

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 71

THURSDAY, 18 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.:

Mr D. M. Cameron, Mr Hodges, Mr P. F. Johnson and Mr Jull—from certain citizens praying that the Government (1) cease the mining and export of uranium until safe disposal methods have been guaranteed, (2) increase expenditure on research into safe, clean and inexhaustible sources of energy and (3) aid underdeveloped countries in their efforts to secure a share of world energy resources.

Mr J. L. McMahon, Mr Martin and Mr A. P. Whitlam—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 Fry and Mr Haslem—from certain citizens of the Australian Capital Territory praying that the standard and availability of pre-school education in Canberra be improved and no further economies be made in this area.

Mr L. R. Johnson and Mr J. L. McMahon—from certain citizens praying that the freeze on European claims to unalienated Crown lands of the Northern Territory be extended and the Aboriginal Land Rights (Northern Territory) Bill 1976 be amended.

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 Howard (Minister for Business and Consumer Affairs)—from certain citizens praying that the States Grants (Schools) legislation recommended by the Schools Commission be passed and the Commission's functions, independence and parent and teacher representation be maintained.

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 Fry—from certain citizens praying that the freeze on the alienation of vacant Crown land in the Northern Territory be extended and the Aboriginal Land Rights (Northern Territory) Bill 1976 be amended.

Mr Hodgman—from certain citizens praying that Government support for Australian symphony orchestras and, in particular, the Tasmanian Symphony Orchestra, be maintained.

Mr MacKenzie—from certain members of the Burrendong Arboretum Association praying that the Australian Heritage Commission be appointed urgently and grants be given to community organisations concerned with conservation.

Mr McVeigh—from certain citizens praying that a Sunday be designated and publicised as a national day of prayer for the healing of the nation.

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 Stewart—from certain citizens praying that emergency financial assistance be offered to Catholic schools in New South Wales with large numbers of students of migrant background.

Petitions received.

3 QUESTIONS: Questions without notice being asked—

Distinguished visitors: Mr Speaker informed the House that members of the United States House of Representatives International Affairs Committee, led by Representative Thomas Morgan, Chairman of the Committee, were present in the gallery. On behalf of the House, Mr Speaker extended to the visitors a very warm welcome.

Questions without notice continued.

Member named and suspended: Mr Speaker named the honourable Member for Newcastle (Mr Jones) for disregarding the authority of the Chair.

Mr Sinclair (Leader of the House) moved—That the honourable Member for Newcastle be suspended from the service of the House.

Question—put.

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

AYES, 81

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

NOES, 30

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

And so it was resolved in the affirmative.

The honourable Member was, therefore, suspended at 11.15 a.m. for 24 hours under standing order 305, and he accordingly withdrew from the Chamber.

Questions without notice concluded.

4 PAPERS—PUBLICATION OF PAPER: Mr Speaker presented, pursuant to statute:

Audit Act—Supplementary Report of the Auditor-General upon other accounts, for year 1975–76.

Mr Lynch (Treasurer), by leave, moved—

- (1) That this House, in accordance with the provisions of the *Parliamentary Papers Act 1908*, authorises the publication of the Supplementary Report of the Auditor-General for the year ended 30 June 1976, and

(2) That the paper be printed.

Question—put and passed.

The following papers were presented:

By command of His Excellency the Governor-General:

National Advisory Council for the Handicapped—Report for year 1975–76—
Report.

Statement by Senator Guilfoyle (Minister for Social Security).

Pursuant to statute:

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

Transport—Department of Transport—Third Annual Report, for year 1975–76,
including the report by the Minister pursuant to the Air Navigation Act.

5 MESSAGE FROM THE SENATE: A message from the Senate was reported returning the
following Bills without amendment:

17 November 1976—Message No. 125—

States Grants (Universities Assistance) 1976.

States Grants (Universities) Amendment (No. 2) 1976.

States Grants (Advanced Education Assistance) 1976.

States Grants (Advanced Education) Amendment (No. 2) 1976.

States Grants (Technical and Further Education Assistance) 1976.

States Grants (Technical and Further Education) Amendment (No. 2) 1976.

States Grants (Schools Assistance) 1976.

States Grants (Schools) Amendment 1976.

6 PUBLICATIONS COMMITTEE—EIGHTH REPORT: Mr Hodges (Chairman) brought up the
Eighth Report from the Publications Committee (sitting in conference with the
Publications Committee of the Senate). The report is as follows:

EIGHTH REPORT

The Publications Committee has the honour to report that it has met in con-
ference with the Publications Committee of the Senate.

The Joint Committee, having considered Petitions and Papers presented to
Parliament since the last meeting of the Committee, and other papers previously
presented, recommends that the following be printed:

Agricultural Tractors Bounty Act—Return for year 1975–76.

Australia Council Act—Australia Council—Report for year 1974–75, and
financial statements, together with the Auditor-General's Report, for period
13 March to 30 June 1975.

Australian broadcasting—Report on the structure of the Australian broad-
casting system and associated matters by Mr F. J. Green, dated 10 Sep-
tember 1976.

Australian Citizenship Act—Return for year 1975–76.

Australian defence—Paper, dated November 1976.

Australian Industry Development Corporation Act—Australian Industry
Development Corporation—Sixth Annual Report and financial statements,
together with the auditor's report, for year 1975–76.

Australian Institute of Aboriginal Studies Act—Council of the Australian
Institute of Aboriginal Studies—Report and financial statements, together
with the Auditor-General's Report, for year 1975–76.

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

Bankruptcy Act—Ninth Annual Report, for year 1975–76.

Book Bounty Act—Return for year 1975–76.

Bureau of Customs—Review of activities for year 1975–76.

- Canberra College of Advanced Education Act—Council of the Canberra College of Advanced Education—Report and financial statements, together with the Auditor-General's Report, for 1975.
- Cellulose Acetate Flake Bounty Act—Returns for 1975 and period 1 January to 30 June 1976.
- Cocos (Keeling) Islands—Report for year 1975.
- Commonwealth Grants Commission Act—Commonwealth Grants Commission—Forty-third Report (1976) on special assistance for States.
- Department of the Capital Territory—Report for year 1975–76.
- Estimates Committee C—Additional information—Department of Transport.
- Fraser Island Environmental Inquiry—Final report of Commission of Inquiry, dated 21 October 1976.
- Housing Loans Insurance Act—Housing Loans Insurance Corporation—Twelfth Annual Report and financial statements, together with the Auditor-General's Report, for year 1975–76.
- Industries Assistance Commission—
Report—ADP equipment and parts, dated 18 August 1976.
Temporary Assistance Authority—Second Annual Report, for period 23 October 1975 to 5 October 1976.
- Law Reform Commission Act—Law Reform Commission—Second Annual Report and financial statements, together with the Auditor-General's Report, for year 1975–76.
- Maritime Industry—Commission of Inquiry—Reports, dated June 1976—
Australian maritime legislation.
Future of the Australian maritime industry.
International Maritime Conventions.
Maritime standards and controls.
- Meat Research Act—Australian Meat Research Committee—Tenth Annual Report, for year 1975–76.
- Metal Working Machine Tools Bounty Act—Return for year 1975–76.
- National Aboriginal Consultative Committee—Report of Committee of Inquiry, dated 4 November 1976.
- Nitrogenous Fertilizers Subsidy Act—Return for year 1975–76.
- Norfolk Island—Royal Commission—Report, dated October 1976.
- Petroleum—Royal Commission—Fifth Report—Towards a national refining policy, dated 7 October 1976.
- Phosphate Fertilizers Bounty Act—Return for year 1975–76.
- Postal Services Act—Australian Postal Commission—First Annual Report and financial statements, together with the Auditor-General's Report, for year 1975–76.
- Ranger Uranium Environmental Inquiry—First report of Commission of Inquiry, dated 28 October 1976.
- Refrigeration Compressors Bounty Act—Return for year 1975–76.
- Repatriation Act—War Pensions Entitlement Appeal Tribunals Nos. 1, 2, 3, 4 and 5—Reports for year 1975–76.
- River Murray Waters Act—River Murray Commission—Report for year 1974–75.
- Snowy Mountains Council—Eighteenth Annual Report, for year 1975–76.
- Telecommunications Act—Australian Telecommunications Commission—Report and financial statements, together with the Auditor-General's Report, for year 1975–76.

J. C. HODGES,
Chairman

17 November 1976

Mr Hodges, by leave, moved—That the report be agreed to.

Question—put and passed.

- 7 SPECIAL ADJOURNMENT: Mr Sinclair (Leader of the House) moved—That the House, at its rising, adjourn until Tuesday, 30 November next, at 2.15 p.m., unless Mr Speaker shall, by telegram or letter addressed to each Member of the House, fix an alternative day or hour of meeting.

Question—put and passed.

- 8 NATIONAL COMPANIES BILL 1976: Mr Bowen, pursuant to notice, presented a Bill for an Act relating to Trading and Financial Corporations formed within the limits of Australia, to Foreign Corporations and to certain other Corporations.

Bill read a first time.

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

Debate, by leave, ensued.

Closure: Mr Howard (Minister for Business and Consumer Affairs) 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—being accordingly put—

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

AYES, 28

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

NOES, 75

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

And so it was negatived.

It being more than 2 hours after the time fixed for the meeting of the House, orders of the day, general business, were called on in accordance with standing order 109.

- 9 RURAL INDUSTRIES—HARDSHIP: The order of the day having been read for the resumption of the debate on the motion of Mr Giles—That the House condemns the previous Government's economic mismanagement which has caused hardship and misery to a high proportion of those involved in rural industries—

Mr Giles resumed his speech.

The time allotted for precedence to general business having expired, the debate was interrupted, Mr Giles was granted leave to continue his speech when the debate is resumed, and the resumption of the debate was made an order of the day for the next sitting.

- 10 POSTPONEMENT OF NOTICES: Ordered—That notices Nos. 1 to 5, government business, be postponed until a later hour this day.

- 11 **CRIMES (BIOLOGICAL WEAPONS) BILL 1976:** Mr Ellicott (Attorney-General), pursuant to notice, presented a Bill for an Act relating to the Prohibition of the Development, Production and Stockpiling of certain Biological Agents and Toxins and of Weapons for their Delivery.
Bill read a first time.
Mr Ellicott 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.
- 12 **POSTPONEMENT OF NOTICE:** Ordered—That notice No. 7, government business, be postponed until a later hour this day.
- 13 **BROADCASTING AND TELEVISION AMENDMENT BILL (NO. 2) 1976 (NO. 2):** Mr E. L. Robinson (Minister for Post and Telecommunications), pursuant to notice, presented a Bill for an Act to amend the *Broadcasting and Television Act 1942*.
Bill read a first time.
Mr E. L. Robinson moved—That the Bill be now read a second time.
Debate adjourned (Dr Cass), and the resumption of the debate made an order of the day for the next sitting.
- 14 **BROADCASTING STATIONS LICENCE FEES AMENDMENT BILL 1976:** Mr E. L. Robinson (Minister for Post and Telecommunications) presented a Bill for an Act to amend Section 6 of the *Broadcasting Stations Licence Fees Act 1964*.
Bill read a first time.
Mr E. L. Robinson moved—That the Bill be now read a second time.
Debate adjourned (Dr Cass), and the resumption of the debate made an order of the day for the next sitting.
- 15 **TELEVISION STATIONS LICENCE FEES AMENDMENT BILL (NO. 2) 1976:** Mr E. L. Robinson (Minister for Post and Telecommunications) presented a Bill for an Act to amend Section 6 of the *Television Stations Licence Fees Act 1964*.
Bill read a first time.
Mr E. L. Robinson moved—That the Bill be now read a second time.
Debate adjourned (Dr Cass), and the resumption of the debate made an order of the day for the next sitting.
- 16 **PUBLIC SERVICE AMENDMENT (FIRST DIVISION OFFICERS) BILL 1976:** Mr Fraser (Prime Minister), pursuant to notice, presented a Bill for an Act relating to Appointments to the First Division of the Australian Public Service.
Bill read a first time.
Mr Fraser moved—That the Bill be now read a second time.
Debate adjourned (Mr Willis), and the resumption of the debate made an order of the day for the next sitting.
- 17 **STEVEDORING INDUSTRY (TEMPORARY PROVISIONS) AMENDMENT BILL (NO. 2) 1976:** Mr Street (Minister for Employment and Industrial Relations), pursuant to notice, presented a Bill for an Act to amend the *Stevedoring Industry (Temporary Provisions) Act 1967*.
Bill read a first time.
Mr Street moved—That the Bill be now read a second time.
Debate adjourned (Mr Willis), and the resumption of the debate made an order of the day for the next sitting.
- 18 **STEVEDORING INDUSTRY AMENDMENT BILL 1976:** Mr Street (Minister for Employment and Industrial Relations), pursuant to notice, presented a Bill for an Act to amend the *Stevedoring Industry Act 1956*.
Bill read a first time.
Mr Street moved—That the Bill be now read a second time.
Debate adjourned (Mr Willis), and the resumption of the debate made an order of the day for the next sitting.

- 19 STEVEDORING INDUSTRY CHARGE AMENDMENT BILL (No. 2) 1976: Mr Street (Minister for Employment and Industrial Relations) presented a Bill for an Act to extend the operation of the *Stevedoring Industry Charge Amendment Act 1975*.
Bill read a first time.
Mr Street moved—That the Bill be now read a second time.
Debate adjourned (Mr Willis), and the resumption of the debate made an order of the day for the next sitting.
- 20 NAVIGATION AMENDMENT BILL 1976: Mr Nixon (Minister for Transport), pursuant to notice, presented a Bill for an Act to amend the *Navigation Act 1912*, and for related purposes.
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.
- 21 NATIONAL HEALTH AMENDMENT BILL (No. 4) 1976: Mr Hunt (Minister for Health), pursuant to notice, presented a Bill for an Act to amend the *National Health Act 1953*.
Bill read a first time.
Mr Hunt moved—That the Bill be now read a second time.
Debate adjourned (Dr Cass), and the resumption of the debate made an order of the day for the next sitting.
- 22 HOMES SAVINGS GRANT BILL 1976: Mr Newman (Minister for Environment, Housing and Community Development), pursuant to notice, presented a Bill for an Act to Assist Persons to Purchase or Build their Own Homes.
Bill read a first time.
Mr Newman moved—That the Bill be now read a second time.
Debate adjourned (Mr Scholes), and the resumption of the debate made an order of the day for the next sitting.
- 23 ROADS ACTS 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 by Mr Morris who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not opposing the second reading of the Bill the House is of the opinion that the Bill fails to provide adequate financial assistance to the States for cost escalation in the current year”.
Debate continued.
Amendment negatived.
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. 130, dated 11 November 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.
- 24 APPLE AND PEAR LEVY BILL 1976: Mr Sinclair (Minister for Primary Industry) presented a Bill for an Act to impose a Levy on the Production of certain Apples and Pears.
Bill read a first time.
Mr Sinclair 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.
- 25 APPLE AND PEAR LEVY COLLECTION BILL 1976: Mr Sinclair (Minister for Primary Industry) presented a Bill for an Act relating to the Collection of the Levy imposed by the *Apple and Pear Levy Act 1976*.
Bill read a first time.

Mr Sinclair 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.

- 26 APPLE AND PEAR EXPORT CHARGE BILL 1976: Mr Sinclair (Minister for Primary Industry) presented a Bill for an Act to impose a Charge on the Export of Apples and Pears. Bill read a first time.

Mr Sinclair 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.

- 27 APPLE AND PEAR EXPORT CHARGE COLLECTION BILL 1976: Mr Sinclair (Minister for Primary Industry) presented a Bill for an Act relating to the Collection of the Charge imposed by the *Apple and Pear Export Charge Act 1976*. Bill read a first time.

Mr Sinclair 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.

- 28 AUSTRALIAN APPLE AND PEAR CORPORATION AMENDMENT BILL 1976: Mr Sinclair (Minister for Primary Industry), pursuant to notice, presented a Bill for an Act to amend the *Australian Apple and Pear Corporation Act 1973*. Bill read a first time.

Mr Sinclair 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.

- 29 POSTPONEMENT OF ORDER OF THE DAY: Ordered—That order of the day No. 2, government business, be postponed until a later hour this day.

- 30 CUSTOMS 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.

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.

- 31 SALES TAX (EXEMPTIONS AND CLASSIFICATIONS) 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 Howard (Minister for Business and Consumer Affairs), the Bill was read a third time.

- 32 NARCOTIC DRUGS 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.

Mr Howard (Minister for Business and Consumer Affairs) moved—That the Bill be now read a third time.

Debate ensued.

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

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

18 November 1976—Message—

No. 126—Air Navigation (Charges) Amendment 1976.

No. 127—Airports (Surface Traffic) Amendment 1976.

- 34 AUSTRALIAN DEFENCE—PAPER—MOTION TO TAKE NOTE OF PAPER: The order of the day having been read for the resumption of the debate on the motion of Mr Sinclair (Leader of the House)—That the House take note of the paper (*presented on 4 November 1976*), viz.:

Australian defence—Paper, dated November 1976—

And on the amendment moved thereto by Mr Hayden, viz.—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 resumed.

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

- 35 DEPARTMENTAL AND ADMINISTRATIVE ARRANGEMENTS—MINISTERIAL STATEMENT: Mr Fraser (Prime Minister), by leave, made a ministerial statement informing the House of new departmental and administrative arrangements involving the creation of a Department of Finance to perform the financial management and control functions previously undertaken by the Department of the Treasury, and a strengthening of the resources of the Department of the Prime Minister and Cabinet.

Mr E. G. Whitlam (Leader of the Opposition), by leave, also made a statement with reference to the matter.

- 36 AUSTRALIAN DEFENCE—PAPER—MOTION TO TAKE NOTE OF PAPER: The order of the day having been read for the resumption of the debate on the motion of Mr Sinclair (Leader of the House)—That the House take note of the paper (*presented on 4 November 1976*), viz.:

Australian defence—Paper, dated November 1976—

And on the amendment moved thereto by Mr Hayden, viz.—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 resumed.

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

- 37 FOREIGN PROCEEDINGS (PROHIBITION OF CERTAIN EVIDENCE) BILL 1976: Mr Ellicott (Attorney-General), by leave, presented a Bill for an Act to make provision for Preventing the Production of Certain Documents, and the giving of Certain Evidence, for the purposes of Proceedings in Foreign Courts.

Bill read a first time.

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

Debate, by leave, ensued.

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

The House resolved itself into a committee of the whole.

In the committee

Bill, by leave, taken as a whole, and debated.

Mr Yates addressing the committee—

Closure: Mr Bouchier moved—That the question be now put.

Question—That the question be now put—put.

The committee divided (the Chairman, Mr Lucock, in the Chair)—

AYES, 74

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

NOES, 25

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

And so it was resolved in the affirmative.

And the question—That the Bill be agreed to—was put accordingly, and passed.

Bill to be reported without amendment.

The House resumed; Mr Lucock reported accordingly.

On the motion of Mr Ellicott, the House adopted the report.

Mr Ellicott, by leave, moved—That the Bill be now read a third time.

Debate ensued.

Dr Klugman rising to address the House—

Closure: Mr Bouchier moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 73

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

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

And so it was resolved in the affirmative.

And the question—That the Bill be now read a third time—was put accordingly, and passed—Bill read a third time.

38 MESSAGE FROM THE SENATE—CIVIL AVIATION (CARRIERS' LIABILITY) AMENDMENT BILL 1976: The following message from the Senate was reported:

Mr Speaker, Message No. 128

The Senate returns to the House of Representatives the Bill for "*An Act to amend the 'Civil Aviation (Carriers' Liability) Act 1959-1973'*", and acquaints the House that the Senate has agreed to the Bill with the Amendments indicated by the annexed Schedule, in which Amendments the Senate requests the concurrence of the House of Representatives.

The Senate, CONDOR L. LAUCKE
Canberra, 18 November 1976 President

Ordered—That the amendments be taken into consideration, in committee of the whole House, forthwith.

In the committee

SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE

No. 1—Page 1, clause 2, lines 9 to 12, leave out the clause, insert the following clause:

"2. This Act shall come into operation on the day on which it receives the Royal Assent." Commence-
ment.

No. 2—Page 2, clause 3, sub-clause (2), line 2, leave out "1 July 1976", insert "the commencement of this Act".

On the motion of Mr Nixon (Minister for Transport), the amendments were agreed to, after debate.

Resolution to be reported.

The House resumed; Mr Giles reported accordingly.

On the motion of Mr Nixon, the House adopted the report.

39 MESSAGE FROM THE SENATE—AIR ACCIDENTS (COMMONWEALTH GOVERNMENT LIABILITY) AMENDMENT BILL 1976: The following message from the Senate was reported:

Mr Speaker, Message No. 129

The Senate returns to the House of Representatives the Bill for "*An Act to amend the 'Air Accidents (Australian Government Liability) Act 1963-1973'*", and acquaints the House that the Senate has agreed to the Bill with the Amendments indicated by the annexed Schedule, in which Amendments the Senate requests the concurrence of the House of Representatives.

The Senate, CONDOR L. LAUCKE
Canberra, 18 November 1976 President

Ordered—That the amendments be taken into consideration, in committee of the whole House, forthwith.

In the committee

SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE

No. 1—Page 1, clause 2, lines 9 to 12, leave out the clause, insert the following clause:

"2. This Act shall come into operation on the day on which it receives the Royal Assent." Commence-
ment.

No. 2—Page 2, clause 5, line 8, leave out “ 1 July 1976 ”, insert “ the commencement of this Act ”.

On the motion of Mr Nixon (Minister for Transport), the amendments were agreed to, after debate.

Resolution to be reported.

The House resumed; Mr Giles reported accordingly.

On the motion of Mr Nixon, the House adopted the report.

- 40 MESSAGE FROM THE SENATE—SEAMEN'S COMPENSATION AMENDMENT BILL 1976: Message No. 131, dated 18 November 1976, from the Senate was reported transmitting for the concurrence of the House a Bill for “*An Act to increase certain Amounts of Compensation payable to and in respect of Seamen, and for other purposes*”.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting.

- 41 MESSAGE FROM THE SENATE—COMPENSATION (COMMONWEALTH GOVERNMENT EMPLOYEES) AMENDMENT BILL 1976: Message No. 132, dated 18 November 1976, from the Senate was reported transmitting for the concurrence of the House a Bill for “*An Act to increase certain Amounts of Compensation payable to and in respect of Commonwealth Government Employees and certain other Persons, and for other purposes*”.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting.

- 42 MESSAGE FROM THE SENATE—UNITED STATES NAVAL COMMUNICATION STATION (CIVILIAN EMPLOYEES) AMENDMENT BILL 1976: Message No. 133, dated 18 November 1976, from the Senate was reported transmitting for the concurrence of the House a Bill for “*An Act to amend the 'United States Naval Communication Station (Civilian Employees) Act 1971'*”.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting.

- 43 MESSAGE FROM THE SENATE: A message from the Senate was reported returning the following Bill without amendment:

18 November 1976—Message No. 130—Defence Forces Retirement Benefits Fund (Distribution of Surplus to Pensioners) 1976.

- 44 AUSTRALIAN DEFENCE—PAPER—MOTION TO TAKE NOTE OF PAPER: The order of the day having been read for the resumption of the debate on the motion of Mr Sinclair (Leader of the House)—That the House take note of the paper (*presented on 4 November 1976*), viz.:

Australian defence—Paper, dated November 1976—

And on the amendment moved thereto by Mr Hayden, viz.—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 resumed.

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.

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

45 ADJOURNMENT: Mr Sinclair (Leader of the House) moved—That the House do now adjourn.

Debate ensued.

Paper: Mr Armitage, by leave, during his speech, presented the following paper:

Australian Labor Party—Gordon Branch (N.S.W.)—List of elected officers.

Debate continued.

Debate extended: It being 11 p.m., the debate was interrupted.

Mr Killen (Minister for Defence) required the debate to be extended.

The debate continuing until 11.05 p.m., Mr Speaker adjourned the House until Tuesday, 30 November next, at 2.15 p.m., unless Mr Speaker shall, by telegram or letter addressed to each Member of the House, fix an alternative day or hour of meeting.

PAPERS: The following papers were deemed to have been presented on 18 November 1976, pursuant to statute:

Lands Acquisition Act—

Land acquired for Pipeline Authority purposes—County of Carruthers, Qld.

Statement of lands acquired by agreement authorised under sub-section 7 (1) of the Act.

Seat of Government (Administration) Act—Ordinances—1976—

No. 55—Law Reform (Sexual Behaviour).

No. 56—Nudity.

No. 57—Legislative Assembly (Amendment).

No. 58—Annual Holidays (Amendment).

No. 59—Schools Authority.

No. 60—Ordinances Revision (Administrative Arrangements).

No. 61—Ordinances Revision (Remuneration).

No. 62—Remuneration.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Anthony*, Mr Brown*, Mr Bungey, Mr C. R. Cameron*, Mr Fife, Mr Lusher, Mr Nicholls*, Dr Richardson and Mr Sullivan.

* On leave

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