

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 112

WEDNESDAY, 20 OCTOBER 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 **PAPERS:** The following papers were presented:
By command of His Excellency the Governor-General:
Australian National Animal Health Laboratory and Exotic Disease Control—Report by the Australian Bureau of Animal Health, dated 28 September 1982.
United Nations—General Assembly—36th Session, New York, 15 September to 18 December 1981—Report of Australian Delegation.
Pursuant to statute:
Industries Assistance Commission Act—Temporary Assistance Authority—Report for year 1981-82, accompanied by a statement by the Minister pursuant to sub-section 30K (3).
- 4 **AUSTRALIAN BUILDING CONSTRUCTION EMPLOYEES' AND BUILDERS LABOURERS' FEDERATION—REPORT OF ROYAL COMMISSION—PUBLICATION OF PAPER:** Mr Newman (Minister for Administrative Services), by command of His Excellency the Governor-General, presented the following paper:
Australian Building Construction Employees' and Builders Labourers' Federation—Report of Royal Commissioner (Mr J. S. Winneke, Q.C.), dated 27 May 1982.
Sir James Killen (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 Report of the Commissioner appointed to inquire into activities of the Australian Building Construction Employees' and Builders Labourers' Federation, and
(2) That the report be printed.
Question—put and passed.
- 5 **DEFENCE—LOGISTIC SUPPORT—MEMORANDUM OF UNDERSTANDING—MINISTERIAL STATEMENT AND PAPERS:** Mr Sinclair (Minister for Defence), by leave, made a ministerial statement informing the House of the addition of further annexes to the memorandum of understanding on logistic support between Australia and the United States of America, and, by command of His Excellency the Governor-General, presented the following papers:
Defence—Memorandum of understanding on logistic support between Australia and the United States of America—
Annex B—Procedures for request by Australia from the United States of weapons and munitions in advance of normal leadtimes.

Annex C—Arrangement to facilitate co-operative logistic support between Australia and other countries in the Southwest Pacific area.

Annex D—Procedure for the exchange of information of equipment plans and programs of potential joint interest.

Annex E—Technology transfer procedures.

Annex F—Procedures for request by Australia for assistance in activation and expansion of the Australian defence production base during periods of international tension or in circumstances of armed conflict.

Mr Scholes, by leave, also made a statement with reference to the matter.

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

19 October 1982—Message No. 304—Social Security Legislation Amendment 1982.

7 PUBLIC ACCOUNTS COMMITTEE—STATEMENTS BY MEMBERS: Mr Connolly (Chairman), by leave, made a statement concerning a claim of legal professional privilege made by the Crown Solicitor in respect of documents which the Joint Committee of Public Accounts had summonsed him to provide.

Mrs Kelly, by leave, also made a statement with reference to the matter.

8 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—BUDGET ESTIMATES 1982:

Mr Speaker informed the House that Mr Willis had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The Government's failure to base its 1982 Budget on correct estimates".

The proposed discussion having received the necessary support—

Mr Willis addressed the House.

Discussion ensued.

Discussion concluded.

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

Mr Beazley, Dr Blewett, Mr R. J. Brown, Mrs Child, Mr Free, Mr Holding, Mr Howe, Dr Jenkins, Mr B. O. Jones, Mr Kerin, Mr Milton, Mr Mountford, Mr Scott and Mr Wallis—from certain citizens praying that a Royal Commission be established to investigate the health and other problems of Australian Vietnam veterans exposed to toxic chemicals during the Vietnam war.

Mr E. C. Cameron, Mr Fisher, Mr Fry, Mr Hyde and Mr C. K. Jones—from certain residents of the Electoral Divisions of Indi, Mallee, Fraser, Moore and Newcastle, respectively, praying that an efficient, effective public telegram service be maintained.

Mr Birney—from certain citizens in the same terms as the last preceding petition.

Mr Fisher and Mr Scott—from certain citizens praying that the powers of the Australian Postal Commission to carry letters for reward be strengthened to ensure that the national postal service is retained in the interests of all Australians.

Mr Braithwaite—from certain residents of Queensland praying that legislation be enacted to ban the advertising of alcohol from commercial television and radio.

Mr Howard—from certain citizens praying that the Income Tax Assessment Act be properly administered with regard to the provision of retirement benefits for private employees and that legislation be enacted to allow proper levels of retirement benefits.

Mr Humphreys—from certain citizens praying that requests for export permits covering mineral sand products from Moreton Island, Qld, be refused.

Mr Humphreys—from certain citizens praying that the importation of marine mammal by-products be banned and an international ban on the slaughter of marine mammals be supported.

Mr Humphreys—from certain citizens praying that legislation be enacted to require the production of annual statistics on the numbers of live animals involved in

research and that the National Health and Medical Research Council be required to develop humane and responsible standards of conduct for researchers using live animals in laboratories.

Mr Scott—from certain citizens praying that the Commonwealth use its constitutional power to ensure Aboriginals and Torres Strait Islanders are given freehold title and self-management of the reserves on which they live.

Petitions received.

- 10 **PUBLIC WORKS COMMITTEE—REPORT—STATEMENTS BY MEMBERS:** Mr Bungey (Chairman) presented the following report from the Parliamentary Standing Committee on Public Works:

Final report relating to the construction of new air traffic services centre and control tower, Perth Airport, W.A. (8th report of 1982).

Ordered to be printed.

Mr Bungey and Mr Beazley, by leave, made statements in connection with the report.

- 11 **PAPER—STATEMENT BY MEMBER:** Mr MacKellar, by leave, presented the following paper:

Australian Parliamentary Delegation—Report of delegation led by the Honourable M. J. R. MacKellar, M.P., Minister for Health, to the Kingdom of Saudi Arabia, the United Arab Emirates and the Sultanate of Oman, from 10 to 21 January 1982—

and, by leave, made a statement in connection with the paper.

- 12 **PAPER—STATEMENTS BY MEMBERS:** Mr Harris, by leave, presented the following paper:

Australian Parliamentary Delegation—Report of delegation led by Mr G. Harris, M.P., to New Zealand, from 27 March to 6 April 1982.

Mr Harris and Mr Mountford, by leave, made statements in connection with the paper.

- 13 **HEALTH LEGISLATION 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 Dr Blewett who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not declining to give the Bill a second reading, the House is of the opinion that—

- (1) the provisions disallowing the cost efficient Victorian out-patient levy should be excised from the Bill,
- (2) a simpler pharmaceutical benefits scheme should be constructed which does not discriminate between groups in similar income situations, and
- (3) any further increase in the general contribution rate for pharmaceutical benefits is unwarranted given the significant increase in the last Budget, and the fact that over the past 7 years, the increase in the general contribution rate has run far in advance of inflation”.

Debate continued.

Amendment negatived.

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

Message from the Governor-General: Message No. 204, dated 14 October 1982, 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

Clauses 1 to 22, by leave, taken together, and agreed to.

Clause 23 debated.

Question—That the clause be agreed to—put.

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

AYES, 63

Mr Adermann	Mr Dean	Mr Hyde	Mr Robinson
Mr Anthony	Mr Drummond	Mr Jarman	Mr Rocher
Mr Baume	Dr Edwards	Mr Jull	Mr Ruddock
Mr Birney	Mr Falconer	Mr Katter	Mr Sainsbury
Mr Bourchier	Mr Fife	Sir James Killen	Mr Shack
Mr Bradfield	Mr Fisher*	Mr Lloyd	Mr Shipton
Mr N. A. Brown	Mr Giles	Mr Lusher	Mr Sinclair
Mr Bungey	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 Macphee	Mr Thomson
Mr I. M. D. Cameron	Mr Hicks	Mr Moore	Mr Tuckey
Mr Carlton	Mr Hodges	Mr Newman	Mr Viner
Mr Coleman	Mr Hodgman	Mr Nixon	Mr White
Mr Connolly	Mr Howard	Mr O'Keefe	Mr Wilson
Mr Cowan	Mr Hunt	Mr Peacock	

NOES, 41

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

* Tellers

And so it was resolved in the affirmative.

Clauses 24 to 42, by leave, taken together, and agreed to.

Clause 43 debated and agreed to.

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

Bill to be reported without amendment.

The House resumed; Mr Millar reported accordingly.

On the motion of Mr Carlton (Minister for Health), the House adopted the report, and, by leave, the Bill was read a third time.

14 **INCOME TAX ASSESSMENT AMENDMENT BILL (NO. 5) 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 home loan rebate is unduly generous to wealthy home-buyers and open to exploitation in that it provides benefits to persons owning more than one residence and is available on large loans in excess of \$60,000;
- (2) the further increase in the retention allowance to 80% will widen avenues for tax avoidance;
- (3) the introduction of a tax concession to shareholders through a rebate on the first \$1,000 of dividend income is inequitable, and
- (4) the Bill should provide mortgage assistance to those home purchasers not in receipt of taxable income such as the unemployed and pensioners”.

Debate continued.

Amendment negatived.

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

Bill, by leave, taken as a whole.

Mr Willis moved the following amendment: Clause 5, page 4, line 43, omit proposed sub-paragraph (1) (a) (1xxv).

Debate continued.

Question—That the amendment be agreed to—put.

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

AYES, 39

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

NOES, 60

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

* Tellers

And so it was negatived.

Bill agreed to.

Bill to be reported without amendment.

The House resumed; Mr Armitage reported accordingly.

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

15 **INCOME TAX (RATES) 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 Thomson (Minister for Science and Technology), the Bill was read a third time.

16 **INCOME TAX (RATES) 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 for Mr Thomson (Minister for Science and Technology), the Bill was read a third time.

- 17 **INCOME TAX (INDIVIDUALS) 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 Thomson (Minister for Science and Technology), the Bill was read a third time.

- 18 **INCOME TAX (COMPANIES, CORPORATE UNIT TRUSTS AND SUPERANNUATION FUNDS) 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 Thomson (Minister for Science and Technology), the Bill was read a third time.

- 19 **INCOME TAX (MINING WITHHOLDING TAX) 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 Thomson (Minister for Science and Technology), the Bill was read a third time.

- 20 **LOAN 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.

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

Message from the Governor-General: Message No. 205, dated 14 October 1982, from His Excellency the Governor-General was announced recommending an appropriation of moneys for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr McVeigh (Minister for Home Affairs and Environment), the Bill was read a third time.

- 21 **OVERSEAS TRAVEL—STATEMENT BY MEMBER:** Mr Dawkins, by leave, making a statement in reply to allegations, concerning overseas travel, in a personal explanation made by the Member for Fadden (Mr D. M. Cameron)—

Mr Deputy Speaker, in accordance with standing order 79, interfered to prevent the prosecution of a quarrel between Members.

Suspension of standing orders moved: Mr Dawkins moved—That so much of the standing orders be suspended as would prevent the Member for Fremantle (Mr Dawkins) replying to the personal explanation of the Member for Fadden.

Question—put.

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

AYES, 40

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

NOES, 59

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

* Tellers

And so it was negatived.

- 22 **PRIVILEGE:** Mr Newman (Minister for Administrative Services) raised as a matter of privilege certain remarks and actions of Mr Dawkins in the Chamber when Members were resuming their seats after the preceding division.

Mr Dawkins addressed himself to the matter raised.

Papers: Mr Newman presented the following papers:

Copies of documents (14) concerning proposed overseas travel by Mr Dawkins, and his wife, in September 1980.

The matter was not proceeded with.

- 23 **PRIVILEGE:** Mr Holding raised as a matter of privilege the question of whether Mr D. M. Cameron had gained access to confidential correspondence between Mr Dawkins and Mr Newman (Minister for Administrative Services) concerning proposed overseas travel by Mr Dawkins and his wife.

Mr Speaker stated that, in his opinion, no *prima facie* case of breach of privilege existed which would allow the matter to be given precedence over other business.

- 24 **AUSTRALIAN BICENTENNIAL ROAD DEVELOPMENT TRUST FUND 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 having been resumed by Mr Morris—

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

Sir James Killen (Leader of the House) requiring the question to be put forthwith without debate—

Question—put.

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

AYES, 40

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

NOES, 61

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

* Tellers

And so it was negatived.

Mr Morris continued his speech and moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not declining to give the Bill a second reading, the House—

- (1) recognises the special roads needs of the various regions of Australia and deplores the failure of the Government to make provision in the Bill for an equitable allocation of national roads funds between the States and the Northern Territory, and
- (2) condemns the Government for its discriminatory decision to allocate an inadequate level of funds to local government bodies for local roads”.

Debate continued.

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

25 **ADJOURNMENT:** Sir James Killen (Leader of the House) moved—That the House do now adjourn.

Question—put and passed.

And then the House, at 11.35 p.m., adjourned until tomorrow at 10 a.m.

PAPERS: The following papers were deemed to have been presented on 20 October 1982, pursuant to statute:

Lands Acquisition Act—

Lands acquired for Aboriginal Hostels Limited purposes—Broken Hill, Burwood and Neutral Bay, N.S.W.

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

Seat of Government (Administration) Act—Regulations—1982—No. 47 (Instruments Ordinance).

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Braithwaite, Mr Campbell, Mr Chapman, Mr Charles, Mr Dobie*, Dr Everingham*, Mr Hurford, Mr Jacobi, Mr Kent, Sir Phillip Lynch*, Mr Morrison and Mr Young.

* On leave

A. R. BROWNING,
Acting Clerk of the House of Representatives