

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 178

WEDNESDAY, 20 AUGUST 1980

- 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 Armitage, Dr Blewett, Mr J. J. Brown, Mr N. A. Brown, Mr Burns, Mr E. C. Cameron, Dr Cass, Mr Corbett, Mr Dobie, Dr Everingham, Mr Fisher, Mr Garland, Mr Giles, Mr Gillard, Mr Goodluck, Mr Hodges, Mr C. K. Jones, Mr Newman, Mr E. L. Robinson and Mr Wilson—from certain citizens praying that funding of the Preston Institute of Technology Chiropractic Program be no longer delayed.
- Mr Braithwaite, Mr Burns, Mr Burr, Dr Cass, Dr Everingham, Mr FitzPatrick, Mr L. K. Johnson, Mr B. O. Jones, Mr C. K. Jones, Mr Lynch, Mr MacKellar, Mr Morris, Mr Newman, Mr Ruddock, Mr West and Mr Willis—from certain citizens praying that pensions and benefits be increased and adjusted quarterly and that greater taxation relief be given to pensioners and others on low incomes.
- Mr Armitage, Mr Burr, Mr Connolly, Mr Dean, Mr Garland, Mr Haslem, Mr C. K. Jones, Mr Lynch and Mr Shack—from certain citizens praying that steps be taken to allow child-care expenses as a deductible item from taxpayers' assessable income.
- Mr Connolly, Dr Klugman, Mr Lucock, Mr Newman and Mr Wilson—from certain citizens, praying that tax laws be reformed to allow joint incomes to be equally divided, for taxation purposes, between husband and wife.
- Mr Baume, Mr Lucock and Mr Morris—from certain citizens praying that any proposal to legislate for the establishment of plant breeders' rights in Australia be rejected.
- Mr Hurford, Mr C. K. Jones and Mr Lynch—from certain citizens praying that recognition be given to the rights of Australian workers in the textile, clothing and footwear industries and that the proposed tariff experiments of the Industries Assistance Commission in these industries be rejected.
- Mr Corbett and Mr Dean—from certain citizens praying that Commonwealth road funding be increased for the 1980-83 triennium, active Commonwealth financial interest in the funding of all roads be maintained, and a proportion of all road funds be directed towards local government.
- Mr Howe and Mr Lynch—from certain citizens praying that the National Women's Advisory Council be abolished.
- Mr Connolly—from certain citizens praying for the prohibition of pornographic material involving children.
- Mr Dean—from certain citizens praying that the Government approve proposals such as that by Ansett Airlines of Australia to operate a service between Townsville, Qld, and Singapore via Darwin, N.T. and that an international airport in North Queensland be proceeded with.
- Mr Dean—from certain citizens praying that the Government withdraw recognition of the Pol Pot regime and consider recognition of Heng Samrin's Government as the rightful government of Kampuchea.

- Dr Everingham—from certain sportsmen and women and others praying that the participation of a full Australian contingent at the Moscow Olympic Games be ensured.
- Mr L. R. Johnson—from certain electors of the Electoral Division of Hughes praying that funding of women's health services be upgraded to meet present needs.
- Mr West—from certain electors of the Electoral Division of Cunningham in the same terms as the last preceding petition.
- Mr Lynch—from certain citizens praying that tax concessions be granted for contributions to the Foster Parents Plan of Australia for the provision of funds overseas.
- Mr Morris—from certain citizens praying that certain religious organizations be investigated with a view to introducing appropriate legislation to restrict their activities.
- Mr Neil—from certain residents of New South Wales praying that the allocation of funds for government school programs be restored and substantially increased.
- Mr O'Keefe—from certain electors of the Electoral Division of Paterson praying for the restoration of pensions and benefits to all invalid pensioners.
- Mr West—from certain citizens praying that Commonwealth responsibilities towards the Aboriginal people be honoured according to the spirit of the 1967 referendum vote.

Petitions received.

3 QUESTIONS: Questions without notice were asked.

4 PAPERS: The following papers were presented:

By command of His Excellency the Governor-General:

- Australian Canned Fruit Sales Promotion Committee—Report and financial statements, together with the Auditor-General's Report, for 1979.
- Australia's Development Co-operation Program—Annual Review, for year 1978–79.
- Department of Education—Report for 1979.
- Department of the Prime Minister and Cabinet—Report for year 1979–80.
- Industries Assistance Commission—Reports—
- Apples and pears, dated 28 March 1980.
 - Copper and certain copper products (including removal of export control), dated 24 March 1980.
 - Perfumery, cosmetics and toilet preparations, dated 7 May 1980.
 - Textiles, clothing and footwear—
 - Part A: General, dated 29 April 1980.
 - Part B: Textiles, dated 30 April 1980.
 - Part C: Clothing, dated 28 April 1980.
 - Part D: Footwear, dated 24 April 1980.
 - Part E: Headwear, dated 23 April 1980.
 - Part F: Foundation garments, dated 24 April 1980.
 - Part G: Hosiery, dated 24 April 1980.
 - Part H: Carpets, carpeting, etc., dated 24 April 1980.
 - Copies of correspondence between Mr A. E. S. Davey, Secretary, Industries Assistance Commission and Mr L. J. Willett, First Assistant Secretary, Industries Assistance Division, Department of Business and Consumer Affairs, dated 24 and 27 June and 1 and 4 July 1980 relating to the report on textiles, clothing and footwear.
 - New South Wales Grant (Chrysotile Corporation) Act—Agreement relating to financial assistance to subsidize mining operations of Chrysotile Corporation of Australia Pty Limited, Barraba, N.S.W., dated 13 June 1980.
- Pursuant to statute:
- Canned Fruits Marketing Act—Australian Canned Fruits Board—Annual Report and financial statements, together with the Auditor-General's Report, for 1979.

Services Trust Funds Act—

Australian Military Forces Relief Trust Fund—33rd Annual Report by the Trustees, together with the Auditor-General's Report, for 1979.

Royal Australian Air Force Welfare Trust Fund—32nd Annual Report by the Trustees, together with the Auditor-General's Report, for 1979.

Royal Australian Navy Relief Trust Fund—Report by the Trustees, together with the Auditor-General's Report, for 1979.

- 5 EXPENDITURE—STANDING COMMITTEE—REPORT ON THE AUSTRALIAN INDUSTRY DEVELOPMENT CORPORATION—INTERIM GOVERNMENT RESPONSE—MINISTERIAL STATEMENT: Mr Howard (Treasurer), by leave, made a ministerial statement informing the House that the Government had formally referred the report of the Standing Committee on Expenditure on the Australian Industry Development Corporation to the Committee of Inquiry into the Australian Financial System and would give further consideration to the report when the latter committee had reported.

Mr J. J. Brown and Mr Cairns, by leave, also made statements with reference to the matter.

- 6 VETERANS' BENEFITS—EFFECTS OF BUDGET DECISIONS—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER: Mr Adermann (Minister for Veterans' Affairs), by leave, made a ministerial statement relating to Budget decisions taken with respect to benefits affecting Australian veterans and certain other persons still serving in the Australian Defence Force, and, by command of His Excellency the Governor-General, presented the following paper:

Veterans' benefits—Effects of budget decisions—Ministerial statement, 20 August 1980.

Mr Fife (Minister for Education) moved—That the House take note of the paper.

Debate ensued.

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

- 7 COMMONWEALTH EDUCATION FUNDING, 1980-81—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER: Mr Fife (Minister for Education), by leave, made a ministerial statement relating to Commonwealth education funding in 1980-81, and, by command of His Excellency the Governor-General, presented the following paper:

Commonwealth education funding, 1980-81—Ministerial statement, 20 August 1980.

Mr Peacock (Minister for Foreign Affairs) moved—That the House take note of the paper.

Debate ensued.

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

- 8 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—JOB CREATION PROGRAMS: Mr Deputy Speaker informed the House that Mr Young had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The failure of the Government to recognise the need for Government sponsored job creation programs".

The proposed discussion having received the necessary support—

Mr Young addressed the House.

Discussion ensued.

Discussion concluded.

- 9 POSTPONEMENT OF NOTICES: Ordered—That notices Nos. 1 and 2, government business, be postponed until a later hour this day.

- 10 DELIVERED MEALS SUBSIDY AMENDMENT BILL 1980: Mr Hunt (Minister representing the Minister for Social Security), pursuant to notice, presented a Bill for an Act to amend section 6 of the *Delivered Meals Subsidy Act* 1970 and for related purposes.

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.

- 11 EXCISE TARIFF AMENDMENT BILL (No. 4) 1980: Mr Garland (Minister for Business and Consumer Affairs) presented a Bill for an Act relating to duties of Excise.

Bill read a first time.

Mr Garland 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.

- 12 POSTPONEMENT OF ORDER OF THE DAY: Ordered—That order of the day No. 1, government business, be postponed until a later hour this day.

- 13 IMMIGRATION (UNAUTHORIZED ARRIVALS) BILL 1980: 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.

The House resolved itself into a committee of the whole.

In the committee

Bill, by leave, taken as a whole.

Dr Cass, by leave, moved the following amendments together:

Amendments—

Clause 6—

Page 5, sub-clause (5), lines 15 and 16, omit “if the person charged establishes to the satisfaction of the Court”.

Page 5, sub-clause (7), line 24, omit “if the person establishes to the satisfaction of the Court”.

Page 5, sub-clause (8), line 31, omit “if the person establishes to the satisfaction of the Court”.

Clause 12—

Pages 13 and 14, omit sub-clause (7).

Page 14, omit sub-clause (8).

Proposed new clause—

Page 19, after clause 21, insert the following new clause:

Requests &c. served on non-English speaking person

“21A. Requests, instructions or notices served on a non-English speaking person in accordance with section 16, 17, 18, 19 or 21 shall be in the English language and in a language fully understood by that non-English speaking person.”.

Amendment—

Clause 23, page 19, omit the clause.

Debate continued.

Amendments and proposed new clause negatived.

Bill agreed to.

Bill to be reported without amendment.

The House resumed; Mr Millar reported accordingly.

On the motion of Mr Macphée (Minister for Immigration and Ethnic Affairs), the House adopted the report, and, by leave, the Bill was read a third time.

- 14 MUSEUM OF AUSTRALIA BILL 1980: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

Mr Ellicott (Minister for Home Affairs) addressing the House—

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

Mr Ellicott requiring the question to be put forthwith without debate—

Question—put and negatived.

Mr Ellicott continued his speech.

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.

On the motion of Mr Ellicott, by leave, the following amendments were made together, after debate:

Clause 11—

Page 5, omit sub-clause (2), substitute the following sub-clauses:

“(2) Subject to sub-clauses (2A) and (2B), a member of the Interim Council holds office during the pleasure of the Minister.

“(2A) If a member of the Interim Council fails, without reasonable excuse, to comply with his obligations under section 19 as applied by sub-clause (7) of this section, the Minister shall terminate the appointment of the member.

“(2B) The Interim Council shall cease to exist upon the publication in the *Gazette* of the notice referred to in sub-section 10 (4).”

Page 6, at the end of the clause add the following sub-clause:

“(7) The provisions of section 19 apply to and in relation to a member of the Interim Council as if—

(a) a reference in that section to a member were a reference to a member of the Interim Council; and

(b) a reference in that section to the Council were a reference to the Interim Council.”

Clause 17, page 8, line 12, after “fails” insert “, without reasonable excuse,”.

Clause 19, page 8, omit the clause, substitute the following clause:

Disclosure of interests by members, &c.

“19. (1) A member who has a direct or indirect pecuniary interest in a matter being considered or about to be considered by the Council shall, as soon as possible after the relevant facts have come to his knowledge, disclose the nature of his interest at a meeting of the Council.

“(2) A disclosure under sub-section (1) shall be recorded in the minutes of the meeting of the Council and the member shall not—

(a) be present during any deliberation of the Council with respect to that matter; or

(b) take part in any decision of the Council with respect to that matter.

“(3) The preceding provisions of this section apply to and in relation to a deputy part-time member in like manner as they apply to and in relation to a member of the Council.”

Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr Giles reported accordingly.

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

- 15 LOAN BILL 1980: Mr Howard (Treasurer), pursuant to notice, presented a Bill for an Act to authorize the borrowing and expending of moneys for defence purposes.
Bill read a first time.
Mr Howard moved—That the Bill be now read a second time.
Debate adjourned (Mr West), and the resumption of the debate made an order of the day for the next sitting.
- 16 AUSTRALIAN INDUSTRY DEVELOPMENT CORPORATION AMENDMENT BILL 1980: Mr Howard (Treasurer), pursuant to notice, presented a Bill for an Act to amend the *Australian Industry Development Corporation Act 1970*.
Bill read a first time.
Mr Howard moved—That the Bill be now read a second time.
Debate adjourned (Mr West), and the resumption of the debate made an order of the day for the next sitting.
- 17 INCOME TAX (INTERNATIONAL AGREEMENTS) AMENDMENT BILL (No. 2) 1980: Mr Howard (Treasurer) presented a Bill for an Act to amend the *Income Tax (International Agreements) Act 1953*.
Bill read a first time.
Mr Howard moved—That the Bill be now read a second time.
Debate adjourned (Mr West), and the resumption of the debate made an order of the day for the next sitting.
- 18 ADJOURNMENT: Mr Ellicott (Minister for Home Affairs) moved—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 10.30 a.m.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Keating and Mr Martin.

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