

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 91

WEDNESDAY, 5 MAY 1982

- 1 The House met, at 1.45 p.m., pursuant to adjournment. Mr Speaker (the Right Honourable Sir Billy Snedden) took the Chair, and read Prayers.
- 2 **QUESTIONS:** Questions without notice were asked.
- 3 **TREASURER—MOTION OF CENSURE:** Mr Hurford, by leave, moved—That this House censures the Treasurer for misleading the House on 20 August 1981 when he stated that it was absurd for the honourable Member for Adelaide to accuse him of attempting to suppress State Government figures on resource infrastructure, notwithstanding the contents of a letter dated 20 April 1981 from the Secretary of the Treasury to the Secretary of the Department of Industry and Commerce which shows otherwise.

Debate ensued.

Question—put.

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

AYES, 50

Mr Armitage	Mrs Darling	Dr Jenkins	Mr Morris
Mr Beazley	Mr Dawkins	Mr Johnson*	Mr Morrison
Dr Blewett	Mr Duffy	Mr B. O. Jones	Mr Mountford
Mr Bowen	Dr Everingham	Mr Keating	Mr Scholes
Mr J. J. Brown	Mr Free	Mrs Kelly	Mr Scott
Mr R. J. Brown	Mr Fry	Mr Kent	Dr Theophanous
Mr Campbell	Mr Hawke	Mr Kerin	Mr Uren
Dr Cass	Mr Holding	Dr Klugman	Mr Wallis
Mr Charles	Mr Howe	Mr McLeay	Mr West
Mrs Child	Mr Humphreys*	Mr McMahon	Mr Willis
Mr Cohen	Mr Hurford	Mr Maher	Mr Young
Mr Cross	Mr Innes	Mr Mildren	
Mr Cunningham	Mr Jacobi	Mr Milton	

NOES, 71

Mr Adermann	Mr Cowan	Mr Hyde	Mr Peacock
Mr Anthony	Mr Dean	Mr Jarman	Mr Porter
Mr Baume	Mr Dobie	Mr Jull	Mr Robinson
Mr Birney	Mr Drummond	Mr Katter	Mr Rocher
Mr Bouchier	Dr Edwards	Mr Killen	Mr Ruddock
Mr Bradfield	Mr Falconer	Mr Lloyd	Mr Sainsbury
Mr Braithwaite	Mr Fife	Mr Lusher	Mr Shack
Mr N. A. Brown	Mr Fisher*	Sir Phillip Lynch	Mr Shipton
Mr Bungey	Mr Giles	Mr MacKellar	Mr Sinclair
Mr Burr	Mr Goodluck	Mr MacKenzie	Mr Spender
Mr Cadman	Mr Groom	Mr McLean	Mr Street
Mr D. M. Cameron	Mr Hall	Mr McVeigh	Mr Tambling
Mr E. C. Cameron	Mr Harris	Mr Macphree	Mr Thomson
Mr I. M. D. Cameron	Mr Hicks	Mr Millar	Mr Tuckey
Mr Carlton	Mr Hodges*	Mr Moore	Mr Viner
Mr Chapman	Mr Hodgman	Mr Newman	Mr White
Mr Coleman	Mr Howard	Mr Nixon	Mr Wilson
Mr Connolly	Mr Hunt	Mr O'Keefe	

* Tellers

And so it was negatived.

4 PAPERS: The following papers were presented:

By command of His Excellency the Governor-General:

Curriculum Development Centre Council—Interim report, for year 1980-81.

Pursuant to statute:

Advisory Council for Inter-government Relations Act—Advisory Council for Inter-government Relations—5th Annual Report, for year ended 31 August 1981.

States Grants (Schools Assistance) Act—Statement of financial assistance granted to each State in 1980.

Student Assistance Act—Report by Minister on operation of Act for 1981.

5 PUBLICATIONS COMMITTEE—10TH REPORT: Mr Baume (Chairman) presented the 10th Report from the Publications Committee (sitting in conference with the Publications Committee of the Senate). The report is as follows:**10TH REPORT**

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

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

Australia-China Council—Annual Report (3rd), for year 1980-81.

Australia-Japan Foundation Act—Australia-Japan Foundation—Annual Report (5th), and financial statements, together with the Auditor-General's Report, for year 1980-81.

Australian Film Commission Act—Australian Film Commission—Annual Report, together with financial statements and the Auditor-General's Report thereon for year 1980-81.

Australian Heritage Commission Act—Australian Heritage Commission—Report—The National Estate in 1981, dated 26 June 1981.

Australian Institute of Aboriginal Studies—Social Impact of Uranium Mining on the Aborigines of the Northern Territory—Report, for period 1 April 1981 to 30 September 1981.

Bounty (Bed Sheeting) Act—Return, for period 1 November 1980 to 31 October 1981.

Bounty (Drilling Bits) Act—Return, for periods 1 October 1980 to 30 September 1981 and 10 October 1981 to 31 December 1981.

Bounty (Non-adjustable Wrenches) Act—Return, for period 1 July 1981 to 31 December 1981.

Bounty (Paper) Act—Return, for period 6 February 1981 to 5 February 1982.

Bounty (Polyester-Cotton Yarn) Act—Return, for period 1 September 1980 to 31 August 1981.

Conciliation and Arbitration Act—Australian Conciliation and Arbitration Commission—Annual Report (25th) of President, for year ended 13 August 1981.

Demographic Trends—Review of Australia's Demographic Trends, prepared by the Department of Immigration and Ethnic Affairs, dated May 1982.

Department of Employment and Youth Affairs—Report for year 1980-81, including report of the National Director of the Commonwealth Employment Service, pursuant to the Commonwealth Employment Service Act, on the operations of the service.

Department of the House of Representatives—Annual Report for 1981.

Fishing Industry Act—24th Annual Report, for year 1979-80.

Independent Schools (Loans Guarantee) Act—Statement of guarantees and payments for year 1980-81.

Industries Assistance Commission—Reports—

Bovine brucellosis and tuberculosis eradication campaign, dated 28 January 1982 (No. 297).

Customs tariff simplification, dated 30 November 1981 (No. 286).

Vol. 1—Report.

Vol. 2—Proposed tariff—Principal schedule.

Fruit and fruit products, dated 24 August 1981 (No. 276).

Miscellaneous edible foodstuffs, dated 7 September 1981 (No. 278).

Miscellaneous manufacturing: Group G: writing and marking equipment, dated 15 December 1981 (No. 291).

Phosphatic and nitrogenous fertilizers, dated 26 February 1982 (No. 299).

Works trucks, certain mobile machines and pallet trucks, dated 24 December 1981 (No. 296).

Industrial Research and Development Incentives Act—Australian Industrial Research and Development Incentives Board—Report for year 1980-81.

National Gallery Act—Council of the Australian National Gallery—Annual Report, together with financial statements, and the Auditor-General's Report for year 1980-81.

National Energy Advisory Committee—Annual Report, for year 1980-81.

Non-government Schools (Loans Guarantee) Act—Reports for 1980 and 1981.

Official Establishments Trust—Annual Report 1980-81.

M. E. BAUME
Chairman

5 May 1982

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

Question—put and passed.

6 PUBLIC WORKS COMMITTEE—REPORT: Mr Bungey (Chairman) presented the following report from the Parliamentary Standing Committee on Public Works:

Report relating to Adelaide Airport: Upgrading for international services (5th report of 1982).

Ordered, after debate, to be printed.

7 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—PENSIONERS—STANDARD OF

LIVING: Mr Speaker informed the House that Mr Mildren had proposed that a definite matter of public importance be submitted to the House for discussion, namely,

“The Government's failure to protect the standard of living of Australia's pensioners”.

The proposed discussion having received the necessary support—

Mr Mildren addressed the House.

Discussion ensued.

Mrs Darling rising to address the House—

Mr Bouchier moved—That the business of the day be called on.

Question—put.

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

AYES, 69

Mr Adermann	Mr Cowan	Mr Hyde	Mr Porter
Mr Anthony	Mr Dean	Mr Jarman	Mr Robinson
Mr Baume	Mr Dobie	Mr Jull	Mr Rocher
Mr Birney	Mr Drummond	Mr Katter	Mr Sainsbury
Mr Bourchier	Dr Edwards	Mr Killen	Mr Shack
Mr Bradfield	Mr Falconer	Mr Lloyd	Mr Shipton
Mr Braithwaite	Mr Fife	Mr Lusher	Mr Sinclair
Mr N. A. Brown	Mr Fisher*	Sir Phillip Lynch	Mr Spender
Mr Bungey	Mr Giles	Mr MacKellar	Mr Street
Mr Burr	Mr Goodluck	Mr MacKenzie	Mr Tambling
Mr Cadman	Mr Groom	Mr McLean	Mr Thomson
Mr D. M. Cameron	Mr Hall	Mr McVeigh	Mr Tuckey
Mr E. C. Cameron	Mr Harris	Mr Macphee	Mr Viner
Mr I. M. D. Cameron	Mr Hicks	Mr Moore	Mr White
Mr Carlton	Mr Hodges*	Mr Newman	Mr Wilson
Mr Chapman	Mr Hodgman	Mr Nixon	
Mr Coleman	Mr Howard	Mr O'Keefe	
Mr Connolly	Mr Hunt	Mr Peacock	

NOES, 51

Mr Armitage	Mrs Darling	Dr Jenkins	Mr Milton
Mr Beazley	Mr Dawkins	Mr Johnson*	Mr Morris
Dr Blewett	Mr Duffy	Mr B. O. Jones	Mr Morrison
Mr Bowen	Dr Everingham	Mr C. K. Jones	Mr Mountford
Mr J. J. Brown	Mr Free	Mr Keating	Mr Scholes
Mr R. J. Brown	Mr Fry	Mrs Kelly	Mr Scott
Mr Campbell	Mr Hawke	Mr Kent	Dr Theophanous
Dr Cass	Mr Holding	Mr Kerin	Mr Uren
Mr Charles	Mr Howe	Dr Klugman	Mr Wallis
Mrs Child	Mr Humphreys*	Mr McLeay	Mr West
Mr Cohen	Mr Hurford	Mr McMahon	Mr Willis
Mr Cross	Mr Innes	Mr Maher	Mr Young
Mr Cunningham	Mr Jacobi	Mr Mildren	

* Tellers

And so it was resolved in the affirmative.

8 PETITIONS: The Clerk announced that the following Members had each lodged petitions for presentation, viz.:

Mr Birney, Mr Coleman, Dr Edwards, Mr Free, Mr Johnson, Mr McMahon and Mr Mountford—from certain citizens praying that all provisions of the Heritage Act and the Environment Protection (Impact of Proposals) Act be fully complied with in respect of national estate areas.

Dr Blewett, Mr Bowen, Mr Hurford, Mr Jacobi and Mr Wallis—from certain citizens praying that the government of the United States of America be urged to cease all military aid to El Salvador and support be given to the freedom of the Salvadorian people against the governing military dictatorship.

Mrs Child, Mrs Darling, Mr C. K. Jones and Mr McLeay—from certain citizens praying that Australia call on the Canadian Government to end the harp seal hunt and halt the importation of products derived from the harp seal.

Dr Cass—from certain electors of the Electoral Division of Maribyrnong in similar terms to the last preceding petition.

Mr E. C. Cameron, Mr Fisher and Mr Hicks—from certain electors of the Electoral Divisions of Indi, Mallee and Riverina, respectively, praying that the liquified petroleum gas subsidy be extended for a further 3 years and that a specific appropriation be included in the 1982-83 Budget.

Mr Beazley and Mrs Darling—from certain citizens praying that the proposed sales tax on books, magazines and newspapers be withdrawn from the Budget proposals.

Mr Beazley—from certain citizens praying that plans to close Cloverdale North Post Office, W.A., be abandoned.

Mr Braithwaite—from certain residents of north Queensland praying that sufficient expenditure be allocated to raise the standard of the national highway in north Queensland to Department of Transport standards.

Mr Campbell—from certain residents of the Kimberley region, W.A., praying that funds be allocated for the immediate upgrading of the Great Northern Highway in the Kimberley region to an all-weather sealed highway.

Mr Carlton—from certain citizens praying that the Sex Discrimination Bill 1981 be passed.

Mrs Child—from certain citizens praying that insulin syringes for diabetics be made available on the National Health Scheme and insulin prescriptions revert to 10 bottles.

Mrs Child—from certain citizens praying that sanitary products for women be brought under the scrutiny of the Australian Drug Evaluation Committee and certain other actions be taken in regard to the possible threat posed to the health of women by toxic shock syndrome.

Mr Cross—from certain citizens praying for the re-introduction of the scheme whereby interest on home loan repayments is a tax deduction for people on average incomes, and that interest rates be reduced.

Mrs Darling—from certain citizens praying that Family Radio Limited's application for a broadcasting licence be supported and more category "S" F.M. licences be made available in Brisbane.

Mrs Darling—from certain citizens praying that telegram services be retained at a standard and cost that will not disadvantage the ordinary citizen.

Mrs Darling—from certain citizens praying that post-secondary tuition fees not be introduced, the Tertiary Education Assistance Scheme be extended to meet the financial needs of students and certain other action be taken in relation to tertiary and adult education.

Mr Fry—from certain citizens praying that the Federal Government take all possible steps to prevent the destruction of the lower Gordon and Franklin rivers in south-west Tasmania.

Mr Kent—from certain citizens praying that the present children's services program be maintained and no recommendations of the Spender report be implemented without full consultation with community groups.

Mr Kerin—from certain citizens praying that funds not be allocated for the development of roads or dams in south-west Tasmania but be provided instead for the preservation of the area.

Mr Hurford—from Macphillamy Cummins and Gibson, solicitors, A.C.T., praying that the House grant leave—

- (1) to the petitioner and to Mr Christopher John Hurford to issue and serve subpoenae for the production of the relevant official records of the proceedings of this House as described in the Second Schedule, and of the relevant documents tabled in this House on 12 April 1978 as described in the Third Schedule;
- (2) to the petitioner and to Mr Christopher John Hurford to adduce the said official records of the proceedings as evidence of what was in fact said in the House;
- (3) to an appropriate officer or officers of the House to attend in Court and to produce the said official records of proceedings and to give evidence in relation to the recording of proceedings or the tabling of documents provided that such officer or officers shall not be required to attend at any time which would prevent the performance of their duties in the Parliament, and
- (4) to the petitioner and to Mr Christopher John Hurford to interview and obtain proofs of evidence from the said officers of the Parliamentary Reporting Staff and Principal and Assistant Principal Parliamentary Reporters, and to issue and to serve subpoenae for their attendance on the trial of the said action.

Second Schedule

Date	<i>Hansard</i> page reference
1978 April 12	1417 to 1477 inclusive
1978 April 13	1489 and 1490
1978 September 21	1333 and 1334
1978 September 26	1358 to 1360 inclusive

Third Schedule

The following documents which were tabled by Mr Sinclair (Leader of the House) during his speech in the House of Representatives on the motion of Want of Confidence in the Prime Minister and Minister for Industry and Commerce on 12 April 1978:

Pecuniary interests of Ministers and their staff—Copies of—

Letter from Prime Minister to all Ministers, dated 13 January 1976.

Papers relating to Mr Lynch—

Letters from—

Mallesons, Solicitors and Notaries, St James Building, 121 William Street, Melbourne, to the Prime Minister, dated 18 November 1977.

Mr Lynch to the Prime Minister, dated 16 December 1977.

Press statements by—

Prime Minister, dated 15 December 1977.

Mr Lynch, dated 16 December 1977.

Statement by Irish Young and Outhwaite, Chartered Accountants, A.M.P. Tower, 535 Bourke Street, Melbourne, dated 16 November 1977.

Press statement by Prime Minister, dated 15 February 1978—Terms of reference of inquiry concerning public duty and private interest.

Petitions received.

- 9 C.S.I.R.O.—CONSTRUCTION OF OCEANOGRAPHIC RESEARCH VESSEL—APPROVAL OF WORK: Mr McVeigh (Minister for Housing and Construction), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969* and by reason of the urgent nature of the work, it is expedient that the following proposed work be carried out without having been referred to the Parliamentary Standing Committee on Public Works: Construction of an oceanographic research vessel for C.S.I.R.O.

Debate ensued.

Question—put and passed.

- 10 POSTPONEMENT OF ORDERS OF THE DAY: Ordered—That orders of the day Nos. 1 to 3, government business, be postponed until a later hour this day.

- 11 HOME DEPOSIT ASSISTANCE BILL 1982: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—Debate resumed by Mr Uren who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “the Bill be withdrawn and re-drafted to allow for provision of a more effective form of assistance which will reduce the deposit requirement of first home buyers by permitting larger first mortgage borrowings from savings banks and building societies”.

Debate continued.

Mr Howe rising to address the House—

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

Question—That the question be now put—put.

The House divided (the Deputy Speaker, Dr Jenkins, in the Chair)—

AYES, 67

Mr Adermann	Mr Cowan	Mr Hyde	Mr Peacock
Mr Baume	Mr Dean	Mr Jarman	Mr Porter
Mr Birney	Mr Dobie	Mr Jull	Mr Robinson
Mr Bouchier	Mr Drummond	Mr Katter	Mr Rocher
Mr Bradfield	Dr Edwards	Mr Killen	Mr Ruddock
Mr Braithwaite	Mr Falconer	Mr Lloyd	Mr Sainsbury
Mr N. A. Brown	Mr Fife	Mr Lusher	Mr Shack
Mr Bungey	Mr Fisher*	Sir Phillip Lynch	Mr Shipton
Mr Burr	Mr Giles	Mr MacKellar	Mr Sinclair
Mr Cadman	Mr Goodluck	Mr MacKenzie	Mr Spender
Mr D. M. Cameron	Mr Groom	Mr McLean	Mr Street
Mr E. C. Cameron	Mr Hall	Mr McVeigh	Mr Tambling
Mr I. M. D. Cameron	Mr Harris	Mr Macphee	Mr Thomson
Mr Carlton	Mr Hicks	Mr Moore	Mr Tuckey
Mr Chapman	Mr Hodges*	Mr Newman	Mr White
Mr Coleman	Mr Hodgman	Mr Nixon	Mr Wilson
Mr Connolly	Mr Howard	Mr O'Keefe	

NOES, 48

Mr Armitage	Mrs Darling	Mr Johnson*	Mr Milton
Mr Beazley	Mr Dawkins	Mr B. O. Jones	Mr Morris
Dr Blewett	Mr Duffy	Mr C. K. Jones	Mr Morrison
Mr Bowen	Dr Everingham	Mr Keating	Mr Mountford
Mr J. J. Brown	Mr Free	Mrs Kelly	Mr Scholes
Mr R. J. Brown	Mr Fry	Mr Kent	Mr Scott
Mr Campbell	Mr Hawke	Mr Kerin	Dr Theophanous
Dr Cass	Mr Holding	Dr Klugman	Mr Uren
Mr Charles	Mr Howe	Mr McLeay	Mr Wallis
Mr Cohen	Mr Humphreys*	Mr McMahon	Mr West
Mr Cross	Mr Hurford	Mr Maher	Mr Willis
Mr Cunningham	Mr Jacobi	Mr Mildren	Mr Young

* Tellers

And so it was resolved in the affirmative.

And the question—That the words proposed to be omitted stand part of the question—was put accordingly, and passed.

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

Message from the Governor-General: Message No. 150, dated 30 April 1982, 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 McVeigh (Minister for Housing and Construction), the Bill was read a third time.

- 12 **HOMES SAVINGS GRANT ACTS AMENDMENT BILL 1982:** 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 McVeigh (Minister for Housing and Construction), the Bill was read a third time.

- 13 **PARLIAMENTARY PRIVILEGE—JOINT SELECT COMMITTEE:** Mr Deputy Speaker informed the House of the following nominations of Senators and Members to be members of the Joint Select Committee on Parliamentary Privilege:

Senators Jessop and Kilgarriff had been nominated by the Leader of the Government in the Senate, Senators Evans and Georges had been nominated by the Leader of the Opposition in the Senate and Senator Macklin had been nominated by the Leader of the Australian Democrats.

Mr Adermann, Mr Porter and Mr Spender had been nominated by the Government Whip and Mr Holding and Mr B. O. Jones had been nominated by the Opposition Whip.

- 14 **TOBACCO CHARGE AMENDMENT BILL 1982:** Mr Nixon (Minister for Primary Industry) presented a Bill for an Act to amend the *Tobacco Charge Act (No. 1) 1955*. Bill read a first time.

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

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

- 15 **PAPERS:** The following papers were presented, pursuant to statute:

Australian Apple and Pear Corporation Act—Australian Apple and Pear Corporation—7th Annual Report and financial statements, together with the Auditor-General's Report, for 1981.

Dairy Produce Act—Australian Dairy Corporation—6th Annual Report and financial statements, together with the Auditor-General's Report, for year 1980-81.

16 AUSTRALIAN MEAT AND LIVE-STOCK CORPORATION AMENDMENT BILL 1982:

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

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

Leave granted for third reading to be moved forthwith.

On the motion of Mr Nixon (Minister for Primary Industry), the Bill was read a third time.

17 EXPORT CONTROL BILL 1982: 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 Nixon (Minister for Primary Industry), the Bill was read a third time.

18 EXPORT CONTROL (MISCELLANEOUS AMENDMENTS) BILL 1982: 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 Nixon (Minister for Primary Industry), the Bill was read a third time.

19 FERTILIZERS (BOUNTY AND SUBSIDY) AMENDMENT BILL 1982: 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.

Messages from the Governor-General: The following messages from His Excellency the Governor-General were announced:

No. 151, dated 30 April 1982, recommending an appropriation of revenue for the purposes of the Bill, and

No. 152, dated 5 May 1982, recommending an appropriation of revenue for the purposes of amendments to be moved to the Bill by a Minister.

The House resolved itself into a committee of the whole.

In the committee

Bill, by leave, taken as a whole.

Mr N. A. Brown (Minister for Business and Consumer Affairs), by leave, moved the following amendments together:

Clause 1, page 1, line 5, omit "*Bounty and*".

Page 2, omit Part III (comprising clauses 5 and 6), substitute the following Part:

**"PART III—AMENDMENTS OF THE PHOSPHATE FERTILIZERS
BOUNTY ACT 1963**

Principal Act

5. The *Phosphate Fertilizers Bounty Act 1963*² is in this Part referred to as the Principal Act.

Amendment of title

6. The title of the Principal Act is amended by omitting 'Bounty on the Production' and substituting 'subsidy on the production, or in respect of the importation,'.

Short title

7. Section 1 of the Principal Act is amended by omitting 'Bounty' and substituting 'Subsidy'.

Interpretation

8. Section 3 of the Principal Act is amended—

- (a) by omitting 'bounty' from the definition of 'available phosphorus content' in sub-section (1) and substituting 'subsidy';
- (b) by omitting from sub-section (1) the definitions of 'bountiable products' and 'bounty'; and
- (c) by inserting after the definition of 'registered premises' in sub-section (1) the following definitions:

 ' "subsidized goods" means—

- (a) in a case to which paragraph (b) does not apply—
phosphatic substances; and
- (b) in the case of goods imported into Australia—phosphatic substances or goods being fertilizer mixtures;

 ' "subsidy" means subsidy under this Act and includes an advance on account of subsidy under section 12;

 ' "subsidy period" means the period commencing on 1 July 1982 and ending on 30 June 1985; '.

9. Section 4 of the Principal Act is repealed and the following section is substituted:

Subsidy in respect of goods produced or imported

'4. (1) Subsidy is payable in accordance with this Act on the production (whether before or after the commencement of the subsidy period) of subsidized goods.

'(2) A producer is not entitled to receive subsidy in respect of subsidized goods unless those goods have been produced at registered premises and—

- (a) are sold during the subsidy period by the producer for use in Australia as a fertilizer; or
- (b) are used during the subsidy period by the producer in the production of a fertilizer mixture for use in Australia.

'(3) Subject to this Act, where subsidized goods are imported into Australia after the commencement of the subsidy period and, during the subsidy period, the goods—

- (a) are sold for use, or used by the importer, in Australia as a fertilizer; or
- (b) being phosphatic substances, are used by the importer in the production of a fertilizer mixture for use in Australia,

subsidy is payable in respect of the importation into Australia of those goods.

'(4) Where a person sells a phosphatic substance to another person for use by the other person in producing a fertilizer mixture, the first-mentioned person shall, for the purposes of this section, be deemed to have sold the phosphatic substance for use as a fertilizer.'

Trace elements, compounds and substances, deemed to be subsidized goods

10. Section 4A of the Principal Act is amended by omitting from sub-section (2) 'bounty' (wherever occurring) and substituting 'subsidy'.

11. Sections, 5, 5A, 6 and 7 of the Principal Act are repealed and the following sections are substituted:

Uniformity

'5. A power conferred on the Governor-General or the Minister by this Act shall not be exercised in such a manner that any subsidy that is a bounty within the meaning of paragraph 51 (iii) of the Constitution would not be uniform throughout the Commonwealth within the meaning of that paragraph.

To whom subsidy payable

'5A. Subject to section 6, subsidy in respect of subsidized goods is payable—

- (a) in the case of subsidy payable under sub-section 4 (1)—to the producer of the subsidized goods; and
- (b) in the case of subsidy payable under sub-section 4 (3)—to the importer of the subsidized goods.

Subsidy may be paid to person authorized by the producer or importer

'6. Subsidy payable to a person may, subject to such conditions and restrictions, if any, as are prescribed, be paid to another person authorized by the first-mentioned person to receive the subsidy.

Benefit of subsidy to be passed on to purchasers

'7. Where the Minister is not satisfied that the prices being charged by a producer or importer to purchasers in respect of the sale of goods, being goods in respect of which subsidy is payable, are such as to pass on to the purchasers the full benefit of that subsidy, the Minister may direct that subsidy shall not be paid to that producer or importer.

Avoidance of double subsidy

'7A. Where subsidy becomes payable in respect of any goods under this Act, subsidy is not payable under this Act in respect of goods made in whole or in part from those goods.'

Rate of subsidy in respect of superphosphate

12. Section 8 of the Principal Act is amended by omitting 'Bounty' and 'bounty' and substituting 'Subsidy' and 'subsidy', respectively.

Rate of subsidy in respect of phosphatic substances other than superphosphate

13. Section 9 of the Principal Act is amended by omitting 'Bounty' and substituting 'Subsidy'.

Good quality essential

14. Section 10 of the Principal Act is amended by omitting 'Bounty' and 'bountiable products' and substituting 'Subsidy' and 'subsidized goods', respectively.

Approval of payment of subsidy

15. Section 11 of the Principal Act is amended—

- (a) by omitting 'bounty' (wherever occurring) and substituting 'subsidy';
- (b) by omitting 'bountiable products' and substituting 'subsidized goods'; and
- (c) by omitting 'those products' and substituting 'those goods'.

Advance on account of subsidy

16. Section 12 of the Principal Act is amended—

- (a) by omitting 'bounty' (wherever occurring) and substituting 'subsidy';
- (b) by inserting 'or importer' after 'producer' (wherever occurring);
- (c) by omitting 'bountiable products' (wherever occurring) and substituting 'subsidized goods'; and

- (d) by omitting 'those products' and substituting 'those goods'.

Registration of premises

17. Section 13 of the Principal Act is amended by omitting 'bountiable products' (wherever occurring) and substituting 'subsidized goods'.

Accounts, &c.

18. (1) Section 14 of the Principal Act is amended by omitting sub-sections (1) and (2) and substituting the following sub-sections:

'14. (1) A producer or importer of subsidized goods is not entitled to subsidy unless he keeps, to the satisfaction of the Minister, accounts, books and documents showing, from time to time, such information as the Minister requires with respect to—

- (a) in the case of a producer—the production and sale by the producer of subsidized goods and fertilizer mixtures; and
- (b) in the case of an importer—the importation and sale by the importer of subsidized goods and fertilizer mixtures.

'(2) A producer or importer of subsidized goods is not entitled to subsidy unless he furnishes to the Comptroller-General, in respect of each financial year in which subsidy is payable—

- (a) such information and accounts as the Minister requires in relation to—
 - (i) in the case of a producer—the production and sale by the producer of subsidized goods and fertilizer mixtures; and
 - (ii) in the case of an importer—the importation and sale by the importer of subsidized goods and fertilizer mixtures; and
- (b) if so directed by the Minister—a certificate signed by the producer or importer, as the case may be, that the information and accounts so furnished are true and correct in every particular and a certificate, signed by an auditor, that the information and accounts are true and correct to the best of the auditor's knowledge and belief.'

(2) Section 14 of the Principal Act is also amended by omitting from sub-section (3) 'producer' (wherever occurring) and substituting 'person'.

Stocktaking and inspection of production and accounts, &c.

19. Section 16 of the Principal Act is amended—

- (a) by omitting 'bountiable products' (wherever occurring) and substituting 'subsidized goods';
- (b) by omitting 'bounty' and substituting 'subsidy'; and
- (c) by inserting in paragraph (1) (f) 'importation' after 'production'.

Power to require person to answer questions and produce documents

20. Section 17 of the Principal Act is amended—

- (a) by inserting in sub-section (1) 'importation,' after 'production,' (wherever occurring);
- (b) by omitting 'bountiable products' (wherever occurring) and substituting 'subsidized goods';
- (c) by inserting 'or importer' after 'producer' (wherever occurring); and
- (d) by omitting 'bounty' and substituting 'subsidy'.

Security for compliance with Act and regulations

21. Section 19 of the Principal Act is amended—

- (a) by inserting 'or importer' after 'producer' (wherever occurring); and
- (b) by omitting 'bounty' and substituting 'subsidy'.

Offences

22. Section 20 of the Principal Act is amended by omitting 'bounty' (wherever occurring) and substituting 'subsidy'.

Return for Parliament

23. Section 21 of the Principal Act is amended—

- (a) by omitting 'bounty' (wherever occurring) and substituting 'subsidy';
- (b) by inserting 'or importer' after 'producer' (wherever occurring); and
- (c) by omitting 'bountiable products' and substituting 'subsidized goods'

Appropriation

24. Section 23 of the Principal Act is amended by omitting 'Bounty' and substituting 'Subsidy'.

Regulations

25. Section 24 of the Principal Act is amended by omitting 'bounty' (wherever occurring) and substituting 'subsidy'.

Title, page 1, omit "section 4 of", substitute "to amend".

Debate continued.

Question—That the amendments be agreed to—put.

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

AYES, 66

Mr Adermann	Mr Cowan	Mr Hyde	Mr Peacock
Mr Baume	Mr Dean	Mr Jarman	Mr Porter
Mr Birney	Mr Dobie	Mr Jull	Mr Robinson
Mr Bouchier	Dr Edwards	Mr Katter	Mr Rocher
Mr Bradfield	Mr Falconer	Mr Killen	Mr Sainsbury
Mr Braithwaite	Mr Fife	Mr Lloyd	Mr Shack
Mr N. A. Brown	Mr Fisher*	Mr Lusher	Mr Shipton
Mr Bungey	Mr Giles	Sir Phillip Lynch	Mr Sinclair
Mr Burr	Mr Goodluck	Mr MacKellar	Mr Spender
Mr Cadman	Mr Groom	Mr MacKenzie	Mr Street
Mr D. M. Cameron	Mr Hall	Mr McLean	Mr Tambling
Mr E. C. Cameron	Mr Harris	Mr McVeigh	Mr Thomson
Mr I. M. D. Cameron	Mr Hicks	Mr Macphee	Mr Tuckey
Mr Carlton	Mr Hodges*	Mr Moore	Mr White
Mr Chapman	Mr Hodgman	Mr Newman	Mr Wilson
Mr Coleman	Mr Howard	Mr Nixon	
Mr Connolly	Mr Hunt	Mr O'Keefe	

NOES, 46

Mr Armitage	Mrs Darling	Mr B. O. Jones	Mr Morrison
Mr Beazley	Mr Dawkins	Mr C. K. Jones	Mr Mountford
Dr Blewett	Mr Duffy	Mr Keating	Mr Scholes
Mr Bowen	Dr Everingham	Mrs Kelly	Mr Scott
Mr J. J. Brown	Mr Free	Mr Kerin	Dr Theophanous
Mr R. J. Brown	Mr Fry	Dr Klugman	Mr Uren
Mr Campbell	Mr Hawke	Mr McLeay	Mr Wallis
Dr Cass	Mr Howe	Mr McMahon	Mr West
Mr Charles	Mr Humphreys*	Mr Maher	Mr Willis
Mr Cohen	Mr Hurford	Mr Mildren	Mr Young
Mr Cross	Dr Jenkins	Mr Milton	
Mr Cunningham	Mr Johnson*	Mr Morris	

* Tellers

And so it was resolved in the affirmative.

Bill, as amended, agreed to.

Bill to be reported with amendments, and with an amended title.

The House resumed; Mr Drummond reported accordingly.

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

20 **INCOME TAX ASSESSMENT AMENDMENT BILL (NO. 3) 1982:** Mr Howard (Treasurer) presented a Bill for an Act to amend the law relating to income tax.

Bill read a first time.

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

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

21 **INCOME TAX ASSESSMENT AMENDMENT BILL (NO. 2) 1982:** The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed by Mr Willis who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not opposing the Bill, the House is of the opinion that—

- (1) the Bill contains insufficient safeguards to ensure that access to tax records is not abused, and
- (2) the Bill fails to provide adequate compensation to Australian home buyers for the massive increase in interest repayments over the last 2 years.”.

Mr Uren addressing the House—

Adjournment negatived: It being 10 p.m.—The question was proposed—That the House do now adjourn.

Mr Fife (Minister for Education) requiring the question to be put forthwith without debate—

Question—put and negatived.

Debate continued.

Mr Armitage rising to address the House—

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

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

And the Question—That the words proposed to be omitted stand part of the question—was put accordingly, and passed.

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

The House resolved itself into a committee of the whole.

In the committee

Clauses 1 and 2 agreed to.

Clause 3—

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

Page 2, lines 33–36, proposed paragraph 16(4)(k), omit sub-paragraph (iii), substitute the following sub-paragraph:

“(iii) a Royal Commission in respect of which each House of the Parliament has by resolution declared that the Royal Commission is a Royal Commission to which this sub-paragraph applies,”.

Page 3, lines 12–15, proposed sub-section 16 (4A), omit paragraph (b), substitute the following paragraph:

“(b) the Royal Commission may communicate the information to the Attorney-General if the Royal Commission believes on reasonable grounds that the information indicates that a person may have committed an offence against an Act punishable by imprisonment for a term exceeding 6 months;”.

Debate continued.

Amendments negatived.

On the motion of Mr Howard (Treasurer), by leave, the following amendments were made together, after debate:

Page 3, line 2, omit “Where”, substitute “Subject to sub-sections (4AA) and (4AB), where”.

Page 3, line 10, omit "public".

Page 3, after proposed sub-section (4A) insert the following sub-sections:

"(4AA) Where information respecting the affairs of a person is communicated to a Royal Commission in pursuance of paragraph (4) (k), nothing in sub-section (4A) prevents the communication of the information to—

- (a) if the person to whose affairs the information relates is not a company—that person;
- (b) if the person to whose affairs the information relates is a company—any person who is, or has been, directly involved in, or responsible for, the preparation of information furnished to the Commissioner of Taxation on behalf of the company; or
- (c) the person who furnished the information to the Commissioner of Taxation.

"(4AB) Where sub-section (4AA) permits the communication of information to a person, nothing in sub-section (4A) prevents the communication of the information to a barrister or solicitor appearing before the Royal Commission for the purpose of representing the person.

"(4AC) Where information is communicated to a person in accordance with sub-section (4AA) or (4AB), being information that was not furnished to the Commissioner of Taxation by the person and does not relate to the affairs of the person, the person shall not make a record of the information, or divulge or communicate the information, in any circumstances."

Page 4, after proposed sub-section (4C) insert the following sub-section:

"(4CA) A reference in sub-section (4A) to a person under the control of a Royal Commission includes a reference to—

- (a) a barrister or solicitor appointed by the Attorney-General to assist the Royal Commission; and
- (b) a person assisting a barrister or solicitor so appointed."

Clause, as amended, agreed to.

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

Bill to be reported with amendments.

The House resumed; Mr Drummond reported accordingly.

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

- 22 **SUSPENSION OF STANDING ORDER 103:** Mr Howard (Treasurer), by leave, moved—That standing order 103 (11 o'clock rule) be suspended for this sitting.
Question—put and passed.
- 23 **GOVERNOR-GENERAL AMENDMENT BILL 1982:** The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
Debate resumed.
Question—put and passed—Bill read a second time.
Message from the Governor-General: Message No. 153, dated 30 April 1982, 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 Viner (Minister Assisting the Prime Minister), the Bill was read a third time.
- 24 **SUSPENSION OF STANDING ORDERS—SENATE ELECTIONS (QUEENSLAND) BILL 1982:** Mr Sinclair (Leader of the House), by leave, moved—That so much of the standing orders be suspended as would prevent order of the day No. 9, general business, being called on forthwith.
Question—put and passed.

- 25 **SENATE ELECTIONS (QUEENSLAND) BILL 1982:** The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
Debate resumed.
Question—put and passed—Bill read a second time.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Hodgman (Minister for the Capital Territory), the Bill was read a third time.
- 26 **ADJOURNMENT:** Mr Hodgman (Minister for the Capital Territory) moved—That the House do now adjourn.
Debate ensued.

The House continuing to sit until after 12 midnight—

THURSDAY, 6 MAY 1982

Debate continued.
Question—put and passed.
And then the House, at 12.03 a.m., adjourned until this day at 10 a.m.

PAPERS: The following papers were deemed to have been presented, on 5 May 1982, pursuant to statute:

- Australian Federal Police Act—Regulations—Statutory Rules 1982, No. 90.
Christmas Island Act—Ordinance—1982—No. 4—Industrial Relations (Amendment).
Compensation (Commonwealth Government Employees) Act—Regulations—Statutory Rules 1982, No. 98.
Complaints (Australian Federal Police) Act—Regulations—Statutory Rules 1982, No. 91.
Dairy Industry Stabilization Levy Act—Regulations—Statutory Rules 1982, No. 99.
Defence Act—Determinations—1982—
No. 17—Sinai Allowance.
No. 18—Post Allowance.
No. 19—Flying Allowance.
Dried Fruits Export Charges Act—Regulations—Statutory Rules 1982, No. 100.
Dried Vine Fruits Equalization Levy Act—Regulation—Statutory Rules 1982, No. 95.
National Parks and Wildlife Conservation Act—Regulation—Statutory Rules 1982, No. 94.
Overseas Telecommunications Act—Regulation—Statutory Rules 1982, No. 93.
Public Service Act—Regulations—Statutory Rules 1982, No. 96.
Public Works Committee Act—Regulation—Statutory Rules 1982, No. 89.
Seamen's Compensation Act—Regulations—Statutory Rules 1982, No. 97.
Seat of Government (Administration) Act—Regulations—1982—No. 6 (Motor Traffic Ordinance).
Telecommunications Act—Regulation—Statutory Rules 1982, No. 92.

MEMBERS PRESENT: All Members were present (at some time during the sitting).

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