

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

## HOUSE OF REPRESENTATIVES

## VOTES AND PROCEEDINGS

No. 77

FRIDAY, 1 JUNE 1984

- 
- 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.:
    - Mrs Child, Mr Hall, Ms McHugh, Mr Rocher, Mr Scholes, Mr Shipton, Dr Theophanous and Mr Wilson—from certain citizens praying that confectionery be exempt from sales tax.
    - Mr Braithwaite, Mr Hawker, Mr Hunt, Mr MacKellar and 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 ACT finances have been made public and a further referendum of electors has been held.
    - Mr Blunt and Mr Cowan—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 Blunt and Mr Newman—from certain citizens praying that regulations amending the Customs (Prohibited Imports) Regulations and Customs (Cinematograph Films) Regulations and the ordinance superseding the ACT Objectionable Publications Ordinance be disallowed and certain other action be taken in relation to censorship matters.
    - Mr Cadman and Mr Rocher—from certain citizens praying that chiropractic services be included in Medicare when it is introduced.
    - Mrs Darling and Mr Moore—from certain residents of Queensland praying that no action be taken to change the national flag.
    - Mr Adermann—from certain citizens praying that the decision to alter the ACT Classification of Publications Ordinance be abandoned.
    - Mr Lindsay—from certain citizens, and Mrs Darling—from M. L. Murphy, F. Rodgers and B. E. Walker, in similar terms to the last preceding petition.
    - Dr Blewett—from certain citizens praying that certain infertility treatments be included on the Commonwealth Rebate List.
    - Mr Blunt—from certain citizens praying that the existing national flag remain sacrosanct.
    - Mr Braithwaite—from certain citizens praying that anomalies in ABC radio transmission in North Queensland be rectified.
    - Mr Braithwaite—from certain residents of North Queensland praying that sufficient expenditure be allocated to raise the standard of the National Highway in North Queensland to Department of Transport standards.

Mr Cadman—from certain citizens praying that the findings of the Major Airport Needs of Sydney Committee be endorsed and proposals for an airport at Scheyville, NSW, be rejected.

Mr E. C. Cameron—from certain residents of the Division of Indi praying that biological control of Paterson's Curse be implemented.

Mr E. C. Cameron—from certain residents of the Division of Indi praying that hard core pornographic video-tapes not be permitted for home viewing.

Mrs Child—from certain citizens praying that the Omega base in Victoria be closed.

Mrs Darling—from certain citizens praying that when the redeveloped Brisbane Airport becomes operative, no jet aircraft use the crosswind runway and the curfew be maintained from 10 p.m. to 6 a.m.

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

Mr Gayler—from certain citizens praying that Mona Mona, Qld, be again recognised as an aboriginal community with the same title to land as is proposed under national land rights legislation.

Mr Hall—from certain citizens praying that religious and human rights persecution in the Soviet Union be condemned.

Mr Milton—from certain citizens praying that any proposal to legislate for the establishment of plant variety rights in Australia be rejected.

Mr O'Neil—from certain citizens praying that parent clubs in government schools be granted exemption from bank account debits tax.

Petitions received.

**3 ABORIGINAL AND TORRES STRAIT ISLANDER HERITAGE (INTERIM PROTECTION) BILL 1984:** The House, according to order, resolved itself into a committee of the whole for the further consideration of the Bill.

---

*In the committee*

Clauses 1 and 2, by leave, taken together, and agreed to, after debate.

Clauses 3 to 8, by leave, taken together, and debated.

Progress to be reported, and leave asked to sit again.

---

The House resumed; Mrs Child reported accordingly.

Ordered—That the House will, at a later hour this day, again resolve itself into the said committee.

**4 PENSIONS—INCOME AND ASSETS TEST—PAPER AND MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPERS:** Mr Hawke (Prime Minister) presented the following paper:

Pensions—Income and assets test—Report of the panel of review of proposed income and assets test, dated May 1984.

Mr Hawke, by leave, made a ministerial statement in connection with the report and presented the following paper:

Pensions—Income and assets test—Ministerial statement, 1 June 1984.

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

*Suspension of standing orders—Extended time for speech:* Mr Young, 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 40 minutes.

Question—put and passed.

Debate ensued.

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

**5 SUSPENSION OF STANDING AND SESSIONAL ORDERS—GENERAL BUSINESS NOTICE:** Mr Kerin (Minister for Primary Industry), by leave, moved—That so much of the

standing and sessional orders be suspended as would prevent notice No. 447, general business, being called on forthwith.

Question—put and passed.

- 6 **MEDICAL SERVICES (FEES) ORDINANCE—MOTION FOR DISALLOWANCE:** Mr Carlton, pursuant to notice, moved—That the *Medical Services (Fees) Ordinance 1984* (No. 7 of 1984), made under the *Seat of Government (Administration) Act 1910*, be disallowed.

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 were asked.

- 8 **PROPOSED DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—TRADE NEGOTIATIONS:** Mr Speaker informed the House that Mr Hunt (Deputy Leader of the National Party of Australia) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The failure of the Minister for Trade to take a leadership role during recent critical trade negotiations”.

The proposed discussion having received the necessary support—

Mr Hunt rising to address the House—

Mr Young (Leader of the House) moved—That the business of the day be called on.

Question—put.

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

AYES, 65

Mr Baldwin	Mrs Darling	Mr Jones	Mr Reeves
Mr Beazley	Mr Duffy	Mr Keating	Mr Saunderson
Mr Beddall	Mr R. F. Edwards	Mrs Kelly	Mr Scholes
Mr Bilney	Ms Fatin	Mr Kent	Mr Scott
Mr Blanchard	Mr Free	Mr Keogh	Mr Simmons
Dr Blewett	Mr Fry	Mr Kerin	Mr Snow
Mr Bowen	Mr Gayler	Mr Lindsay	Mr Staples
Mr J. J. Brown	Mr Gear	Ms McHugh	Dr Theophanous
Mr R. J. Brown	Mr Gorman	Mr McLeay	Mr Tickner
Mr Brumby	Mr Griffiths	Mr Maher	Mr Uren
Mr Charles	Mr Hand	Mrs Mayer	Mr Wells
Dr Charlesworth	Mr Holding	Mr Milton	Mr West
Mrs Child	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Chynoweth	Mr Howe	Mr P. F. Morris	Mr Young
Mr Cohen	Mr Humphreys*	Mr Morrison	
Mr Cross	Mr Hurford	Mr Mountford	
Mr Cunningham*	Mr Jacobi	Mr Punch	

NOES, 38

Mr Adermann	Mr Connolly	Mr Hodgman	Mr O'Keefe
Mr Aldred	Mr Drummond	Mr Howard	Mr Porter
Mr Andrew	Dr H. R. Edwards	Mr Hunt	Mr Rocher
Mr Blunt	Mr Fife	Mr Katter	Mr Ruddock
Mr Burr	Mr Fisher	Mr Lloyd	Mr Sinclair
Mr Cadman	Mr Goodluck	Mr Lusher	Mr Spender
Mr D. M. Cameron	Mr Groom	Mr McArthur	Mr Tuckey
Mr E. C. Cameron*	Mr Hall	Mr MacKellar	Mr White
Mr Carlton	Mr Hawker	Mr McVeigh	
Mr Coleman	Mr Hicks*	Mr Macphee	

\* Tellers

And so it was resolved in the affirmative.

- 9 **SUSPENSION OF STANDING ORDERS MOVED:** Mr Howard (Deputy Leader of the Opposition) moved—That so much of the standing orders be suspended as would prevent the Deputy Leader of the Opposition moving forthwith a motion censuring the Treasurer for his deplorable conduct towards the Speaker and the Leader of the Opposition.

*Closure of Member:* Mr Young (Leader of the House) moved—That the honourable Member be not further heard.

Question—put.

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

AYES, 65

Mr Baldwin	Mrs Darling	Mr Jones	Mr Reeves
Mr Beazley	Mr Duffy	Mr Keating	Mr Saunderson
Mr Beddall	Mr R. F. Edwards	Mrs Kelly	Mr Scholes
Mr Bilney	Ms Fatin	Mr Kent	Mr Scott
Mr Blanchard	Mr Free	Mr Keogh	Mr Simmons
Dr Blewett	Mr Fry	Mr Kerin	Mr Snow
Mr Bowen	Mr Gayler	Mr Lindsay	Mr Staples
Mr J. J. Brown	Mr Gear	Ms McHugh	Dr Theophanous
Mr R. J. Brown	Mr Gorman	Mr McLeay	Mr Tickner
Mr Brumby	Mr Griffiths	Mr Maher	Mr Uren
Mr Charles	Mr Hand	Mrs Mayer	Mr Wells
Dr Charlesworth	Mr Holding	Mr Milton	Mr West
Mrs Child	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Chynoweth	Mr Howe	Mr P. F. Morris	Mr Young
Mr Cohen	Mr Humphreys *	Mr Morrison	
Mr Cross	Mr Hurford	Mr Mountford	
Mr Cunningham *	Mr Jacobi	Mr Punch	

NOES, 38

Mr Adermann	Mr Connolly	Mr Hodgman	Mr O'Keefe
Mr Aldred	Mr Drummond	Mr Howard	Mr Porter
Mr Andrew	Dr H. R. Edwards	Mr Hunt	Mr Rocher
Mr Blunt	Mr Fife	Mr Katter	Mr Ruddock
Mr Burr	Mr Fisher	Mr Lloyd	Mr Sinclair
Mr Cadman	Mr Goodluck	Mr Lusher	Mr Spender
Mr D. M. Cameron	Mr Groom	Mr McArthur	Mr Tuckey
Mr E. C. Cameron *	Mr Hall	Mr MacKellar	Mr White
Mr Carlton	Mr Hawker	Mr McVeigh	
Mr Coleman	Mr Hicks *	Mr Macphee	

\* Tellers

And so it was resolved in the affirmative.

Mr Sinclair (Leader of the National Party of Australia) (seconder) addressing the House—

*Closure of Member:* Mr Young moved—That the honourable Member be not further heard.

Question—put

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

AYES, 65

Mr Baldwin	Mrs Darling	Mr Jones	Mr Reeves
Mr Beazley	Mr Duffy	Mr Keating	Mr Saunderson
Mr Beddall	Mr R. F. Edwards	Mrs Kelly	Mr Scholes
Mr Bilney	Ms Fatin	Mr Kent	Mr Scott
Mr Blanchard	Mr Free	Mr Keogh	Mr Simmons
Dr Blewett	Mr Fry	Mr Kerin	Mr Snow
Mr Bowen	Mr Gayler	Mr Lindsay	Mr Staples
Mr J. J. Brown	Mr Gear	Ms McHugh	Dr Theophanous
Mr R. J. Brown	Mr Gorman	Mr McLeay	Mr Tickner
Mr Brumby	Mr Griffiths	Mr Maher	Mr Uren
Mr Charles	Mr Hand	Mrs Mayer	Mr Wells
Dr Charlesworth	Mr Holding	Mr Milton	Mr West
Mrs Child	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Chynoweth	Mr Howe	Mr P. F. Morris	Mr Young
Mr Cohen	Mr Humphreys *	Mr Morrison	
Mr Cross	Mr Hurford	Mr Mountford	
Mr Cunningham *	Mr Jacobi	Mr Punch	

NOES, 38

Mr Adermann	Mr Connolly	Mr Hodgman	Mr O'Keefe
Mr Aldred	Mr Drummond	Mr Howard	Mr Porter
Mr Andrew	Dr H. R. Edwards	Mr Hunt	Mr Rocher
Mr Blunt	Mr Fife	Mr Katter	Mr Ruddock
Mr Burr	Mr Fisher	Mr Lloyd	Mr Sinclair
Mr Cadman	Mr Goodluck	Mr Lusher	Mr Spender
Mr D. M. Cameron	Mr Groom	Mr McArthur	Mr Tuckey
Mr E. C. Cameron*	Mr Hall	Mr MacKellar	Mr White
Mr Carlton	Mr Hawker	Mr McVeigh	
Mr Coleman	Mr Hicks*	Mr Macphee	

\* Tellers

And so it was resolved in the affirmative.

Mr Hodgman rising to address the House—

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

Question—That the question be now put—put.

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

AYES, 65

Mr Baldwin	Mrs Darling	Mr Jones	Mr Reeves
Mr Beazley	Mr Duffy	Mr Keating	Mr Saunderson
Mr Beddall	Mr R. F. Edwards	Mrs Kelly	Mr Scholes
Mr Bilney	Ms Fatin	Mr Kent	Mr Scott
Mr Blanchard	Mr Free	Mr Keogh	Mr Simmons
Dr Blewett	Mr Fry	Mr Kerin	Mr Snow
Mr Bowen	Mr Gayler	Mr Lindsay	Mr Staples
Mr J. J. Brown	Mr Gear	Ms McHugh	Dr Theophanous
Mr R. J. Brown	Mr Gorman	Mr McLeay	Mr Tickner
Mr Brumby	Mr Griffiths	Mr Maher	Mr Uren
Mr Charles	Mr Hand	Mrs Mayer	Mr Wells
Dr Charlesworth	Mr Holding	Mr Milton	Mr West
Mrs Child	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Chynoweth	Mr Howe	Mr P. F. Morris	Mr Young
Mr Cohen	Mr Humphreys*	Mr Morrison	
Mr Cross	Mr Hurford	Mr Mountford	
Mr Cunningham*	Mr Jacobi	Mr Punch	

NOES, 37

Mr Adermann	Mr Connolly	Mr Hodgman	Mr O'Keefe
Mr Aldred	Mr Drummond	Mr Howard	Mr Porter
Mr Andrew	Dr H. R. Edwards	Mr Hunt	Mr Rocher
Mr Blunt	Mr Fife	Mr Katter	Mr Ruddock
Mr Burr	Mr Fisher	Mr Lloyd	Mr Sinclair
Mr Cadman	Mr Goodluck	Mr Lusher	Mr Spender
Mr D. M. Cameron	Mr Groom	Mr McArthur	Mr Tuckey
Mr E. C. Cameron*	Mr Hall	Mr MacKellar	
Mr Carlton	Mr Hawker	Mr McVeigh	
Mr Coleman	Mr Hicks*	Mr Macphee	

\* Tellers

And so it was resolved in the affirmative.

And the question—That the motion for the suspension of the standing orders be agreed to—being accordingly put—

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

AYES, 37

Mr Adermann	Mr Connolly	Mr Hodgman	Mr O'Keefe
Mr Aldred	Mr Drummond	Mr Howard	Mr Porter
Mr Andrew	Dr H. R. Edwards	Mr Hunt	Mr Rocher
Mr Blunt	Mr Fife	Mr Katter	Mr Ruddock
Mr Burr	Mr Fisher	Mr Lloyd	Mr Sinclair
Mr Cadman	Mr Goodluck	Mr Lusher	Mr Spender
Mr D. M. Cameron	Mr Groom	Mr McArthur	Mr Tuckey
Mr E. C. Cameron*	Mr Hall	Mr MacKellar	
Mr Carlton	Mr Hawker	Mr McVeigh	
Mr Coleman	Mr Hicks*	Mr Macphee	

## NOES, 65

Mr Baldwin	Mrs Darling	Mr Jones	Mr Reeves
Mr Beazley	Mr Duffy	Mr Keating	Mr Saunderson
Mr Beddall	Mr R. F. Edwards	Mrs Kelly	Mr Scholes
Mr Bilney	Ms Fatin	Mr Kent	Mr Scott
Mr Blanchard	Mr Free	Mr Keogh	Mr Simmons
Dr Blewett	Mr Fry	Mr Kerin	Mr Snow
Mr Bowen	Mr Gayler	Mr Lindsay	Mr Staples
Mr J. J. Brown	Mr Gear	Ms McHugh	Dr Theophanous
Mr R. J. Brown	Mr Gorman	Mr McLeay	Mr Tickner
Mr Brumby	Mr Griffiths	Mr Maher	Mr Uren
Mr Charles	Mr Hand	Mrs Mayer	Mr Wells
Dr Charlesworth	Mr Holding	Mr Milton	Mr West
Mrs Child	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Chynoweth	Mr Howe	Mr P. F. Morris	Mr Young
Mr Cohen	Mr Humphreys*	Mr Morrison	
Mr Cross	Mr Hurford	Mr Mountford	
Mr Cunningham*	Mr Jacobi	Mr Punch	

\* Tellers

And so it was negatived.

**10 DECLARATION OF ABORIGINAL AND TORRES STRAIT ISLANDER HERITAGE (INTERIM PROTECTION) BILL 1984 AS URGENT BILL—LIMITATION OF DEBATE:**

Mr Young (Leader of the House) declared that the Aboriginal and Torres Strait Islander Heritage (Interim Protection) Bill 1984 was an urgent Bill.

Question—That the Bill be considered an urgent Bill—put.

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

## AYES, 65

Mr Baldwin	Mrs Darling	Mr Jones	Mr Reeves
Mr Beazley	Mr Duffy	Mr Keating	Mr Saunderson
Mr Beddall	Mr R. F. Edwards	Mrs Kelly	Mr Scholes
Mr Bilney	Ms Fatin	Mr Kent	Mr Scott
Mr Blanchard	Mr Free	Mr Keogh	Mr Simmons
Dr Blewett	Mr Fry	Mr Kerin	Mr Snow
Mr Bowen	Mr Gayler	Mr Lindsay	Mr Staples
Mr J. J. Brown	Mr Gear	Ms McHugh	Dr Theophanous
Mr R. J. Brown	Mr Gorman	Mr McLeay	Mr Tickner
Mr Brumby	Mr Griffiths	Mr Maher	Mr Uren
Mr Charles	Mr Hand	Mrs Mayer	Mr Wells
Dr Charlesworth	Mr Holding	Mr Milton	Mr West
Mrs Child	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Chynoweth	Mr Howe	Mr P. F. Morris	Mr Young
Mr Cohen	Mr Humphreys*	Mr Morrison	
Mr Cross	Mr Hurford	Mr Mountford	
Mr Cunningham*	Mr Jacobi	Mr Punch	

## NOES, 36

Mr Adermann	Mr Coleman	Mr Hawker	Mr MacKellar
Mr Aldred	Mr Connolly	Mr Hicks*	Mr Macphee
Mr Andrew	Mr Drummond	Mr Hodgman	Mr O'Keefe
Mr Blunt	Dr H. R. Edwards	Mr Howard	Mr Porter
Mr Burr	Mr Fife	Mr Hunt	Mr Rocher
Mr Cadman	Mr Fisher	Mr Katter	Mr Ruddock
Mr D. M. Cameron	Mr Goodluck	Mr Lloyd	Mr Sinclair
Mr E. C. Cameron*	Mr Groom	Mr Lusher	Mr Spender
Mr Carlton	Mr Hall	Mr McArthur	Mr Tuckey

\* Tellers

And so it was resolved in the affirmative.

*Allotment of time:* Mr Young then moved—That the time allotted for the remaining stages of the Bill be until 4 p.m. this day.

Debate ensued.

The time allowed by standing order 92 for the discussion of the motion having expired—

Question—put.

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

## AYES, 65

Mr Baldwin	Mrs Darling	Mr Jones	Mr Reeves
Mr Beazley	Mr Duffy	Mr Keating	Mr Saunderson
Mr Beddall	Mr R. F. Edwards	Mrs Kelly	Mr Scholes
Mr Bilney	Ms Fatin	Mr Kent	Mr Scott
Mr Blanchard	Mr Free	Mr Keogh	Mr Simmons
Dr Blewett	Mr Fry	Mr Kerin	Mr Snow
Mr Bowen	Mr Gayler	Mr Lindsay	Mr Staples
Mr J. J. Brown	Mr Gear	Ms McHugh	Dr Theophanous
Mr R. J. Brown	Mr Gorman	Mr McLeay	Mr Tickner
Mr Brumby	Mr Griffiths	Mr Maher	Mr Uren
Mr Charles	Mr Hand	Mrs Mayer	Mr Wells
Dr Charlesworth	Mr Holding	Mr Milton	Mr West
Mrs Child	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Chynoweth	Mr Howe	Mr P. F. Morris	Mr Young
Mr Cohen	Mr Humphreys*	Mr Morrison	
Mr Cross	Mr Hurford	Mr Mountford	
Mr Cunningham*	Mr Jacobi	Mr Punch	

## NOES, 34

Mr Aldred	Dr H. R. Edwards	Mr Howard	Mr Porter
Mr Andrew	Mr Fife	Mr Hunt	Mr Rocher
Mr Burr	Mr Fisher	Mr Lloyd	Mr Ruddock
Mr D. M. Cameron	Mr Goodluck	Mr Lusher	Mr Sinclair
Mr E. C. Cameron*	Mr Groom	Mr McArthur	Mr Spender
Mr Carlton	Mr Hall	Mr MacKellar	Mr Tuckey
Mr Coleman	Mr Hawker	Mr McVeigh	Mr White
Mr Connolly	Mr Hicks*	Mr Macphee	
Mr Drummond	Mr Hodgman	Mr O'Keefe	

\* Tellers

And so it was resolved in the affirmative.

## 11 ABORIGINAL AND TORRES STRAIT ISLANDER HERITAGE (INTERIM PROTECTION)

**BILL 1984:** The House, according to order, again resolved itself into a committee of the whole for the further consideration of the Bill.

*In the committee*

*Limitation of debate:* The time allotted for the remaining stages of the Bill having expired—

Question—That clauses 3 to 8 be agreed to—put.

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

## AYES, 64

Mr Baldwin	Mrs Darling	Mr Jacobi	Mr Mountford
Mr Beazley	Mr Duffy	Mr Jones	Mr Punch
Mr Beddall	Mr R. F. Edwards	Mr Keating	Mr Reeves
Mr Bilney	Ms Fatin	Mrs Kelly	Mr Saunderson
Mr Blanchard	Mr Free	Mr Kent	Mr Scholes
Dr Blewett	Mr Fry	Mr Keogh	Mr Scott
Mr Bowen	Mr Gayler	Mr Kerin	Mr Simmons
Mr J. J. Brown	Mr Gear	Mr Lindsay	Mr Snow
Mr R. J. Brown	Mr Gorman	Ms McHugh	Mr Staples
Mr Brumby	Mr Griffiths	Mr McLeay	Dr Theophanous
Mr Charles	Mr Hand	Mr Maher	Mr Tickner
Dr Charlesworth	Mr Holding	Mrs Mayer	Mr Uren
Mr Chynoweth	Mr Hollis	Mr Milton	Mr Wells
Mr Cohen	Mr Howe	Mr A. A. Morris	Mr West
Mr Cross	Mr Humphreys*	Mr P. F. Morris	Mr Willis
Mr Cunningham*	Mr Hurford	Mr Morrison	Mr Young

## NOES, 37

Mr Adermann	Mr Connolly	Mr Hodgman	Mr Porter
Mr Aldred	Mr Drummond	Mr Howard	Mr Rocher
Mr Andrew	Dr H. R. Edwards	Mr Hunt	Mr Ruddock
Mr Blunt	Mr Fife	Mr Lloyd	Mr Sinclair
Mr Burr	Mr Fisher	Mr Lusher	Mr Spender
Mr Cadman	Mr Goodluck	Mr McArthur	Mr Tuckey
Mr D. M. Cameron	Mr Groom	Mr MacKellar	Mr White
Mr E. C. Cameron*	Mr Hall	Mr McVeigh	
Mr Carlton	Mr Hawker	Mr Macphee	
Mr Coleman	Mr Hicks*	Mr O'Keefe	

\* Tellers

And so it was resolved in the affirmative.

The Chairman proceeding to put the further question—That the remainder of the Bill and the amendments and new clause circulated by the Government be agreed to, and that the Bill be reported with amendments—

*Point of order:* Mr Sinclair (Leader of the National Party of Australia) raised a point of order that unless the Government amendments had been moved they could not be put.

*Chairman's ruling:* The Chairman (Mrs Child) ruled that standing order 92 (e) provided that Government amendments circulated among Members 2 hours at least before the expiration of the allotted time may be put to the committee.

*Dissent from ruling moved:* Mr Sinclair moved—That the ruling be dissented from.

Question—put.

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

## AYES, 37

Mr Adermann	Mr Drummond	Mr Howard	Mr Porter
Mr Aldred	Dr H. R. Edwards	Mr Hunt	Mr Rocher
Mr Andrew	Mr Fife	Mr Katter	Mr Ruddock
Mr Burr	Mr Fisher	Mr Lloyd	Mr Sinclair
Mr Cadman	Mr Goodluck	Mr Lusher	Mr Spender
Mr D. M. Cameron	Mr Groom	Mr McArthur	Mr Tuckey
Mr E. C. Cameron*	Mr Hall	Mr MacKellar	Mr White
Mr Carlton	Mr Hawker	Mr McVeigh	
Mr Coleman	Mr Hicks*	Mr Macphee	
Mr Connolly	Mr Hodgman	Mr O'Keefe	

## NOES, 63

Mr Baldwin	Mrs Darling	Mr Jacobi	Mr Punch
Mr Beazley	Mr Duffy	Mr Jones	Mr Reeves
Mr Beddall	Mr R. F. Edwards	Ms Kelly	Mr Saunderson
Mr Bilney	Ms Fatin	Mr Kent	Mr Scholes
Mr Blanchard	Mr Free	Mr Keogh	Mr Scott
Dr Blewett	Mr Fry	Mr Kerin	Mr Simmons
Mr Bowen	Mr Gayler	Mr Lindsay	Mr Snow
Mr J. J. Brown	Mr Gear	Ms McHugh	Mr Staples
Mr R. J. Brown	Mr Gorman	Mr McLeay	Dr Theophanous
Mr Brumby	Mr Griffiths	Mr Maher	Mr Tickner
Mr Charles	Mr Hand	Mrs Mayer	Mr Uren
Dr Charlesworth	Mr Holding	Mr Milton	Mr Wells
Mr Chynoweth	Mr Hollis	Mr A. A. Morris	Mr West
Mr Cohen	Mr Howe	Mr P. F. Morris	Mr Willis
Mr Cross	Mr Humphreys*	Mr Morrison	Mr Young
Mr Cunningham*	Mr Hurford	Mr Mountford	

\* Tellers

And so it was negatived.

Question—That the remainder of the Bill and the amendments and new clause circulated by the Government be agreed to, and that the Bill be reported with amendments—put.



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

AYES, 63

Mr Baldwin	Mr Darling	Mr Jacobi	Mr Punch
Mr Beazley	Mr Duffy	Mr Jones	Mr Reeves
Mr Beddall	Mr R. F. Edwards	Mrs Kelly	Mr Saunderson
Mr Bilney	Ms Fatin	Mr Kent	Mr Scholes
Mr Blanchard	Mr Free	Mr Keogh	Mr Scott
Dr Blewett	Mr Fry	Mr Kerin	Mr Simmons
Mr Bowen	Mr Gayler	Mr Lindsay	Mr Snow
Mr J. J. Brown	Mr Gear	Ms McHugh	Mr Staples
Mr R. J. Brown	Mr Gorman	Mr McLeay	Dr Theophanous
Mr Brumby	Mr Griffiths	Mr Maher	Mr Tickner
Mr Charles	Mr Hand	Mrs Mayer	Mr Uren
Dr Charlesworth	Mr Holding	Mr Milton	Mr Wells
Mr Chynoweth	Mr Hollis	Mr A. A. Morris	Mr West
Mr Cohen	Mr Howe	Mr P. F. Morris	Mr Willis
Mr Cross	Mr Humphreys*	Mr Morrison	Mr Young
Mr Cunningham*	Mr Hurford	Mr Mountford	

NOES, 33

Mr Adermann	Mr Connolly	Mr Howard	Mr Rocher
Mr Aldred	Mr Drummond	Mr Hunt	Mr Ruddock
Mr Andrew	Dr H. R. Edwards	Mr Lloyd	Mr Sinclair
Mr Burr	Mr Fife	Mr Lusher	Mr Spender
Mr Cadman	Mr Fisher	Mr McArthur	Mr Tuckey
Mr D. M. Cameron	Mr Groom	Mr MacKellar	Mr White
Mr E. C. Cameron*	Mr Hawker	Mr McVeigh	
Mr Carlton	Mr Hicks*	Mr Macphee	
Mr Coleman	Mr Hodgman	Mr Porter	

\* Tellers

And so it was resolved in the affirmative.

The amendments and new clause circulated by the Government were accordingly made in the Bill, and are as follows:

*Amendments—*

Clause 10, page 5, line 29, after “proprietary”, insert “or pecuniary”.

Clause 12, page 6, line 15, after “proprietary”, insert “or pecuniary”.

Clause 22—

Page 10, lines 12-14, omit “knows, or ought reasonably to know, of the existence of a declaration made under Part II in relation to a significant Aboriginal area and contravenes a provision of that declaration”, substitute “contravenes a provision of a declaration made under Part II in relation to a significant Aboriginal area”.

Page 10, lines 19-21, omit “knows, or ought reasonably to know, of the existence of a declaration made under Part II in relation to a significant Aboriginal object or significant Aboriginal objects and contravenes a provision of that declaration”, substitute “contravenes a provision of a declaration made under Part II in relation to a significant Aboriginal object or significant Aboriginal objects”.

Clause 24, page 11, omit sub-clause (3), substitute the following sub-clause:

“(3) In proceedings for an offence referred to in sub-section 23 (1), where there is evidence that, at the relevant time, the defendant neither knew, nor had reasonable grounds for knowing, of the existence of the declaration alleged to have been contravened, the defendant shall not be committed for trial or convicted unless the prosecution proves that, at that time, the defendant knew, or ought reasonably to have known, of the existence of the declaration.”.

Clause 30, page 13, line 29, after “proprietary”, insert “or pecuniary”.

*New clause—*

Page 14, after clause 30, insert the following new clause in Part IV:

**Delegation**

“30A. (1) The Minister may, either generally or as otherwise provided in the instrument of delegation, by writing signed by him, delegate to a person all or any of his powers and functions under this Act (other than sections 9, 10 and 12, sub-section 13 (2) and section 26), the regulations, or a declaration, other than this power of delegation.

“(2) A power or function delegated under this section, when exercised or performed by the delegate, shall, for the purposes of this Act, the regulations or the declaration, as the case may be, be deemed to have been exercised or performed by the Minister.

“(3) A delegation under this section does not prevent the exercise of a power or performance of a function by the Minister.

“(4) In this section, ‘declaration’ means a declaration made under Part II.”.

The House resumed; Mrs Child reported accordingly.

Question—That the report be adopted and the Bill be now read a third time—put.

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

## AYES, 64

Mr Baldwin	Mr Cunningham *	Mr Hurford	Mr Mountford
Mr Beazley	Mrs Darling	Mr Jacobi	Mr Punch
Mr Beddall	Mr Duffy	Mr Jones	Mr Reeves
Mr Bilney	Mr R. F. Edwards	Mrs Kelly	Mr Saunderson
Mr Blanchard	Ms Fatin	Mr Kent	Mr Scholes
Dr Blewett	Mr Free	Mr Keogh	Mr Scott
Mr Bowen	Mr Fry	Mr Kerin	Mr Simmons
Mr J. J. Brown	Mr Gayler	Mr Lindsay	Mr Snow
Mr R. J. Brown	Mr Gear	Ms McHugh	Mr Staples
Mr Brumby	Mr Gorman	Mr McLeay	Dr Theophanous
Mr Charles	Mr Griffiths	Mr Maher	Mr Tickner
Dr Charlesworth	Mr Hand	Mrs Mayer	Mr Uren
Mrs Child	Mr Holding	Mr Milton	Mr Wells
Mr Chynoweth	Mr Hollis	Mr A. A. Morris	Mr West
Mr Cohen	Mr Howe	Mr P. F. Morris	Mr Willis
Mr Cross	Mr Humphreys *	Mr Morrison	Mr Young

## NOES, 32

Mr Adermann	Mr Carlton	Mr Hawker	Mr McVeigh
Mr Aldred	Mr Coleman	Mr Hicks *	Mr Macphee
Mr Andrew	Mr Connolly	Mr Howard	Mr Porter
Mr Blunt	Mr Drummond	Mr Hunt	Mr Ruddock
Mr Burr	Dr H. R. Edwards	Mr Lloyd	Mr Sinclair
Mr Cadman	Mr Fife	Mr Lusher	Mr Spender
Mr D. M. Cameron	Mr Fisher	Mr McArthur	Mr Tuckey
Mr E. C. Cameron *	Mr Groom	Mr MacKellar	Mr White

\* Tellers

And so it was resolved in the affirmative—Bill read a third time.

12 ADJOURNMENT: Mr Young (Leader of the House) moved—That the House do now adjourn.

Mr Sinclair (Leader of the National Party of Australia) addressing the House—

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

Question—That the question be now put—put.

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

AYES, 59

Mr Baldwin	Mrs Darling	Mr Jones	Mr Punch
Mr Beazley	Mr Duffy	Mrs Kelly	Mr Reeves
Mr Beddall	Ms Fatin	Mr Kent	Mr Scholes
Mr Bilney	Mr Free	Mr Keogh	Mr Scott
Mr Blanchard	Mr Gayler	Mr Kerin	Mr Simmons
Dr Blewett	Mr Gear	Mr Lindsay	Mr Snow
Mr J. J. Brown	Mr Gorman	Ms McHugh	Mr Staples
Mr R. J. Brown	Mr Griffiths	Mr McLeay	Dr Theophanous
Mr Brumby	Mr Hand	Mr Maher	Mr Tickner
Mr Charles	Mr Holding	Mrs Mayer	Mr Uren
Dr Charlesworth	Mr Hollis	Mr Milton	Mr Wells
Mrs Child	Mr Howe	Mr A. A. Morris	Mr West
Mr Chynoweth	Mr Humphreys*	Mr P. F. Morris	Mr Willis
Mr Cross	Mr Hurford	Mr Morrison	Mr Young
Mr Cunningham*	Mr Jacobi	Mr Mountford	

NOES, 18

Mr Andrew	Mr Connolly	Mr Howard	Mr Ruddock
Mr Burr	Dr H. R. Edwards	Mr Hunt	Mr Sinclair
Mr E. C. Cameron*	Mr Fife	Mr Lloyd	Mr Spender
Mr Carlton	Mr Fisher	Mr Lusher	
Mr Coleman	Mr Hicks*	Mr MacKellar	

\* Tellers

And so it was resolved in the affirmative.

And the question—That the House do now adjourn—was put accordingly, and passed.  
 And then the House, at 4.49 p.m., adjourned until Monday next at 2 p.m.

---

**MEMBERS PRESENT:** All Members were present (at some time during the sitting) except Mr I. M. D. Cameron, Mr Campbell, Mr Cowan, Mr Dawkins, Mr Dobie, Mr Hayden, Mr Mildren, Mr Moore, Mr O'Neil, Mr Robinson, Mr Steedman and Mr Wilson.

---

**D. M. BLAKE**  
 Clerk of the House of Representatives