

crime may have been committed in anger; or the murderer may have wished to gain something for himself.

In indulging in cold-blooded killing, the Government is setting an example to the country to the effect that it does not believe in the sanctity of life. What an example that is to young people today, when the State itself does not believe in the sanctity of life! I believe it has a very bad psychological effect on the people of a country, and particularly unstable people in our midst; and also on the minds of young people—minds that have not yet formed like those of more mature people. This, I think, is one of the strongest points which can be brought forward in support of the abolition of the death penalty.

I think we can sum up the situation by posing to ourselves the question: "Is hanging a greater deterrent than the penalty of life imprisonment?" In my opinion it is not a greater deterrent. There are no facts to prove it. The second major point is the bad psychological effect it has on the people of the State. What I quoted earlier still stands. If members of the opposite side are reasonable and sensible, they will put up an argument against the Bill before the House. If this Bill fails to be passed on this occasion—and I fear there has been a ganging-up on it—I feel it is inevitable that at some time in the future we will become more civilised and will pass such Bills as this.

On motion by Mr. Rowberry, debate adjourned.

House adjourned at 10.25 p.m.

Legislative Council

Thursday, the 22nd September, 1960

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The PRESIDENT took the Chair at 2.30 p.m., and read prayers.

QUESTIONS ON NOTICE

LICENSING ACT

Operation of Licensees Under Section 122

- The Hon. H. C. STRICKLAND asked the Minister for Mines:
Will the Minister explain whether licensees have the option of trading or remaining closed under the provisions of subsection 2 of section 122 of the Licensing Act?

The Hon. A. F. GRIFFITH replied:

In the opinion of the Licensing Court the answer is "Yes."

DERBY AND BROOME

Deep-Water Shipping Facilities

- The Hon. H. C. STRICKLAND asked the Minister for Mines:

When can the Government be expected to make known its decision in relation to the provision of deep-water shipping facilities at Derby and Broome?

The Hon. A. F. GRIFFITH replied:

A decision on a deep-water port for the West Kimberleys will not be made until the results of the water boring now being undertaken at Broome are known.

BEEETE GOLD FIND

Crushings, Value, Etc.

- The Hon. J. J. GARRIGAN asked the Minister for Mines:
In connection with the Beete Gold Find south of Norseman will the Minister inform the House—
(a) the total tonnage of ore which has been crushed;
(b) the total number of fine ounces which has been produced;

- (c) the deepest point at which payable ore is being extracted;
- (d) the average values at this depth?

The Hon. A. F. GRIFFITH replied:

- (a) and (b) To December, 1959, 282.25 tons have been reported for a return of 311.09 fine ounces of gold. A further crushing of 67 tons has just been put through Norseman State Battery for a return of 22 dwts. per ton over the plates.
- (c) Our latest information is to the effect that the shaft is nearing 200 ft. deep.
- (d) Values at this depth have not been reported to the department.

COPPER ORE

Export to Japan

4. The Hon. E. M. DAVIES asked the Minister for Mines:

In relation to the article which appeared in *The West Australian* on the 16th September, 1960, headed "Japan may help develop W.A. Copper" will the Minister tell the House whether it is intended to export copper ore to Japan if the test sample from the mine proves satisfactory?

The Hon. A. F. GRIFFITH replied:

In the negotiations which are taking place between the holders and the Japanese interests, it is intended that a trial parcel of copper ore will be sent to Japan for treatment, and if results are satisfactory, and also if further exploration work proves satisfactory and the options are exercised, a leaching plant will probably be erected. The copper then extracted would be in the form of metallic copper.

MAUNSELL REPORT

Tabling

5. The Hon. H. C. STRICKLAND asked the Minister for Mines:

When will the Maunsell Report be tabled as promised by the Premier on the 2nd August, 1960?

The Hon. A. F. GRIFFITH replied:

The Government has not, as yet, made a final decision on the Maunsell Report as it is awaiting a report from water borers who are endeavouring to locate a potable water supply for Broome. When a decision has been made, the report will be tabled.

QUESTION WITHOUT NOTICE

AGRICULTURAL DEPARTMENT BUILDING

Preservation of Relics

The Hon. F. J. S. WISE asked the Minister for Mines:

As the old building, known as the Agricultural Department head office is shortly to be demolished, and as this building was the home of the first Legislative Council of Western Australia and is therefore very important, will the Minister ensure, through his Government, that the Historical Society and the Archives Branch are given every opportunity to obtain from that building any suitable relics which may be of importance in the future.

The Hon. A. F. GRIFFITH replied:

I will have the honourable member's question drawn to the attention of the Government as soon as I possibly can.

BILLS (3)—THIRD READING

1. Chevron-Hilton Hotel Agreement Bill.
2. Marketing of Onions Act Amendment Bill.

On motions by The Hon. A. F. Griffith (Minister for Mines), Bills read a third time and passed.

3. State Housing Act Amendment Bill.

On motion by The Hon. A. F. Griffith (Minister for Housing), Bill read a third time and passed.

COUNTRY HIGH SCHOOL HOSTELS AUTHORITY BILL

Recommittal

On motion by The Hon. H. C. Strickland, Bill recommitted for the further consideration of clause 1.

In Committee

The Chairman of Committees (The Hon. W. R. Hall) in the Chair; The Hon. L. A. Logan (Minister for Local Government) in charge of the Bill.

Clause 1—Short title:

The Hon. H. C. STRICKLAND: In order to bring the short title into line with the amendments which were agreed to yesterday, I move an amendment—

Page 1, line 7—Insert after the word "High" the words "and Primary."

Amendment put and passed.

Clause, as amended, put and passed.

Bill again reported with a further amendment.

**CITY OF FREMANTLE
(FREE LITERARY INSTITUTE)
ACT AMENDMENT BILL**

Second Reading

THE HON. E. M. DAVIES (West)
[2.47]: I move—

That the Bill be now read a second time.

This is a very small Bill which seeks to amend section 11 of the Act by adding a new section. The purpose of the amendment is to authorise the Mayor of the Fremantle City Council to become *ex officio* a member of the board of directors of the Free Literary Institute.

I should point out that the Fremantle City Council was the first local authority to introduce the system of a free lending library in Western Australia. After quite lengthy negotiations with the board of directors of the then existing literary institute, a private member's Bill was introduced in Parliament by Sir Frank Gibson, a former member of this House.

In the drafting of that Bill a small omission was made which resulted in the mayor being unable to become an *ex officio* member of the new committee. Under the Municipal Corporations Act the Mayor of Fremantle automatically becomes *ex officio* a member of all committees, but under the Bill authorising the agreement between the board of directors of the former literary institute and the Fremantle City Council, no provision was made for the mayor to be appointed as an *ex officio* member of the new committee.

The suggestion that the Act be amended to make this provision is rather involved in view of the fact that the City of Fremantle (Free Literary Institute) Act provided for an agreement to be entered into between the Fremantle Literary Institute and the City of Fremantle; and one of the provisions of the agreement was that the conduct of the library was to be in the hands of a board of directors, of whom half would be appointed by the council, and half elected by members of the library from time to time, plus representation from other participating local authorities.

It would appear that consent should be obtained from the Fremantle Literary Institute to any variation of the agreement, but as it is extinct, this could not be obtained. Therefore the matter was referred to the Fremantle City Council and the council resolved at a meeting held at the council on the 19th October, 1959, that the matter should be referred to the annual meeting of the library members with a view to having an amending Bill introduced.

Therefore at a properly constituted annual meeting of the Evan Davies Civic Library held in the town hall at Fremantle on Friday the 27th November, 1959, at 7.30 p.m., a report was submitted for

the consideration of members, and it was resolved that the proposal be adopted. Therefore, I have been instructed to introduce this Bill for the purpose of amending section 11 of the Act and to create a new section to be known as section 11A.

The main purpose is, as I have already pointed out, merely to introduce this new section which states—

Notwithstanding the terms and conditions contained in Clause 7 of the said Indenture, the Mayor of the Council is hereby appointed to be *ex officio* a member of the Board of Directors so long as he remains in office in addition to the Directors referred to in Clause 7.

As a result of the City Council taking over the literary institute when the Bill was assented to in 1949, the council had to spend a certain amount of money per year on books. The agreement also provided that the staff was to be taken over. In addition, the librarian who had a life tenancy of the residential part of the building was to continue such tenancy.

Some of the subscribers to this library were living outside the boundaries of Fremantle, but the agreement provided for those people to be still eligible to be borrowers or members of the Fremantle Free Lending Library. Four members, apparently to look after their interests, were elected and they have been re-elected from time to time.

The new board which was created consisted of four of the Fremantle City Council members who, in accordance with the council's standing orders, were elected, one from each ward; four members of the literary institute, who then became representatives of the borrowers; one representative of the East Fremantle Municipality, which came in with the Fremantle City Council; and one member of the Cockburn Road Board, the members of which also became members of the free lending library. Therefore the above were those who attended the properly constituted meeting which was held in the town hall with myself as chairman.

The Municipal Corporations Act provides that the Mayor of Fremantle is *ex officio* a member of all committees of the council, but he is not entitled to attend this meeting or to have anything to do with it at all. In view of the fact that the Fremantle City Council carries the financial responsibility of this library by providing buildings and renovating them and providing all facilities and staff, it is felt that the mayor should be permitted to attend the meetings. Therefore this matter has been discussed from time to time; and, in view of what I have already pointed out in reference to the agreement which was made between the literary institute and the Fremantle City Council, and in view of the literary institute now

having gone out of existence, it was necessary for the matter to be referred to the existing committee which discussed it and gave their consent to the introduction of this Bill.

Therefore in accordance with the request of the city council, and as chairman of that library—I am pleased to say it was given my name—I am introducing this small measure to enable the Mayor of Fremantle to be an *ex officio* member of that committee.

THE HON. L. A. LOGAN (Midland—Minister for Local Government) [2.57]: I see no reason to delay the passage of this Bill. It is introduced as a result of a request from a properly constituted meeting, and only conforms with the usual practice of the mayor of a council being an *ex officio* member of committees of the council. It meets all the requirements mentioned by Mr. Davies and, as I have said, there is no need to delay its passage through this House. I therefore support the Bill.

Question put and passed.

Bill read a second time.

In Committee

Bill passed through Committee without debate, reported without amendment, and the report adopted.

STAMP ACT AMENDMENT BILL

Second Reading

Debate resumed from the 21st September.

THE HON. W. F. WILLESEE (North) [2.58]: The purpose of this Bill, in brief, is to authorise the Commissioner of Stamps to issue a certificate to certain organisations in various categories to exempt them from the payment of stamp duty on cheques. Those organisations, which are listed in the Bill, are—

- a charitable body;
- a body established for community welfare purposes;
- a Friendly Society registered under the Friendly Societies Act, 1894; or
- a body established for patriotic purposes.

I feel that this Bill is desirable. Actually it is only proposing to legalise something which has been going on over the years on an administrative basis. Those who will benefit are all charitable organisations. Therefore I support the Bill which I believe is justified.

Question put and passed.

Bill read a second time.

In Committee

Bill passed through Committee without debate, reported without amendment, and the report adopted.

House adjourned at 3.2 p.m.

Legislative Assembly

Thursday, the 22nd September, 1960

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