

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 27

WEDNESDAY, 5 OCTOBER 1983

1 The House met, at 10.30 a.m., pursuant to adjournment. Mr Speaker (the Honourable Dr H. A. Jenkins) took the Chair, and read Prayers.

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

Mr Braithwaite, Mr Fisher, Mr Lloyd, Mr Mildren, Mr Milton, Mr P. F. Morris, Mr O'Neil, Mr Scott, Mr Steedman and Dr Theophanous—from certain citizens praying that chiropractic services be included in Medicare when it is introduced.

Mr O'Neil, Mr Porter and Mr Scott—from certain residents of South Australia praying that legislation be enacted to ban the advertising of alcohol from commercial television and radio.

Mr Burr and Mr Hodgman—from certain citizens praying that the Sex Discrimination Bill be amended to prevent inconsistencies with the principles of justice and equality and that a conscience vote on the Bill be permitted to all Members of Parliament.

Mr Blanchard and Mr Free—from certain citizens praying that the ban on the export of kangaroo products be re-applied.

Mrs Mayer and Mr Steedman—from certain citizens praying that the Omega base in Victoria be closed.

Mr Hand—from certain citizens praying that pensioners be absolved from increases in telephone charges and be charged for calls only.

Mr Ruddock—from certain citizens praying that the Government refrain from ratifying the Convention on the Elimination of All Forms of Discrimination Against Women.

Mr Scott—from certain residents of South Australia praying that the Parliament require General Motors-Holden to continue its operations at the Woodville Plant, S.A.

Petitions received.

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

4 October 1983—Message—

No. 69—Salaries and Wages Pause Act Repeal 1983.

No. 70—Public Service Amendment 1983.

No. 71—Income Tax (International Agreements) Amendment 1983.

4 **SOCIAL SECURITY LEGISLATION AMENDMENT BILL 1983:** Mr Holding (Minister for Aboriginal Affairs), for Mr Dawkins (Minister for Finance), pursuant to notice, presented a Bill for an Act relating to social security and related matters.

Bill read a first time.

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

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

- 5 **REPATRIATION LEGISLATION AMENDMENT BILL 1983:** Mr Holding (Minister representing the Minister for Veterans' Affairs), for Mr Dawkins (Minister for Finance), pursuant to notice, presented a Bill for an Act relating to repatriation and related matters.

Bill read a first time.

Mr Holding 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.

- 6 **DAIRYING INDUSTRY RESEARCH AND PROMOTION LEVY AMENDMENT BILL 1983:** 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 Brumby addressing the House—

It being 12.45 p.m., the debate was interrupted in accordance with sessional order 101A, and the resumption of the debate made an order of the day for a later hour this day.

- 7 **QUESTIONS:** Questions without notice being asked—

Paper: Mr Holding (Minister for Aboriginal Affairs) presented the following paper:

Queensland election—Notice purportedly from Mr Pat Killoran announcing he had been nominated for the Queensland State Electorate of Cook.

Questions without notice continued.

- 8 **PAPERS:** The following papers were presented:

Commonwealth Grants Commission Act—Commonwealth Grants Commission—Report—Special assistance for the Northern Territory—4th (1983).

Film Censorship Board—Report on activities, for 1982—together with statement by Senator Evans (Attorney-General).

Museum of Australia Act—Museum of Australia—2nd Annual Report and financial statements, together with the Auditor-General's Report, for year 1981-82.

Telecommunications Act—Australian Telecommunications Commission—8th Annual Report and financial statements, together with the Auditor-General's Report, for year 1982-83.

- 9 **LOCAL GOVERNMENT PERSONAL INCOME TAX SHARING—LOCAL GOVERNMENT GRANTS COMMISSIONS RECOMMENDATIONS—MOTION TO TAKE NOTE OF PAPER:** Mr Uren (Minister for Territories and Local Government) presented the following paper:

Local Government (Personal Income Tax Sharing) Act—Recommendations of Local Government Grants Commissions on the distribution of local government's share of personal income tax collection for 1983-84 for—

New South Wales.

Queensland.

South Australia.

Tasmania.

Victoria.

Western Australia.

Mr Dawkins (Minister for Finance) moved—That the House take note of the paper.

Debate adjourned (Mr Sinclair—Deputy Leader of the National Party of Australia), and the resumption of the debate made an order of the day for the next sitting.

- 10 **TAXATION—PRESCRIBED PAYMENTS SYSTEM—MINISTERIAL STATEMENT:** Mr Hurford (Acting Treasurer), by leave, made a ministerial statement announcing the intention of the Government to refine certain administrative aspects of the prescribed payments system of taxation.

Mr Cadman and Mr Howard (Deputy Leader of the Opposition), by leave, also made statements with reference to the matter.

Mr Hurford, by leave, made a further statement on the matter.

- 11 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—ORGANISED CRIME—NATIONAL CRIMES COMMISSION:** Mr Speaker informed the House that Mr Hall had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The Government's unwillingness to confront the problem of organised crime, including its failure to establish a National Crimes Commission".

The proposed discussion having received the necessary support—

Mr Hall addressed the House.

Discussion ensued.

Discussion concluded.

- 12 **POSTPONEMENT OF ORDERS OF THE DAY:** Ordered—That orders of the day Nos. 2 to 4, government business, be postponed until a later hour this day.

- 13 **NORTHERN TERRITORY GRANT (SPECIAL ASSISTANCE) BILL 1983:** Mr Hurford (Acting Treasurer), pursuant to notice, presented a Bill for an Act to grant financial assistance to the Northern Territory.

Bill read a first time.

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

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

- 14 **BOUNTY (AGRICULTURAL TRACTORS) AMENDMENT BILL 1983:** Mr J. J. Brown (Minister Assisting the Minister for Industry and Commerce), pursuant to notice, presented a Bill for an Act to amend the *Bounty (Agricultural Tractors) Act 1966*.

Bill read a first time.

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

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

- 15 **BOUNTY (TRACTOR CABS) BILL 1983:** Mr J. J. Brown (Minister Assisting the Minister for Industry and Commerce), pursuant to notice, presented a Bill for an Act to provide for the payment of bounty on the production of certain tractor cabs.

Bill read a first time.

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

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

- 16 **BOUNTY (INJECTION-MOULDING EQUIPMENT) AMENDMENT BILL 1983:** Mr J. J. Brown (Minister Assisting the Minister for Industry and Commerce), pursuant to notice, presented a Bill for an Act to amend the *Bounty (Injection-moulding Equipment) Act 1979*.

Bill read a first time.

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

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

- 17 **DAIRYING INDUSTRY RESEARCH AND PROMOTION LEVY AMENDMENT BILL 1983:** 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 Kerin (Minister for Primary Industry), the Bill was read a third time.

- 18 **DAIRY INDUSTRY STABILIZATION LEVY AMENDMENT BILL 1983:** 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.

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 Kerin (Minister for Primary Industry), by leave, the following amendments were made together, after debate:

Clause 2, page 1, lines 9 and 10, omit “the day on which it receives the Royal Assent”, substitute “a day to be fixed by Proclamation”.

Clause 4, page 3, line 27, omit “50% or such higher”, substitute “such”.

Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr Johnson reported accordingly.

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

- 19 **DAIRY INDUSTRY LEGISLATION AMENDMENT BILL 1983:** 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.

The House resolved itself into a committee of the whole.

In the committee

Bill, by leave, taken as a whole.

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

Clause 6—

Page 4, at the beginning of proposed sub-section 24A (4) insert “Subject to sub-section 8,”.

Page 4, at the end of proposed section 24A add the following sub-section:

“(8) The Minister, with respect to the Australian dairy industry’s investment in overseas companies—

(a) shall not give a direction to the corporation under sub-section (4); and

(b) shall, in consultation with the Corporation, the Australian Dairy Industry Conference and the Australian Dairy Farmers Federation, examine all options available for the meeting of losses incurred by means of investments of this kind, with recourse to use of moneys held in export pools being considered only as a last resort.’”.

Debate continued.

Amendments negatived.

Bill agreed to.

Bill to be reported without amendment.

The House resumed; Mr Johnson reported accordingly.

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

- 20 **STATUTE LAW (MISCELLANEOUS PROVISIONS) BILL (NO. 2) 1983:** 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 Bowen (Minister representing the Attorney-General), the Bill was read a third time.

- 21 **SUSPENSION OF STANDING ORDER 48A:** Mr Bowen (Leader of the House), by leave, moved—That standing order 48A, as amended by the sessional order of 24 August 1983, relating to the adjournment of the House, be suspended for this sitting.

Question—put and passed.

- 22 **PRIVATE INTERESTS OF MEMBERS OF PARLIAMENT—RESOLUTION AND REFERENCE TO STANDING ORDERS COMMITTEE:** Mr Bowen (Leader of the House), pursuant to notice, moved—That this House—

- (1) notes that Ministers have provided statements of their private interests, and those of their families of which they are aware, and that copies of those returns have been presented to the Parliament as a matter of public record;
- (2) is of the opinion that all Members should provide similar statements of their private interests, including those of their families of which they are aware, covering the following matters:
 - (a) shareholdings in public and private companies (including holding companies) indicating the name of the company or companies;
 - (b) family and business trusts and nominee companies—
 - (i) in which a beneficial interest is held, indicating the name of the trust, the nature of its operation and beneficial interest; and
 - (ii) in which the person or immediate family is a trustee, indicating the name of the trust, the nature of its operation and the beneficiary of the trust;
 - (c) real estate, including the location (suburb or area only) and the purpose for which it is owned;
 - (d) directorships in private companies, indicating the name of the company, its activities and the total amounts of its assets and liabilities;
 - (e) partnerships, indicating the nature of the interest, the activities of the partnership and the total amounts of its assets and liabilities;
 - (f) liabilities (excluding short-term credit arrangements) indicating the nature of the liability and the creditor concerned;
 - (g) the nature of any bonds, debentures and like investments;
 - (h) saving or investment accounts, indicating their nature and the name of the bank or other institutions concerned;
 - (i) the nature of any other assets (including collections, but excluding household and personal effects) each valued at over \$5000;
 - (j) the nature of any other substantial sources of income;
 - (k) gifts valued at more than \$250 received from official sources, or at more than \$100 where received from other than official sources;
 - (l) any sponsored travel or hospitality received; and
 - (m) any other interests, such as membership of organisations, where a conflict of interest with a Member's public duties could foreseeably arise or be seen to arise;
- (3) agrees that a public register of Members' statements of their private interests referred to in paragraph (2) should be established;
- (4) agrees that Members should provide such statements on an annual basis and that amended statements should be provided if alterations in circumstances occur;
- (5) agrees that notwithstanding the lodgement of statements by Members and their incorporation in a public register individual Members should declare any relevant interest if they participate in a debate in the House or vote in a division in the House, and

- (6) requests the Standing Orders Committee to consider and report upon—
- (a) what changes to the standing orders may be required to give effect to the matters contained in paragraphs (2) to (5) of this resolution, and
 - (b) the desirability of adopting other provisions relating to Senators and Members contained in the report of the Committee of Inquiry into Public Duty and Private Interest (except constitutional matters, but including, in particular, a Code of Conduct).

Paper: Mr Bowen, by leave, presented the following paper:

Pecuniary interests—Variations to statements of Minister's presented to the Parliament on 22 September 1983.

Mr Sinclair (Deputy Leader of the National Party of Australia) moved the following amendment: Omit paragraphs (2) to (6), substitute the following paragraph:

- “(2) requests the Standing Orders Committee to consider and report upon—
- (a) whether all Members should provide similar statements of their private interests, including those of their immediate families of which they are aware, covering the following matters:
 - (i) shareholdings in public and private companies (including holding companies) indicating the name of the company or companies;
 - (ii) family and business trusts and nominee companies—
 - (A) in which a beneficial interest is held, indicating the name of the trust, the nature of its operation and beneficial interest; and
 - (B) in which the person or immediate family is a trustee, indicating the name of the trust, the nature of its operation and the beneficiary of the trust;
 - (iii) real estate, indicating the location (suburb or area only) and the purpose for which it is owned;
 - (iv) directorships in private companies, indicating the name of the company, its activities and the total amounts of its assets and liabilities;
 - (v) partnerships, indicating the nature of the interest, the activities of the partnership and the total amounts of its assets and liabilities;
 - (vi) liabilities (excluding short-term credit arrangements) indicating the nature of the liability and the creditor concerned;
 - (vii) the nature of any bonds, debentures and like investments;
 - (viii) saving or investment accounts, indicating their nature and the name of the bank or other institutions concerned;
 - (ix) the nature of any other assets (including collections, but excluding household and personal effects) each valued at over \$5000;
 - (x) the nature of any other substantial sources of income;
 - (xi) gifts valued at more than \$250 received from official sources, or at more than \$100 where received from other than official sources;
 - (xii) any sponsored travel or substantial hospitality received, and
 - (xiii) any other interests, such as membership of organisations, where a conflict of interest with a Member's public duties could foreseeably arise or be seen to arise;
 - (b) whether a public register of Members' statements of their private interests referred to in sub-paragraph (a) should be established or whether there should be a private register held by the Speaker;
 - (c) whether the provision of material by a Member to the register should be on a compulsory or voluntary basis;
 - (d) whether Members should provide such statements on an annual basis and what amended statements should be provided if alterations in circumstances occur;
 - (e) whether, notwithstanding the lodgement of statements by Members and their incorporation in a register, individual Members should declare any relevant interest if they participate in a debate in the House or vote in a

division in the House and if so what might constitute a relevant interest and in what way it might be declared;

- (f) what changes to the standing orders may be required to give effect to the matters contained in sub-paragraphs (a) to (e) of this paragraph, and
- (g) the desirability of adopting other provisions relating to Senators and Members contained in the report of the Committee of Inquiry into Public Duty and Private Interest (except constitutional matters, but including, in particular, a Code of Conduct).”

Debate continued.

Paper: Mr Bowen, by leave, presented the following paper:

Pecuniary interests—Letter to Mr Hawke (Prime Minister) from Mr Beazley (Minister for Aviation) in respect of his wife's income, dated 5 October 1983.

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

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

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

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

AYES, 59

Mr Baldwin	Mr Dawkins	Mr Jones	Mr Punch
Mr Beazley	Mr Duffy	Mrs Kelly	Mr Reeves
Mr Beddall	Mr R. F. Edwards	Mr Kent	Mr Saunderson
Mr Blanchard	Mr Free	Mr Kerin	Mr Scholes
Mr Bowen	Mr Fry	Dr Klugman	Mr Scott
Mr J. J. Brown	Mr Gayler	Mr Lindsay	Mr Simmons
Mr R. J. Brown	Mr Gear	Ms McHugh	Mr Snow
Mr Brumby	Mr Griffiths	Mr Maher	Mr Staples
Mr Campbell	Mr Hand	Mrs Mayer	Mr Steedman
Mr Charles	Mr Holding	Mr Mildren	Dr Theophanous
Dr Charlesworth	Mr Hollis	Mr Milton	Mr Uren
Mr Chynoweth	Mr Howe	Mr A. A. Morris	Mr Wells
Mr Cross	Mr Humphreys*	Mr P. F. Morris	Mr West
Mr Cunningham*	Mr Hurford	Mr Mountford	Mr Willis
Mrs Darling	Mr Johnson	Mr O'Neil	

NOES, 35

Mr Adermann	Mr Connolly	Mr Lloyd	Mr Robinson
Mr Aldred	Mr Cowan	Mr Lusher	Mr Ruddock
Mr Andrew	Mr Dobie	Mr McGauran	Mr Shipton
Mr Anthony	Mr Drummond	Mr McVeigh	Mr Sinclair
Mr Braithwaite	Dr H. R. Edwards	Mr Macphee	Mr Spender
Mr Burr	Mr Fisher	Mr Millar	Mr Street
Mr Cadman	Mr Hall	Mr Moore	Mr Tuckey
Mr E. C. Cameron*	Mr Hawker	Mr O'Keefe	Mr Wilson
Mr I. M. D. Cameron*	Mr Howard	Mr Porter	

* Tellers

And so it was resolved in the affirmative.

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

- 23 **POSTPONEMENT OF ORDERS OF THE DAY:** Ordered—That orders of the day Nos. 5 to 19, government business, be postponed until a later hour this day.

- 24 **PECUNIARY INTERESTS—PAPER AND MINISTERIAL STATEMENT—PAPERS NOTED:** The order of the day having been read for the resumption of the debate on the motion of Mr Bowen (Leader of the House)—That the House take note of the papers (*presented on 22 September 1983*), viz.:

Pecuniary interests—

Ministerial statement, 22 September 1983.

Statements of Ministers, dated 22 September 1983—

Question—put and passed.

25 **ADJOURNMENT:** Mr Bowen (Leader of the House) moved—That the House do now adjourn.

Several Members rising to address the House—

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

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

And the question—That the House do now adjourn—was put accordingly, and passed.

And then the House, at 9.14 p.m., adjourned until tomorrow at 10.a.m.

PAPERS: The following papers were deemed to have been presented on 5 October 1983:

Air Force Act—Regulations—Statutory Rules 1983, No. 196.

Air Navigation Act—Regulation—Statutory Rules 1983, No. 202.

Bounty (Agricultural Tractors) Act—Regulations—Statutory Rules 1983, No. 199.

Commonwealth Teaching Service Act—Determination—1983—No. 8.

Defence Act—Regulations—Statutory Rules 1983, Nos. 203, 204.

Defence Act, Naval Defence Act and Air Force Act—Regulations—Statutory Rules 1983, No. 195.

Defence Amendment Act—Interim Determination—Statutory Rules 1983, No. 201.

Industrial Research and Development Incentives Act—Regulations—Statutory Rules 1983, No. 198.

Naval Defence Act—Regulations—Statutory Rules 1983, Nos. 193, 194, 205.

Norfolk Island Act—Regulations—1983—No. 3 (Social Services).

Patents Act—Regulations—Statutory Rules 1983, Nos. 206, 207.

Quarantine Act—Regulations—Statutory Rules 1983, No. 200.

Wheat Tax Act—Regulations—Statutory Rules 1983, No. 197.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Bilney, Dr Blewett, Mrs Child, Mr Cohen, Mr Coleman, Mr Fife*, Mr Goodluck, Mr Gorman, Mr Groom, Mr Hayden, Mr Hicks, Mr Hunt, Mr Jacobi, Mr Keating, Mr Keogh, Mr MacKellar, Mr McLeay, Mr Morrison, Mr Newman, Mr Rocher and Mr White.

*On leave

A. R. BROWNING

Acting Clerk of the House of Representatives