

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

## HOUSE OF REPRESENTATIVES

## VOTES AND PROCEEDINGS

No. 138

TUESDAY, 13 NOVEMBER 1979

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- 1 The House met, at 2.15 p.m., pursuant to adjournment. Mr Speaker (the Right Honourable Sir Billy Snedden) took the Chair, and read Prayers.
- 2 PETITIONS: The Clerk announced that the following Members had each lodged petitions for presentation, viz.:
- Mr Adermann, Mr Anthony, Mr Bryant, Mr E. C. Cameron, Mr Fisher, Mr Katter, Mr Lynch, Mr Macphee, Mr Martyr and Mr Street—from certain citizens praying that the National Women's Advisory Council be abolished.
  - Mr Cadman, Mr Carlton, Mr L. R. Johnson, Mr Keating, Mr Lusher, Mr Martin and Mr Morris—from certain residents of New South Wales praying that the 1980 level of education expenditure to Government schools be restored and increased in real terms.
  - Dr Everingham, Mr C. K. Jones, Mr Kerin and Mr Morris—from certain citizens praying that Government proposals to sell publicly owned enterprises be rejected.
  - Mr Corbett, Mr Fraser and Mr Short—from certain citizens praying for the abolition of the export parity pricing policy for LPG consumed in Australia and that certain other action be taken in relation to the pricing of LPG.
  - Mr Fife, Mr Graham and Mr Kerin—from certain citizens praying that positive policies be adopted to reduce unemployment and that certain social security benefits be granted.
  - Mr Aldred and Mr Macphee—from certain citizens praying that the National Women's Advisory Council and its recommendations be supported.
  - Mr Bryant and Mr Humphreys—from certain citizens praying that the Government provide certain information concerning the fishing agreement with the Japanese Government and not re-issue licences to Japanese fishermen in 1980.
  - Mr Aldred—from certain citizens praying that the imperial system of weights and measures be restored.
  - Mr Bryant—from certain citizens praying that the Metric Conversion Act be repealed and the traditional and familiar weights and measures be restored.
  - Mr Fraser—from certain citizens praying that a humane policy be adopted to assist refugees to enter Australia.
  - Mr Humphreys—from certain citizens praying that redevelopment of Brisbane International Airport be postponed until proposals for a cross runway are considered.
  - Mr L. R. Johnson—from certain citizens and overseas students praying that the fee policy on overseas students be revoked.
  - Mr L. R. Johnson—from certain citizens praying that policies which place Australian resources under foreign ownership and control be reversed.
  - Mr Jull—from certain citizens praying that no measures be taken to implement those recommendations of the Royal Commission on Human Relationships that will further undermine and weaken marriage, child-care or the family.

Mr Lucock—from certain electors of New South Wales praying that the *Commonwealth Employees (Employment Provisions) Act 1977* be repealed.

Mr J. L. McMahon—from certain citizens praying that there be no extension of Kingsford-Smith Airport, Sydney.

Mr Morris—from certain citizens praying that the proposal to increase the marine radio licence fee be reconsidered.

Mr O'Keefe—from certain citizens praying for the prohibition of pornographic material involving children.

Mr Short—from certain electors of the Electoral Division of Ballarat praying for the maintenance of existing postal services at Dean, Vic.

Petitions received.

3 QUESTIONS: Questions without notice were asked.

4 AUDITOR-GENERAL'S SUPPLEMENTARY REPORT—PUBLICATION OF PAPER: Mr Speaker, pursuant to statute, presented:

Audit Act—Supplementary Report of the Auditor-General upon other accounts, for year 1978–79.

Mr Viner (Leader of the House), 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 1978–79, and

(2) That the paper be printed.

Question—put and passed.

5 PAPERS: The following papers were presented:

By command of His Excellency the Governor-General:

Australian Film Commission—Towards a more effective Commission—The Australian Film Commission in the 1980's—Report, dated October 1979.

Australian students and their schools—Report by the Schools Commission.

Electoral redistribution of Western Australia—Analysis of proposals of Distribution Commissioners.

Health Promotion in Australia 1978–79—Report to the Department of Health by Prof. L. Davidson, dated July 1979.

International trade law—6th seminar organised by the Attorney-General's Department, Canberra, 21–22 April 1979—Papers and summary of discussions.

National Training Council—5th Annual Report, for 1978.

Nursing personnel—A national survey—Report of the Committee on Nursing Personnel Survey, dated 5 October 1979—

Volume 1.

Volume 2.

Project management and other options for public works— Report by the Department of Housing and Construction, dated April 1979.

Radiological safety and future land use in the Monte Bello Islands—Report by the Australian Ionising Radiation Advisory Council, dated August 1979.

Treaty—Text of Agreement on Fisheries between Australia and Japan, done at Canberra, 17 October 1979.

Pursuant to statute:

Taxation—

58th Report of the Commissioner of Taxation, dated 1 November 1979.

Taxation Statistics 1977–78 (Supplement to the 57th Report of the Commissioner of Taxation).

Severally ordered to be printed.

Administrative Appeals Tribunal Act—Administrative Review Council—3rd Annual Report, for year 1978–79.

- Atomic Energy Act—Australian Atomic Energy Commission—27th Annual Report and financial statements, together with the Auditor-General's Report, for year 1978–79.
- Australian Film Commission Act—Australian Film Commission—Report and financial statements, together with the Auditor-General's Report, for year 1978–79.
- Australian National University Act—Council of the Australian National University—Report for 1978.
- 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 1978.
- Coal Industry Act—Joint Coal Board—32nd Annual Report and financial accounts, together with the Auditor-General's Report, for year 1978–79.
- Commonwealth Electoral Act—Redistribution of Electoral Divisions, Western Australia, 1979—  
Report, with Map, by the Distribution Commissioners (Volume I).  
Suggestions, comments and objections lodged with the Distribution Commissioners (Volume II).
- Pipeline Authority Act—Pipeline Authority—6th Annual Report and financial statements, together with the Auditor-General's Report, for year 1978–79.
- Services Trust Funds Act—  
Australian Military Forces Relief Trust Fund—32nd Annual Report by the Trustees, together with the Auditor-General's Report, for 1978.  
Royal Australian Air Force Welfare Trust Fund—31st Annual Report by the Trustees, together with the Auditor-General's Report, for 1978.  
Royal Australian Navy Relief Trust Fund—Report by the Trustees, together with the Auditor-General's Report, for 1978.
- Social Services Act—Department of Social Security—Report of the Director-General for year 1978–79.

6 DEFENCE SCIENCE AND TECHNOLOGY ORGANISATION REVIEW—MINISTERIAL STATEMENT—  
PAPER NOTED: Mr Killen (Minister for Defence), by leave, made a ministerial statement informing the House of the initiation of a review of the Defence Science and Technology Organisation, and, by command of His Excellency the Governor-General, presented the following paper:

Defence Science and Technology Organisation review—Ministerial statement, 13 November 1979.

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

Debate ensued.

Question—put and passed.

7 PUBLIC LIBRARIES ASSISTANCE—MINISTERIAL STATEMENT—PAPER NOTED: Mr Ellicott (Minister for Home Affairs), by leave, made a ministerial statement informing the House that following the Government's consideration of the report of the Committee of Inquiry into Public Libraries it had initiated a review of the current level of library resources and facilities, and, by command of His Excellency the Governor-General, presented the following paper:

Public libraries assistance—Ministerial statement, 13 November 1979.

Mr Street (Minister for Industrial Relations) moved—That the House take note of the paper.

Debate ensued.

Several Members rising to address the House—

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

Question—That the question be now put—put and passed.

And the question—That the House take note of the paper—was put accordingly, and passed.

- 8 PUBLIC ACCOUNTS COMMITTEE—REPORT—STATEMENTS BY MEMBERS: Mr Connolly (Chairman) presented the following report from the Joint Committee of Public Accounts:  
178th Report—Expenditure from Advance to the Minister for Finance (Appropriation Acts 1978–79).  
Ordered to be printed.  
Mr Connolly, Mr Morris and Mr Baillieu, by leave, made statements in connection with the report.
- 9 AUSTRALIAN CAPITAL TERRITORY—JOINT COMMITTEE—REPORT—STATEMENT BY MEMBER: Mr Fry (Deputy Chairman) presented the following report from the Joint Committee on the Australian Capital Territory:  
Report on the 68A series of proposed variations of the plan of lay-out of the City of Canberra and its environs, together with copies of extracts from the minutes of proceedings of the committee.  
Ordered—That the report be printed.  
Mr Fry, by leave, made a statement in connection with the report.  
Mr Scholes asked leave to make a statement.  
Objection being raised, leave not granted.
- 10 PUBLIC WORKS COMMITTEE—REPORT: Mr Bungey (Chairman) presented the following report from the Parliamentary Standing Committee on Public Works:  
Report relating to the proposed construction of the National Biological Standards Laboratory (NBSL) and Australian Dental Standards Laboratory (ADSL), Symonston, A.C.T. (9th report of 1979).  
Ordered to be printed.
- 11 PAPER AND STATEMENT—LEAVE NOT GRANTED: Mr Shack asked leave to present a paper and make a statement.  
Objection being raised, leave not granted.
- 12 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—EAST TIMOR: Mr Deputy Speaker informed the House that Mr Bowen (Deputy Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The grave concern of the Australian people arising from the Indonesian treatment of East Timorese”.  
The proposed discussion having received the necessary support—  
Mr Bowen addressed the House.  
Discussion ensued.  
Discussion concluded.
- 13 AUSTRALIAN CAPITAL TERRITORY—JOINT COMMITTEE—REPORT—STATEMENT BY MEMBER: Mr Scholes, by leave, made a statement in relation to the report of the Joint Committee on the Australian Capital Territory on the 68A series of proposed variations of the plan of lay-out of the City of Canberra and its environs.
- 14 PAPER—STATEMENT BY MEMBER: Mr Shack, by leave, presented the following paper:  
Young Commonwealth Leaders—2nd meeting, Colombo, Sri Lanka, May 1979—  
Recommendations, Addresses and Report of Australian Delegation Leader—  
and, by leave, made a statement in connection with the paper.
- 15 CUSTOMS AMENDMENT BILL (No. 4) 1979: Mr Viner (Minister representing the Attorney-General), pursuant to notice, presented a Bill for an Act to amend the *Customs Act* 1901 for and in relation to the conferring of powers on the Australian Federal Police in respect of narcotics offences.  
Bill read a first time.  
Mr Viner moved—That the Bill be now read a second time.  
Debate adjourned (Mr Ruddock), and the resumption of the debate made an order of the day for the next sitting.

16 TELECOMMUNICATIONS (INTERCEPTION) AMENDMENT BILL 1979: Mr Viner (Minister representing the Attorney-General), pursuant to notice, presented a Bill for an Act to amend the *Telecommunications (Interception) Act 1979* for and in relation to the conferring of powers on the Australian Federal Police in respect of narcotics offences. Bill read a first time.

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

Debate adjourned (Mr Bowen—Deputy Leader of the Opposition).

Question proposed—That the resumption of the debate be made an order of the day for the next sitting.

Mr Bowen moved, as an amendment—That the words “the next sitting” be omitted with a view to substituting “7 December 1979”.

Debate continued.

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

The House divided (the Deputy Speaker, Mr I. L. Robinson, in the Chair)—

AYES, 75

Mr Adermann	Mr Connolly	Mr Howard	Mr Neil
Mr Aldred	Mr Corbett*	Mr Hunt	Mr Newman
Mr Anthony	Mr Cotter	Mr Hyde	Mr Nixon
Mr Baillieu	Mr Dean	Mr Jarman	Mr O’Keefe
Mr Baume	Mr Dobie	Mr P. F. Johnson	Mr Porter
Mr Bouchier	Mr Drummond	Mr Johnston	Mr E. L. Robinson
Mr Bradfield	Dr Edwards	Mr Jull	Mr Ruddock
Mr Braithwaite	Mr Ellicott	Mr Katter	Mr Sainsbury
Mr N. A. Brown	Mr Falconer	Mr Killen	Mr Shack
Mr Bungey	Mr Fife	Mr Lusher	Mr Shipton
Mr Burns	Mr Garland	Mr Lynch	Mr Short
Mr Burr	Mr Giles	Mr MacKellar	Mr Simon
Mr Cadman	Mr Gillard	Mr McLean	Mr Sinclair
Mr Cairns	Mr Goodluck	Mr J. E. McLeay	Mr Staley
Mr Calder	Mr Graham	Sir William McMahon	Mr Street
Mr D. M. Cameron	Mr Groom	Mr Macphee	Mr Thomson
Mr E. C. Cameron	Mr Haslem	Mr Martyr	Mr Viner
Mr Carlton	Mr Hodges*	Mr Millar	Mr Wilson
Mr Chapman	Mr Hodgman	Mr Moore	

NOES, 33

Mr Armitage	Mr FitzPatrick	Mr L. R. Johnson*	Mr Scholes
Dr Blewett	Mr Fry	Mr B. O. Jones	Mr Uren
Mr Bowen	Mr Holding	Mr Keating	Mr Wallis
Mr J. J. Brown	Mr Howe	Mr Kerin	Mr West
Mr Bryant	Mr Humphreys	Dr Klugman	Mr Willis
Dr Cass	Mr Hurford	Mr L. B. McLeay	Mr Young
Mr Cohen	Mr Innes	Mr J. L. McMahon	
Mr Dawkins	Mr Jacobi	Mr Martin	
Dr Everingham	Mr L. K. Johnson*	Mr Morris	

\* Tellers

And so it was resolved in the affirmative.

Question—That the resumption of the debate be made an order of the day for the next sitting—put and passed.

17 AUSTRALIAN SECURITY INTELLIGENCE ORGANIZATION AMENDMENT BILL 1979: Mr Viner (Minister representing the Attorney-General), pursuant to notice, presented a Bill for an Act to amend section 18 of the *Australian Security Intelligence Organization Act 1979* for and in relation to the conferring of powers on the Australian Federal Police in respect of narcotics offences.

Bill read a first time.

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

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

- 18 CUSTOMS TARIFF (COAL EXPORT DUTY) AMENDMENT BILL 1979: Mr Fife (Minister for Business and Consumer Affairs) presented a Bill for an Act to amend the *Customs Tariff (Coal Export Duty) Act 1975*.  
 Bill read a first time.  
 Mr Fife moved—That the Bill be now read a second time.  
 Debate adjourned (Mr Keating), and the resumption of the debate made an order of the day for the next sitting.
- 19 CUSTOMS AMENDMENT BILL (NO. 3) 1979: Mr Fife (Minister for Business and Consumer Affairs) presented a Bill for an Act to amend section 133 of the *Customs Act 1901*.  
 Bill read a first time.  
 Mr Fife moved—That the Bill be now read a second time.  
 Debate adjourned (Mr Young), and the resumption of the debate made an order of the day for the next sitting.
- 20 HIGH COURT OF AUSTRALIA BILL 1979: 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.

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*Sub judice matter—Statement by Mr Speaker:* Mr Speaker made a statement relating to the application of the *sub judice* rule and ruled that debate on a motion proposed earlier this sitting relating to the “Greek Conspiracy Case” could lead to a risk of injustice and therefore fell within the *sub judice* rule of the House and could not proceed further.

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- Debate continued.  
 Several Members rising to address the House—  
*Closure:* Mr Bouchier moved—That the question be now put.  
 Question—That the question be now put—put and passed.  
 And the question—That the Bill be now read a second time—was put accordingly, and passed—Bill read a second time.  
*Message from the Governor-General:* Message No. 205, dated 25 October 1979, 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 Macphee (Minister for Productivity), the Bill was read a third time.
- 21 JUDICIARY AMENDMENT BILL (NO. 2) 1979: 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 Viner (Minister representing the Attorney-General), the Bill was read a third time.
- 22 EVIDENCE AMENDMENT BILL 1979: 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 Viner (Minister representing the Attorney-General), the Bill was read a third time.
- 23 SUB JUDICE MATTER—SPEAKER’S RULING—DISSENT FROM RULING MOVED: Mr Bowen (Deputy Leader of the Opposition) having referred to the ruling of Mr Speaker earlier this day and Mr Speaker having reiterated his earlier ruling that a proposed motion relating to the “Greek Conspiracy Case” infringed the *sub judice* rule—  
*Dissent from ruling moved:* Mr Bowen moved—  
 That the ruling be dissented from.  
 Debate ensued.  
 Mr Hayden (Leader of the Opposition) rising to address the House—  
*Closure:* Mr Viner (Leader of the House) moved—That the question be now put.  
 Question—That the question be now put—put.

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

AYES, 76

Mr Adermann	Mr Corbett*	Mr Hunt	Mr Nixon
Mr Aldred	Mr Cotter	Mr Hyde	Mr O'Keefe
Mr Anthony	Mr Dean	Mr P. F. Johnson	Mr Peacock
Mr Baillieu	Mr Dobie	Mr Johnston	Mr Porter
Mr Baume	Mr Drummond	Mr Jull	Mr E. L. Robinson
Mr Bouchier	Dr Edwards	Mr Katter	Mr I. L. Robinson
Mr Bradfield	Mr Ellicott	Mr Killen	Mr Ruddock
Mr Braithwaite	Mr Falconer	Mr Lusher	Mr Sainsbury
Mr N. A. Brown	Mr Fife	Mr MacKenzie	Mr Shack
Mr Bungey	Mr Garland	Mr McLean	Mr Shipton
Mr Burns	Mr Giles	Mr J. E. McLeay	Mr Short
Mr Burr	Mr Gillard	Sir William McMahon	Mr Simon
Mr Cadman	Mr Goodluck	Mr McVeigh	Mr Sinclair
Mr Cairns	Mr Graham	Mr Macphee	Mr Staley
Mr Calder	Mr Groom	Mr Martyr	Mr Street
Mr D. M. Cameron	Mr Haslem	Mr Millar	Mr Thomson
Mr E. C. Cameron	Mr Hodges*	Mr Moore	Mr Viner
Mr Carlton	Mr Hodgman	Mr Neil	Mr Wilson
Mr Connolly	Mr Howard	Mr Newman	Mr Yates

NOES, 33

Mr Armitage	Dr Everingham	Mr James	Mr Scholes
Dr Blewett	Mr FitzPatrick	Mr L. K. Johnson*	Mr Uren
Mr Bowen	Mr Fry	Mr L. R. Johnson*	Mr Wallis
Mr J. J. Brown	Mr Holding	Mr B. O. Jones	Mr West
Mr Bryant	Mr Howe	Mr Kerin	Mr Willis
Mr C. R. Cameron	Mr Humphreys	Dr Klugman	Mr Young
Dr Cass	Mr Hurford	Mr L. B. McLeay	
Mr Cohen	Mr Innes	Mr Martin	
Mr Dawkins	Mr Jacobi	Mr Morris	

\* Tellers

And so it was resolved in the affirmative.

And the question—That the ruling be dissented from—being accordingly put—  
The House divided (the Speaker, Sir Billy Snedden, in the Chair)—

AYES, 34

Mr Armitage	Dr Everingham	Mr James	Mr Morris
Dr Blewett	Mr FitzPatrick	Mr L. K. Johnson*	Mr Scholes
Mr Bowen	Mr Fry	Mr L. R. Johnson*	Mr Uren
Mr J. J. Brown	Mr Holding	Mr B. O. Jones	Mr Wallis
Mr Bryant	Mr Howe	Mr Kerin	Mr West
Mr C. R. Cameron	Mr Humphreys	Dr Klugman	Mr Willis
Dr Cass	Mr Hurford	Mr L. B. McLeay	Mr Young
Mr Cohen	Mr Innes	Mr J. L. McMahon	
Mr Dawkins	Mr Jacobi	Mr Martin	

NOES, 76

Mr Adermann	Mr Corbett*	Mr Hunt	Mr Nixon
Mr Aldred	Mr Cotter	Mr Hyde	Mr O'Keefe
Mr Anthony	Mr Dean	Mr P. F. Johnson	Mr Peacock
Mr Baillieu	Mr Dobie	Mr Johnston	Mr Porter
Mr Baume	Mr Drummond	Mr Jull	Mr E. L. Robinson
Mr Bouchier	Dr Edwards	Mr Katter	Mr I. L. Robinson
Mr Bradfield	Mr Ellicott	Mr Killen	Mr Ruddock
Mr Braithwaite	Mr Falconer	Mr Lusher	Mr Sainsbury
Mr N. A. Brown	Mr Fife	Mr MacKenzie	Mr Shack
Mr Bungey	Mr Garland	Mr McLean	Mr Shipton
Mr Burns	Mr Giles	Mr J. E. McLeay	Mr Short
Mr Burr	Mr Gillard	Sir William McMahon	Mr Simon
Mr Cadman	Mr Goodluck	Mr McVeigh	Mr Sinclair
Mr Cairns	Mr Graham	Mr Macphee	Mr Staley
Mr Calder	Mr Groom	Mr Martyr	Mr Street
Mr D. M. Cameron	Mr Haslem	Mr Millar	Mr Thomson
Mr E. C. Cameron	Mr Hodges*	Mr Moore	Mr Viner
Mr Carlton	Mr Hodgman	Mr Neil	Mr Wilson
Mr Connolly	Mr Howard	Mr Newman	Mr Yates

\* Tellers

And so it was negated.

24 ADJOURNMENT: It being past 10.30 p.m.—The question was proposed—That the House do now adjourn.  
Debate ensued.  
The House continuing to sit until 11 p.m.—Mr Deputy Speaker adjourned the House until tomorrow at 2.15 p.m.

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PAPERS: The following papers were deemed to have been presented on 13 November 1979, pursuant to statute:

Income Tax Assessment Act—Regulations—Statutory Rules 1979, No. 239.

Maritime College Act—Statutes—

No. 1—Interpretation.

No. 2—General Management.

No. 3—Election of Staff Members of Council.

No. 4—Election of Student Member of Council.

No. 5—Admission.

No. 6—Courses and Awards.

Seat of Government (Administration) Act—Variation of plan of lay-out of City of Canberra and its environs, dated 13 November 1979.

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MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Birney, Mr Fisher, Mr Fraser, Dr Jenkins\*, Mr C. K. Jones, Mr Lloyd\* and Mr Lucock.

\* On leave

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J. A. PETTIFER,  
Clerk of the House of Representatives