

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 65

THURSDAY, 4 NOVEMBER 1976

1 The House met, at 10.30 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.:

Dr Klugman, Mr J. L. McMahon and Mr Stewart—from certain citizens praying that the 1976-77 Budget be redrafted to provide for economic recovery within the guidelines laid down in the 1975-76 Budget.

Mr MacKellar (Minister for Immigration and Ethnic Affairs) and Mr Connolly—from certain citizens praying that the Government call upon South Africa to eliminate racial discrimination and that it withdraw Australian Trade Commissioners from South Africa.

Mr Bryant and Mr Morris—from certain citizens praying that the independence of the Australian Broadcasting Commission be maintained, advertising on the A.B.C. be rejected, public funding of the Commission be developed and any general inquiries into broadcasting be conducted publicly.

Mr Goodluck and Mr Groom—from certain citizens praying that a minimum farm gate price of 65c per pound for butter fat be underwritten.

Mr Jones and Mr Morris—from certain citizens of the Hunter Valley Region, N.S.W., praying that funds be provided for the establishment and maintenance of a Hunter Symphony Orchestra.

Mr Lynch (Treasurer)—from certain electors of the Division of Flinders praying that the Family Law Act be amended.

Mr Armitage—from certain citizens praying that the House call on Sir John Kerr to resign as Governor-General.

Mr Jull—from certain citizens praying that financial assistance to the chronically ill and handicapped in private nursing homes be increased.

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 Scholes—from certain students and staff of State Colleges of Victoria praying that the income tax exemption for teachers recruited outside Australia by the Victorian Education Department be cancelled.

Petitions received.

3 QUESTIONS: Questions without notice were asked.

4 PAPER: The following paper was presented, pursuant to statute:

Australian Tourist Commission Act—Australian Tourist Commission—Ninth Annual Report and financial statements, together with the Auditor-General's Report, for year 1975–76.

5 AUSTRALIAN DEFENCE—PAPER AND MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER: Mr Killen (Minister for Defence), by command of His Excellency the Governor-General, presented the following paper:

Australian defence—Paper, dated November 1976—

and, by leave, made a ministerial statement in connection with the paper.

Mr Sinclair (Leader of the House) moved—That the House take note of the paper.

Mr Hayden moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “the White Paper of the Minister for Defence presented to the House this day entitled ‘Australian defence’ be referred to the Standing Committee on Expenditure so that the fiscal implications of the proposed program, especially in relation to its effects on other programs and its requirements for additional revenue collections, can be investigated and reported upon and that such report be available to this House not later than the last sitting day of this House in March 1977”.

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

6 LEAVE OF ABSENCE TO MEMBER: Mr Young moved—That leave of absence for 1 month be given to the honourable Member for Bonython (Mr Nicholls) on the ground of ill health.

Question—put and passed.

7 SUSPENSION OF STANDING ORDERS—PRECEDENCE TO GENERAL BUSINESS NOTICES: Mr Sinclair (Leader of the House), by leave, moved—That so much of the standing orders be suspended as would prevent general business notices taking precedence of the matter of public importance until 12.30 p.m. this day.

Question—put and passed.

8 BROADCASTING AND TELEVISION AMENDMENT BILL (No. 2) 1976: Mr Keating, pursuant to notice, presented a Bill for an Act to amend the Broadcasting and Television Act to exclude present and future newspaper investment from Radio and Television holdings.

Bill read a first time.

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

Debate, by leave, ensued.

Question—put.

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

AYES, 31

Mr Armitage	Mr FitzPatrick	Mr Jones	Mr Uren
Mr Beazley	Mr Fry	Mr Keating	Mr Wallis
Mr Bowen	Mr Garrick	Dr Klugman	Mr A. P. Whitlam
Mr Bryant	Mr Hayden	Mr J. L. McMahon	Mr Willis
Dr J. F. Cairns	Mr Innes	Mr Martin	Mr Young
Dr Cass	Mr Jacobi	Mr Morris	<i>Tellers:</i>
Mr Connor	Dr Jenkins	Mr Scholes	Mr James
Mr Crean	Mr L. K. Johnson	Mr Stewart	Mr L. R. Johnson

NOES, 81

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

And so it was negatived.

The time allotted for precedence to general business notices having expired—

9 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—"SYDNEY MORNING HERALD" STRIKE:

Mr Speaker informed the House that Mr Wentworth had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The illegal strike which is occurring at the *Sydney Morning Herald* and the efforts of certain left-wing unionists to prevent the legitimate publication of that paper".

The proposed discussion having received the necessary support—

Mr Wentworth addressed the House.

Discussion ensued.

Discussion concluded.

10 PAY-ROLL TAX (TERRITORIES) ASSESSMENT AMENDMENT BILL 1976: Mr Lynch (Treasurer) presented a Bill for an Act to amend the *Pay-roll Tax (Territories) Assessment Act 1971*.

Bill read a first time.

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

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

11 CUSTOMS TARIFF AMENDMENT BILL (No. 2) 1976: Mr Howard (Minister for Business and Consumer Affairs) presented a Bill for an Act relating to Duties of Customs.

Bill read a first time.

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

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

12 QANTAS AIRWAYS LIMITED (LOAN GUARANTEE) BILL 1976: Mr Nixon (Minister for Transport), pursuant to notice, presented a Bill for an Act relating to the Provision of certain Equipment for Qantas Airways Limited.

Bill read a first time.

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

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

13 AIRLINE EQUIPMENT (LOAN GUARANTEE) BILL 1976: Mr Nixon (Minister for Transport), pursuant to notice, presented a Bill for an Act relating to the Provision of certain Equipment for a Domestic Airline.

Bill read a first time.

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

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

- 14 STATES GRANTS (UNIVERSITIES ASSISTANCE) BILL 1976: Mr Viner (Minister representing the Minister for Education), pursuant to notice, presented a Bill for an Act to make Provision for the Grant of Financial Assistance to the States in connexion with Universities.

Bill read a first time.

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

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

- 15 STATES GRANTS (UNIVERSITIES) AMENDMENT BILL (No. 2) 1976: Mr Viner (Minister representing the Minister for Education), pursuant to notice, presented a Bill for an Act to amend the *States Grants (Universities) Act 1972* and the *States Grants (Universities) Act 1976*.

Bill read a first time.

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

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

- 16 STATES GRANTS (ADVANCED EDUCATION ASSISTANCE) BILL 1976: Mr Viner (Minister representing the Minister for Education), pursuant to notice, presented a Bill for an Act to make Provision for the Grant of Financial Assistance to the States in connexion with Colleges of Advanced Education.

Bill read a first time.

Mr Viner 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.

- 17 STATES GRANTS (ADVANCED EDUCATION) AMENDMENT BILL (No. 2) 1976: Mr Viner (Minister representing the Minister for Education), pursuant to notice, presented a Bill for an Act to amend the *States Grants (Advanced Education) Act 1972* and the *States Grants (Advanced Education) Act 1976*.

Bill read a first time.

Mr Viner 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.

- 18 STATES GRANTS (TECHNICAL AND FURTHER EDUCATION ASSISTANCE) BILL 1976: Mr Viner (Minister representing the Minister for Education), pursuant to notice, presented a Bill for an Act relating to the Grant of Financial Assistance to the States in connexion with Technical and Further Education.

Bill read a first time.

Mr Viner 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.

- 19 STATES GRANTS (TECHNICAL AND FURTHER EDUCATION) AMENDMENT BILL (No. 2) 1976: Mr Viner (Minister representing the Minister for Education), pursuant to notice, presented a Bill for an Act to amend the *States Grants (Technical and Further Education) Act 1974*.

Bill read a first time.

Mr Viner 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.

- 20 STATES GRANTS (SCHOOLS) AMENDMENT BILL 1976: Mr Viner (Minister representing the Minister for Education), pursuant to notice, presented a Bill for an Act to amend the *States Grants (Schools) Act 1972* and the *States Grants (Schools) Act 1976*.

Bill read a first time.

Mr Viner 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.

- 21 STATES (PERSONAL INCOME TAX SHARING) 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—*And on the amendment moved thereto by Mr Hurford, viz.*—That all words after “That” be omitted with a view to substituting the following words: “the House declines to give the Bill a second reading until it has been redrafted following proper consultation with the State Governments concerning its objectionable features”—

Debate resumed.

Debate adjourned (Mr Morris), and the resumption of the debate made an order of the day for a later hour this day.

- 22 WHEAT GROWERS ADVANCE PAYMENTS—MINISTERIAL STATEMENT: Mr Sinclair (Minister for Primary Industry), by leave, made a ministerial statement informing the House of an increase in the first advance payments to wheat growers for the 1976–77 harvest.

- 23 STATES (PERSONAL INCOME TAX SHARING) 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—*And on the amendment moved thereto by Mr Hurford, viz.*—That all words after “That” be omitted with a view to substituting the following words: “the House declines to give the Bill a second reading until it has been redrafted following proper consultation with the State Governments concerning its objectionable features”—

Mr Morris 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 words proposed to be omitted stand part of the question—being accordingly put—

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

AYES, 81

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

NOES, 27

Mr Armitage	Mr Fry	Mr Keating	Mr Uren
Mr Beazley	Mr Garrick	Dr Klugman	Mr Wallis
Mr Bryant	Mr Hayden	Mr J. L. McMahon	Mr A. P. Whitlam
Dr Cass	Mr Innes	Mr Martin	Mr Willis
Mr Connor	Mr Jacobi	Mr Morris	<i>Tellers:</i>
Mr Crean	Mr L. K. Johnson	Mr Scholes	Mr James
Mr FitzPatrick	Mr Jones	Mr Stewart	Mr L. R. Johnson

And so it was resolved in the affirmative.

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

Message from the Governor-General: Message No. 103, dated 14 October 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 debated and agreed to.

Clauses 2 to 8, by leave, taken together, and agreed to, after debate.

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

Bill to be reported without amendment.

The House resumed; Mr Lucock reported accordingly.

On the motion of Mr E. L. Robinson (Minister Assisting the Treasurer), the House adopted the report, and, by leave, the Bill was read a third time.

- 24 BROADCASTING—MINISTERIAL STATEMENT: Mr E. L. Robinson (Minister for Post and Telecommunications), by leave, made a ministerial statement relating to Government initiatives in the administration of the Australian broadcasting system following consideration of a report by Mr F. J. Green.

Dr Cass, by leave, also made a statement with reference to the matter.

- 25 LOCAL GOVERNMENT (PERSONAL INCOME TAX SHARING) 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 by Mr Scholes who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “the House declines to give the Bill a second reading until it has been redrafted following proper consultation with the State Governments and the Local Government Association of Australia concerning its objectionable features”.

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

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

AYES, 75

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

NOES, 27

Mr Armitage	Mr Fry	Dr Klugman	Mr Wallis
Mr Beazley	Mr Garrick	Mr J. L. McMahon	Mr A. P. Whitlam
Mr Bryant	Mr Hayden	Mr Martin	Mr Willis
Dr Cass	Mr Innes	Mr Morris	Mr Young
Mr Connor	Mr Jacobi	Mr Scholes	<i>Tellers:</i>
Mr Crean	Mr L. K. Johnson	Mr Stewart	Mr James
Mr FitzPatrick	Mr Jones	Mr Uren	Mr L. R. Johnson

And so it was resolved in the affirmative.

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

Message from the Governor-General: Message No. 104, dated 14 October 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

Clauses 1 to 4, by leave, taken together.

On the motion of Mr E. L. Robinson (Minister Assisting the Treasurer), by leave, the following amendments were made together, after debate:

Clause 4—

Page 2, line 31, after “body” insert “in connexion with matters relating to the making of recommendations by the body with respect to the provision of financial assistance to local governing bodies in the State out of moneys to be paid to the State by the Commonwealth under this Act”.

Page 2, line 32, after “body” insert “in connexion with such matters”.

Page 2, line 34, after “body” insert “with respect to such matters”.

Clauses, as amended, agreed to.

Remainder of Bill, by leave, taken as a whole.

On the motion of Mr E. L. Robinson, by leave, the following amendments were made together, after debate:

Clause 6—

Page 3, line 14, after “public” insert “(except in the case of particulars made public before the commencement of this Act)”.

Page 3, lines 15 and 16, omit "has informed the Treasurer of the State that he is satisfied", substitute "has also been informed in writing by the Minister of the State who for the time being is responsible for the administration of the law of the State establishing the Local Government Grants Commission of the State".

Page 3, line 18, omit " upon the Minister so informing the Treasurer of the State.", substitute " upon the Minister being so informed,".

Remainder of Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr Drummond reported accordingly.

On the motion of Mr E. L. Robinson, by leave, the House adopted the report, and, by leave, the Bill was read a third time—

- 26 NITROGENOUS FERTILIZERS SUBSIDY AMENDMENT BILL (No. 2) 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. 105, dated 5 October 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 Howard (Minister for Business and Consumer Affairs), the Bill was read a third time.

- 27 AIR NAVIGATION (CHARGES) 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 Jones addressing the House—

Adjournment negated: It being 10.30 p.m.—The question was proposed—That the House do now adjourn.

Mr Nixon (Minister for Transport) requiring the question to be put forthwith without debate—

Question—put and negated.

Mr Jones 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 Nixon, the Bill was read a third time.

- 28 ADJOURNMENT: Mr Nixon (Minister for Transport) moved—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 11 p.m.—Mr Speaker adjourned the House until Tuesday next at 2.15 p.m.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Anthony*, Mr Brown*, Mr C. R. Cameron*, Mr Hurford, Mr Nicholls* and Mr O'Keefe.

* On leave

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