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(SECOND SESSION OF THE FORTY-SECOND PARLIAMENT)

NEW SOUTH WALES

VOTES

AND

PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY

DURING THE SESSION

OF

1968-69

WITH THE VARIOUS DOCUMENTS CONNECTED THEREWITH

IN ONE VOLUME

AND

FIVE JOINT VOLUMES

BY AUTHORITY VICTOR C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES 1969

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(SECOND SESSION OF THE FORTY-SECOND PARLIAMENT)

NEW SOUTH WALES

LEGISLATIVE ASSEMBLY

VOTES AND PROCEEDINGS

SESSION 1968--69

[Opened 7th August, 1968-Prorogued 7th May, 1969]

IN ONE VOLUME

AND

FIVE JOINT VOLUMES

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LEGISLATIVE ASSEMBLY

NEW SOUTH WALES

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1968-69

(Opened 7 August, 1968; Prorogued 7 May, 1969.)

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MINISTERIAL ARRANGEMENTS:

- Mr Askin informed House that on 23 May, 1968, the Hon. A. H. Jago, M.L.A., Minister for Health, was appointed also as Minister for Child Welfare and Minister for Social Welfare by the Lieutenant-Governor and that on 10 July, 1968, the Hon. J. B. M. Fuller, M.L.C., Minister for Decentralisation and Development, was appointed Vice-President of the Executive Council by His Excellency the Governor 6 Governor, 6.
- Mr Askin informed House that on 3 September, 1968, the Hon. A. H. Jago, M.L.A., resigned from offices of Minister for Child Welfare and Minister for Social Welfare, and on the same date the Hon. F. M. Hewitt, M.L.C., was appointed Minister for Child Welfare and Minister for Social Welfare, 57.
- Mr Askin informed House that His Excellency the Governor had authorized the Hon. Davis Hughes, M.L.A., Minister for Public Works, to exercise the powers, perform the official duties and be responsible for the obligations appertaining to the office of Minister for Decentralisation and Development on and from 20 October, 1968, during the absence overseas of the Hon. J. B. M. Fuller, M.L.C., Minister for Decentralisation and Development, 153.

Statement made (Mr Askin) in reference to new Ministry, 277.

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ADJOURNMENT OF HOUSE UNDER 49TH STANDING ORDER:

- DJOURNMENT OF HOUSE UNDER 49TH STANDING ORDER: Bushfires in the area of the Greater City of Cessnock Council (withdrawn), 193. Bushfires in the lower Blue Mountains (withdrawn), 242. Critical position of the water supply to the township of Ivanhoe (withdrawn), 295. Drought in the Monaro area (withdrawn), 103. Drought on the South Coast, (ruled out of order), 175. Drought unemployment relief in far west of New South Wales (withdrawn), 121. Increases in fares on train, bus and ferry services and rail parcel rates (negatived), 86. Proposed resumptions by the Government for the purpose of extensive road works and associated projects at King's Cross (negatived), 297. Sale of land in Malabar to Education Department (ruled out of order), 158.

AIR, RIVER AND FORESHORE POLLUTION:

- Motion (*Mr Haigh*), pursuant to Notice, (1) That a Select Committee be appointed to inquire into and report upon the control of air, river and foreshore pollution and noise nuisance, *etc.*, and debate adjourned, 310.
- BUSH FIRES:
 - Motion (Mr Jackson) (Urgency-Suspension of Standing and Sessional Orders),
 (1) This House is appalled at the tragic loss of homes and property caused by the devastating bushfires which have occurred in this State during recent weeks. The House extends sincere sympathy and concern to all those who have suffered through those losses and calls upon the State and Federal Governments to provide every possible assistance to these unfortunate victims who have experienced this national disaster. (2) That all necessary action be taken by the Government to prevent further outbreaks of fire, agreed to, 157.

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CARE OF THE AGED:

Motion (*Mr Bannon*), pursuant to Notice, That in the opinion of this House the Commonwealth Government should, in recognition of the role of the National Government in matters relating to the care and well-being of the aged, take action immediately to extend the provisions of the Commonwealth Aged Persons' Homes Act to permit of State Housing Authoritics participating in the grant provisions of such Act.

And amendment (*Mr Freudenstein*) to insert after the words "well-being of the aged" the words "acknowledge the validity of the claims in this regard of the New South Wales Government and Housing Ministers of all States as outlined by the Premier at the Conference of Commonwealth and State Ministers in June, 1966 and", and debate adjourned, 149; resumed and adjourned, 207.

COLONG CAVES RESERVE:

Motion (Mr McCartney) (Urgency), That Government should take immediate action to (1) revoke all mining leases granted to Associated Portland Cement Ltd to mine in and adjacent to the Colong Caves Reserve and (2) restore the excised area of 5,000 acres to the Kanangra/Boyd National Park, negatived, 78.

COMMONWEALTH-STATE FINANCIAL RELATIONS:

Motion (Mr Punch) (pursuant to Notice), That this House:

- (1) Calls upon the Premier to convene a meeting of State Premiers to protest against the Commonwealth Government's refusal to reverse the trend of centralization of Government administration and finance in Canberra.
- (2) Urges the establishment of a permanent Council of Premiers to marshal opposition to Commonwealth inroads into spheres of State administration, and to prepare for submission to the Commonwealth a structure for a new financial agreement in Commonwealth-State relations.
- (3) Demands that, in the meantime, the State of New South Wales receives a more equitable reimbursement of taxation and approval for more adequate borrowing of loan funds.
- Mr Jensen moved, That the Question be amended by leaving out paragraphs (1) and (2) with a view of inserting the following paragraphs instead thereof:
- "(1) This House directs the Premier to initiate the early convening of a meeting of all Premicrs and Leaders of the Opposition in each State, together with the Prime Minister, the Federal Treasurer and the Leader of the Opposition in the Commonwealth Parliament to discuss all aspects of Commonwealth-State relatinships, especially the trend of centralization of Government administration and finance in Canberra.
- (2) That this meeting be followed by the calling of a series of National Constitutional Conventions, consisting of leading Members of each State Parliament and the Commonwealth Parliament, together with citizens representing applicable professions, industry, trade unions and other groups to review and where necessary recommend amendments to the Commonwealth of Australia Constitution Act."
 - The Speaker said that he felt that the first part of the amendment seemed to enlarge the scope of the original Motion while the second part went even further involving National Conventions, and as presently minded he was inclined to rule the amendment out of order. However, he would like more time to think about the question but he felt that he might be left in the position where he would have to rule against the amendment; debate adjourned, 61; resumed, Mr Speaker stated that he was compelled to rule the amendment out of order on three counts (i) as subversive of the principle of the original motion, (ii) outside the scope of the original motion, and (iii) not relevant to the subject matter of the original motion; debate continued, 79; agreed to, 121.

COTTON MESH ONION BAGS:

Motion (Mr Grassby) (Urgency), (1) That House calls on Premier to immediately request the Prime Minister to institute an independent inquiry into racketeering in the bag industry which is detrimental particularly to primary industries in this State, and (2) That Premier request that the inquiry be directed urgently to the circumstances in which a protective tariff was granted on cotton mesh onion bags which have not been and are not manufactured in Australia, negatived, 46

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MOTIONS (continued):

CRIME:

- Motion (Mr Hills) (Urgency), (1) That House calls upon Government to take immediate action to eradicate organized crime in N.S.W.; (2) That a Joint Committee be appinted to inquire into and report upon all aspects and incidence of organized crime in this State, withdrawn, 57; moved (Mr Hills) after (Urgency-Suspension of Standing and Sessional Orders) and debate adjourned, 65; debate resumed, motion negatived, 69-71.
- DAIRY AUTHORITY;
 - Motion (Mr Chaffey) (urgency), That this House endorses the basic principle that there should be one single Dairy Authority for the State of New South Wales, negatived, 316.
- DISALLOWANCE OF REGULATION UNDER THE MOTOR VEHICLES (THIRD PARTY INSURANCE) ACT, 1942, AS AMENDED:
 - Motion (*Mr Hills*), That this House disallows the amendment of the Table in the Schedule to Regulation Four under the Act, as set forth in the notice appearing in *Government Gazette* No. 72 of 7 June, 1968, a copy of which was laid upon the Table of the House on 8 August, 1968, negatived, 25.
- DISALLOWANCE OF BY-LAW UNDER THE GOVERNMENT RAILWAYS ACT, 1912, AS AMENDED:
 - Motion (Mr Hills), That this House disallows the Department of Railways (New South Wales) By-law No. 1221 respecting fares and parcel rates as set forth in the notice appearing in *Government Gazette* No. 117 of 3 October, 1968 a copy of which was laid upon the Table of the House on 22 October, 1968, negatived, 182.

DIVORCE PROCEEDINGS BETWEEN DR E. J. TRENERRY AND A. TRENERRY:

- Motion (Mr Jackson) (Urgency-Suspension of Standing Orders), (1) That House calls on Government to immediately appoint a Supreme Court judge to preside over a full and open inquiry into all aspects of charges contained in statutory declarations alleging devious miscarriages of justice in these divorce proceedings, and (2) because of his failure to accept his ministerial responsibility by fully investigating and making public the results of such investigations, the Hon. J. C. Maddison, B.A., LL.B., M.L.A., Minister of Justice, be relieved of his portfolio pending the findings of the inquiry sought by this resolution, negatived, 31.
- DROUGHT RELIEF:
 - Motion (Mr Hills) (Urgency), That the Government should immediately set up an emergency drought relief operation on the South Coast to be headed by a senior Cabinet Minister with sufficient funds and authority to make decisions to provide free road and rail freight for fodder, etc., negatived, 170.

FARES AND FREIGHT INCREASES:

Motion (*Mr Einfeld*) (urgency), This House condemns the announced intention of the Government on 17 September, 1968, to increase train, bus and ferry fares and rail parcel rates, negatived, 91.

HOSPITAL SERVICES:

Motion ($Mr \ K$. J. Stewart) (pursuant to Notice, Formal Motion), That Government should (1) review its plan for the regionalization and rationalization of hospital services with special regard to the effects of the Riverina Regional Pilot Scheme, (2) Give immediate consideration to the need for more local executive autonomy, the reduction in size of regional areas and wider representation of local hospital Boards, and (3) reject the recommendations of the New South Wales Consultant and Research Division of the Public Service, negatived, 140.

INVASION OF CZECHOSLOVAKIA:

Motion (Mr Sheahan) (by consent). That this House deplores the action of the major power of Sovict Russia in invading the small nation of Czechoslovakia thus endangering world peace, agreed to, 37. REFERENCES TO THE VOTES AND PROCEEDINGS, 42ND PARLIAMENT-SECOND SESSION

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LAND UTILISATION COMMITTEE:

Motion (*Mr Taylor*) (*pursuant to Notice*), That, in the opinion of this House (1) The Government should give consideration to the establishment of a permanent Land Utilisation Committee, comprising an independent Chairman and representatives from the Departments of Agriculture and Lands, Forestry Commission and Water Conservation and Irrigation Commission; (2) Such Committee should have the responsibility of recommending the most desirable forms of use for all land development within the State, and debate adjourned, 188; resumed, agreed to, 327 327.

LIBRARY ARRANGEMENTS:

Motion (Mr Askin), That the recommendations contained in the Report of the Joint Library Committee dated 20 November, 1968, and Iaid upon the Table of the House on 21 November, 1968, concerning certain Library arrangements in substitution of those contained in the Report of the Library Committee dated 30th July, 1862, be now adopted by this House, agreed to, 205.

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Motion (Mr Darby) (pursuant to Notice). That in the opinion of this House a review of this State's mental health services should be made in order, inter alia, to consider (1) Sponsoring a "watch your mental health campaign", (2) The pro-gress being made in our advisory and rehabilitation services, (3) Possible amend-ments to the Mental Health Act, 1958, and debate adjourned, 171.

OAKDALE STATE COALMINE:

Motion (Mr Neilly) (Urgency), That this House condemns the decision of the Government on 20 September, 1968, to sell the Oakdale State Coalmine to Clutha Development Pty Ltd, a wholly owned foreign company, negatived, 100.

RAILWAY WAGE RATES:

AILWAY WAGE RATES: Motion ($Mr \ Cox$) (urgency), That this House calls upon the Minister for Transport to instruct his departmental officers to ascertain rates of pay in other government departments, semi-government and statutory bodies as well as in private industry, for employment comparable to that engaged in by members of the Australian Railways Union. That on securing that information, the Minister then confer with representatives of the Australian Railways Union to prepare a joint approach to the Commonwealth Conciliation Commissioner for a variation of the award covering members of the Australian Railways Union—such variation to establish equality of remuneration for work carried out by A.R.U. members which is comparable to that carried out by employees of other government departments, semi-government and statutory bodies and private industry, negatived, 301.

SUPREME COURT ACTION-ORSKI V. MOTE:

- Motion (Mr Sheahan) (Urgency—Suspension of Standing Orders), That a full and open inquiry by a Supreme Court judge should be held into (1) All the circumstances relating to the settlement of Supreme Court action Orski v. Mote, (2) Whether G. Gavriloff and I. Drach were induced to contribute a sum of money, (3) The activities of a female law clerk named Hennessey, (4) Whether solicitor X was guilty of improper conduct, etc., withdrawn, 139.
- SYDNEY HARBOUR CROSSING:
 - Motion (Mr Darby) (pursuant to Notice), (i) That in the opinion of this House a serious problem has already arisen regarding the present limited capacity of the Sydney Harbour Bridge. (ii) That in order to meet the expected demands resulting from a rapidly increasing population, decisions should be urgently made regarding such matters as: (a) A railway line from Manly to Newport with the appropriate reconstruction of the Manly Wharf Terminal. (b) Possible provision of further carriageways on or within the Sydney Harbour Bridge. (c) The planning of a second harbour bridge or a cross-harbour tunnel, and amendment (Mr Cox) to add following words, "(iii) As the metropolitan suburban railway system and Highway requirements are largely interconnected and affect directly traffic over the Sydney Harbour Bridge a general survey be made of the requirements of future suburban railway development and roadway construction in the metropolitan area" and debate adjourned. 343.

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Motion (*Mr Mason*) (pursuant to Notice), (1) The investigation of underground water should be accelerated to assist landholders who do not have access to a reliable stream to provide their own water from this source, and (2) the investigation should place emphasis on the delineation of areas which can yield quantities of water suitable for irrigation, and debate adjourned, 103; resumed and adjourned, 141, 159; resumed, amendment (*Mr Booth*) to add certain words to stand as paragraph (3) and debate adjourned, 295.

WHEAT STABILIZATION SCHEME:

Motion (Mr Grassby) (Urgency), (1) That House calls on Premier to advise Prime Minister that this Parliament will not pass complementary legislation needed if the new Wheat Stabilization Scheme is to be operative and (2) That he protest at arbitrary announcement of new scheme without agreement of this State, negatived, 108.

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HOURS OF SITTING-PRECEDENCE OF BUSINESS:

- Motion (Mr Hughes) (by consent), That during the present Session, unless otherwise ordered, House shall meet for despatch of business at 2.30 p.m. on Tuesday and Wednesday and at 11 a.m. on Thursday in each week, and upon expiration of Ten minutes after the motion for the adjournment has been made, Mr Speaker shall adjourn the House without question put, agreed to, 18.
- Motion (*Mr Willis*), That during remainder of present Session, House shall sit on Tuesday and Wednesday at 2.30 p.m. and on Thursday at 11 a.m.; General Business to take precedence on Tuesday until 6 p.m.; and upon the expiration of ten minutes after motion for the adjournment of the House has been made, Mr Speaker shall adjourn the House without Question put, agreed to, 59, 283.
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- Motion (Mr Willis), That unless otherwise ordered, Government Business shall take precedence of General Business for the present Sitting, agreed to, 364, 388.

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The Premier referred to the announcement that H.M. the Queen had been pleased to confer the honour of Knighthood upon the Speaker and congratulated Sir Kevin Ellis on the honour conferred upon him. Mr Hills also addressed the House. The Speaker thanked Honourable Members for their remarks and expressed the hope that he would continue to discharge the duties of his office with satisfaction, 273.

RULINGS:

Adjournment of House under S.O. 49:

- Mr Speaker stated that a Motion to discuss the Department of Education's request for negotiations for the sale of 24 homes in Victoria and Ireton Streets, Mala-bar, was neither specific nor definite and ruled the Motion out of order, 158.
- Mr Speaker stated that he considered that a Motion to discuss the Leader of the Opposition's statement concerning drought concessions for the South Coast failed to comply with the Standing Orders in a number of respects but he would allow the Member moving the Motion to make submissions. The Member baving made his submissions Mr Speaker stated that he could not allow him to proceed and ruled the Motion out of order on the grounds that it would lead to a complete subversion of S.O. 49, 175.

Amendments:

Mr Punch moved, That this House:

Calls upon the Premier to convene a meeting of State Premiers to protest against the Commonwealth Government's refusal to reverse the trend of cen-tralization of Government administration and finance in Canberra.

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SPEAKER (continued):

RULINGS (continued):

- Amendments (continued):
 - (2) Urges the establishment of a permanent Council of Premiers to marshal opposition to Commonwealth inroads into spheres of State administration, and to prepare for submission to the Commonwealth a structure for a new financial agreement in Commonwealth-State relations.
 (3) Demands that, in the meantime, the State of New South Wales receives a more equitable reimbursement of taxation and approval for more adequate borrowing of loan funds.
- Mr Jensen moved, That the Question be amended by leaving out paragraphs (1) and (2) with a view of inserting the following paragraphs instead thereof:
- (2) with a view of inserting the following paragraphs instead thereof:
 "(1) This House directs the Premier to initiate the early convening of a meeting of all Premiers and Leaders of the Opposition in each State, together with the Prime Minister, the Federal Treasurer and the Leader of the Opposition in the Commonwealth Parliament to discuss all aspects of Commonwealth-State relationships, especially the trend of centralization of Government administration and finance in Canberra.
 (2) That this meeting be followed by the calling of a series of National Constitutional Conventions, consisting of leading Members of each State Parliament and the Commonwealth Parliament, together with citizens representing applicable professions, industry, trade unions and other groups to review and where necessary recommend amendments to the Commonwealth of Australia Constitution Act."
- The Speaker said that he felt that the first part of the amendment seemed to enlarge the scope of the original Motion while the second part went even further involving National Conventions, and he was inclined to rule the amendment out of order. However, he would like more time to think about the question but he felt that he might be left in the position where he would have to rule against the concernment for amendment, 61.

Upon resumption of the debate at a later date:

- The Speaker, before proposing the Question, said that the original motion sought a meeting of State Premiers and the establishment of a permanent council of Premiers, whereas the amendment wanted a meeting not only of Premiers, but of Leaders of Opposition, State and Federal, the Federal Treasurer and the Prime Minister; a series of national constitution conventions consisting of Members of State and Federal Parliaments, and a wide range of other representatives from the computity the community.
- Moreover, while the original motion specified certain purposes of the meetings of Premiers the amendment envisaged wider membership and purposes foreign to the motion embracing questions and considerations so wide in their scope and depth that the debate would be likely to assume a character and significance far beyond that which would be reasonably relevant to the original Motion.
- that which would be reasonably relevant to the original Motion.
 Quoting Mr Speaker Cohen's ruling, V. & P., 1917-18, at p. 125, that an amendment to alter "preferential voting" to "proportional representation" was subversive of a motion affirming the desirability of inserting the former in the Electoral Act; and Mr Deputy-Speaker Booth's ruling, V. & P., 1943-44, at pp. 29 and 30, that to a motion which sought to ensure increased adequate supplies of wheat, an amendment which provided for a review of the policy and regulations governing food production was beyond the scope of the motion; and, lastly, May's Parliamentary Practice, 17th Edition, at page 47, that an amendment to add another subject to a motion sceking an enquiry into a certain matter would not be relevant; the Speaker said he was reluctantly compelled to rule the amendment out of order on three counts—Firstly, it was subversive of the principle of the original motion, secondly, it was outside the scope of the original motion, 79.
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Bills:

- Attention was drawn to a misprint in the 2° copy of a Bill and submission made that once the fair print copy of a Bill has been certified by the Chairman of Commit-tees certain lines therein would be meaningless. The Speaker observed that the Point of Order was premature on the Report stage and advised the House that the obvious error had already been corrected by the Chairman under the provisions of SO 284 255 of S.O. 284, 255.
- Chairman of Committees:
 - Mr Mahoney, quoting from May's Parliamentary Practice, submitted that convention precluded the Chairman of Committees, the Deputy-Speaker, from taking part in Debate, voting in Divisions or moving Motions in the House.
 - The Speaker pointed out that the Chairman of Committees was Deputy-Speaker only when he was actually sitting in the Chair. Further, this Parliament was not bound by the conventions of the House of Commons; nor was the Chairman of Com-mittees. Whether he moved Motions, voted in Divisions or took part in Debate was entirely a matter for the Chairman of Committees himself; but there was precedent in this Parliament for him to do those things.
 - The Speaker ruled that he could not uphold the point of order, 61.

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NEW SOUTH WALES

ALPHABETICAL LIST

OF

MEMBERS

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OF THE

LEGISLATIVE ASSEMBLY

(SECOND SESSION OF THE FORTY-SECOND PARLIAMENT)

OPENED 7 AUGUST, 1968-PROROGUED 7 MAY, 1969

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NEW SOUTH WALES

LEGISLATIVE ASSEMBLY

ALPHABETICAL LIST OF MEMBERS OF THE LEGISLATIVE ASSEMBLY

(SECOND SESSION OF THE FORTY-SECOND PARLIAMENT)

Date of Writs: 25 January, 1968.

Nomination Day: 31 January, 1968. Polling Day: 24 February, 1968. Return of Writs: 22 March, 1968.

SESSION-OPENED 7 August, 1968-PROROGUED 7 May, 1969

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	(Opposition Whip.)			48	(d)HUNTER, Marvyn Leslie, Esq		Lake Macquarie.
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(a) Granted leave of absence on account of absence from the State, 7 August, 1968.
(b) Granted leave of absence on account of illness, 7 August, 1968.
(c) Deceased, 10 December, 1968.
(d) Elected 19 April, 1969, in room of J. B. Simpson, Esq., deceased.

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