

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 36

WEDNESDAY, 2 JUNE 1976

1 The House met, at 11.00 a.m., pursuant to adjournment. Mr Speaker (the Right Honourable B. M. Snedden) took the Chair, and read Prayers.

2 PETITIONS: The Clerk announced that the following Members had each lodged petitions for presentation, viz.:

Mr FitzPatrick, Mr J. L. McMahon and Mr Stewart—from certain citizens of Australia praying that grants to under-privileged schools in the Sydney inner city area be retained.

Mr Connolly and Mr Neil—from certain citizens of Australia praying that a Commission of Inquiry be initiated into the Aurukun Associates Agreement Act, no mining take place on the Aurukun Aboriginal Reserve until a full environmental impact study has been made and an export licence to the consortium concerned be refused until negotiations are held with the Aurukun people and an agreement has been reached.

Mr J. L. McMahon and Mr Morris—from certain citizens of Australia praying that social security payments be adjusted instantly and automatically with increases in the Consumer Price Index and certain other benefits be adjusted.

Mr Burr—from certain citizens of Australia praying that immediate steps be taken to support dairy farmers until the industry is stabilised.

Mr Carige—from certain electors of the Division of Capricornia praying that the Metric Conversion Act be repealed and the traditional and familiar weights and measures be restored.

Mr Connolly—from certain citizens of Australia praying that the Australian Heritage Commission be appointed urgently and grants be given to community organisations concerned with conservation.

Mr Connolly—from certain citizens of Australia praying that all current woodchip export licences be cancelled, more funds be provided for research into the recycling of used packaged material and future applications for woodchip leases be preceded by an environmental inquiry.

Mr Connolly—from certain citizens of Australia praying that the Government remove or substantially increase the \$300 limit on income tax deductibility on personal residential land and water rates.

Mr Falconer—from certain citizens of Australia praying that the Australian National Library be accessible to readers from 9.30 a.m. to 10.00 p.m. daily.

Mr Garland—from certain citizens of Australia praying that the means test on all aged pensions be abolished immediately.

Mr Hurford—from certain citizens of Australia praying that the decision to curtail the home mortgage interest tax deduction scheme be reconsidered and the benefits be upgraded by indexation.

Mr Morris—from certain citizens of Australia praying that a system of double income tax on personal incomes be not re-introduced.

Mr Morris—from certain citizens of Newcastle, N.S.W., praying that the Government place immediate orders with the Newcastle State Dockyard and implement the plan to build a graving dock in Newcastle.

Mr A. P. Whitlam—from certain citizens of Australia praying that the Government reverse the decision to cut 1975–76 overseas development assistance, reaffirm Australia's commitment of assistance of a minimum of 0.7% of G.N.P. and establish an independent statutory authority to administer such assistance.

Petitions received.

3 QUESTIONS: Questions without notice were asked.

4 PAPERS: The following papers were presented, by command of His Excellency the Governor-General:

Hospitals and Health Services Commission—Review of the Community Health Program—

Report, dated March 1976.

Summary report, dated March 1976.

Industries Assistance Commission—Report—Copper ore and concentrates, dated 14 November 1975.

Manufacturing industry—Policies for development—Report by the Committee to Advise on Policies for Manufacturing Industry—Volumes III and IV, dated April 1976—Commissioned studies.

National Committee on Discrimination in Employment and Occupation—Second Annual Report, for year 1974–75.

5 EAST TIMOR—DEATHS OF AUSTRALIAN NEWSMEN—MINISTERIAL STATEMENT: Mr Peacock (Minister for Foreign Affairs), by leave, made a ministerial statement informing the House of the progress of the Government's inquiries into the deaths of 5 Australian television newsmen in East Timor on 16 October 1975.

Mr Uren (Deputy Leader of the Opposition), by leave, also made a statement with reference to the matter.

6 ROAD SAFETY—STANDING COMMITTEE—REPORT—STATEMENT BY MEMBER: Mr Katter (Chairman) brought up the following report from the Standing Committee on Road Safety:

Passenger motor vehicle safety, dated May 1976.

Ordered to be printed.

Mr Katter, by leave, made a statement in connection with the report.

7 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—CONCORDE AIRCRAFT—ENVIRONMENT PROTECTION: Mr Speaker informed the House that Mr Uren (Deputy Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The Government's failure to observe the requirements of the *Environment Protection (Impact of Proposals) Act 1974–1975* before granting the British Airways permission to fly Concorde to Australia".

The proposed discussion having received the necessary support—

Mr Uren addressed the House.

Discussion ensued.

Discussion concluded.

8 CUSTOMS TARIFF VALIDATION BILL 1976: Mr Howard (Minister for Business and Consumer Affairs) presented a Bill for an Act to provide for the Validation of certain Collections of Duties of Customs.

Bill read a first time.

Mr Howard moved—That the Bill be now read a second time.

Debate adjourned (Mr Bowen), and the resumption of the debate made an order of the day for the next sitting.

9 ROAD SAFETY AND STANDARDS AUTHORITY (REPEAL) BILL 1976: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

Question—put and passed—Bill read a second time.

Message from the Governor-General: Message No. 56, dated 6 May 1976, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Nixon (Minister for Transport), the Bill was read a third time.

- 10 STATES GRANTS (HOSPITAL OPERATING COSTS) BILL 1976: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

Question—put.

The House divided (the Deputy Speaker, Mr Lucock, in the Chair)—

AYES, 80

Mr Abel	Mr Cotter	Mr Katter	Mr Porter
Mr Adermann	Mr Dobie	Mr Kelly	Dr Richardson
Mr Aldred	Mr Drummond	Mr Killen	Mr E. L. Robinson
Mr Anthony	Dr Edwards	Mr King	Mr Sainsbury
Mr Baillieu	Mr Ellicott	Mr Lloyd	Mr Shipton
Mr Baume	Mr Falconer	Mr Lusher	Mr Short
Mr Birney	Mr Fife	Mr Lynch	Mr Sinclair
Mr Bonnett	Mr Garland	Mr MacKenzie	Mr Staley
Mr Bouchier	Mr Giles	Mr McLean	Mr Street
Mr Bradfield	Mr Gillard	Mr McLeay	Mr Sullivan
Mr Braithwaite	Mr Goodluck	Mr W. McMahan	Mr Thomson
Mr Brown	Mr Groom	Mr McVeigh	Mr Viner
Mr Bungey	Mr Hamer	Mr Macphee	Mr Wentworth
Mr Burr	Mr Haslem	Mr Martyr	Mr Wilson
Mr Cadman	Mr Hodges	Mr Millar	Mr Yates
Mr K. M. Cairns	Mr Hodgman	Mr Moore	
Mr Calder	Mr Howard	Mr Neil	
Mr Carige	Mr Hunt	Mr Newman	
Mr Chapman	Mr Hyde	Mr Nixon	<i>Tellers:</i>
Mr Connolly	Mr P. F. Johnson	Mr O'Keefe	Mr D. M. Cameron
Mr Corbett	Mr Jull	Mr Peacock	Mr Fisher

NOES, 26

Mr Bowen	Mr Hayden	Dr Klugman	Mr A. P. Whitlam
Dr J. F. Cairns	Mr Hurford	Mr J. L. McMahon	Mr Willis
Mr C. R. Cameron	Mr Jacobi	Mr Martin	Mr Young
Dr Cass	Dr Jenkins	Mr Morris	
Mr Cohen	Mr L. R. Johnson	Mr Stewart	<i>Tellers:</i>
Mr Crean	Mr Jones	Mr Uren	Mr Garrick
Mr FitzPatrick	Mr Keating	Mr Wallis	Mr Nicholls

And so it was resolved in the affirmative—Bill read a second time.

Message from the Governor-General: Message No. 59, dated 28 May 1976, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Hunt (Minister for Health), the Bill was read a third time.

- 11 MESSAGES FROM THE GOVERNOR-GENERAL—ASSENT TO BILLS: Messages from His Excellency the Governor-General were announced informing the House that His Excellency, in the name of Her Majesty, had assented to the following Bills:
2 June 1976—Message—

No. 57—

Customs Tariff Amendment 1976.

Customs Amendment 1976.

Live-stock Slaughter Levy Amendment 1976.

Live-stock Slaughter Levy Collection Amendment 1976.

Apple and Pear Stabilization Amendment 1976.

Apple and Pear Stabilization Export Duty Amendment 1976.

Apple and Pear Stabilization Export Duty Collection Amendment 1976.

No. 58—Commonwealth Grants Commission 1976.

- 12 DAIRY ADJUSTMENT AMENDMENT BILL 1976: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
Debate resumed.
Mr FitzPatrick addressing the House—
Closure: Mr Bouchier moved—That the question be now put.
Question—That the question be now put—put and passed.
And the question—That the Bill be now read a second time—was put accordingly, and passed—Bill read a second time.
Message from the Governor-General: Message No. 60, dated 28 May 1976, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Sinclair (Minister for Primary Industry), the Bill was read a third time.
- 13 DAIRYING INDUSTRY RESEARCH AND PROMOTION LEVY BILL 1976: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
Question—put and passed—Bill read a second time.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Sinclair (Minister for Primary Industry), the Bill was read a third time.
- 14 DAIRYING INDUSTRY RESEARCH AND PROMOTION (MISCELLANEOUS AMENDMENTS) BILL 1976: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
Question—put and passed—Bill read a second time.
Message from the Governor-General: Message No. 61, dated 28 May 1976, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Sinclair (Minister for Primary Industry), the Bill was read a third time.
- 15 MESSAGE FROM THE SENATE—INDUSTRIAL RESEARCH AND DEVELOPMENT INCENTIVES BILL 1976: Message No. 60, dated 2 June 1976, from the Senate was reported transmitting for the concurrence of the House a Bill for "*An Act to make provision for and in relation to Industrial Research and Development, including the payment by the Commonwealth of Incentive Grants*".
Bill read a first time.
Mr Howard (Minister representing the Minister for Industry and Commerce) moved—
That the Bill be now read a second time.
Debate adjourned (Mr Young), and the resumption of the debate made an order of the day for the next sitting.
- 16 MESSAGES FROM THE SENATE: Messages from the Senate were reported returning the following Bills without amendment:
2 June 1976—Message—
No. 61—Income Tax Assessment Amendment 1976.
No. 62—Superannuation Amendment (No. 2) 1976.
No. 63—Income Tax (International Agreements) Amendment 1976.
No. 64—Income Tax Assessment Amendment (No. 2) 1976.
No. 65—Income Tax (Rates) 1976 (*without requests*).
No. 66—Income Tax (Individuals) 1976 (*without requests*).

17 FAMILY LAW AMENDMENT BILL 1976: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—Debate resumed.

Question—put and passed—Bill read a second time.

Message from the Governor-General: Message No. 62, dated 25 May 1976, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.

The House resolved itself into a committee of the whole.

In the committee

Clause 1 agreed to.

Clause 2—

On the motion of Mr Ellicott (Attorney-General), the clause was omitted, and the following clause substituted:

“2. (1) Sections 1, 2, 16A, 17 and 38 and the Schedule shall come into operation on the day on which this Act receives the Royal Assent. Commencement.”

“(2) Sections 28 and 29 shall be deemed to have come into operation on 5 January 1976.

“(3) The remaining provisions of this Act shall come into operation on 1 July 1976.”

Clauses 3 to 16, by leave, taken together, and agreed to.

New clause—

On the motion of Mr Ellicott, the following new clause was inserted in the Bill:

“16A. Section 39 of the Principal Act is amended by omitting sub-section (9) and substituting the following sub-section:— Jurisdiction in matrimonial causes.”

“(9) The jurisdiction conferred on or invested in a court by this section includes jurisdiction to hear and determine proceedings transferred to that court in accordance with this Act.”

Clause 17—

On the motion of Mr Ellicott, the following amendment was made: Page 8, after paragraph (a) insert the following paragraph:

“(aa) by inserting in sub-section (3), after the word ‘instituted’ the words ‘and proceedings transferred to that court in accordance with this Act’;”

Clause, as amended, agreed to.

Remainder of Bill, by leave, taken as a whole, and agreed to.

Bill to be reported with amendments.

The House resumed; Mr Lucock reported accordingly.

On the motion of Mr Ellicott, by leave, the House adopted the report, and, by leave, the Bill was read a third time.

18 POSTPONEMENT OF ORDERS OF THE DAY: Ordered—That orders of the day Nos. 7 to 11, government business, be postponed until a later hour this day.

19 MARITIME COLLEGE BILL 1976: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

Question—put and passed—Bill read a second time.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Newman (Minister for Repatriation), the Bill was read a third time.

- 20 CIVIL AVIATION (CARRIERS' LIABILITY) AMENDMENT BILL 1976: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
Debate resumed.
Mr Millar addressing the House—
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Adjournment negatived: It being 10.30 p.m.—The question was proposed—That the House do now adjourn.
Mr Sinclair (Leader of the House) requiring the question to be put forthwith without debate—
Question—put and negatived.

Mr Millar continued his speech.
Question—put and passed—Bill read a second time.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Hunt (Minister for Health), the Bill was read a third time.

- 21 AIR ACCIDENTS (COMMONWEALTH GOVERNMENT LIABILITY) AMENDMENT BILL 1976: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
Question—put and passed—Bill read a second time.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Hunt (Minister for Health), the Bill was read a third time.

- 22 MESSAGES FROM THE SENATE: Messages from the Senate were reported returning the following Bills without amendment:

2 June 1976—Message—

- No. 67—Health Insurance Levy Assessment 1976.
No. 68—Income Tax (International Agreements) Amendment (No. 2) 1976.
No. 69—Health Insurance Levy 1976 (*without requests*).
No. 70—Health Insurance Amendment 1976.
No. 71—National Health Amendment 1976.
No. 72—Health Insurance Commission Amendment 1976.

- 23 ADJOURNMENT: Mr Hunt (Minister for Health) moved—That the House do now adjourn.
Debate ensued.

Debate extended: It being 11.00 p.m., the debate was interrupted.
Mr Hunt required the debate to be extended.

The debate continuing until 11.03 p.m., Mr Deputy Speaker adjourned the House until tomorrow at 10.30 a.m.

PAPER: The following paper was deemed to have been presented on 2 June 1976, pursuant to statute:

States Grants (Dwellings for Pensioners) Act—First Annual Statement by Minister for year 1974–75.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Beazley, Mr Graham, Mr Holten*, Mr Innes, Mr Jarman, Mr MacKellar, Mr I. L. Robinson, Mr Ruddock and Mr Simon.

* On leave

N. J. PARKES,
Clerk of the House of Representatives