

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA  
HOUSE OF REPRESENTATIVES  
**VOTES AND PROCEEDINGS**

No. 49

THURSDAY, 8 DECEMBER 1983

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- 1 The House met, at 10 a.m., pursuant to adjournment. Mr Speaker (the Honourable Dr H. A. Jenkins) took the Chair, and read Prayers.
- 2 **PETITIONS:** The Clerk announced that the following Members had each lodged petitions for presentation, viz.:
  - Mr Baldwin, Dr Everingham, Mr Hand, Mr Hollis, Mr Kent, Ms McHugh, Mr Milton, Mr Saunderson, Mr Scott, Mr Staples, Mr Steedman and Dr Theophanous—from certain citizens praying that the Government be urged to support negotiated solutions to the conflicts in El Salvador and Nicaragua, place pressure on the United States Government to withdraw its forces from Central America and take certain other action in respect of Central America.
  - Mr Baldwin, Mr R. J. Brown, Mr Cadman, Mr Dobie, Mr Drummond, Ms Fatin, Mr Hawker, Mr Maher, Mr Mildren, Mr Scott and Mr Wells—from certain citizens praying that chiropractic services be included in Medicare when it is introduced.
  - Mr Andrew, Mr Braithwaite, Mr Drummond, Mr Hawker, Mr Newman, Mr Porter and Mr Tuckey—from certain elected representatives and officers of local governments praying that the Local Government (Personal Income Tax Sharing) Act be amended to provide a real term minimum guarantee to local government general revenue sharing arrangements.
  - Mr Baldwin, Mr Dobie, Mr Fife, Mr Hollis, Mr Howard, Mrs Kelly and Mr Kerin—from certain parents representing government schools in New South Wales praying that an adequate general recurrent resource base for government schools be created and a planned program of improvements in government schools throughout the coming decade be ensured.
  - Mr Baldwin, Dr Klugman, Ms McHugh, Mr Scholes and Mr Staples—from certain citizens in similar terms to the last preceding petition.
  - Mr Cunningham, Mr Duffy, Mr Hawker and Mr Mildren—from certain residents of Victoria praying that Victorian parent clubs be recognised as education auxiliaries and be exempted from bank account debits tax.
  - Mr Andrew, Mr O'Neil and Mr Porter—from certain citizens praying that parent clubs in government schools be granted exemption from bank account debits tax.
  - Mr Cadman and Dr H. R. Edwards—from certain citizens praying that the findings of the Major Airport Needs of Sydney Committee be endorsed and proposals for an airport at Scheyville, N.S.W., be rejected.
  - Mr Dobie and Mr Mountford—from certain citizens praying that the nation's total dependence on God the Creator in accordance with the Constitution and the standing orders of the House of Representatives be reaffirmed.

- Mr Baldwin—from certain citizens praying that negotiations be commenced for the removal of United States' military and intelligence bases from Australia as a matter of urgency.
- Mr Beddall—from certain residents of the Divisions of Fadden and Oxley praying that the current services offered by the Kalbar Post Office, Qld, be retained.
- Mr Beddall—from certain residents of the Divisions of Fadden and Oxley praying that the current services offered by the Roadvale Post Office, Qld, be retained.
- Mr Braithwaite—from certain citizens praying that the decision to reorganise the Australian Cadet Corps be reconsidered.
- Mr E. C. Cameron—from certain residents of the Division of Indi praying that biological control of Paterson's Curse be implemented.
- Mr Groom—from certain residents of Tasmania praying that the decision not to upgrade Wynyard Airport, Tas., be reversed.
- Mrs Kelly—from certain citizens praying that the traffic link between Coronation Drive and Kaye Place, Canberra, not be closed.
- Mr Kent—from certain citizens praying that the Macedonian language be used in Government multi-lingual publications and be taught in secondary schools and tertiary institutions.
- Mr Kent—from certain citizens praying that the Omega base in Victoria be closed.
- Mr Kent—from certain citizens praying that the ban on the export of kangaroo products be re-applied.
- Mr Kent—from certain residents of Victoria praying that the export of live animals for slaughter be banned.
- Ms McHugh—from certain citizens praying that the Government ratify the Convention on the Elimination of All Forms of Discrimination Against Women.
- Mr Mildren—from certain citizens praying that an inquiry be initiated into all aspects of marketing in the grocery, confectionery and soft drink industries and that sections of the Trade Practices Act relating to price discrimination be reviewed.
- Mr O'Neil—from certain citizens praying that any restrictions limiting television coverage for Whyalla, Port Augusta and Port Pirie, S.A., be removed.
- Mr O'Neil—from certain residents of South Australia praying that the Alice Springs-Darwin railway project be re-addressed in light of the detrimental consequences to the iron triangle cities in terms of the economy, employment prospects, national defence and tourist opportunities.
- Mr O'Neil—from certain residents of South Australia praying that legislation be enacted to ban the advertising of alcohol from commercial television and radio.
- Mr Ruddock—from certain citizens praying that no further action be taken in respect of territorial or local government in the Australian Capital Territory until the findings of the inquiry into A.C.T. finances have been made public and a further referendum of electors has been held.
- Mr Staples—from certain citizens praying that the establishment of nuclear power plants in Australia and the export of Australian uranium be prohibited and a moratorium on all mining and treatment of uranium be declared.
- Dr Theophanous—from certain citizens praying that all political parties act to stop the latest increase in taxes and that a referendum on taxes and interest rates be held.

Petitions received.

- 3 TELECOMMUNICATIONS (INTERCEPTION) 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 Howe (Minister for Defence Support), the Bill was read a third time.

**4 ABORIGINAL AFFAIRS:** Mr Holding (Minister for Aboriginal Affairs), by leave, moved—That this House—

Noting that, in 1967, an overwhelming majority of the people of Australia voted to amend the Constitution so that this Parliament would have the power to legislate for the peace, order and good government of the Commonwealth with respect to the people of any race for whom it was deemed necessary to make special laws;

Noting also that the change to the Constitution was made to enable the national Parliament to discharge a national responsibility to the Aboriginal and Torres Strait Islander people of Australia, and

Bearing in mind that the Senate unanimously adopted the following resolution on 20 February 1975: "That the Senate accepts the fact that the indigenous people of Australia, now known as Aborigines and Torres Strait Islanders, were in possession of this entire nation prior to the 1788 First Fleet landing at Botany Bay, urges the Australian Government to admit prior ownership by the said indigenous people, and introduce legislation to compensate the people now known as Aborigines and Torres Strait Islanders for the dispossession of their land"—

(1) acknowledges that—

- (a) the peoples whose descendants are now known as the Aboriginal and Torres Strait Islander people of Australia were the prior occupiers and original owners of Australia and had occupied the territory of Australia for many thousands of years in accordance with an Aboriginal system of laws which determined the relationship of Aboriginal responsibility for and to the land to which they belonged;
- (b) from the time of arrival of representatives of King George III of England, and the subsequent conquest of the land and the subjugation of the Aboriginal people, no settlement was concluded between those representatives and the Aboriginal and Torres Strait Islander people;
- (c) as a result of the colonization of the land by Great Britain the rights of the original owners and prior occupiers were totally disregarded;
- (d) since the arrival of European settlers in Australia, the original inhabitants have been dispersed and dispossessed with the result that their descendants are, as a group, the most disadvantaged in Australian society, and
- (e) this disadvantage persists, despite measures taken by State, Territory and Australian Governments, and by Aboriginal and Torres Strait Islander people themselves, so that further measures by Australian society as a whole, and by the Parliament of the Commonwealth in particular, will be required to ensure real equality and advancement for the Aboriginal and Torres Strait Islander people;

(2) considers, therefore, that the special measures which must be taken include action in the following main areas:

- (a) the development of effective processes of consultation with Aboriginal people in order that the Aboriginal people may assert control of all aspects of their lives, having regard to the National Aboriginal Conference's responsibility to represent and present the views of Aboriginal and Islander people throughout Australia;
- (b) the recognition by this Parliament of Aboriginal and Torres Strait Islander people's rights to land, in accordance with the following 5 basic principles:
  - (i) Aboriginal land to be held under inalienable freehold title;
  - (ii) protection of Aboriginal sites;
  - (iii) Aboriginal control in relation to mining on Aboriginal land;
  - (iv) access to mining royalty equivalents, and

- (v) compensation for lost land to be negotiated;
  - (c) the continuation and acceleration of programs designed to ensure Aboriginal equality of opportunity in fields including health, education, housing, employment and welfare;
  - (d) the development of programs by all appropriate means to enable Aboriginal people to take part in economic activities for their own advantage;
  - (e) the promotion and protection of Aboriginal cultural identity, in ways considered appropriate by Aboriginals, including measures designed to:
    - (i) codify in writing Aboriginal languages, and assist in recording oral history;
    - (ii) preserve and protect Aboriginal sites and objects;
    - (iii) restore to Aboriginal people sacred objects relevant to their history, tradition and culture;
    - (iv) enhance the development of traditional or contemporary art forms, and
    - (v) provide interpreter services;
  - (f) restoration of the rights of Aboriginal families to raise and protect their own children by means of uniform laws and procedures in respect of child custody, fostering and adopting;
  - (g) respect for, and in appropriate circumstances, the application of, Aboriginal customary law and related practices as part of the law of Australia, and
  - (h) the development of improved community relations between Aboriginal and non-Aboriginal Australians, which requires a growing understanding on both sides by means of:
    - (i) public education programs, and
    - (ii) fostering the study of Aboriginal history, language, anthropology and archaeology in Australian schools and institutions of learning, and
- (3) is therefore of the view that—
- (a) the Australian people will be truly free and united only when the Aboriginal and Torres Strait Islander people of this nation are free of the distress, the poverty and the alienation that has been their lot, and
  - (b) the Bicentennial year of 1988 provides an immediate focus point towards which all Australians can work together to achieve the objectives set out in this resolution.

Ordered—That Mr Holding be granted an extension of time.

*Suspension of standing orders—Extended time for speeches:* Mr Uren (Minister for Territories and Local Government), by leave, moved—That so much of the standing orders be suspended as would prevent Mr Holding concluding his speech and Mr Porter speaking without limitation of time.

Question—put and passed.

Mr Porter was granted leave to continue his speech when the debate is resumed.

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

**5 POSTPONEMENT OF NOTICE:** Ordered—That notice No. 1, government business, be postponed until a later hour this day.

**6 PUBLIC WORKS COMMITTEE—REPORTS:** Mr Cowan presented the following reports from the Parliamentary Standing Committee on Public Works:

Report relating to the Perth Airport international terminal complex and parallel taxiway, Perth, W.A. (10th report of 1983).

Report relating to the provision of navigational aids, Hydrographers Passage, Great Barrier Reef, Qld (11th report of 1983).

Report relating to the relocation of the Army Parachute Training School from RAAF Base, Williamtown, N.S.W., to HMAS Albatross, Nowra, N.S.W. (12th report of 1983).

- 7 DISCHARGE OF ORDERS OF THE DAY:** Mr Dawkins (Acting Leader of the House), having amended, by leave, notice No. 2, government business, moved—That the following orders of the day, government business, be discharged:
- Science and Technology Statement 1982-83—Papers—Motion to take note of papers: Resumption of debate.
  - C.S.I.R.O. Laboratories Safety Standards and the death of Mr R. Bergamasco—Report of Committee of Inquiry—Paper and ministerial statement—Motion to take note of papers: Resumption of debate.
  - Local Government Personal Income Tax Sharing—Western Australia Local Government Grants Commission recommendations—Report—Motion to take note of paper: Resumption of debate.
  - Remuneration Tribunal—Reports and determinations—Paper—Motion to take note of paper: Resumption of debate.
  - Customs Administration and Procedures—New South Wales—Review—Report and papers—Motion to take note of papers: Resumption of debate.
  - Federated Ship Painters and Dockers' Union—Interim Report of Royal Commission and statement—Motion to take note of papers: Resumption of debate.
  - Special Prosecutor R. F. Redlich—Report and statement—Motion to take note of papers: Resumption of debate.
  - Population Forecasts for Australia—Paper—Motion to take note of paper: Resumption of debate.
  - Local Government Personal Income Tax Sharing—Local Government Grants Commissions recommendations—Motion to take note of paper: Resumption of debate.
  - Department of the House of Representatives—Report—Motion to take note of paper: Resumption of debate.
  - ANZUS Treaty—Review—Ministerial statement—Motion to take note of paper: Resumption of debate.
  - Lobbyists and the Australian Government and Parliament—Discussion paper—Motion to take note of paper: Resumption of debate.
  - Pensions Means Test—Motion to take note of paper: Resumption of debate.
  - Airlines Agreement—Reports on consultations between T.A.A. and Ansett—Motion to take note of papers: Resumption of debate.
  - Medicare—Government decisions—Ministerial statement—Motion to take note of paper: Resumption of debate.
  - Immigration Policy and Program—Ministerial statement—Motion to take note of paper: Resumption of debate.
  - Recognition of Overseas Qualifications in Australia—Report of Committee of Inquiry—Papers—Motion to take note of papers: Resumption of debate.
  - Drug Trafficking—Report of Commonwealth-New South Wales Joint Task Force—Papers—Motion to take note of papers: Resumption of debate.
  - Australian Conciliation and Arbitration Commission—Report of President—Motion to take note of paper: Resumption of debate.
  - Criminal Deportation Policy—Ministerial statement—Motion to take note of paper: Resumption of debate.

Debate ensued.

Question—put and passed.

- 8 CHANCERY COMPLEX AND HOUSING, RIYADH, SAUDI ARABIA—APPROVAL OF WORK:** Mr Hurford (Minister for Housing and Construction), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to

the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Construction of a chancery complex and staff housing at Riyadh, Kingdom of Saudi Arabia.

Question—put and passed.

- 9 **COMMONWEALTH PARLIAMENTARY ASSOCIATION—29TH COMMONWEALTH PARLIAMENTARY CONFERENCE—INTERIM REPORT OF DELEGATION FROM COMMONWEALTH OF AUSTRALIA BRANCH—STATEMENT BY MEMBER:** Mr Fry, by leave, presented the following paper:

Commonwealth Parliamentary Association—29th Commonwealth Parliamentary Conference, Nairobi, Kenya, October-November 1983—Interim report of Delegation from Commonwealth of Australia Branch—  
and, by leave, made a statement in connection with the report.

- 10 **PERTH AIRPORT INTERNATIONAL TERMINAL COMPLEX AND PARALLEL TAXIWAY—APPROVAL OF WORK:** Mr Hurford (Minister for Housing and Construction), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Perth Airport international terminal complex and parallel taxiway.

Question—put and passed.

- 11 **PUBLIC ACCOUNTS COMMITTEE—REPORT—STATEMENT BY MEMBER:** Mr Cadman (Vice-Chairman) presented the following report from the Joint Committee of Public Accounts:

216th Report—Joint Committee of Public Accounts—Report for year 1982-83—  
and, by leave, made a statement in connection with the report.

- 12 **NAVIGATIONAL AIDS, GREAT BARRIER REEF—APPROVAL OF WORK:** Mr Hurford (Minister for Housing and Construction), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Provision of navigational aids, Hydrographers Passage, Great Barrier Reef.

Question—put and passed.

- 13 **PARACHUTE TRAINING SCHOOL—RELOCATION—APPROVAL OF WORK:** Mr Hurford (Minister for Housing and Construction), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Relocation of Parachute Training School from R.A.A.F Base, Williamstown, N.S.W., to H.M.A.S. *Albatross*, Nowra, N.S.W.

Question—put and passed.

- 14 **PUBLIC WORKS COMMITTEE—REFERENCE OF WORK—AUSTRALIAN FRIGATE PROJECT, WILLIAMSTOWN NAVAL DOCKYARD, VIC., PHASE A:** Mr Hurford (Minister for Housing and Construction), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: Construction of facilities for the Australian frigate project, Williamstown Naval Dockyard, Vic., phase A.

Mr Hurford presented plans in connection with the proposed work.

Question—put and passed.

- 15 **PUBLIC WORKS COMMITTEE—REFERENCE OF WORK—PYROTECHNICS SECTION—MUNITIONS FILLING FACTORY, ST MARYS, N.S.W.:** Mr Hurford

(Minister for Housing and Construction), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: Reconstruction of pyrotechnic section at the munitions filling factory, St Marys, N.S.W.

Mr Hurford presented plans in connection with the proposed work.

Question—put and passed.

16 **POSTPONEMENT OF NOTICE:** Ordered—That notice No. 9, government business, be postponed until a later hour this day.

17 **AUSTRALIAN INSTITUTE OF MULTICULTURAL AFFAIRS—REPORT OF COMMITTEE OF REVIEW— PUBLICATION OF PAPER—MINISTERIAL STATEMENT:** Mr West (Minister for Immigration and Ethnic Affairs) presented the following paper:

Australian Institute of Multicultural Affairs—Report of committee of review—

Volume I—Report, dated November 1983.

Volume II—Papers commissioned by the committee, committee working papers and appendixes, dated November 1983.

Mr Hurford (Minister for Housing and Construction), by leave, moved—That this House, in accordance with the provisions of the *Parliamentary Papers Act 1908*, authorises the publication of the report of the Committee of Review of the Australian Institute of Multicultural Affairs, dated November 1983.

Question—put and passed.

Mr West, by leave, made a ministerial statement in connection with the report.

Mr Hodgman, by leave, also made a statement in connection with the report.

18 **INTERNATIONAL LABOUR ORGANISATION—PAPERS AND MINISTERIAL STATEMENT:** Mr Willis (Minister for Employment and Industrial Relations) presented the following papers:

International Labour Organisation—International Labour Conference—68th Session, June 1982—

Conventions—

No. 157—Establishment of an international system for the maintenance of rights in social security, 1982.

No. 158—Termination of employment at the initiative of the employer, 1982.

Protocol to the Plantations Convention, 1958.

Recommendation No. 166—Termination of employment at the initiative of the employer, 1982—

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

Mr Macphee, by leave, also made a statement in connection with the papers.

19 **MINISTERIAL ARRANGEMENTS:** Mr Hawke (Prime Minister) informed the House that, during the absence of Mr Duffy (Minister for Communications), Mr Dawkins (Minister for Finance) would answer questions on his behalf and Mr Holding (Minister for Aboriginal Affairs) was representing the Attorney-General in this House.

20 **QUESTIONS:** Questions without notice being asked—

*Paper:* Mr Keating (Treasurer) presented the following paper:

Prices Surveillance Authority—Copy of telex from C. O. Dolan, President of the Australian Council of Trade Unions, and W. J. Kelty, Secretary, to Mr Hawke, Prime Minister, and Mr Keating, dated 8 December 1983.

Questions without notice continued.

## 21 PAPERS: The following papers were presented:

- Air Navigation Act—Department of Aviation—Report for year 1982-83 on administration and operation of the Act and regulations and other matters concerning civil aviation.
- Audit Act—National Exhibition Centre Trust—Report for year 1982-83.
- Australia-China Council—Report for year 1982-83, together with statement by Mr Hayden, Minister for Foreign Affairs.
- Australia New Zealand Foundation—Report for year 1982-83.
- Australian Bicentennial Road Development Trust Fund Act—Report on progress of the Australian Bicentennial Road Development Program, together with details of moneys paid into and out of the Road Fund, for year ending 30 June 1983.
- Australian National Airlines Act—Australian National Airlines Commission (T.A.A.)—38th Annual Report and financial statements, together with the Auditor-General's Report, for year 1982-83.
- Australian Security Intelligence Organisation Act—Security Appeals Tribunal—4th Annual Report, for year 1982-83.
- Canberra Development Board—Report for year 1982-83.
- Commonwealth Accommodation and Catering Services Ltd—Report for year 1982-83.
- Complaints (Australian Federal Police) Act—Federal Police Disciplinary Tribunal—Report for year 1982-83.
- Department of Defence Support—Report for year 1982-83.
- Department of Immigration and Ethnic Affairs—Review of activities to 30 June 1983, including report by the Minister, pursuant to the Immigration (Education) Act, on the operation of the Act.
- Department of Industry and Commerce—Report for year 1982-83.
- Department of Trade—Report for year 1982-83.
- High Court of Australia Act—High Court of Australia—Report and financial statements, together with the Auditor-General's Report, for year 1982-83.
- Housing Assistance Act—Report on operation of Commonwealth-State Housing Agreement, for year 1981-82.
- Human Rights Commission Act—Human Rights Commission—Report No. 7—Proposal for amendments to the Racial Discrimination Act to cover incitement to racial hatred and racial defamation, dated 23 November 1983, together with statement by Senator Evans, Attorney-General.
- Industries Assistance Commission—Report—The sugar industry, dated 11 November 1983 (No. 332).
- International trade law—10th seminar organised by the Attorney-General's Department, Canberra, 18-19 June 1983—Papers and summary of discussions.
- National Companies and Securities Commission Act—National Companies and Securities Commission—Report and financial statements, together with the Auditor-General's Report, for year 1982-83.
- Ombudsman Act—Commonwealth Ombudsman—6th Annual Report, for year 1982-83.
- Phosphate Mining Company of Christmas Island Limited—Report for year 1982-83.
- Pipeline Authority Act—Pipeline Authority—10th Annual Report and financial statements, together with the Auditor-General's Report, for year 1982-83.
- Repatriation Act—Repatriation Commission—Report for year 1982-83, together with statement by Senator Gietzelt, Minister for Veterans' Affairs.
- Science and Industry Research Act—Commonwealth Scientific and Industrial Research Organization—35th Annual Report and financial statements, together with the Auditor-General's Report, for year 1982-83.
- Snowy Mountains Council—25th Annual Report, for year 1982-83.
- Social Security Act—Department of Social Security—Report of the Director-General, for year 1982-83.
- Taxation—62nd Report of the Commissioner of Taxation, dated 8 December 1983.

Ordered to be printed.



United Nations—Reports of Australian Delegations—

Commission on Human Rights—39th Session, Geneva, 31 January to 11 March 1983.

Committee on Disarmament—1983 Session—Geneva, 1 February to 30 August 1983.

- 22 **ABORIGINAL DEVELOPMENT COMMISSION—INTERIM REPORT AND STATEMENT—MOTION TO TAKE NOTE OF PAPERS:** Mr Holding (Minister for Aboriginal Affairs) presented the following papers:

Aboriginal Development Commission—Interim report, for year 1982-83.

Acts Interpretation Act—Statement relating to extension of specified period for presentation of periodic report—Aboriginal Development Commission, report for year 1982-83.

Mr Dawkins (Acting Leader of the House) moved—That the House take note of the papers.

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

- 23 **SUSPENSION OF STANDING ORDERS—MOTION OF CENSURE OF THE GOVERNMENT:** Mr Peacock (Leader of the Opposition) having given a notice of motion—

Mr Dawkins (Acting Leader of the House), by leave, moved—That so much of the standing orders be suspended as would prevent the Leader of the Opposition moving forthwith the motion of censure of the Government of which he has given notice for the next sitting.

Question—put and passed.

- 24 **MOTION OF CENSURE OF THE GOVERNMENT:** Mr Peacock (Leader of the Opposition) moved—That this House censures the Government for its failure to act on the advice of its Attorney-General and Solicitor-General with respect to a possible breach of section 79 (3) of the Crimes Act by the honourable Member for Port Adelaide in the light of the report of Mr Justice Hope.

Debate ensued.

*Closure:* Mr Dawkins (Acting Leader of the House) moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 66

Mr Baldwin	Dr Everingham	Mr Keating	Mr Punch
Mr Beazley	Ms Fatin	Mrs Kelly	Mr Reeves
Mr Beddall	Mr Free	Mr Kent	Mr Saunderson
Mr Bilney	Mr Fry	Mr Keogh	Mr Scholes
Mr Blanchard	Mr Gayler	Mr Kerin	Mr Scott
Dr Blewett	Mr Gear	Dr Klugman	Mr Simmons
Mr J. J. Brown	Mr Gorman	Mr Lindsay	Mr Snow
Mr R. J. Brown	Mr Griffiths	Ms McHugh	Mr Staples
Mr Brumby	Mr Hand	Mr McLeay	Mr Steedman
Mr Charles	Mr Hawke	Mr Maher	Dr Theophanous
Mrs Child	Mr Hayden	Mrs Mayer	Mr Uren
Mr Chynoweth	Mr Holding	Mr Mildren	Mr Wells
Mr Cohen	Mr Hollis	Mr Milton	Mr West
Mr Cross	Mr Howe	Mr A. A. Morris	Mr Willis
Mr Cunningham*	Mr Humphreys*	Mr Morrison	Mr Young
Mrs Darling	Mr Hurford	Mr Mountford	
Mr Dawkins	Mr Jacobi	Mr O'Neil	

## NOES, 47

Mr Aldred	Mr Cowan	Mr Howard	Mr O'Keefe
Mr Andrew	Mr Dobie	Mr Hunt	Mr Peacock
Mr Anthony	Mr Drummond	Mr Katter	Mr Porter
Mr Braithwaite	Dr H. R. Edwards	Mr Lloyd	Mr Robinson
Mr Burr	Mr Fife	Mr Lusher	Mr Rocher
Mr Cadman	Mr Fisher	Mr MacKellar	Mr Ruddock
Mr D. M. Cameron	Mr Goodluck	Mr McGauran	Mr Shipton
Mr E. C. Cameron*	Mr Groom	Mr McVeigh	Mr Sinclair
Mr I. M. D. Cameron	Mr Hall	Mr Macphee	Mr Spender
Mr Carlton	Mr Hawker	Mr Millar	Mr Tuckey
Mr Coleman	Mr Hicks*	Mr Moore	Mr Wilson
Mr Connolly	Mr Hodgman	Mr Newman	

\* Tellers

And so it was resolved in the affirmative.

And the question—That the motion be agreed to—being accordingly put—  
The House divided (the Deputy Speaker, Mr Johnson, in the Chair)—

## AYES, 47

Mr Aldred	Mr Cowan	Mr Howard	Mr O'Keefe
Mr Andrew	Mr Dobie	Mr Hunt	Mr Peacock
Mr Anthony	Mr Drummond	Mr Katter	Mr Porter
Mr Braithwaite	Dr H. R. Edwards	Mr Lloyd	Mr Robinson
Mr Burr	Mr Fife	Mr Lusher	Mr Rocher
Mr Cadman	Mr Fisher	Mr MacKellar	Mr Ruddock
Mr D. M. Cameron	Mr Goodluck	Mr McGauran	Mr Shipton
Mr E. C. Cameron*	Mr Groom	Mr McVeigh	Mr Sinclair
Mr I. M. D. Cameron	Mr Hall	Mr Macphee	Mr Spender
Mr Carlton	Mr Hawker	Mr Millar	Mr Tuckey
Mr Coleman	Mr Hicks*	Mr Moore	Mr Wilson
Mr Connolly	Mr Hodgman	Mr Newman	

## NOES, 66

Mr Baldwin	Dr Everingham	Mr Keating	Mr Punch
Mr Beazley	Ms Fatin	Mrs Kelly	Mr Reeves
Mr Beddall	Mr Free	Mr Kent	Mr Saunderson
Mr Bilney	Mr Fry	Mr Keogh	Mr Scholes
Mr Blanchard	Mr Gayler	Mr Kerin	Mr Scott
Dr Blewett	Mr Gear	Dr Klugman	Mr Simmons
Mr J. J. Brown	Mr Gorman	Mr Lindsay	Mr Snow
Mr R. J. Brown	Mr Griffiths	Ms McHugh	Mr Staples
Mr Brumby	Mr Hand	Mr McLeay	Mr Steedman
Mr Charles	Mr Hawke	Mr Maher	Dr Theophanous
Mrs Child	Mr Hayden	Mrs Mayer	Mr Uren
Mr Chynoweth	Mr Holding	Mr Mildren	Mr Wells
Mr Cohen	Mr Hollis	Mr Milton	Mr West
Mr Cross	Mr Howe	Mr A. A. Morris	Mr Willis
Mr Cunningham*	Mr Humphreys*	Mr Morrison	Mr Young
Mrs Darling	Mr Hurford	Mr Mountford	
Mr Dawkins	Mr Jacobi	Mr O'Neil	

\* Tellers

And so it was negated.

**25 FOREIGN POLICY—CHOGM MEETING—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER:** Mr Hawke (Prime Minister), by leave, made a ministerial statement relating to foreign policy and his recent visit to Thailand and the Commonwealth Heads of Government Meeting in Delhi, India, informed the House of discussions held there and presented the following paper:

Foreign policy—CHOGM meeting—Ministerial statement, 8 December 1983.

Mr Kerin (Minister for Primary Industry) moved—That the House take note of the paper.

*Suspension of standing orders—Extended time for speech:* Mr Kerin, by leave, moved—That so much of the standing orders be suspended as would prevent Mr Peacock (Leader of the Opposition) speaking for a period not exceeding 23 minutes.

Question—put and passed.

Debate ensued.

Debate adjourned (Mr Beazley—Minister for Aviation), and the resumption of the debate made an order of the day for the next sitting.

- 26 **MESSAGES FROM THE SENATE:** Messages from the Senate, dated 8 December 1983, were reported—
- (a) returning the following Bill and acquainting the House that the Senate has agreed to the amendments recommended by His Excellency the Governor-General: Message No. 140—Taxation Administration Amendment 1983.
  - (b) returning the following Bill without amendment: Message No. 141—Public Accounts Committee Amendment 1983.
- 27 **PRECEDENCE TO GOVERNMENT BUSINESS:** Mr Dawkins (Acting Leader of the House), pursuant to notice, moved—That government business shall take precedence over general business for this sitting.
- Question—put and passed.

- 28 **MESSAGE FROM THE SENATE—REFERENDUM (CONSTITUTION ALTERATION) AMENDMENT BILL 1983:** The following message from the Senate was reported:

Message No. 142

Mr Speaker,

The Senate returns to the House of Representatives the Bill for "*An Act to amend the 'Referendum (Constitution Alteration) Act 1906'*", and acquaints the House that the Senate has agreed to the Bill with the Amendments indicated by the annexed Schedule, in which Amendments the Senate requests the concurrence of the House of Representatives.

D. McCLELLAND  
President

The Senate,  
Canberra, 8 December 1983

Ordered—That the amendments be taken into consideration, in committee of the whole House, forthwith.

—  
*In the committee*

**SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE**

- No. 1—Page 1, clause 3, before the proposed definition of "Australian Capital Territory Representation Regulations", insert the following new definition:  
" "Australian Capital Territory" includes the Jervis Bay Territory;".
- No. 2—Page 3, clause 4, paragraph (f), proposed new paragraph 4 (2) (ga), line 41, after "Officer", insert "in a manner necessary for those purposes".
- No. 3—Page 4, clause 4, paragraph (f), proposed new paragraph 4 (2) (gb), line 1, after "Officer", insert "in a manner necessary for those purposes".
- No. 4—Page 4, after clause 5, insert the following new clause:  
"5A. Section 6A of the Principal Act is amended by adding at the end thereof the following sub-section:  
'(3) No moneys shall be expended by the Commonwealth in respect of the presentation of the argument in favour of, or the argument against, a proposed law other than in respect of—  
(a) the publication of the pamphlet referred to in this section and any translation into other languages which may be authorized and advertised by the Chief Australian Electoral Officer; or  
(b) meeting travelling, accommodation or other ordinary expenses of members of the Parliament, including Ministers, that are lawfully payable by the Commonwealth.'".

- No. 5—Page 5, clause 9, before paragraph (a), insert the following new paragraph:  
“(aa) by omitting from sub-section (1) ‘may’ and substituting ‘shall’;”.
- No. 6—Page 5, clause 9, paragraph (a), line 27, leave out “in the case”, insert “in a manner necessary for the purposes”.
- No. 7—Page 5, clause 9, paragraph (b), proposed sub-section 14A (2), lines 38 and 39, leave out “in the case”, insert “in a manner necessary for the purposes”.
- No. 8—Page 5, clause 9, paragraph (c), line 41, leave out “in the case”, insert “in a manner necessary for the purposes”.
- No. 9—Page 6, clause 9, paragraph (d), line 1, leave out “in the case”, insert “in a manner necessary for the purposes”.
- No. 10—Page 6, clause 9, at end of clause, add the following new paragraph:  
“(f) by adding at the end thereof the following sub-section:  
‘(5) the ballot-papers referred to in sub-sections (1) and (3) may, in a manner necessary for the purposes of voting by Australian Capital Territory or Northern Territory electors, be modified by the Chief Australian Electoral Officer.’”.
- No. 11—Page 13, after clause 28, insert the following new clause:  
“28A. After section 41 of the Principal Act the following section is inserted in Part VII:  
**Forms of certain ballot-papers**  
‘41A. (1) Notwithstanding anything contained in any other section of this Act relating to the forms of ballot-papers to be used for the purposes of a referendum, the language to be employed in the forms of ballot-papers (other than the forms for the purposes of voting pursuant to sections 91A, 121 or 121A of the *Commonwealth Electoral Act 1918*) to be used for the purposes of the submission to the electors of the following proposed laws shall be in accordance with the language employed in the forms set out at the end of this section:  
1. Constitution Alteration (Simultaneous Elections) 1983  
2. Constitution Alteration (Parliamentary Terms) 1983  
3. Constitution Alteration (Inter-change of Powers) 1983  
4. Constitution Alteration (Advisory Jurisdiction of High Court) 1983  
5. Constitution Alteration (Removal of Outmoded and Expended Provisions) 1983.  
(2) Notwithstanding anything contained in any other section of this Act relating to the forms of ballot-papers, the language to be employed in the ballot-papers to be used for the purposes of the submission to the electors of the proposed laws referred to in sub-section (1), being electors who claim to vote in pursuance of section 91A, section 121 or section 121A of the *Commonwealth Electoral Act 1918*, shall be in accordance with the language employed in the forms set out at the end of this section to be used by an elector voting as an absent voter, and for that purpose, the words “ABSENT VOTE” appearing on those ballot-papers may be struck out and “Section 91A”, “Section 121” or “Section 121A”, as the case requires, may be substituted.  
(3) The reference in sub-section 14A (3) to Form D in the Schedule shall, for the purposes of the submission to the electors of the proposed laws referred to in sub-section (1), be read as a reference to Form 1 set out at the end of this section.

## FORM 1

## BALLOT-PAPERS

Commonwealth of Australia

Referendum (Constitution Alteration) Act  
[Here insert name of State or Territory]

Referendums on Proposed Constitutional Alterations

## DIRECTIONS TO VOTER

You must write “YES” or “NO” in the space provided on EACH ballot-paper for EACH of the FIVE proposed constitutional alterations set out below.

The proposed laws which make these alterations are, in order:

1. Constitution Alteration (Simultaneous Elections) 1983
2. Constitution Alteration (Parliamentary Terms) 1983
3. Constitution Alteration (Inter-change of Powers) 1983
4. Constitution Alteration (Advisory Jurisdiction of High Court) 1983
5. Constitution Alteration (Removal of Outmoded and Expended Provisions) 1983

- 
- 1: **SIMULTANEOUS ELECTIONS:** To ensure that elections for the Senate and the House of Representatives are always held on the same day, and to adjust the terms of Senators accordingly.

DO YOU APPROVE THE PROPOSED ALTERATION?

- 
- 2: **PARLIAMENTARY TERMS:** To extend the maximum life of Parliaments from 3 to 4 years.

DO YOU APPROVE THE PROPOSED ALTERATION?

- 
- 3: **INTERCHANGE OF POWERS:** To enable the Commonwealth and States voluntarily to refer powers to each other.

DO YOU APPROVE THE PROPOSED ALTERATION?

- 
- 4: **ADVISORY JURISDICTION OF HIGH COURT:** To enable the Commonwealth, the States and the Northern Territory more easily to obtain from the High Court its views on certain constitutional questions.

DO YOU APPROVE THE PROPOSED ALTERATION?

- 
- 5: **REMOVAL OF OUTMODED AND EXPENDED PROVISIONS:** To remove from the Constitution certain provisions that have no further application or relevance.

DO YOU APPROVE THE PROPOSED ALTERATION?

---

FORM 2

The elector must not mark his vote on this ballot-paper until after he has first exhibited the ballot-paper (unmarked) to the Authorized Witness.

POSTAL BALLOT-PAPERS  
Commonwealth of Australia  
[Here insert name of State or Territory]

Referendums on Proposed Constitutional Alterations

DIRECTIONS TO VOTER

You must write "YES" or "NO" in the space provided on EACH ballot-paper for EACH of the FIVE proposed constitutional alterations set out below.

The proposed laws which make these alterations are, in order:

1. Constitution Alteration (Simultaneous Elections) 1983
2. Constitution Alteration (Parliamentary Terms) 1983
3. Constitution Alteration (Inter-change of Powers) 1983
4. Constitution Alteration (Advisory Jurisdiction of High Court) 1983
5. Constitution Alteration (Removal of Outmoded and Expended Provisions) 1983

1: **SIMULTANEOUS ELECTIONS:** To ensure that elections for the Senate and the House of Representatives are always held on the same day, and to adjust the terms of Senators accordingly.

DO YOU APPROVE THE PROPOSED ALTERATION?

2: **PARLIAMENTARY TERMS:** To extend the maximum life of Parliaments from 3 to 4 years.

DO YOU APPROVE THE PROPOSED ALTERATION?

3: **INTERCHANGE OF POWERS:** To enable the Commonwealth and States voluntarily to refer powers to each other.

DO YOU APPROVE THE PROPOSED ALTERATION?

4: **ADVISORY JURISDICTION OF HIGH COURT:** To enable the Commonwealth, the States and the Northern Territory more easily to obtain from the High Court its views on certain constitutional questions.

DO YOU APPROVE THE PROPOSED ALTERATION?

5: **REMOVAL OF OUTMODED AND EXPENDED PROVISIONS:** To remove from the Constitution certain provisions that have no further application or relevance.

DO YOU APPROVE THE PROPOSED ALTERATION?

**FURTHER DIRECTIONS** Fold the ballot-paper, place it in the envelope addressed to the Divisional Returning Officer and fasten the envelope.

**FORM 3**

**ABSENT VOTE**

**BALLOT-PAPERS**

Commonwealth of Australia

[Here insert name of State or Territory]

Referendums on Proposed Constitutional Alterations

**DIRECTIONS TO VOTER**

You must write "YES" or "NO" in the space provided on EACH ballot-paper for EACH of the FIVE proposed constitutional alterations set out below.

The proposed laws which make these alterations are, in order:

1. Constitution Alteration (Simultaneous Elections) 1983
2. Constitution Alteration (Parliamentary Terms) 1983
3. Constitution Alteration (Inter-change of Powers) 1983
4. Constitution Alteration (Advisory Jurisdiction of High Court) 1983
5. Constitution Alteration (Removal of Outmoded and Expended Provisions) 1983

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1: **SIMULTANEOUS ELECTIONS:** To ensure that elections for the Senate and the House of Representatives are always held on the same day, and to adjust the terms of Senators accordingly.

**DO YOU APPROVE THE PROPOSED ALTERATION?**



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2: **PARLIAMENTARY TERMS:** To extend the maximum life of Parliaments from 3 to 4 years.

**DO YOU APPROVE THE PROPOSED ALTERATION?**



---

3: **INTERCHANGE OF POWERS:** To enable the Commonwealth and States voluntarily to refer powers to each other.

**DO YOU APPROVE THE PROPOSED ALTERATION?**



---

4: **ADVISORY JURISDICTION OF HIGH COURT:** To enable the Commonwealth, the States and the Northern Territory more easily to obtain from the High Court its views on certain constitutional questions.

**DO YOU APPROVE THE PROPOSED ALTERATION?**

5: REMOVAL OF OUTMODED AND EXPENDED PROVISIONS: To remove from the Constitution certain provisions that have no further application or relevance.

DO YOU APPROVE THE PROPOSED ALTERATION?



FURTHER DIRECTIONS Fold the ballot-paper so that the votes cannot be seen and return it to the Presiding Officer before whom you made your declaration'."

No. 12—Page 13, after clause 29, insert the following new clause:

**Operation of Commonwealth Electoral Act 1918, &c., in relation to a referendum**

"30.(1) The succeeding provisions of this section shall have effect after the commencement of the *Commonwealth Electoral Legislation Amendment Act 1983* (in this section referred to as the 'Amending Act').

(2) For the purposes of a referendum—

- (a) the amendments made by the Amending Act to the *Commonwealth Electoral Act 1918*, other than the amendments made by sections 3, 4, 5, 7, 8 and 150 of the Amending Act, shall be deemed not to have been made; and
- (b) the *Referendum (Constitution Alteration) Act 1906*, the regulations referred to in sub-section (3) and the regulations that were, immediately before the commencement of the Amending Act, in force under the *Commonwealth Electoral Act 1918* and the *Referendum (Constitution Alteration) Act 1906*, shall have effect accordingly.

(3) Notwithstanding the repeals effected by section 151 of the Amending Act—

- (a) the Australian Capital Territory Representation Regulations that were, immediately before the commencement of the Amending Act, in force under the *Australian Capital Territory Representation (House of Representatives) Act 1973*; and
- (b) the Northern Territory Electoral Regulations that were, immediately before the commencement of the Amending Act, in force under the *Northern Territory Representation Act 1922* and the *Commonwealth Electoral Act 1918*,

shall continue in force for the purposes of a referendum.

(4) For the purposes of the application, in relation to a referendum, of any law of the Commonwealth or of a Territory, or any order or instrument under any such law, in relation to anything done or to be done after the commencement of the Amending Act—

- (a) a reference to the Australian Electoral Office shall be read as a reference to the Australian Electoral Commission established under the *Commonwealth Electoral Act 1918* as amended by the Amending Act;
- (b) a reference to the Chief Australian Electoral Officer or to the Chief Electoral Officer for the Commonwealth shall be read as a reference to the Electoral Commissioner appointed under that Act as so amended;
- (c) a reference to a Commonwealth Electoral Officer for a State or to an Australian Electoral Officer for a State shall be read as a reference to the Australian Electoral Officer for the State appointed under that Act as so amended;
- (d) a reference to a Returning Officer, in relation to a Division of the Australian Capital Territory or in relation to the Northern Territory, shall be read as a reference to the Divisional Returning Officer for that Division or that Territory, as the case may be; and
- (e) a reference to a Registrar, in relation to a Subdivision, shall be read as a reference to the Divisional Returning Officer for the Division of which that Subdivision is part or, if an Assistant Divisional Returning Officer has been



appointed for that Subdivision, to that Assistant Divisional Returning Officer."

Ordered—That amendments Nos. 1-3 and 5-12, be considered together.

Mr Beazley (Special Minister of State) moved—That amendments Nos. 1-3 and 5-12 be agreed to.

Debate ensued.

Question—put.

The committee divided (the Deputy Chairman, Mrs Child, in the Chair)—

## AYES, 64

Mr Baldwin	Dr Everingham	Mr Keating	Mr O'Neil
Mr Beazley	Ms Fatin	Mrs Kelly	Mr Punch
Mr Beddall	Mr Free	Mr Kent	Mr Reeves
Mr Bilney	Mr Fry	Mr Keogh	Mr Saunderson
Mr Blanchard	Mr Gayler	Mr Kerin	Mr Scholes
Dr Blewett	Mr Gear	Dr Klugman	Mr Scott
Mr J. J. Brown	Mr Gorman	Mr Lindsay	Mr Simmons
Mr R. J. Brown	Mr Griffiths	Ms McHugh	Mr Snow
Mr Brumby	Mr Hand	Mr McLeay	Mr Staples
Mr Charles	Mr Hayden	Mr Maher	Mr Steedman
Mr Chynoweth	Mr Holding	Mrs Mayer	Dr Theophanous
Mr Cohen	Mr Hollis	Mr Mildren	Mr Uren
Mr Cross	Mr Humphreys*	Mr Milton	Mr Wells
Mr Cunningham*	Mr Hurford	Mr A. A. Morris	Mr West
Mrs Darling	Mr Jacobi	Mr Morrison	Mr Willis
Mr Dawkins	Mr Johnson	Mr Mountford	Mr Young

## NOES, 43

Mr Aldred	Mr Connolly	Mr Hodgman	Mr O'Keefe
Mr Andrew	Mr Cowan	Mr Howard	Mr Porter
Mr Anthony	Mr Dobie	Mr Hunt	Mr Robinson
Mr Braithwaite	Mr Drummond	Mr Lusher	Mr Rocher
Mr Burr	Dr H. R. Edwards	Mr MacKellar	Mr Ruddock
Mr Cadman	Mr Fisher	Mr McGauran	Mr Shipton
Mr D. M. Cameron	Mr Goodluck	Mr McVeigh	Mr Sinclair
Mr E. C. Cameron*	Mr Groom	Mr Macphee	Mr Spender
Mr I. M. D. Cameron	Mr Hall	Mr Millar	Mr Tuckey
Mr Carlton	Mr Hawker	Mr Moore	Mr Wilson
Mr Coleman	Mr Hicks*	Mr Newman	

\* Tellers

And so it was resolved in the affirmative.

Amendment No. 4—

Mr Beazley moved—That amendment No. 4 be disagreed to.

Debate ensued.

Several Members rising to address the committee—

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

Question—That the question be now put—put.

The committee divided (the Deputy Chairman, Mrs Child, in the Chair)—

## AYES, 63

Mr Baldwin	Dr Everingham	Mr Keating	Mr O'Neil
Mr Beazley	Ms Fatin	Mrs Kelly	Mr Punch
Mr Beddall	Mr Free	Mr Kent	Mr Reeves
Mr Bilney	Mr Fry	Mr Keogh	Mr Saunderson
Mr Blanchard	Mr Gayler	Mr Kerin	Mr Scholes
Dr Blewett	Mr Gear	Dr Klugman	Mr Scott
Mr J. J. Brown	Mr Gorman	Mr Lindsay	Mr Simmons
Mr R. J. Brown	Mr Griffiths	Ms McHugh	Mr Snow
Mr Brumby	Mr Hand	Mr McLeay	Mr Staples
Mr Charles	Mr Hayden	Mr Maher	Mr Steedman
Mr Chynoweth	Mr Holding	Mrs Mayer	Dr Theophanous
Mr Cohen	Mr Hollis	Mr Mildren	Mr Wells
Mr Cross	Mr Humphreys*	Mr Milton	Mr West
Mr Cunningham*	Mr Hurford	Mr A. A. Morris	Mr Willis
Mrs Darling	Mr Jacobi	Mr Morrison	Mr Young
Mr Dawkins	Mr Johnson	Mr Mountford	

## NOES, 43

Mr Aldred	Mr Connolly	Mr Hodgman	Mr O'Keefe
Mr Andrew	Mr Cowan	Mr Howard	Mr Porter
Mr Anthony	Mr Dobie	Mr Hunt	Mr Robinson
Mr Braithwaite	Mr Drummond	Mr Lusher	Mr Rocher
Mr Burr	Dr H. R. Edwards	Mr MacKellar	Mr Ruddock
Mr Cadman	Mr Fisher	Mr McGauran	Mr Shipton
Mr D. M. Cameron	Mr Goodluck	Mr McVeigh	Mr Sinclair
Mr E. C. Cameron*	Mr Groom	Mr Macphee	Mr Spender
Mr I. M. D. Cameron	Mr Hall	Mr Millar	Mr Tuckey
Mr Carlton	Mr Hawker	Mr Moore	Mr Wilson
Mr Coleman	Mr Hicks*	Mr Newman	

\* Tellers

And so it was resolved in the affirmative.

And the question—That the motion be agreed to—being accordingly put—

The committee divided (the Deputy Chairman, Mrs Child, in the Chair)—

## AYES, 63

Mr Baldwin	Dr Everingham	Mr Keating	Mr O'Neil
Mr Beazley	Ms Fatin	Mrs Kelly	Mr Punch
Mr Beddall	Mr Free	Mr Kent	Mr Reeves
Mr Bilney	Mr Fry	Mr Keogh	Mr Saunderson
Mr Blanchard	Mr Gayler	Mr Kerin	Mr Scholes
Dr Blewett	Mr Gear	Dr Klugman	Mr Scott
Mr J. J. Brown	Mr Gorman	Mr Lindsay	Mr Simmons
Mr R. J. Brown	Mr Griffiths	Ms McHugh	Mr Snow
Mr Brumby	Mr Hand	Mr McLeay	Mr Staples
Mr Charles	Mr Hayden	Mr Maher	Mr Steedman
Mr Chynoweth	Mr Holding	Mrs Mayer	Dr Theophanous
Mr Cohen	Mr Hollis	Mr Mildren	Mr Wells
Mr Cross	Mr Humphreys*	Mr Milton	Mr West
Mr Cunningham*	Mr Hurford	Mr A. A. Morris	Mr Willis
Mrs Darling	Mr Jacobi	Mr Morrison	Mr Young
Mr Dawkins	Mr Johnson	Mr Mountford	

## NOES, 43

Mr Aldred	Mr Connolly	Mr Hodgman	Mr O'Keefe
Mr Andrew	Mr Cowan	Mr Howard	Mr Porter
Mr Anthony	Mr Dobie	Mr Hunt	Mr Robinson
Mr Braithwaite	Mr Drummond	Mr Lusher	Mr Rocher
Mr Burr	Dr H. R. Edwards	Mr MacKellar	Mr Ruddock
Mr Cadman	Mr Fisher	Mr McGauran	Mr Shipton
Mr D. M. Cameron	Mr Goodluck	Mr McVeigh	Mr Sinclair
Mr E. C. Cameron*	Mr Groom	Mr Macphee	Mr Spender
Mr I. M. D. Cameron	Mr Hall	Mr Millar	Mr Tuckey
Mr Carlton	Mr Hawker	Mr Moore	Mr Wilson
Mr Coleman	Mr Hicks*	Mr Newman	

\* Tellers

And so it was resolved in the affirmative.

Resolutions to be reported.

The House resumed; Mrs Child reported accordingly.

On the motion of Mr Beazley, the House adopted the report.

Mr Beazley moved—That Dr Klugman, Mr Scott and the mover be appointed a committee to draw up reasons for the House of Representatives disagreeing to amendment No. 4 of the Senate.

Question—put and passed.

Mr Beazley, on behalf of the committee, brought up such reasons, which were read, and are as follows:

*Reasons of the House of Representatives for disagreeing with Senate Amendment No. 4*

Amendment 4 is not acceptable because, subject to very limited exceptions, it would prevent the expenditure of any public moneys in respect of the presentation of arguments for or against any proposal put forward to amend the Constitution.

In the case of the proposed alterations to the Constitution now under consideration it is proper for the Government to expend public moneys to provide positive support for the proposed laws which is supplementary to, and not in substitution for, the formal 'yes/no' pamphlets to be distributed by the Australian Electoral Office. The proposed laws embody changes—

- which have both Government and Opposition support in the Parliament;
- which have been supported unanimously or by significant cross-party majorities in the Australian Constitutional Convention.

An additional reason for not agreeing to the amendments is that no comparable limitation applies, or is proposed to be applied, in relation to expenditure of public moneys by any of the States in respect of the presentation of arguments for or against proposed laws to alter the Constitution. The amendment in question would prevent any response at the Federal level to correct or answer arguments publicly funded from State sources.

Mr Beazley moved—That the committee's reasons be adopted.

Debate ensued.

Question—put.

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

AYES, 62

Mr Baldwin	Mr Dawkins	Mrs Kelly	Mr Punch
Mr Beazley	Dr Everingham	Mr Kent	Mr Reeves
Mr Beddall	Ms Fatin	Mr Keogh	Mr Saunderson
Mr Bilney	Mr Free	Mr Kerin	Mr Scholes
Mr Blanchard	Mr Fry	Dr Klugman	Mr Scott
Dr Blewett	Mr Gayler	Mr Lindsay	Mr Simmons
Mr J. J. Brown	Mr Gear	Ms McHugh	Mr Snow
Mr R. J. Brown	Mr Gorman	Mr McLeay	Mr Staples
Mr Brumby	Mr Griffiths	Mr Maher	Mr Steedman
Mr Charles	Mr Hand	Mrs Mayer	Dr Theophanous
Mrs Child	Mr Holding	Mr Mildren	Mr Wells
Mr Chynoweth	Mr Hollis	Mr Milton	Mr West
Mr Cohen	Mr Humphreys*	Mr A. A. Morris	Mr Willis
Mr Cross	Mr Hurford	Mr Morrison	Mr Young
Mr Cunningham*	Mr Jacobi	Mr Mountford	
Mrs Darling	Mr Keating	Mr O'Neil	

NOES, 43

Mr Aldred	Mr Connolly	Mr Hodgman	Mr Newman
Mr Andrew	Mr Cowan	Mr Howard	Mr O'Keefe
Mr Anthony	Mr Dobie	Mr Hunt	Mr Porter
Mr Braithwaite	Mr Drummond	Mr Katter	Mr Robinson
Mr Burr	Dr H. R. Edwards	Mr Lusher	Mr Rocher
Mr Cadman	Mr Fisher	Mr MacKellar	Mr Sipton
Mr D. M. Cameron	Mr Goodluck	Mr McGauran	Mr Sinclair
Mr E. C. Cameron*	Mr Groom	Mr McVeigh	Mr Spender
Mr I. M. D. Cameron	Mr Hall	Mr Macphee	Mr Tuckey
Mr Carlton	Mr Hawker	Mr Millar	Mr Wilson
Mr Coleman	Mr Hicks*	Mr Moore	

\* Tellers

And so it was resolved in the affirmative.

29 PUBLIC ACCOUNTS—JOINT COMMITTEE: Mr J. J. Brown (Minister for Sport, Recreation and Tourism), by leave, moved—That, in accordance with the provisions of the *Public Accounts Committee Act 1951*, the following Members be appointed

members of the Joint Committee of Public accounts, viz.: Mr Kent, Dr Klugman and Mr McGauran.

Question—put and passed.

- 30 **CUSTOMS TARIFF PROPOSALS NOS. 16 TO 19 (1983):** Mr J. J. Brown (Minister Assisting the Minister for Industry and Commerce) moved Customs Tariff Proposals Nos. 16, 17, 18 and 19 (1983).

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.

- 31 **DISCHARGE OF TARIFF PROPOSALS:** Mr J. J. Brown (Minister Assisting the Minister for Industry and Commerce), by leave, moved—That Customs Tariff Proposals Nos. 2 to 14 (1983) and Excise Tariff Proposals Nos. 1 to 8 (1983) constituting part of order of the day No. 40, government business, be discharged.

Question—put and passed.

- 32 **DAYS AND HOURS OF SITTING AND BUSINESS OF THE HOUSE—SESSIONAL ORDERS:** Mr Dawkins (Acting Leader of the House), having amended, by leave, notice No. 1, government business, moved—That, unless otherwise ordered, the following amendments to the standing orders be adopted to operate, from the first sitting in 1984, for the remainder of this session:

*Days and hours of meeting*

Standing order 40 be amended to read—

40. Unless otherwise ordered, the House shall meet for the despatch of business—

(a) in the first sitting week, on—

Tuesday, at 2 p.m.

Wednesday, at 10 a.m.

Thursday, at 10 a.m., and

Friday, at 10 a.m.;

(b) in the second sitting week, on—

Monday, at 2 p.m.

Tuesday, at 2 p.m.

Wednesday, at 10 a.m., and

Thursday, at 10 a.m.

From the termination of the last sitting in the second week, the House shall stand adjourned until 2 p.m. on the third Tuesday after that termination, unless Mr Speaker shall, by telegram or letter addressed to each Member of the House, fix an alternative day or hour of meeting. The 4-weekly cycle will then be repeated.

*Adjournment and next meeting*

Standing order 48A be amended to read—

48A. At 10.30 p.m. on each Monday, Tuesday and Thursday, at 7.30 p.m. on each Wednesday and at 4.30 p.m. on each Friday the Speaker shall propose the question—That the House do now adjourn—which question shall be open to debate; if the House is in committee at the time stated, the Chairman shall report progress and upon such report being made the Speaker shall forthwith propose the question—That the House do now adjourn—which question shall be open to debate. No amendment may be moved to this question:

Provided that—

(a) if a division is in progress at the time fixed for interruption, the division shall be completed and the result announced;

(b) if, on the question—That the House do now adjourn—being proposed, a Minister requires the question to be put forthwith without debate, the Speaker shall forthwith put the question;

(c) a motion for the adjournment of the House may be moved by a Minister at an earlier hour;

(d) any business under discussion and not disposed of at the time of the adjournment shall be set down on the Notice Paper for the next sitting, and

- (e) if the question—That the House do now adjourn—is negatived, the House or committee shall resume the proceedings at the point at which they had been interrupted:

Provided further that, if at 11 p.m. on a Monday, Tuesday and Thursday, at 8 p.m. on a Wednesday or at 5 p.m. on a Friday the question before the House is—That the House do now adjourn—the Speaker shall interrupt the debate, at which time—

- (f) a Minister may require that the debate be extended until 11.10 p.m., 8.10 p.m. or 5.10 p.m. as the case may be, to enable Ministers to speak in reply to matters raised in the preceding adjournment debate; at 11.10 p.m., 8.10 p.m. or 5.10 p.m., as the case may be, or upon the earlier cessation of the debate, the Speaker shall forthwith adjourn the House until the time of its next meeting, or
- (g) if no action is taken by a Minister under paragraph (f), the Speaker shall forthwith adjourn the House until the time of its next meeting.

#### *Routine of business*

Standing order 101 be amended to read—

101. The House shall proceed on the days indicated with its ordinary business in the following routine:

##### *Monday and Tuesday*

1. Giving notices. 2. Questions without notice. 3. Presentation of papers. 4. Ministerial statements, by leave. 5. Presentation of petitions. 6. Matter of public importance. 7. Notices and orders of the day.

##### *Wednesday and Thursday*

1. Presentation of petitions. 2. Giving notices. 3. Notices and orders of the day. 4. Grievance debate or general business (*at 12.45 p.m. on Thursday*). 5. Questions without notice (*at 2 p.m.*). 6. Presentation of papers. 7. Ministerial statements, by leave. 8. Matter of public importance. 9. Notices and orders of the day.

##### *Friday*

1. Presentation of petitions. 2. Giving notices. 3. Presentation of papers. 4. Ministerial statements, by leave. 5. Matter of public importance. 6. Notices and orders of the day.

#### *Question time*

New standing order 101A be inserted—

101A. At 12.45 p.m. each Wednesday the Speaker shall interrupt the business before the House in order that questions without notice can be called on at 2 p.m.:

Provided that—

- (a) if the House is in committee at the time stated, the Chairman shall report progress;
- (b) if a division is in progress at the time fixed for interruption, the division shall be completed and the result announced, and
- (c) the Speaker shall fix the time for the resumption of the debate on any business under discussion and not disposed of at the time of interruption.

#### *Precedence for government and general business*

Standing order 104 be amended to read—

104. Unless otherwise ordered, government business shall, on each day of sitting, have precedence of all other business, except that on the sitting Thursday alternate to the sitting Thursday to which standing order 106 applies, general business shall have precedence of government business commencing at 12.45 p.m. At 2 p.m. the Speaker shall interrupt the business before the House and forthwith call on questions without notice:

Provided that—

- (a) if the House is in committee at the time stated, the Chairman shall report progress;
- (b) if a division is in progress at the time fixed for interruption, the division shall be completed and the result announced, and
- (c) the Speaker shall fix the time for the resumption of the debate on any business under discussion and not disposed of at the time of interruption.

*Grievance debate*

Standing order 106 be amended to read—

106. Notwithstanding standing order 105, the first order of the day, government business, on each alternate sitting Thursday commencing with the first sitting Thursday after the Address-in-Reply to the Governor-General's Speech has been adopted shall be a question to be proposed by the Speaker "That grievances be noted" to which question any Member may address the House or move any amendment. The order of the day shall stand postponed until 12.45 p.m. and if consideration of the question has not been concluded at 2 p.m., the debate thereon shall be interrupted and the Speaker shall put any questions then before the House, and, after resolution of those questions, shall forthwith call on questions without notice.

*General business and grievance debate*

New standing order 106A be inserted—

106A. At 12.45 p.m. on each Thursday the Speaker shall interrupt the business before the House in order that general business or grievance debate, as the case may be, can be called on:

Provided that—

- (a) if the House is in committee at the time stated, the Chairman shall report progress;
- (b) if a division is in progress at the time fixed for interruption, the division shall be completed and the result announced, and
- (c) the Speaker shall fix the time for the resumption of the debate on any business under discussion and not disposed of at the time of interruption.

*Matter of public importance*

Standing order 107 be amended by omitting "at least one hour before the time fixed for the meeting of the House" and substituting "not later than 8.30 a.m. on each Friday and 12 noon on each other sitting day".

*General business—priority to notices*

Standing order 109 be amended by omitting "for 2 hours after the meeting of the House" and substituting "until 1.45 p.m.".

Mr Sinclair (Deputy Leader of the National Party of Australia) moved, as an amendment—That all words after "That" be omitted with a view to substituting the following words: "the motion be withdrawn and re-drafted to provide for—

- (1) questions without notice to be called on at 2 p.m. on Fridays, and
- (2) the House not to sit from 12.45 p.m. to 2 p.m. on Thursdays but provision be made for grievance debate or general business to be called on, alternatively, at 8.30 p.m. on Thursdays".

Debate continued.

Amendment negatived.

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

33 **EXPENDITURE—STANDING COMMITTEE:** Mr Speaker informed the House that the National Party of Australia Whip had nominated Mr Hunt to be a member of the Standing Committee on Expenditure in place of Mr I. M. D. Cameron.

34 **NEW PARLIAMENT HOUSE—DEVELOPMENTS—MINISTERIAL STATEMENT:** Mr Uren (Minister for Territories and Local Government), by leave, made a ministerial statement informing the House of developments with respect to the new Parliament House.

Mr Ruddock, by leave, also made a statement in connection with the matter.

35 **FOREIGN AFFAIRS AND DEFENCE—JOINT COMMITTEE—REPORT—STATEMENT BY MEMBER:** Mr Morrison (Chairman) presented the following report from the Joint Committee on Foreign Affairs and Defence:

Some observations on Australia's diplomatic representation in Africa and adjacent Indian Ocean island states—Report, dated December 1983, together with a copy of the minutes of proceedings.

Ordered—That the report be printed.

Mr Morrison, by leave, made a statement in connection with the report.

**36 EXPENDITURE—STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS:**  
Mr McLeay (Chairman) presented the following report from the Standing Committee on Expenditure:

The way we play: Commonwealth assistance for sport and recreation—Report, dated 30 November 1983, together with copies of the minutes of proceedings, the transcript of evidence and submissions authorised for publication.

Ordered—That the report be printed.

Mr McLeay, Mr Fisher and Mr A. A. Morris, by leave, made statements in connection with the report.

**37 EXPENDITURE—STANDING COMMITTEE—REPORT—STATEMENT BY MEMBER:** Mr McLeay (Chairman) presented the following report from the Standing Committee on Expenditure:

Lighthouses: Do we keep the keepers?—

Volume 1: Report, dated 7 November 1983.

Volume 2: Profiles of manned lightstations.

together with copies of the minutes of the proceedings, the transcript of evidence and volumes 1 to 7 of submissions.

Ordered—That the report be printed.

Mr McLeay, by leave, made a statement in connection with the report.

**38 ROAD SAFETY—STANDING COMMITTEE—REPORT—PAPER NOTED:** The order of the day having been read for the resumption of the debate on the motion of Mr Dawkins (Acting Leader of the House)—That the House take note of the paper (*presented on 1 December 1983*), viz.:

Impact of advertising standards on road safety—Report, dated 17 November 1983—

Debate resumed.

Question—put and passed.

**39 SUSPENSION OF STANDING ORDERS—GRIEVANCE DEBATE:** Mr Dawkins (Acting Leader of the House), by leave, moved—That so much of standing orders be suspended as would prevent Mr Speaker proposing the question—That grievances be noted.

Question—put and passed.

**40 GRIEVANCE DEBATE:** Mr Speaker proposed the question—That grievances be noted.

Debate ensued.

Question—put and passed.

**41 SPECIAL ADJOURNMENT:** Mr Hawke (Prime Minister) moved—That the House, at its rising, adjourn until Tuesday, 28 February 1984, unless otherwise called together by Mr Speaker or, in the event of Mr Speaker being unavailable, by the Chairman of Committees.

Debate ensued.

Question—put and passed.

**42 LEAVE OF ABSENCE TO ALL MEMBERS:** Mr Dawkins (Acting Leader of the House) moved—That leave of absence be given to every Member of the House of Representatives from the determination of this sitting of the House to the date of its next sitting.

Question—put and passed.

**43 ADJOURNMENT:** Mr Dawkins (Acting Leader of the House) moved—That the House do now adjourn.

Question—put and passed.

And then the House, at 11.51 p.m., adjourned until Tuesday, 28 February 1984, at 2 p.m., in accordance with the resolution agreed to this day.

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**MEMBERS PRESENT:** All Members were present (at some time during the sitting) except Mr Bowen, Mr Campbell, Dr Charlesworth, Mr Duffy, Mr R. F. Edwards, Mr Jones, Mr Street and Mr White.

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**D. M. BLAKE**

Clerk of the House of Representatives