

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA
HOUSE OF REPRESENTATIVES
VOTES AND PROCEEDINGS

No. 73

WEDNESDAY, 1 DECEMBER 1976

- 1 The House met, at 2.15 p.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 Ellicott (Attorney-General), Mr Baume, Mr Bowen, Mr D. M. Cameron, Mr Connolly, Mr Dobie, Mr Gillard, Mr Graham, Mr Hurford, Mr Jones, Mr Martin, Mr Moore, Mr Neil, Mr Ruddock and Mr Wentworth—from certain citizens praying that the continuation and growth of symphony orchestras throughout Australia be ensured.
 - Mr Bonnett, Mr McVeigh and Mr Moore—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 under-developed countries in their efforts to secure a share of world energy resources.
 - Mr J. L. McMahon 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 Uren (Deputy Leader of the Opposition)—from certain citizens praying that a referendum be held on the question of the mining and export of uranium.
 - Mr Bungey—from certain citizens praying that the law of God be applied in all legislative actions.
 - Mr Bungey—from certain citizens praying that the means test on all aged pensions be abolished immediately.
 - Dr Cass—from certain citizens praying that listeners be included on the proposed Broadcasting Council.
 - Mr Falconer—from certain citizens praying that further mining and export of uranium, except for bio-medical purposes, be banned and the Australian Atomic Energy Commission be transformed into an Australian Energy Commission.
 - Mr FitzPatrick—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 FitzPatrick—from certain citizens praying that a public telephone be installed at the Half-Way House at Coombah, N.S.W.
 - Mr Haslem—from certain citizens praying that the Parliament urge Yugoslavia to free Mr Marko Nazor and allow him to return to Australia.
 - Mr Haslem—from certain citizens praying that the Australian representative in the United Nations be instructed to raise the subject of Soviet interference in the affairs of Hungary.
 - Mr Hurford—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 Jones—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 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 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 Millar—from certain citizens praying that the Prime Minister investigate the impact of the Government's decision relating to mining on Fraser Island.

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.

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

Petitions received.

3 QUESTIONS: Questions without notice being asked—

Paper: Mr Ellicott (Attorney-General), by command of His Excellency the Governor-General, presented the following paper:

Lockheed Aircraft Corporation matter—Attorney-General's note concerning documents supplied by United States Department of Justice and the late Senator Sir Shane Paltridge.

Questions without notice continued.

4 PAPERS: The following papers were presented:

By command of His Excellency the Governor-General:

Postgraduate Award Scheme—Report by the Department of Education on the Scheme, with particular reference to students commencing in 1965 and 1966.

Pursuant to statute:

Commonwealth Grants Commission Act—Commonwealth Grants Commission—Third Report (1976) on financial assistance for local government.

Criminology Research Act—

Australian Institute of Criminology—Board of Management—Fourth Annual Report and financial statements, together with the Auditor-General's Report, for year 1975–76.

Criminology Research Council—Fourth Annual Report and financial statements, together with the Auditor-General's Report, for year 1975–76.

Legislative Drafting Institute Act—Legislative Drafting Institute—Second Annual Report and financial statements, together with the Auditor-General's Report, for year 1975–76.

States Grants (Schools) Act—Statement of financial assistance granted to each State in 1975.

5 PUBLIC WORKS COMMITTEE—REPORT: Mr Kelly (Chairman) brought up the following report from the Parliamentary Standing Committee on Public Works:

Report relating to consolidation into Bankstown of the Bankstown and Lidcombe Government aircraft plants operated by Hawker de Havilland Australia Pty Ltd at Bankstown, N.S.W. (Second report of 1976).

Ordered to be printed.

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

30 November 1976—Message—

No. 135—Australian Heritage Commission Amendment 1976.

No. 136—Queensland Grant (Proserpine Flood Mitigation) 1976.

No. 137—New South Wales Grant (Namoi River Weirs) 1976.

No. 138—Air Force Amendment 1976.

No. 139—States Grants (Housing Assistance) (No. 2) 1976.

- 7 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—HEALTH INSURANCE ARRANGEMENTS—ECONOMIC CONSEQUENCES: Mr Speaker informed the House that Mr Hayden had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The undesirable economic consequences of the Government's health insurance arrangements".
The proposed discussion having received the necessary support—
Mr Hayden addressed the House.
Discussion ensued.
Discussion concluded.
- 8 INCOME TAX ASSESSMENT AMENDMENT BILL (No. 3) 1976: Mr Lynch (Treasurer) presented a Bill for an Act to amend the Law relating to Income Tax.
Bill read a first time.
Mr Lynch moved—That the Bill be now read a second time.
Debate adjourned (Mr Hurford), and the resumption of the debate made an order of the day for the next sitting.
- 9 LOAN (INCOME EQUALIZATION DEPOSITS) BILL 1976: Mr Lynch (Treasurer), pursuant to notice, presented a Bill for an Act to make provision for and in relation to the making of Income Equalization Deposits.
Bill read a first time.
Mr Lynch moved—That the Bill be now read a second time.
Debate adjourned (Mr Hurford), and the resumption of the debate made an order of the day for the next sitting.
- 10 LOAN (DROUGHT BONDS) AMENDMENT BILL 1976: Mr Lynch (Treasurer), pursuant to notice, presented a Bill for an Act to amend the *Loan (Drought Bonds) Act 1969*.
Bill read a first time.
Mr Lynch moved—That the Bill be now read a second time.
Debate adjourned (Mr Hurford), and the resumption of the debate made an order of the day for the next sitting.
- 11 INCOME TAX (COMPANIES AND SUPERANNUATION FUNDS) BILL 1976: Mr Lynch (Treasurer) presented a Bill for an Act to impose a Tax upon Incomes of Companies and Superannuation Funds.
Bill read a first time.
Mr Lynch moved—That the Bill be now read a second time.
Debate adjourned (Mr Hurford), and the resumption of the debate made an order of the day for the next sitting.
- 12 POSTPONEMENT OF NOTICE: Ordered—That notice No. 3, government business, be postponed until a later hour this day.
- 13 TOURISM—SELECT COMMITTEE: Mr Howard (Minister representing the Minister for Industry and Commerce), pursuant to notice, moved—
(1) That a Select Committee be appointed:
(a) to examine the significance and potential of tourism in the Australian economy and whether it has special features in comparison with other industries, with particular reference to its effects on:
(i) employment,
(ii) balance of payments aspects,
(iii) the community's knowledge of Australia and the Australian heritage,
(iv) community health and welfare, and
(v) regional development and decentralisation;
(b) to identify the short and long term issues facing the industry in Australia;
(c) to examine the importance of the various modes of transport in the development of tourism to and within Australia;

- (d) to examine the roles and responsibilities of the Commonwealth, State and Local governments and the industry in relation to the development and promotion of tourism;
 - (e) to assess the adequacy and the availability of statistical and other information relating to tourism, and
 - (f) to report on its investigations into these matters and to recommend action that might be taken by the Commonwealth Government or by the Commonwealth Government in co-operation with State and Local governments and the tourist industry to alleviate any problems identified by the committee during the course of its investigations.
- (2) That the committee recognise the responsibility of the States in these matters and seek their co-operation in all relevant aspects.
 - (3) That the committee consist of 8 members, 5 to be nominated by the Prime Minister and 3 to be nominated by the Leader of the Opposition.
 - (4) That every nomination of a member of the committee be forthwith notified in writing to the Speaker.
 - (5) That the committee elect as Chairman of the committee one of the members nominated by the Prime Minister.
 - (6) That the committee elect a Deputy Chairman who shall perform the duties of the Chairman of the committee at any time when the Chairman is not present at a meeting of the committee, and at any time when the Chairman and Deputy Chairman are not present at a meeting of the committee the members present shall elect another member to perform the duties of the Chairman at that meeting.
 - (7) That the committee have power to appoint sub-committees consisting of 3 or more of its members, and to appoint the Chairman of each sub-committee who shall have a casting vote only, and refer to any such sub-committee any matter which the committee is empowered to examine.
 - (8) That a majority of the members of a sub-committee constitute a quorum of that sub-committee.
 - (9) That members of the committee who are not members of a sub-committee may take part in the public proceedings of that sub-committee but shall not vote or move any motion or constitute a quorum.
 - (10) That the committee or any sub-committee have power to send for persons, papers and records.
 - (11) That the committee have power to move from place to place.
 - (12) That any sub-committee have power to move from place to place, adjourn from time to time and to sit during any sittings or adjournment.
 - (13) That the committee or any sub-committee have power to authorise publication of any evidence given before it and any document presented to it.
 - (14) That the committee be provided with necessary staff, facilities and resources.
 - (15) That the committee in selecting particular matters for investigation take account of the investigations of other Parliamentary committees and avoid duplication.
 - (16) That the committee report as soon as possible and that any member of the committee have power to add a protest or dissent to the committee's report.
 - (17) That the foregoing provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.

Mr Young moved the following amendment: Paragraph (16), omit "as soon as possible", substitute "no later than 31 May 1977".

Mr Cohen addressing the House—

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

Question—That the question be now put—put.

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

AYES, 83

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

NOES, 31

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

And so it was resolved in the affirmative.

And the question—That the words proposed to be omitted stand part of the motion—being accordingly put—

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

AYES, 83

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

NOES, 31

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

And so it was resolved in the affirmative.

Question—That the motion be agreed to—put and passed.

14 ABORIGINAL AFFAIRS—STANDING COMMITTEE—REFERENCE—ABORIGINAL HEALTH: Mr Viner (Minister for Aboriginal Affairs), pursuant to notice, moved—

- (1) That the following matter be referred to the Standing Committee on Aboriginal Affairs: The health problems of Aboriginals with particular attention to—
 - (a) the prevalence of different types of disease suffered by Aboriginals and Aboriginal communities;
 - (b) the relationship between Aboriginal health and environmental, social and cultural factors;
 - (c) the effectiveness of existing health care programs for Aboriginals generally, and the adequacy of Western European-type health services to cope with the health problems of Aboriginals, and
 - (d) alternative methods of health care delivery that take account of Aboriginals' life styles, including camp situations.
- (2) That the committee consider ways and means by which—
 - (a) persons with appropriate qualifications can be encouraged to assist Aboriginals achieve a better standard of health, and
 - (b) Aboriginals including traditional healers can participate in the development and delivery of health care services to their own communities, and in any modification of existing services.
- (3) That the committee recommend possible courses of action.

Debate ensued.

Question—put and passed.

15 SUSPENSION OF STANDING ORDERS—ABORIGINAL LAND RIGHTS (NORTHERN TERRITORY) BILL 1976 [No. 2]: Mr Viner (Minister for Aboriginal Affairs), by leave, moved—That so much of the standing orders be suspended as would prevent the introduction and second reading of an Aboriginal Land Rights (Northern Territory) Bill 1976 [No. 2].

Debate ensued.

Question—put and passed.

16 ABORIGINAL LAND RIGHTS (NORTHERN TERRITORY) BILL 1976 [No. 2]: Mr Viner (Minister for Aboriginal Affairs) presented a Bill for an Act providing for the granting of Traditional Aboriginal Land in the Northern Territory for the benefit of Aboriginals, and for other purposes.

Bill read a first time.

Mr Viner moved—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. 136, dated 30 November 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—

Mr L. R. Johnson moved—That the clause be omitted, and the following clause be substituted:

“ 2. This Act shall come into operation on a date to be fixed by Pro-
clamation.”. Commence-
ment.

Debate continued.

Question—That the clause proposed to be omitted stand part of the Bill—put.

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

AYES, 78

Mr Abel	Mr Dobie	Mr Jull	Mr Porter
Mr Adermann	Mr Drummond	Mr Katter	Dr Richardson
Mr Aldred	Dr Edwards	Mr Kelly	Mr E. L. Robinson
Mr Baillieu	Mr Ellicott	Mr King	Mr Ruddock
Mr Baume	Mr Fife	Mr Lloyd	Mr Sainsbury
Mr Birney	Mr Fisher	Mr Lusher	Mr Shipton
Mr Bonnett	Mr Giles	Mr MacKellar	Mr Short
Mr Bouchier	Mr Gillard	Mr MacKenzie	Mr Simon
Mr Bradfield	Mr Goodluck	Mr McLean	Mr Sinclair
Mr Braithwaite	Mr Graham	Mr McLeay	Mr Staley
Mr Brown	Mr Groom	Mr W. McMahon	Mr Street
Mr Bungey	Mr Hamer	Mr McVeigh	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 Chapman	Mr Hyde	Mr Newman	<i>Tellers:</i>
Mr Connolly	Mr Jarman	Mr Nixon	Mr D. M. Cameron
Mr Cotter	Mr P. F. Johnson	Mr O'Keefe	Mr Corbett

NOES, 30

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

And so it was resolved in the affirmative.

Clause 3—

Mr Wentworth moved the following amendment:

Page 1, line 13, after "Australia" add "and is registered or entitled to be registered under the provisions of paragraph 24 (a) or who has been nominated by a person so registered as a member of his land-owning clan or group".

Debate continued.

Amendment negatived.

Mr L. R. Johnson, by leave, moved the following amendments together:

Page 2, lines 13 and 14, omit " , but does not include land in a town ".

Page 3, lines 41 and 42, omit " , and includes any area that, by virtue of regulations in force under that law, is to be treated as a town ".

Page 4, lines 14 and 15, omit " , but does not include land in a town ".

Page 4, lines 30–34, omit sub-clause (4), substitute the following sub-clause:

"(4) A reference in this Act to the granting of a mining interest in respect of Aboriginal land shall be read as including a reference to the renewal of a mining interest."

Debate continued.

Progress to be reported, and leave asked to sit again.

The House resumed; Mr Lucock reported accordingly.

Ordered—That the House will, at a later hour this day, again resolve itself into the said committee.

- 17 DARWIN DISASTER—REPORT BY MAJOR-GENERAL STRETTON—PAPER AND MINISTERIAL STATEMENT: Mr Killen (Minister for Defence), by command of His Excellency the Governor-General, presented the following paper:
 Darwin disaster—Report by Major-General Stretton, Director-General, Natural Disasters Organisation, dated 14 April 1975—
 and, by leave, made a ministerial statement in connection with the report.
 Mr Hayden, by leave, also made a statement with reference to the matter.
- 18 MESSAGES FROM THE SENATE: Messages from the Senate were reported returning the following Bills without amendment:
 1 December 1976—Message—
 No. 141—Qantas Airways Limited (Loan Guarantee) 1976.
 No. 142—Airline Equipment (Loan Guarantee) 1976.
- 19 MESSAGE FROM THE SENATE—ACTS INTERPRETATION AMENDMENT BILL 1976: The following message from the Senate was reported:
- Message No. 140
- Mr Speaker,
 The Senate returns to the House of Representatives the Bill for “*An Act to amend the ‘Acts Interpretation Act 1901’*”, 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.
- CONDOR L. LAUCKE
 President
- The Senate,
 Canberra, 1 December 1976
- Ordered—That the amendments be taken into consideration, in committee of the whole House, at the next sitting.
- 20 ABORIGINAL LAND RIGHTS (NORTHERN TERRITORY) BILL 1976 [No. 2]: The House, according to order, again resolved itself into a committee of the whole for the further consideration of the Bill.

—
In the committee

Clause 3—

Debate resumed on the clause and on the amendments moved by Mr L. R. Johnson
 (see entry No. 16)

Amendments negatived.

Clause agreed to.

Clauses 4 to 9, by leave, taken together, and agreed to, after debate.

Clause 10—

Mr L. R. Johnson moved the following amendment: Page 7, omit sub-clause (3).

Debate continued.

Amendment negatived.

Clause agreed to.

Clause 11 debated and agreed to.

Clause 12—

Mr Wentworth moved the following amendment: Page 8, line 29, after “section” insert “, made following a recommendation under section 11,”.

Debate continued.

Amendment negatived.

Clause agreed to.

Clause 13—

Mr L. R. Johnson moved the following amendment: Page 9, line 35, after “matter” insert “and after giving paramount consideration to the interests of the traditional Aboriginal owners”.

Debate continued.

Amendment negatived.

Clause agreed to.

Clause 14 debated and agreed to.

Clause 15 debated and agreed to.

Clauses 16 to 20, by leave, taken together, and agreed to.

Proposed new clause—

Mr Bryant moved—That the following new clause be inserted in the Bill:

“ 20A. (1) Where—

- (a) no person (other than the Crown) has an estate or interest in an area of Crown land;
- (b) the Minister is satisfied that the land should be granted to an Aboriginal Council in the area of which the land is situated to be held and applied by the Council for a particular purpose or purposes, being a purpose or purposes within the scope of the functions of the Council; and
- (c) the Aboriginal Council agrees to hold and apply the land for that purpose or those purposes,

Grant of land to Aboriginal Council for particular purposes.

the Minister may recommend to the Governor-General that a grant of an estate in fee simple, or some lesser estate, in the land be made to the Aboriginal Council.

“ (2) Where a grant of land is made in accordance with a recommendation under sub-section (1), the Minister shall, by notice published in the *Gazette*, set out the purpose or purposes for which the land is to be held and applied and may, from time to time, with the consent of the Aboriginal Council, by notice published in the *Gazette*, vary or add to that purpose or those purposes.

“ (3) Where a grant of land is made to an Aboriginal Council in accordance with a recommendation under sub-section (1), section 19 applies in relation to the Council in respect of that land as if the Council were a Land Trust.

“ (4) Where the Minister is satisfied that land granted to an Aboriginal Council in accordance with a recommendation under sub-section (1) is not being applied in accordance with the statement of purpose or purposes published with respect to that land under sub-section (2), the Minister may recommend to the Governor-General that the grant of the land be revoked.

“ (5) On the receipt of a recommendation under sub-section (4), the Governor-General may revoke the grant of the land to which the recommendation relates and, upon publication in the *Gazette* of a notice of that revocation, that land shall revert to the Crown.

“ (6) Where land reverts to the Crown under sub-section (5), compensation is payable by the Commonwealth to the owner of any estate or interest in the land granted by the Aboriginal Council and subsisting immediately before the reversion of the land to the Crown for the loss to that owner of that estate or interest, but compensation is not otherwise payable in respect of that reversion.

“ (7) Where the grant revoked under sub-section (5) has been entered in the register kept under the law of the Northern Territory relating to the transfer of land, the Registrar-General or other appropriate officer under that law shall, on the publication of notice of the revocation in the *Gazette*, alter that register accordingly.”

Debate ensued.

Proposed new clause negatived.

Clauses 21 and 22, by leave, taken together, and agreed to.

Clause 23—

Mr Bryant moved—That the clause be omitted, and the following clause be substituted:

“ 23. (1) The functions of a Land Council are—

- (a) to administer Aboriginal land in its area that is held by Land Trusts;
- (b) where the Land Council holds in escrow a deed of grant of land made to a Land Trust under section 12—
 - (i) to negotiate with persons having estates or interests in that land with a view to the acquisition of those estates or interests by the Land Trust; and

Functions of Land Council.

- (ii) until those estates or interests have been so acquired, to negotiate with those persons with a view to the use by Aboriginals of the land in such manner as may be agreed between the Land Council and those persons;
- (c) to negotiate, on behalf of traditional Aboriginal owners of land in its area held by a Land Trust, being those owners as shown in the register maintained by the Council under section 24, and any other Aboriginals interested in the land, with persons desiring to use, occupy or obtain an interest in that land;
- (d) to investigate, and to make representations concerning—
 - (i) the requirements for land of Aboriginals living in its area;
 - (ii) the use, whether by means of the acquisition of an interest or otherwise, by Aboriginals of Crown land in its area in which no person (other than the Crown) has an estate or interest; and
 - (iii) priorities in the expenditure of public moneys in connexion with the acquisition or development of land in its area for the benefit of Aboriginals;
- (e) to compile and keep—
 - (i) a register recording the names of the members of the Land Council; and
 - (ii) a register recording the names of the members of the Land Trusts holding, or established to hold, Aboriginal land in its area and descriptions of each area of such Aboriginal land;
- (f) to co-operate with, and assist, the land Commissioner in exercising his functions and powers in connexion with land in its area;
- (g) to issue, and revoke, permits to persons, other than Aboriginals, entitling them to enter and remain on Aboriginal land in its area and to impose conditions to be complied with by holders of permits so issued; and
- (h) to supervise, and provide administrative assistance for, Land Trusts holding, or established to hold, Aboriginal land in its area.

“(2) In carrying out its functions with respect to any Aboriginal land in its area, a Land Council shall have regard to the interests of, and, where practicable, shall consult with, the traditional Aboriginal owners of the land as shown in the register maintained by the Council under section 24 and any other Aboriginals interested in the land and, in particular, shall not give a direction under section 27 to a Land Trust with respect to any matter in connexion with land held by that Land Trust unless the Land Council is satisfied that—

- (a) the persons (if any) shown in the Register maintained by the Council under section 24 as the traditional Aboriginal owners of that land understand the nature and purpose of the proposed direction and do not oppose it; and
- (b) any Aboriginal community or group that may be affected by the proposed direction has been consulted and has had adequate opportunity to express its view to the Land Council.

“(3) Where a Land Council issues or revokes a permit to enter and remain on Aboriginal land in the area of an Aboriginal Council, the Land Council shall notify the Aboriginal Council, in writing, of—

- (a) where a permit is issued—
 - (i) the fact that a permit has been issued with respect to land in the area of the Aboriginal Council;
 - (ii) the particulars of the person to whom the permit is issued; and
 - (iii) the conditions (if any) to be complied with by the holder of the permit; or
- (b) where a permit is revoked—
 - (i) the fact that a permit with respect to land in the area of the Aboriginal Council has been revoked; and
 - (ii) the particulars of the person who was the holder of the permit.”.

Question—That the clause proposed to be omitted stand part of the Bill—put and passed.

Clause 24—

On the motion of Mr Wentworth, the following amendment was made, after debate:

Page 16, at the end of paragraph (b) add “in so far as such can be done without breach of Aboriginal usage”.

Clause, as amended, agreed to.

Clauses 25 to 39, by leave, taken together, and agreed to.

Clause 40—

Mr L. R. Johnson moved—That the clause be omitted, and the following clause be substituted:

“40. A mining interest in respect of Aboriginal land shall not be granted unless—

- (a) both the Minister and the Land Council for the area in which the land is situated have consented, in writing, to the making of the grant; or
- (b) the Governor-General has, by Proclamation, declared that the national interest requires that the grant be made and that Proclamation has taken effect in accordance with section 42.”

Question—That the clause proposed to be omitted stand part of the Bill—put and passed.

Clause 41—

Mr L. R. Johnson moved—That the clause be omitted, and the following clause be substituted:

“41. The *Atomic Energy Act* 1953 or any other Act authorizing mining for minerals does not apply in relation to land that is Aboriginal land so as to authorize the entry or remaining of a person on the land or the doing of any act by a person on the land unless—

- (a) the Governor-General has, by Proclamation, declared that both the Minister and the Land Council for the area in which the land is situated have consented to the application of that Act in relation to entry on that land; or
- (b) the Governor-General has, by Proclamation, declared that the national interest requires the application of that Act in relation to entry on that land and that Proclamation has taken effect in accordance with section 42.”

Debate continued.

Question—That the clause proposed to be omitted stand part of the Bill—put and passed.

Clause 42—

Mr L. R. Johnson moved the following amendment: Page 23, after sub-clause (3) insert the following sub-clause:

“(3A) If notice of a motion to disapprove a declaration in a Proclamation that has been laid before either House of the Parliament under sub-section (1) is given in that House within 15 sitting days after the copy of the Proclamation has been laid before that House and on the last day on which the resolution could have been passed—

- (a) the notice has not been withdrawn and the motion has not been called on; or
- (b) the motion has been called on, moved and seconded and has not been withdrawn or otherwise disposed of,

that House shall be deemed to have passed, on that day, a resolution disapproving of the declaration in the Proclamation.”

Amendment negatived.

Clause agreed to.

Clauses 43 and 44, by leave, taken together, and agreed to.

Clause 45—

Mr L. R. Johnson moved the following amendment: Page 25, omit sub-clause (1) substitute the following sub-clauses:

“(1) Where the Minister is satisfied that a Land Council has refused, or is unwilling, to give its consent to the grant of a mining interest by reason that the

applicant for the grant will not enter into an agreement proposed by the Land Council as consideration for the giving of the grant, he shall require production to him of a copy of a statement in writing by the applicant for the grant and an acknowledgment in writing signed by not less than one half of the members of the Land Council that they have seen and understood the proposals contained in the statement in writing.

“(1A) If the Minister considers the proposals contained in the statement in writing referred to in sub-section (1) by the applicant for the grant to be just and equitable in the circumstances, after consultation with the Land Council and the applicant for the grant, the Minister may appoint a person whom he considers to be in a position to deal with the matter impartially to be an Arbitrator to determine in accordance with the law for the time being in force in the Northern Territory with respect to Arbitration, the terms and conditions of the agreement that, in the opinion of the Arbitrator, should be acceptable to the Land Council and to the applicant as consideration for the giving by the Land Council of its consent to the grant.

“(1B) The written statement referred to in sub-section (1) shall set out—

- (a) the amount of payments which the applicant for the grant is prepared to make for the Land Council on behalf of the traditional Aboriginal owners of the land—
 - (i) in consideration of the right to enter upon the land to explore and prospect for minerals; and
 - (ii) by way of royalties in respect of minerals, if any, extracted from the land;
- (b) the amount and nature of any other interest or benefit which is proposed to be granted to, or to any person or Land Council on behalf of the traditional Aboriginal owners of the land;
- (c) the type of employment proposed to be available for Aboriginals in connexion with the activities which the applicant for the grant proposes to carry out upon the land;
- (d) the manner in which the applicant for the grant proposes to preserve and protect any site or object upon the land which is of significance to the traditional Aboriginal owners of the land;
- (e) the nature of each type of activity which the applicant for the grant proposes to carry out upon the land, and the order in which such activities are proposed to be carried out;
- (f) the manner in which the applicant for the grant proposes to consult with the Land Council and the traditional Aboriginal owners of the land in respect of activities carried out by him or by others on his behalf upon or in respect of the land; and
- (g) such other matters as the Minister may require.”.

Amendment negatived.

Clause agreed to.

Clauses 46 to 49, by leave, taken together, and agreed to.

Clause 50—

Mr L. R. Johnson moved—That the clause be omitted, and the following clause be substituted:

- “ 50. (1) The functions of the Commissioner are—
- (a) to ascertain, and to report to the Minister on, the needs of Functions of
Commis-
sioner. Aboriginals, whether as individuals or communities, for land in the Northern Territory to be used for residential, employment or other purposes;
 - (b) to ascertain, and to report to the Minister on, the availability of land to satisfy the needs referred to in paragraph (a);
 - (c) to prepare for the consideration of the Minister plans for the acquisition and development of land in the Northern Territory by, or for the benefit of, Aboriginals and financial estimates of the cost of carrying out such plans;

- (d) to advise the Minister in connexion with—
 - (i) the making of recommendations for the granting of land under section 11 or 20A;
 - (ii) the resumption of Crown land held under a lease that is required for Aboriginal community purposes;
 - (iii) the reservation by planning authorities of land for Aboriginal community purposes in towns;
 - (iv) the revocation of a grant of land made to an Aboriginal Council under section 20A; and
 - (v) any other matter relevant to the operation of this Act that is referred to the Commissioner by the Minister;
- (e) on an application being made to the Commissioner by or on behalf of the traditional Aboriginal owners of land, being Crown land, to inquire into, and to report to the Minister on, the desirability of securing that land for the use of those traditional owners; and
- (f) to compile and keep maps and other records concerning traditional Aboriginal owners of land, other than Aboriginal land, in the Northern Territory.

“(2) In carrying out his functions the Commissioner shall have regard to the following principles—

- (a) Aboriginals who by choice are living at a place on the traditional country of the tribe or linguistic group to which they belong but do not have a right or entitlement to live at that place ought, where practicable, to be able to acquire secure occupancy of that place; and
- (b) Aboriginals who are not living at a place on the traditional country of the tribe or linguistic group to which they belong but desire to live at such a place ought, where practicable, to be able to acquire secure occupancy of such a place.”

Amendment negatived.

Mr Wentworth, by leave, moved the following amendments together:

Page 27, line 28, after “Commissioner” insert “before 31 December 1977”.

Page 28, line 7, after “time” insert “but before 30 June 1978”.

Debate continued.

Amendments negatived.

Clause agreed to.

Clauses 51 to 67, by leave, taken together, and agreed to.

Proposed new clause—

Mr L. R. Johnson moved—That the following new clause be inserted in the Bill;

“67A. (1) An Aboriginal is entitled, with respect to land contained within a lease for pastoral purposes granted under a law of the Northern Territory—

Aboriginals
entitled to
enter upon
pastoral
leases, &c.

- (a) to enter and remain on the land;
- (b) to bring on to, and use on, the land, horses for the transport of persons or goods;
- (c) to take and use the natural waters of the land; and
- (d) subject to sub-section (2), to kill wildlife for food on the land.

“(2) Where regulations under the *National Parks and Wildlife Conservation Act 1975* that are expressed to be made for the purposes of the protection or conservation of an endangered species of wildlife prohibit the killing of members of that species on land to which the regulations apply, an Aboriginal is not entitled, under sub-section (1), to kill members of that species on that land.

“(3) Where there are no convenient natural waters on land referred to in sub-section (1), an Aboriginal is entitled to use bore waters on the land for drinking, cooking, washing or watering horses.

“(4) In exercising his rights under sub-section (3), an Aboriginal is not entitled knowingly to disregard any reasonable requirements of the lessee of the pastoral lease in connexion with the bore waters on the land.

“(5) Sub-sections (1), (3) and (4) do not apply at any point within a distance of 1 kilometre from any homestead on the land.

“(6) A person who, without just cause, proof of which lies upon the person, prevents or obstructs, or attempts to prevent or obstruct, an Aboriginal from exercising his rights under this section is guilty of an offence against this section punishable, upon conviction, by a fine not exceeding \$1,000.”

Proposed new clause negatived.

Clause 68 agreed to.

Proposed new clause—

Mr L. R. Johnson moved—That the following new clause be inserted in the Bill:

“68A. (1) Regulations under the *National Parks and Wildlife Conservation Act 1975* providing for the protection or conservation of, or making other provision with respect to, wildlife, whether those regulations were made before or after the commencement of this Act, do not apply in relation to an area of Aboriginal land unless—

Protection and conservation of wildlife on Aboriginal land.

- (a) the Governor-General has, by Proclamation, declared that the application of those regulations to that area of land has been consented to by a Committee for that area established under this section; or
- (b) the Governor-General has, by Proclamation, declared that the national interest requires the application of those regulations to that area of land and that Proclamation has taken effect in accordance with section 42.

“(2) For the purposes of paragraph (1) (a), the Minister shall, on the application of the Minister administering the *National Parks and Wildlife Conservation Act 1975*, establish a Committee for an area of Aboriginal land.

“(3) A Committee shall consist of—

- (a) a Chairman appointed by the Minister after consultation with the Minister administering the *National Parks and Wildlife Conservation Act 1975*;
- (b) such number of members, not being less than 3, as the Minister determines appointed by the Minister on the nomination of the Land Council for the area in which the Aboriginal land concerned is situated; and
- (c) a number of members equal to the number determined by the Minister under paragraph (b) appointed by the Minister on the nomination of the Director of National Parks and Wildlife.

“(4) The Chairman shall convene a meeting of a Committee for the purpose of considering the giving of a consent to a proposal to apply, in relation to the area of Aboriginal land for which the Committee is established, regulations made or proposed to be made, under the *National Parks and Wildlife Conservation Act 1975* providing for the protection and conservation of, or making other provision with respect to, wildlife.

“(5) The Chairman shall preside at a meeting convened under sub-section (4).

“(6) The consent of a Committee for the purposes of paragraph (1) (a) shall be given by resolution passed at a meeting of the Committee by a number of votes greater than the number determined by the Minister for the purposes of paragraph (3) (b).

“(7) Where a resolution referred to in sub-section (6) is moved, the Chairman shall endeavour to reconcile any conflicts of opinion among the other members of the Committee but the Chairman shall not vote on that unless the voting of the other members is equal and, in that event, the Chairman has a casting vote.

“(8) The Chairman shall, on the request of a member of a Committee who is an Aboriginal, arrange for the translation of the proceedings of the Committee as they occur into the language of that member.

“(9) Subject to any direction of the Chairman, a member of a Committee who is an Aboriginal may be accompanied to a meeting of the Committee by such advisers as he may wish to accompany him.

“(10) In this section—

‘Chairman’ means the Chairman of a Committee;

‘Committee’ means a Committee established under sub-section (2).

“(11) Where an area of land becomes Aboriginal land, regulations in force under the *National Parks and Wildlife Conservation Act 1975* providing for the protection or conservation of, or making other provision with respect to, wildlife, that were applicable to that area immediately before it became Aboriginal land continue, notwithstanding sub-section (1), to be applicable to that area but cease to apply to that area at the expiration of the period of 12 months commencing on the day on which that area became Aboriginal land unless, before that time—

(a) the regulations are repealed; or

(b) the requirements of sub-section (1) are complied with in relation to the regulations.”

Proposed new clause negatived.

Clause 69—

Mr L. R. Johnson moved—That the clause be omitted, and the following clause be substituted:

“69. (1) A person shall not desecrate land in the Northern Territory Land not to be desecrated. that is a site of significance according to Aboriginal tradition.

Penalty: \$1,000.

“(2) Without limiting the generality of sub-section (1), a person shall be deemed to have desecrated a site if, on or near the site, he knowingly does an act or, causes damage, of such a nature that the doing of the act or the causing of the damage, as the case may be, would, if witnessed by Aborigines to whom the site is significant, be offensive to them by reason of the Aboriginal tradition in respect of that site.

“(3) It is a defence to a charge under sub-section (1) if the person charged proves—

(a) that the doing of the act, or the causing of the damage, as set out in the charge was accidental;

(b) where the site was not on Aboriginal land—that the person charged had no reasonable grounds for suspecting that the site was of significance according to Aboriginal tradition; or

(c) where the site was on Aboriginal land—that—

(i) the person charged was lawfully on the land and sought the services of a guide from the Land Council for the area in which the site was situated; and

(ii) a guide was not provided within a reasonable time or the guide provided failed to identify the site as one of significance according to Aboriginal tradition.

“(4) The regulations may declare areas of land in the Northern Territory to be sites of significance according to Aboriginal tradition for the purposes of this section.

“(5) In proceedings for an offence against sub-section (1) in relation to an area declared under sub-section (4)—

(a) the declaration is conclusive proof that the area to which it relates is a site of significance according to Aboriginal tradition; and

(b) the defences set out in paragraphs (3) (b) and (c) do not apply.

“(6) This section does not apply in relation to an act done in relation to land if—

(a) the Land Council for the area in which the land is situated has given consent in writing to that act; or

(b) that act is done in the course of, or in connexion with, mining operations authorized by a law of the Northern Territory or by the *Atomic Energy Act 1953* or any other Act authorizing mining for minerals and the Minister has authorized, in writing, the doing of that act.

“(7) A Land Council may agree with an applicant for a consent referred to in paragraph (6) (a) for the giving of that consent by the Land Council in consideration of the payment to the Land Council by the applicant of an amount specified in the agreement.

“ (8) The Minister shall not grant an authorization under paragraph (6) (b) unless he is satisfied that the applicant for the authorization had sought the consent of the relevant Land Council to the doing of the act to which the proposed authorization relates and that consent has been refused or has not, within 60 days after application for it was made, been granted, and, in deciding whether to grant or refuse such an authorization, he shall have regard to—

- (a) the extent of the hardship that the proposed act would cause to the traditional Aboriginal owners of the land concerned if the authorization were granted;
- (b) the extent of the loss to persons interested in the mining operations concerned if the authorization were not granted; and
- (c) the extent to which the national interest would be affected by granting or refusing to grant the authorization.”.

It being 10.30 p.m.—Progress to be reported.

The House resumed; Dr Jenkins reported accordingly.

Adjournment negatived: The question was accordingly proposed—That the House do now adjourn.

Mr Viner (Minister for Aboriginal Affairs) requiring the question to be put forthwith without debate—

Question—put and negatived.

The House again resolved itself into a committee of the whole.

In the committee

Debate continued.

Question—That the clause proposed to be omitted stand part of the Bill—put and passed.

Clause 70—

Mr L. R. Johnson moved—That the clause be omitted, and the following clause be substituted:

“ 70. (1) Subject to this section, an Aboriginal is entitled to enter ^{Entry on} and remain upon Aboriginal land if his presence on that land would ^{Aboriginal} not interfere with the use or enjoyment of an estate or interest in the land held by a person, not being a Land Trust or an Aboriginal Council.

“ (2) Subject to this Act and except as otherwise provided by the regulations, a person other than an Aboriginal shall not enter or remain on Aboriginal land unless he is the holder of a permit, in writing, issued to him by or on behalf of the Land Council for the area in which the land is situated.

Penalty: \$1,000.

“ (3) Before the making of regulations for the purposes of sub-section (2), the Minister shall consult any Land Council in the area of which is situated any Aboriginal land to which the regulations, if made, would apply and shall, when considering the making of the regulations, take into account any views on the matter expressed by the Land Council.

“ (4) A person who is on Aboriginal land (whether in accordance with a permit or not), other than a person who is on the land in accordance with regulations under sub-section (2) or in accordance with paragraph (5) (a) or is one of the traditional Aboriginal owners of the land, may be required to leave that land by a person authorized on that behalf by the Land Council for the area in which the land is situated, and the person on whom such a requirement is made shall comply with the requirement within a reasonable time.

Penalty: \$1,000.

“ (5) Where a person, other than a Land Trust or an Aboriginal Council, has an estate or interest in Aboriginal land—

- (a) a person is entitled to enter and remain on the land for any purpose that is necessary for the use or enjoyment of that estate or interest by the owner;
- (b) a permit shall not be issued to a person under sub-section (2) with respect to the land if the presence of the person on the land would interfere with the use or enjoyment of that estate or interest by the owner; and
- (c) a permit issued under sub-section (2) with respect to the land shall be expressed to impose on the holder of the permit a condition that he will not interfere with the use or enjoyment of that estate or interest by the owner.

“ (6) The holder of a permit to enter and remain on Aboriginal land shall comply with any condition referred to in paragraph (5) (c) or otherwise imposed on him as such holder by the issuing authority.

Penalty: \$1,000.

“ (7) In proceedings for an offence against sub-section (2) or (4) it is a defence if the person charged proves—

- (a) in the case of an offence against sub-section (2)—that—
 - (i) his entry or remaining on the land was due to necessity; and
 - (ii) it was not practicable to apply for the necessary permit; or
- (b) in the case of an offence against sub-section (4)—that his remaining on the land was due to circumstances outside his control.

“ (8) Notwithstanding the preceding provisions of this section, the law of the Northern Territory relating to travelling stock on pastoral leases applies to and in relation to Aboriginal land used for pastoral purposes. ”.

Question—That the clause proposed to be omitted stand part of the Bill—put and passed.
Proposed new clause—

Mr L. R. Johnson moved—That the following new clause be inserted in the Bill:

“ 70A. (1) Subject to this section, where Aboriginal land adjoins ^{Territorial} the territorial sea, or internal waters of the Commonwealth, apper- ^{sea adjoining} taining to the Northern Territory, that part of the territorial sea or ^{Aboriginal} internal waters so appertaining that is within 2 kilometres of the boundary of the land. ^{land.} Aboriginal land shall, for the purposes of section 70, be deemed to be part of that Aboriginal land.

“ (2) This section has effect subject to the obligations of the Commonwealth under international law, including obligations under any agreement between the Commonwealth and another country or countries.

“ (3) Regulations made for the purposes of sub-section 70 (2) may make provision for the exemption from the provisions of that sub-section, in its application by virtue of this section, of persons on board ships included in a prescribed class of ships, either absolutely or subject to conditions.

“ (4) Where—

- (a) a court convicts a person of an offence against section 70 in its application by virtue of this section; and
- (b) at the time of the offence, the person was on board a boat that was carrying fish,

the court may order the forfeiture of that fish or of the proceeds of the sale of that fish.

“ (5) Any property ordered by a court to be forfeited under sub-section (4) becomes the property of the Commonwealth and shall be dealt with or disposed of in accordance with the directions of the Minister.”.

Proposed new clause negatived.

Clause 71—

Mr L. R. Johnson moved the following amendment: Page 35, omit sub-clause (2).

Amendment negatived.

Clause agreed to.

Clause 72 agreed to.

Clause 73 debated and agreed to.

Clause 74—

Mr L. R. Johnson moved—That the clause be omitted, and the following clause be substituted:

“ 74. (1) Subject to sub-section (2), this Act does not affect the application to Aboriginal land of a law of the Northern Territory to the extent that that law is capable of operating concurrently with this Act. Application of laws of Northern Territory to Aboriginal land.

“ (2) The regulations may provide for the exclusion or modification of a law of the Northern Territory in its application to Aboriginal land.”

Question—That the clause proposed to be omitted stand part of the Bill—put and passed.

Clauses 75 to 78, by leave, taken together, and agreed to.

Schedule 1—

Mr L. R. Johnson moved the following amendment: Page 42, after the description of land set out under the heading “ SANTA TERESA ”, insert the following:

“ TANAMI

All that piece of land in the Northern Territory of Australia containing an area of 37529 square kilometres more or less: Commencing at the intersection of the meridian of east longitude 130 degrees 28 minutes 53.96 seconds with the parallel of south latitude 21 degrees; thence west for a distance of 16093 metres; thence north to the parallel of south latitude 19 degrees 51 minutes 16.69 seconds; thence east to a point north of the western corner of Pastoral Lease 594 (Willowra); thence south to the said western corner; thence southeasterly, southerly, westerly and again southerly by southwestern, western, northern and again western boundaries of the said Pastoral Lease to the southwestern corner of the said Pastoral Lease; thence southerly by the western boundary of Pastoral Lease 634 (Mount Barkly) to the southwestern corner of the said Pastoral Lease; thence westerly, northerly and again westerly and southerly by part of a northern, an eastern, again a northern and a western boundary of Pastoral Lease 590 (Mount Denison) to the most western southwestern corner of the said Pastoral Lease; thence westerly by part of the northern boundary of the Yuendumu Aboriginal Reserve as notified in *Northern Territory Government Gazette* No. 24 of 28 May 1952 to the northwestern corner of the said Reserve; thence northerly, westerly, again northerly and again westerly by an eastern, a northern, across a stock route, again a northern, again an eastern and again a northern boundary of Pastoral Lease 802 (Mount Doreen) to the most northern northwestern corner of the said Pastoral Lease; thence northerly and westerly by part of the eastern boundary and the northern boundary of Pastoral Lease 764 (Chilla Well) to its intersection with the meridian of east longitude 130 degrees 28 minutes 53.96 seconds; thence north to the point of commencement.”

Debate continued.

Amendment negatived.

Schedule agreed to.

Schedule 2 debated and agreed to.

Title debated and agreed to.

Bill to be reported with an amendment.

The House resumed; Dr Jenkins reported accordingly.

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

21 DISCHARGE OF ORDER OF THE DAY: The following order of the day, government business, was read, and, on the motion of Mr Viner (Minister for Aboriginal Affairs), discharged:

Aboriginal Land Rights (Northern Territory) Bill 1976—Further consideration in committee—Clause 1.

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

1 December 1976—Message No. 144—Appropriation (Urban Public Transport) 1976.

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

Question—put and passed.

And then the House, at 10.58 p.m., adjourned until tomorrow at 10.30 a.m.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Anthony*, Mr C. R. Cameron*, Mr Chipp, Mr Garland and Mr Nicholls*.

* On leave

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