B. Dwyer ..			1066, 1080
Mr. J. Brophy ..	Borough of Port Fairy .. .. .	1081	
Mr. H. G. Clark ..	} Terang and District Development Association .. .. .	{ 1090, 1103	
Mr. P. J. Bourke ..			1100
Mr. W. J. M. Yates ..	Warrnambool Branch of the Country Party .. .. .	1104	
Mr. E. H. Jones ..	} Shire of Heytesbury .. .. .	{ 1108	
Mr. C. W. J. Burgin ..			1114
Mr. F. A. Robertson ..	} Town of Camperdown .. .. .	1118	
Mr. R. J. Lord ..			
Mr. L. J. Graves ..	} Upper Goulburn Regional Committee .. .. .	1129	
Mr. E. C. Bates ..			
Mr. J. E. Moore ..	} Shire of Alexandra .. .. .	1147	
Mr. A. W. Jones ..			
Mr. H. C. Fitzroy ..			
Mr. J. W. Pollock ..			
Mr. A. T. Power ..	Of Pyalong .. .. .	1159	
Mr. G. F. Nash ..	Of Benalla .. .. .	1163	
Mr. T. McMurray ..	Shire of Broadford .. .. .	1167	
Mr. H. H. Alexander ..	} Shire of Euroa and the Develop Euroa Committee .. .. .	{ 1169	
Mr. F. T. Kiellerup ..			1174
Mr. G. S. Patience ..			1180
Mr. J. L. McCormack ..	} Euroa Development Association .. .. .	1181	
Mr. M. M. Miles ..			
Mr. J. G. Smith ..	} Shire of Mansfield .. .. .	1193	
Mr. W. J. Redfern ..			

## APPENDIX "A"—continued.

## DISTRIBUTION OF POPULATION COMMITTEE—continued.

Witness.	Organization Represented (if any).	Commencing at Page—
Mr. H. V. Doughty ..	Mansfield Section of the Victorian Sawmillers' Association	1197
Mr. R. A. Charles ..	Shire of Yea .. .. .	1211
Mr. V. E. Vibert ..	} City and Shire of Shepparton.. .. .	1215
Mr. J. J. Reilly ..		1229
Mr. M. Brown ..		1235
Mr. R. C. Jeffery ..		1238
Mr. W. C. K. Little ..		1241
Mr. H. L. Smith ..	} Murray Valley Development League .. .. .	1245
Mr. R. A. F. Braham ..		
Mr. G. V. Lawrence ..		
Mr. E. Hennessy ..		
Mr. W. C. K. Little ..	} Goulburn Regional Committee .. .. .	1280
Mr. E. M. Jackson ..		1286
Mr. T. R. Mellor ..	} Borough of Swan Hill .. .. .	} 1295, 1300
Mr. G. F. Lay ..		
Mr. G. McM. Ainsworth ..	} Joinery Manufacturer, Swan Hill .. .. .	1301
Mr. H. N. French ..		
Mr. R. C. Pearce ..	Howard Jackett and Co., Flour Millers, Swan Hill ..	1307
Mr. R. J. Burkett ..	Proprietor, Burkett Cement Products, Swan Hill ..	1309
Mr. H. E. Scoones..	Swan Hill Co-operative Dairy Co. Ltd. .. .. .	1314
Mr. E. A. Betts ..	Cohns (Swan Hill) Pty. Ltd. .. .. .	1320
Mr. L. H. Langley ..	} Wheat and Wool Growers' Association, Manangatang Branch	1328
Mr. F. W. Hughes..		1330
Mr. L. J. Arnott ..	Robinvale Chamber of Commerce .. .. .	1332
Mr. W. R. Blair ..	} Southern Cotton Pty. Ltd. .. .. .	1335
		Robinvale Cotton Growers .. .. .
Mr. H. G. Hilton ..	} Shire of Karkaroc .. .. .	1339
Mr. W. M. Schack ..		1346
Mr. A. G. Coulthard ..	Division of State Development .. .. .	1361, 1469 1487
Mr. D. J. Anderson ..	Victoria Promotion Committee .. .. .	1375
Mr. C. M. Ewart ..	} Forests Commission, Victoria .. .. .	1387, 1451
Dr. F. R. Moulds ..		1387
Mr. K. J. Simpfendorfer ..		1387, 1429
Mr. A. L. Benallack ..		1434
Mr. E. T. Ebbels ..	Registrar of Co-operative Housing Societies, and Chairman, Home Finance Trust	1415
Mr. J. P. Gaskin ..	} Housing Commission of Victoria .. .. .	1453
Mr. G. G. Bolwell ..		
Mr. A. McDonell ..	Director of Education .. .. .	1502
Mr. M. J. Harkins ..	Tourist Development Authority .. .. .	1517
Mr. W. A. Sandall ..	Rural Finance Corporation of Victoria.. .. .	1537
Mr. D. Fletcher Jones ..	Fletcher Jones and Staff Pty. Ltd. .. .. .	1559
Mr. S. Johnson ..	Johnson Bros., Croydon .. .. .	1572

APPENDIX "A"—*continued.*DISTRIBUTION OF POPULATION COMMITTEE—*continued.*

Witness.	Organization Represented (if any).	Commencing at Page—
Mr. G. L. Wood .. ..	Secretary for Lands .. .. .	1582
Mabel Emily Hedditch ..	Councillor of the Town of Portland .. .	1592
Mr. N. G. Nicol .. ..	Mayor of Portland .. .. .	1593
Mr. J. A. Stamford .. ..	Farmer, Portland .. .. .	1611
Mr. E. C. Stephenson ..	Eric Stephenson and Co. Pty. Ltd. .. .	1623
Mr. M. McL. Aylmer .. ..	Councillor of the Shire of Portland .. .	1629
Mr. M. D. Allardice .. ..	Shire Secretary of Portland Shire .. .	1630
Mr. E. C. Dohle .. ..	Tahara, Chairman of the Portland Fertilizer (Investigation) Co-op. Society Ltd. .. .. .	1636
Mr. T. C. Jarrett .. ..	Chairman of Woolgrowers Co-op. Ltd. .. .	1638
Mr. K. S. Anderson .. ..	Chairman Portland Harbor Trust .. .. .	1646
Mr. N. W. Baldy .. ..	Glenelg Regional Committee .. .. .	1680
Mr. R. A. Blatchford .. ..	Mayor of the City of Ararat .. .. .	1698
Mr. F. C. Borbiero .. ..	Glenthompson Brickworks Pty. Ltd. .. .	1711
Mr. D. A. Downs .. ..	Secretary, Softwood Holdings Ltd. .. .. .	1717
Mr. C. H. Homes .. ..	General Manager of S.A. Perpetual Forests Ltd. .. .	1733
Mr. M. H. Morrison .. ..	Divisional Manager for the South-East of South Australia, S.A. Perpetual Forests Ltd. .. .. .	1733
Sir Wm. J. F. McDonald ..	Councillor of the Shire of Kowree .. .. .	1738
Mr. J. R. Hargreaves .. ..	Councillor of the Shire of Glenelg .. .. .	1750
Mr. A. J. Howlett .. ..	President of the Casterton Traders' Association .. .	1754
Mr. F. H. Silvester .. ..	Councillor of the Shire of Glenelg .. .. .	1757
Mr. E. C. Dempster .. ..	Mayor of the City of Hamilton .. .. .	1765
Mr. W. L. Proud .. ..	President of the Hamilton Community Development Association .. .. .	1783
Mr. E. C. Peirce .. ..	Councillor of the City of Sale .. .. .	1789
Mr. W. F. Mynard .. ..	Councillor of the Shire of Avon .. .. .	1804
Mr. R. E. Tanner .. ..	Councillor of the Shire of Rosedale .. .. .	1808
Mr. N. D. McFadyen .. ..	Engineer from Leongatha .. .. .	1813
Mr. W. E. Vardy .. ..	Chairman of the Macalister Water Users' League .. .	1824
Mr. A. R. Jones .. ..	Vice-President of the Macalister Water Users' League .. .	1828
Mr. R. Castles .. ..	East Gippsland Regional Committee .. .. .	1833
Mr. L. A. O. Little .. ..	Managing Director of Little's of Port Welshpool .. .	1836
Mr. H. A. Guyatt .. ..	Secretary of the Gippsland Region Field and Game Association .. .. .	1842
Mr. H. J. Neil .. ..	Headmaster of Gippsland Grammar School .. .. .	1848
Mr. P. R. Lewis .. ..	Deputy Secretary to the Shire of Bairnsdale .. .. .	1853
Mr. R. H. Archibald .. ..	Councillor of the Shire of Bairnsdale .. .. .	1856

APPENDIX "A"—*continued.*DISTRIBUTION OF POPULATION COMMITTEE—*continued.*

Witness.	Organization Represented (if any).	Commencing at Page—
Mr. A. J. Watts .. ..	Manager and Secretary of the Bairnsdale District Farmers' Co-op. Company Limited	1863
Mr. R. E. Rawlings .. ..	Councillor of the Shire of Tambo .. ..	1879
Mr. E. W. Coffey .. ..	Councillor of the Shire of Omeo .. ..	1887
Mr. S. E. Cannard.. ..	Acting Secretary of the Shire of Orbost .. ..	1892
Mr. W. H. Dumaresq .. ..	East Gippsland Regional Committee .. ..	1894
Mr. J. M. McCoy .. ..	Councillor of the Shire of Omeo .. ..	1899
Sir Albert Lind .. ..	Member of the Legislative Assembly for East Gippsland ..	1902
Mr. R. R. Johnston .. ..	Councillor of the Shire of Orbost .. ..	1909
Mr. R. T. Redenbach .. ..	Councillor of the Shire of Tambo .. ..	1915
Mr. K. E. G. Moore .. ..	Councillor of the Shire of Orbost .. ..	1917
Mr. A. L. Jackel .. ..	Mayor of the City of Wangaratta .. ..	1924
Mr. J. H. Shannon .. ..	Shire of Wangaratta .. ..	1928
Mr. S. M. Arms .. ..	Administrative Manager of Bruck Mills (Aust.) Ltd. ..	1932
Mr. A. O. Lawrence .. ..	Chairman of the Forests Commission .. ..	1956

## INDEX TO APPENDIX "B".

## DISTRIBUTION OF POPULATION COMMITTEE.

## CLASSIFICATIONS.

1. Evidence Volunteered by Individuals.
2. Evidence Volunteered by Organizations, &c.
3. Comment on Terms of Reference from Government Departments, &c.
4. Miscellaneous.

1. *Evidence Volunteered by Individuals.*

- (a) Submission from Mr. M. M. Allen, Associate Member, British Institute of Transport—Comment on Terms of Reference.
- (b) Memoranda from Mr. H. E. Arblaster, Principal, Ballarat School of Mines and Industries (two papers)—(i) Tertiary Education; and, (ii) Country University Education.
- (c) Memorandum from Mr. J. B. Barclay of Sale—Establishment of Regional Agricultural College.
- (d) Submission from Mr. P. C. Brown, Engineer—Comment on Terms of Reference Nos. 1, 7, and 8.
- (e) Submissions from Mr. C. B. Darley—(i) the Effect of Decentralization on Railway Earnings; and, (ii) Comment on Terms of Reference.
- (f) Memorandum from Dr. W. A. Merrylees, President of the Riverine University League—Country University Education.
- (g) Memoranda from Mr. D. H. McKenzie, Chairman of Directors, Maryborough Knitting Mills (Cuttle) Limited (two papers)—(i) Secondary Industries in Maryborough; and, (ii) History of Maryborough Knitting Mills.
- (h) Submission from Mr. J. O'Keefe, Building Industry Consultant—Comment on Terms of Reference No. 8.
- (i) Memorandum from Mr. W. G. Saxton, President of Victorian Saw-millers Association—Timber Industry.

2. *Evidence Volunteered by Organizations.*

## A. Comment on Terms of Reference from :—

- (a) the Shires of Altona, Arapiles, Avoca, Bacchus Marsh, Dunmunkle, Kaniva, Keilor, Lowan, Warracknabeal, and Yackandandah;
- (b) the Cities of Mildura and Williamstown;
- (c) the Town of Stawell;
- (d) the Shires of Avoca, Bet Bet, Talbot, Tullaroop, and the Borough of Maryborough;
- (e) the Dimboola Chamber of Commerce;
- (f) the Housewives Association of Victoria;
- (g) the Jeparit District Chamber of Commerce;
- (h) the Kaniva Chamber of Commerce;
- (i) the Murtoa Progress Committee;
- (j) the South Gippsland Development League.

B. Submissions *re* Selection of Location from :—

- (1) Camille de Stoop (Aust.) Pty. Ltd.
- (2) Caterpillar of Australia Pty. Ltd.

## C. Submissions from :—

- (1) General Council for Rating Reform (Unimproved Capital and Value Rating);
- (2) Gippsland Industries Limited (*re* Transport, &c.);
- (3) the Portland Harbor Trust Commissioners (*re* Pier Rail Line at Portland);
- (4) the University of Melbourne—
  - (i) Victorian School of Forestry, Creswick;
  - (ii) Tertiary Education;
  - (iii) Country Universities;
- (5) Softwood Holdings Limited—Afforestation.

INDEX TO APPENDIX "B"—*continued.*3. *Government Departments—Decentralization.*

- (a) Department of Agriculture (three papers)—(i) Comment on Terms of Reference; (ii) Use of Land for Timber, &c.; and, (iii) Comment on Memorandum from Mr. J. B. Barclay (No. 1 (c)).
- (b) Apprenticeship Commission—Apprenticeship.
- (c) Auditor-General—Comment on Terms of Reference.
- (d) Country Fire Authority—Comment on Terms of Reference.
- (e) Country Roads Board—Comment on Term of Reference No. 8.
- (f) Education Department (two papers)—(i) Comment on Term of Reference No. 8; and, (ii) Answers to Committee's Questions.
- (g) Egg and Egg Pulp Marketing Board—Comment on Term of Reference No. 8.
- (h) State Electricity Commission (three papers)—(i) Completion of Country Electrical Development in Victoria with particular Reference to "Self-help" Policy; (ii) Electricity Supply Tariffs; and, (iii) Answers to Committee's questions.
- (i) State Film Centre—Film Libraries, Mobile Tour Units.
- (j) Director of Finance—Decentralization Fund.
- (k) Forests Commission—Answers to Committee's questions.
- (l) Department of Health—Location of Staff, &c.
- (m) Hospitals and Charities Commission—Location of Services, &c.
- (n) Housing Commission—Comment on Terms of Reference.
- (o) State Immigration Office—Comment on Terms of Reference.
- (p) Department of Labour and Industry—Comment on Terms of Reference.
- (q) Law Department—Location of Staff, &c.
- (r) Free Library Service Board—Comment on Terms of Reference.
- (s) Public Library of Victoria—Comment on Terms of Reference.
- (t) Victorian Licensing Court—Comment on Terms of Reference.
- (u) Local Government Department—Comment on Terms of Reference.
- (v) Mines Department—Comment on Terms of Reference.
- (w) Chief Commissioner of Police—Comment on Terms of Reference.
- (x) Premier's Department—Comment on Terms of Reference.
- (y) Public Service Board—Comment on Terms of Reference.
- (z) Public Works Department—Location of Staff, &c.
- (aa) Rural Finance Corporation—Funds Available and Expenditure to 30th June, 1960.
- (ab) Soldier Settlement Commission—Effects of Land Settlement.
- (ac) Comptroller of Stamps—Regional Titles Office.
- (ad) State Savings Bank—Comment on Terms of Reference.
- (ae) Town and Country Planning Board—Comment on Terms of Reference.
- (af) Melbourne and Metropolitan Tramways Board—Purchases in Country.
- (ag) Co-ordinator of Transport (two papers)—(i) Comment on Terms of Reference; and, (ii) Sea and Air Transport.
- (ah) Transport Regulation Board—Memorandum and Nine Attachments *re* Transport.
- (ai) Under-Secretary—Comment on Term of Reference No. 8.

4. *Miscellaneous.*

- (a) Memorandum from the Prime Minister's Office—Replies to Committee's questions on—(i) Defence; (ii) Telephone Charges; (iii) Commonwealth Development Bank; and (iv) Commonwealth Government Aid to Decentralization.
- (b) Statement of Lending Policy of Commonwealth Development Bank.
- (c) Statement on Advance Policy, Reserve Bank of Australia.
- (d) Memorandum from the Hon. Sir Arthur Warner, Minister of Transport—Decentralization of Population by greater use of Railways.
- (e) Analysis of replies from Departments as to Staff Location.
- (f) Memorandum from the Australian Bankers' Association.



1960-61

VICTORIA

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# DISTRIBUTION OF POPULATION COMMITTEE

## FIFTH PROGRESS REPORT

WITH AN

## APPENDIX

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*Ordered by the Legislative Council to be printed, 12th April, 1961*

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EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE  
LEGISLATIVE COUNCIL.

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THURSDAY, 3RD DECEMBER, 1959.

2. DISTRIBUTION OF POPULATION COMMITTEE.—The Honorable G. L. Chandler moved, by leave, That the following Members of this House be appointed Members of the Distribution of Population Committee, viz. :—The Honorables R. W. Mack, R. W. May, and A. Smith.

Question—put and resolved in the affirmative.

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4. DISTRIBUTION OF POPULATION COMMITTEE.—The Honorable G. L. Chandler moved, by leave, That the Distribution of Population Committee have power to send for persons, papers, and records, and to report the minutes of evidence from time to time.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.

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TUESDAY, 3RD MAY, 1960.

4. DISTRIBUTION OF POPULATION COMMITTEE.—The Honorable R. W. Mack moved, by leave, That the Distribution of Population Committee have power to travel to and hold meetings in the State of New South Wales for the purpose of studying decentralized industries and the distribution of population in that State.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Assembly acquainting them with the foregoing resolution.

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EXTRACTED FROM THE VOTES AND PROCEEDINGS OF THE  
LEGISLATIVE ASSEMBLY.

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THURSDAY, 3RD DECEMBER, 1959.

5. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That Mr. Galvin, Mr. Kane, Mr. Moss, Mr. Scott, Mr. Stoneham, and Mr. White be appointed members of the Distribution of Population Committee (*Mr. Bolte*)—put and agreed to.

6. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That the Distribution of Population Committee have power to send for persons, papers, and records, and to report the Minutes of Evidence from time to time (*Mr. Bolte*)—put and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them with the foregoing resolution.

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WEDNESDAY, 27TH APRIL, 1960.

18. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That the Distribution of Population Committee have power to travel to and hold meetings in the State of New South Wales for the purpose of studying decentralized industries and the distribution of population in that State (*Mr. Galvin*)—put and agreed to.

Ordered—That a Message be sent to the Legislative Council acquainting them with the foregoing resolution.

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TUESDAY, 20TH SEPTEMBER, 1960.

13. DISTRIBUTION OF POPULATION COMMITTEE.—Motion made, by leave, and question—That Mr. Brose be appointed a member of the Distribution of Population Committee (*Sir Thomas Maltby*)—put and agreed to.

## DISTRIBUTION OF POPULATION (JOINT COMMITTEE) ACT 1959.

## SECTION 4.

4. The function of the Committee shall be to conduct an inquiry into and to report and make recommendations to the Council and the Assembly upon the question of the distribution of population in the State of Victoria within the following terms of reference, namely :—

- (1) Whether it is desirable and practicable to bring about by Government action a more even distribution of population between the metropolitan and the rural and urban areas of Victoria ?
- (2) Whether the increase and the retention of population in non-metropolitan areas is wholly or partly dependent upon the establishment of secondary industries in those areas ?
- (3) What other sources of employment or other activities could economically be created, enlarged or encouraged in those areas ?
- (4) What kinds of industries can be located and operated economically in non-metropolitan areas and what prerequisites are necessary for the operation of such industries ?
- (5) Whether the establishment of secondary industries or other sources of employment in non-metropolitan areas is dependent upon subsidies or concessions from the Government, and within what limits having regard to the financial resources of Victoria could such subsidies or concessions be justified ?
- (6) What effect would a policy of subsidizing new industries have on existing industries in the metropolitan area and country centres ?
- (7) What urban and rural districts of the State offer particular opportunities or present particular problems in respect to the distribution, reception or retention of population and what industries or other sources of employment could effectively be established or encouraged in each such district ?
- (8) To what extent and in what manner can the Government of Victoria and governmental and semi-governmental instrumentalities, local authorities and local organizations assist in achieving a more even distribution of population throughout the State ?



# REPORT

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THE DISTRIBUTION OF POPULATION COMMITTEE, appointed pursuant to the provisions of the *Distribution of Population (Joint Committee) Act 1959* (No. 6576) has the honour to report as follows:—

1. The Fourth Progress Report of the Committee was laid on the Table of each House on Tuesday, 28th March, 1961. (Victorian Parliamentary Papers, D. No. 11, Session 1960–61.)

2. In paragraph 157 of the Fourth Progress Report the Committee included an incomplete list of Victorian non-metropolitan manufacturers who employ upwards of 100 persons. Since presentation of that Report, the Victorian Chamber of Manufactures has supplied the Committee with a complete list of its country members employing a staff of 100 or more. This list and the letter which accompanied it are appended to this Report.

3. In paragraph 351 of its Fourth Progress Report the Committee advised Honorable Members that it was almost certain that the Committee's deliberations on the topics—finance, transport, education, electricity, and water supply would not be completed in time for its findings to be reported to Parliament during the current Session. It was further stated (paragraph 352) that the Committee proposed to continue its deliberations and to make a further report or reports on some at least of these outstanding matters completed by it up till the time the Parliament rises.

4. The Committee at that time (28th March, 1961) anticipated that the sittings of the Parliament would continue until approximately the end of April, 1961, and it was anticipated that reports relating to education and electricity would be completed and presented.

5. The Committee has continued its deliberations on matters relating to education and has discovered that, before a comprehensive report on those aspects of education coming within the Committee's terms of reference could be presented, further evidence would be required.

Accordingly, in the time available, it is not possible for the Committee to present any further substantive reports to Parliament.

6. The attention of Honorable Members is again drawn to the recommendations in paragraph 356 of the Committee's Fourth Progress Report "that a new Distribution of Population Committee be appointed" and "that the transcript, appendices, and official records of this Committee be referred to the new Committee".

7. The matters for attention by the new Committee, uncompleted by this Committee, include:—

- (a) visits to Regions and towns not visited by this Committee to hear evidence;
- (b) answers to Term of Reference No. 7; and,
- (c) investigation and report on the following topics—finance, transport, education, electricity, and water supply.

## APPENDIX.

## MEMORANDUM FROM THE VICTORIAN CHAMBER OF MANUFACTURES.

In response to your letter of the 23rd February, 1961, we attach hereto a complete list of our country members employing a staff of 100 or more.

For administrative purposes, we group our members according to the number of persons employed. As a matter of fact, our membership subscription is assessed on this basis. For this reason, therefore, there is a limited number of companies included in the list which employ between 76 and 100 persons.

It may be of interest to note that the list does not include persons employed in country areas (Morwell, Yallourn, Hazelwood) by contractors.

24th March, 1961.

Leading Country Manufacturers.	Number of Persons Employed.
Warrnambool Woollen Mills, Merri River, South Warrnambool .. .. .	201-300
Archie's Creek Dairy Produce Co., Archie's Creek .. .. .	76-100
A.G.M. Manufacturing Co. Pty. Ltd., Gisborne-road, Bacchus Marsh .. .. .	76-100
Australian Timken Pty. Ltd., Learmonth-road, Ballarat .. .. .	126-150
Ballarat Woollen and Worsted Co. Ltd., Hill-street, Ballarat East .. .. .	151-200
M.B. John and Hattersley Ltd., P.O. Box 279, Ballarat .. .. .	501-1,000
E. Lucas and Co. Pty. Ltd., Doveton-street, Ballarat .. .. .	301-500
Martin Stoneware Pty. Ltd., Creswick-road, Ballarat .. .. .	101-125
I. and R. Morley Pty. Ltd., Doveton-street, Ballarat .. .. .	301-500
Ronaldson Bros. and Tippett Pty. Ltd., Creswick-road, Ballarat .. .. .	301-500
Jas. Selkirk Pty. Ltd. and Selkirk Freight Lines Pty. Ltd., Howitt-street, Ballarat .. .. .	76-100
Simmonds Aeroaccessories Pty. Ltd., G.P.O. Box 198, Ballarat .. .. .	151-200
Sunshine Biscuit Company, Ballarat .. .. .	151-200
Villiers Australia Pty. Ltd., P.O. Box 237, Ballarat .. .. .	201-300
Weir, S. J., Pty. Ltd., 12 Dawson-street, North Ballarat .. .. .	151-200
Wendouree Woollen Mills Pty. Ltd., Ballarat North .. .. .	301-500
Renolds Chains (Australia) Pty. Ltd., 84-102 Samaria-road, Benalla, P.O. Box 64, Benalla .. .. .	151-200
Bendigo Pottery Pty. Ltd., Epsom, Bendigo, Epsom P.O., via Bendigo .. .. .	76-100
Bradford Cotton Mills (Bendigo) Pty. Ltd., P.O. Box 59, Kangaroo Flat, Bendigo .. .. .	201-300
Brown, John, Industries Ltd., 6-34 Alley-street, Bendigo, P.O. Box 133, Bendigo .. .. .	201-300
Hanro (Aust.) Knitting Mills Pty. Ltd., 163 Hargreaves-street, Bendigo .. .. .	301-500
Intercontinental Packers Pty. Ltd., P.O. Box 90, Bendigo .. .. .	201-300
Castlemaine Woollen Co. Ltd., P.O. Box 10, Castlemaine .. .. .	301-500
Thompson's (Castlemaine) Ltd., Box 49, Castlemaine .. .. .	501-1,000
Colac Dairying Co. Ltd., P.O. Box 37, Colac .. .. .	126-150
Albion Woollen Mills Co. Pty. Ltd., Latrobe-terrace, Geelong .. .. .	151-200
Australian Cement Co., Geelong .. .. .	301-500
Birmid Auto Castings Pty. Ltd., Sea Beach-parade, North Shore, Geelong .. .. .	201-300
Cheetham Salt Ltd., P.O. Box 272, Geelong .. .. .	201-300
Collins Bros. Pty. Ltd. (Union Woollen Mills), Latrobe-terrace, Geelong .. .. .	301-500
Donaghy, M., and Sons Pty. Ltd., P.O. Box 84, Geelong .. .. .	151-200
Federal Woollen Mills Ltd., Mackay-street, Geelong North .. .. .	501-1,000
Ford Motor Co. of Australia Pty. Ltd., North Geelong .. .. .	Over 1,000
Geelong Returned Soldiers' and Sailors' Woollen and Worsted Co-op. Mfg. Co. Ltd., Pakington-street, Geelong .. .. .	501-1,000
G. Hirst and Co. Pty. Ltd. (Excelsior Woollen Mills), Swanston-street, Geelong South .. .. .	201-300
International Harvester Co. of Australia Pty. Ltd., P.O. Box 223, Geelong .. .. .	Over 1,000
Jackson's (Corio) Meat Packing Co. Pty. Ltd., Corio Quay, North Geelong .. .. .	201-300
No-Sag Spring Co. Pty. Ltd., Melbourne-road, Geelong .. .. .	76-100
Pilkington Bros. (Aust.) Ltd., P.O. Box 209, Geelong .. .. .	201-300
Redpath, W. R., and Sons Pty. Ltd., Marnock Vale, via Geelong .. .. .	76-100
Taylor, J. C., and Sons Pty. Ltd., P.O. Box 365, Geelong .. .. .	201-300
Valley Worsted Mills Pty. Ltd., Swanston-street, Geelong .. .. .	501-1,000
North-Eastern Dairy Co. Ltd., Kiewa .. .. .	126-150
Korumburra and District Co-op. Butter Factory and Trading Co. Ltd., Station-street, Korumburra .. .. .	151-200
Kyabram Co-op. Fruit Pres. Co. Ltd., P.O. Box 111, Kyabram .. .. .	201-300
Leongatha Butter and Cheese Factory Co. Ltd., Leongatha .. .. .	76-100
Maffra Co-op. Milk Products Co. Ltd., Maffra .. .. .	201-300
Longwarry and District Dairymen's Co-op. Association Ltd., Longwarry .. .. .	76-100
Maryborough Knitting Mills (Cuttle) Ltd., Maryborough .. .. .	301-500
Phelan, W., and Sons Pty. Ltd., 157 High-street, Maryborough .. .. .	76-100
Patience and Nicholson Ltd., Sutton-road, Maryborough .. .. .	301-500
Mildura Co-op. Fruit Co. Ltd., Mildura .. .. .	301-500
Glaxo Allenburys (Aust.) Pty. Ltd., P.O. Box 16, Port Fairy .. .. .	301-500

APPENDIX—*continued.*

Leading Country Manufacturers.	Number of Persons Employed.
Ansett Knitting Mills Pty. Ltd., Anzac-avenue, Seymour .. .. .	76-100
Shepparton Preserving Co., Shepparton .. .. .	201-300
North Western Woollen Mills, P.O. Box 34, Stawell .. .. .	201-300
Stawell Timber Industries Pty. Ltd., 141 Main-street, Stawell .. .. .	101-125
Trufood of Australia Ltd., Terang .. .. .	101-125
Bruck Mills (Aust.) Ltd., Sisely-avenue, Wangaratta .. .. .	501-1,000
Wangaratta Woollen Mills Ltd., Wangaratta .. .. .	301-500
Signs Publishing Company, Warburton .. .. .	76-100
Bradford Kendall, P.O. Box 30, Wodonga .. .. .	76-100
Australian Paper Manufacturers Ltd., Broadford .. .. .	220
Australian Paper Manufacturers Ltd., Maryvale .. .. .	1,000
The Nestle Company (Aust.) Ltd., Dennington .. .. .	501-1,000
The Nestle Company (Aust.) Ltd., Maffra .. .. .	301-500
General Milk Company, Merrigum .. .. .	101-125

24th March, 1961.



