

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

## HOUSE OF REPRESENTATIVES

## VOTES AND PROCEEDINGS

No. 7

TUESDAY, 19 MARCH 1985

- 1 The House met, at 2 p.m., pursuant to adjournment. Mr Speaker (the Honourable Dr H. A. Jenkins) took the Chair, and read Prayers.
- 2 **MINISTERIAL ARRANGEMENTS:** Mr Hawke (Prime Minister) informed the House that Senator Button (Minister for Industry, Technology and Commerce) would be represented in this House by Mr Jones (Minister for Science).  
Mr Hawke also informed the House that, during the absence abroad of Mr Dawkins (Minister for Trade), Mr Kerin (Minister for Primary Industry) was acting as Minister for Trade and Mr Hurford (Minister for Immigration and Ethnic Affairs) was representing the Minister for Education in this House.  
Mr Hawke further informed the House that, during his forthcoming absence abroad, Mr Bowen (Deputy Prime Minister) would act as Prime Minister.
- 3 **SUSPENSION OF STANDING ORDERS—MOTION OF CENSURE OF THE GOVERNMENT:** Mr Peacock (Leader of the Opposition) having delivered to the Clerk a notice of motion of censure of the Government which he proposed to move at the next sitting and the notice having been reported to the House—  
Mr Young (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.  
Mr Young informed the House that he accepted the notice of motion as a motion of censure of the Government for the purposes of standing order 110.
- 4 **MOTION OF CENSURE OF THE GOVERNMENT:** Mr Peacock (Leader of the Opposition) moved—That this House censures the Government in that since the last sitting of the House the Government has inflicted upon Australia a further series of unprecedented national security debacles that have resulted in—
  - (1) the grave weakening of the ANZUS Alliance as an operative force in the region and a contributor to the Western Alliance;
  - (2) the alienation of the ASEAN nations;
  - (3) the weakening of Australia's contribution to international peace and disarmament;
  - (4) the replacement of Australia's once solid international standing by a reputation for unreliability, inconsistency and naivety, and
  - (5) the subordination of the national interest to the demands of the Labor Party's factions.Debate ensued.  
Ordered—That Mr Hayden (Minister for Foreign Affairs) be granted an extension of time.

*Suspension of standing orders—Further extension of time for speech:* Mr Young (Leader of the House) moved—That so much of the standing orders be suspended as would prevent Mr Hayden completing his speech.

Question—put and passed, with the concurrence of an absolute majority.

*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 Macphee speaking without limitation of time.

Question—put and passed.

Debate continued.

Question—That the motion be agreed to—put.

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

AYES, 63

Mr Adermann	Mr Conquest	Mr Howard	Mr Robinson
Mr Aldred	Mr Cowan	Mr Hunt	Mr Rocher
Mr Andrew	Mr Dobie	Mr Jull	Mr Ruddock
Mr Beale	Mr Downer	Mr Katter	Mr Shack
Mr Blunt	Mr Drummond	Mr Lloyd	Mr Sharp
Mr Braithwaite	Dr H. R. Edwards	Mr McArthur	Mr Shipton
Mr N. A. Brown	Mr Everingham	Mr MacKellar	Mr Sinclair
Mr Burr	Mr Fife	Mr McVeigh	Mr Slipper
Mr Cadman	Mr T. A. Fischer	Mr Macphee	Mr Smith
Mr D. M. Cameron	Mr Goodluck	Mr Miles	Mr Spender
Mr E. C. Cameron*	Mr Hall	Mr Millar	Mr Tuckey
Mr I. M. D. Cameron	Mr Halverson	Mr Moore	Dr Watson
Mr Carlton	Mr Hawker	Mr Nehl	Mr Webster
Mr Cobb	Mr Hicks*	Mr Peacock	Mr White
Mr Coleman	Mr Hodges	Mr Porter	Mr Wilson
Mr Connolly	Mr Hodgman	Mr Reith	

NOES, 77

Mr Baldwin	Mr Duffy	Mr Jones	Mr O'Keefe
Mr Beazley	Mr Duncan	Mr Keating	Mr O'Neil
Mr Beddall	Mr R. F. Edwards	Mrs Kelly	Mr Price
Mr Bilney	Ms Fatin	Mr Kent	Mr Punch
Mr Blanchard	Mr Fitzgibbon	Mr Keogh	Mr Saunderson
Dr Blewett	Mr Free	Mr Kerin	Mr Scholes
Mr Bowen	Mr Gayler	Mr Lamb	Mr Scott
Mr J. J. Brown	Mr Gear	Mr Langmore	Mr Simmons
Mr R. J. Brown	Mr Gorman	Mr Lee	Mr Snow
Mr Brumby	Mr Grace	Mr Lindsay	Mr Staples
Mr Campbell	Mr Griffiths	Ms McHugh	Dr Theophanous
Mr Charles	Mr Hand	Mr McLeay	Mr Tickner
Dr Charlesworth	Mr Hawke	Mr Maher	Mr Uren
Mrs Child	Mr Hayden	Mr Martin	Mr West
Mr Chynoweth	Mr Holding	Mrs Mayer	Mr Willis
Mr Cleeland	Mr Howe	Mr Mildren	Mr Wright
Mr Cohen	Mr Humphreys*	Mr Milton	Mr Young
Mr Cross	Mr Hurford	Mr A. A. Morris	
Mr Cunningham*	Mr Jacobi	Mr P. F. Morris	
Mr Dubois	Mrs Jakobsen	Mr Mountford	

\* Tellers

And so it was negatived.

**5 COMPUTER-RELATED TECHNOLOGIES IN THE METAL TRADES INDUSTRY—REPORT BY AUSTRALIAN SCIENCE AND TECHNOLOGY COUNCIL—MOTION TO TAKE NOTE OF PAPER:** Mr Willis (Minister for Employment and Industrial Relations) presented the following paper:

Australian Science and Technology Council Act—Australian Science and Technology Council—Report prepared by the Technological Change Committee—Computer-related technologies in the metal trades industry, dated 11 January 1985.

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

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

- 6 INTERNATIONAL LABOUR CONFERENCE—REPORT—MOTION TO TAKE NOTE OF PAPER:** Mr Willis (Minister for Employment and Industrial Relations) presented the following paper:

International Labour Conference—69th Session, Geneva, 1 to 22 June 1983—Reports of the Australian Government, Employers' and Workers' Delegations.

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

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

- 7 SUPERANNUATION FUND INVESTMENT TRUST AND COMMISSIONER FOR SUPERANNUATION—REPORTS—MOTION TO TAKE NOTE OF PAPERS:** Mr Hurford (Minister representing the Minister for Finance) presented the following papers:

Superannuation Act—Report and financial statements of the Superannuation Fund Investment Trust, together with the Auditor-General's Report, for year 1983-84 and a further Report by the Auditor-General pursuant to paragraph 161 (2) (d); and Report of the Commissioner for Superannuation, for year 1983-84.

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

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

- 8 CSIRO LABORATORIES—SAFETY STANDARDS AND THE DEATH OF DR R. BERGAMASCO—REPORT OF COMMITTEE OF INQUIRY—GOVERNMENT RESPONSE—MOTION TO TAKE NOTE OF PAPER:** Mr Jones (Minister for Science) presented the following paper:

CSIRO Applied Organic Chemistry and Advanced Materials Laboratories at Fishermen's Bend, Melbourne—Safety standards and the death of CSIRO employee Dr R. Bergamasco—Report of Committee of Inquiry—Government response, dated March 1985.

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

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

- 9 AUSTRALIAN CAPITAL TERRITORY—STATEMENT OF RECEIPTS AND EXPENDITURE—MOTION TO TAKE NOTE OF PAPER:** Mr Scholes (Minister for Territories) presented the following paper:

Seat of Government (Administration) Act—Australian Capital Territory—Statement of receipts and expenditure for year 1982-83.

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

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

- 10 AUSTRALIAN WAR MEMORIAL—REPORT—MOTION TO TAKE NOTE OF PAPER:** Mr Cohen (Minister for Arts, Heritage and Environment) presented the following paper:

Australian War Memorial Act—Australian War Memorial—Report and financial statements, together with the Auditor-General's Report, for year 1983-84.

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

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

- 11 URBAN AND REGIONAL DEVELOPMENT—AMENDING AGREEMENT WITH NEW SOUTH WALES—MOTION TO TAKE NOTE OF PAPER:** Mr Uren (Minister for Local Government and Administrative Services) presented the following paper:  
 Urban and Regional Development (Financial Assistance) Act—Amending agreement in relation to the provision of financial assistance to New South Wales for urban and regional development, dated 10 October 1984.  
 Mr Young (Leader of the House) moved—That the House take note of the paper.  
 Debate adjourned (Mr MacKellar), and the resumption of the debate made an order of the day for the next sitting.
- 12 PAPERS:** The following papers were presented:  
 Australian Capital Territory—  
   Fire Brigade—10th Annual Report, for year 1983-84.  
   Registrar of Motor Vehicle Dealers—7th Annual Report, for year 1983-84.  
 Australian Children's Television Foundation incorporating ACTF Productions Ltd—Report for year 1983-84.  
 Australian Institute of Sport—Report for year 1983-84.  
 Australian Shippers' Council—Report for year 1983-84.  
 Department of Sport, Recreation and Tourism—Report for year 1983-84.  
 Local Government (Personal Income Tax Sharing) Act—Local Government Grants Commissions—Reports—  
   Queensland (1984).  
   South Australia (1984).  
   Tasmania (1984-85) (State Grants Commission).  
   Victoria (1984) (Victoria Grants Commission).  
 Norfolk Island—Report for year 1983-84.  
 Urban and Regional Development (Financial Assistance) Act—Agreement in relation to the provision of financial assistance to New South Wales and Victoria for urban expansion and redevelopment (Albury-Wodonga), dated 25 October 1984.
- 13 PETITIONS:** The Clerk announced that the following Members had each lodged petitions for presentation, viz.:
- Mr N. A. Brown, Mr Everingham, Mr Lloyd and Mr McArthur—from certain citizens praying that the national flag not be changed except by a referendum.  
 Mr Carlton and Mr Drummond—from certain citizens in similar terms.  
 Mr Braithwaite and Mr Lindsay—from certain residents of Queensland praying that no action be taken to change the national flag.  
 Mr Sharp and Mr Simmons—from certain citizens praying for Commonwealth and State co-operation and financial commitment in making certain aircraft available for fighting bushfires in New South Wales.  
 Mr Bilney—from certain citizens praying that residents of rest homes be funded equally to those in other institutions.  
 Mr Coleman—from certain citizens praying that a national park be set aside for wild horses and action be taken to ensure that killing of feral animals be undertaken in a humane manner.  
 Mr Dawkins—from certain citizens praying that a training course for professional midwives be re-established.  
 Mr Dawkins—from certain citizens praying that the basic medical benefits schedule be amended to include domiciliary midwifery care.  
 Mr R. F. Edwards—from certain citizens praying that urgent consideration be given to increasing the standard rate of pensions to 25% of average weekly earnings.  
 Mr T. A. Fischer—from certain citizens praying that the laws which banned the entry and sale of hard-core and violent pornography be re-enacted.  
 Mr T. A. Fischer—from certain residents of the Division of Farrer praying that young Australians who have undertaken employment while at school be eligible for Tertiary Education Assistance allowances.

- Mr Humphreys—from certain citizens praying that the importation of marine mammal by-products be banned and an international ban on the slaughter of marine mammals be supported.
- Mr Jull—from certain citizens praying that post-secondary tuition fees not be re-introduced and certain other action be taken in regard to post-secondary education.
- Mrs Kelly—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 Lloyd—from certain citizens praying that certain action be taken against the importation and distribution of pornographic and obscene materials, and entitlements of de facto spouses of Parliamentarians and homosexual partners of ABC employees.
- Mr Milton—from certain citizens praying that any proposal to legislate for the establishment of plant variety rights in Australia be rejected.
- Mr P. F. Morris—from certain citizens praying for the prohibition of the importation, production and distribution of violent and pornographic video tape material.
- Mr Porter—from certain residents of Waikerie and surrounds, SA, praying that Telecom fix uniform telephone charge rates throughout the Riverland region.
- Mr Robinson—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 re-affirmed.
- Mr Scott—from certain citizens praying that the Government support the stand taken by the New Zealand Government on nuclear vessels and that the policy of developing zones of peace and nuclear free zones in the Indian and Pacific Oceans be implemented.
- Mr Sharp—from certain citizens praying that the present Australian flag be retained.
- Mr Staples—from certain citizens praying that there be no increase in State aid to private schools and that the primary obligation to government schools be re-affirmed.
- Mr Tickner—from certain residents of Engadine, NSW, and surrounding areas praying that a Medicare office be established in the area.
- Mr Tuckey—from certain citizens praying that the freedom of choice of doctor and hospital treatment for country people be restored and that private health funds be allowed to insure for gap insurance.
- Mr Tuckey—from certain citizens praying that the existing national flag remain sacrosanct.
- Mr Hodgman—from certain citizens in similar terms to the last preceding petition.

Petitions received.

- 14 **MESSAGE FROM THE GOVERNOR-GENERAL—ASSENT TO BILL:** A message from His Excellency the Governor-General was announced informing the House that His Excellency, in the name of Her Majesty, had assented to the following Bill:
- 14 March 1985—Message No. 2—Justices (Long Leave Payments) Amendment 1985.
- 15 **FOREIGN AFFAIRS AND DEFENCE—JOINT COMMITTEE:** Mr Speaker informed the House of the appointment of the following Senators to be members of the Joint Committee on Foreign Affairs and Defence:
- Senators Bolkus, Crichton-Browne, Elstob, Hill, Jones, MacGibbon, Maguire, Sibraa and Teague.

- 16 **AUSTRALIAN CAPITAL TERRITORY—JOINT COMMITTEE:** Mr Speaker informed the House of the appointment of the following Senators to be members of the Joint Committee on the Australian Capital Territory:  
Senators Giles, Lewis, McKiernan and Reid.
- 17 **NEW PARLIAMENT HOUSE—JOINT COMMITTEE:** Mr Speaker informed the House of the appointment of the following Senators to be members of the Joint Committee on the New Parliament House:  
Senators Colston, MacGibbon, Reid, Reynolds, Sibraa and Withers.
- 18 **NATIONAL CRIME AUTHORITY—JOINT COMMITTEE:** Mr Young (Leader of the House), by leave, moved—That, in accordance with the provisions of the *National Crime Authority Act 1984*, the following Members be appointed members of the Parliamentary Joint Committee on the National Crime Authority, viz.: Mr Brumby, Mr Duncan, Mr Griffiths, Mr McGauran and Mr Spender.

Question—put and passed.

- 19 **PROPOSED DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—ANZUS AND ASEAN:** Mr Speaker informed the House that Mr Peacock (Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The failure of the Government to act in accordance with the national interest in respect of ANZUS and ASEAN".

The proposed discussion having received the necessary support—

Mr Peacock rising to address the House—

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

Question—put and passed.

- 20 **ADDRESS IN REPLY TO THE GOVERNOR-GENERAL'S SPEECH:** The order of the day having been read for the resumption of the debate on the question—That the following Address in Reply to the Speech of His Excellency the Governor-General be agreed to:

MAY IT PLEASE YOUR EXCELLENCY:

We, the House of Representatives of the Commonwealth of Australia, in Parliament assembled, desire to express our loyalty to our Most Gracious Sovereign, and to thank Your Excellency for the Speech which you have been pleased to address to Parliament—

Debate resumed.

Mr Lindsay addressing the House—

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*Adjournment negated:* It being 10.15 p.m.—The question was proposed—That the House do now adjourn.

Mr Young (Leader of the House) requiring the question to be put forthwith without debate—

Question—put and negated.

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Mr Lindsay continued his speech.

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

- 21 **MESSAGE FROM THE SENATE—MARRIAGE AMENDMENT BILL 1985:** Message No. 11, dated 19 March 1985, from the Senate was reported transmitting for the concurrence of the House a Bill for "*An Act to amend the 'Marriage Act 1961'*".

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting.

**22 MESSAGE FROM THE SENATE—VIDEO MATERIAL—JOINT SELECT COMMITTEE:**

The following message from the Senate was reported:

Mr Speaker,

Message No. 12

The Senate, having considered Message No. 6 of the House of Representatives, has agreed to the following Resolution in connection therewith, viz.:

- (1) That the Senate concurs in the Resolution transmitted to the Senate by Message No. 6 of the House of Representatives relating to the appointment of a Joint Select Committee on Video Material, subject to the following modifications—
  - (a) paragraph (1), after "joint select committee", insert ", to be known as the Joint Select Committee on Video Material,";
  - (b) paragraph (1), after "operation of", insert "the Customs (Cinematograph Films) Regulations,";
  - (c) sub-paragraph 1 (a), leave out "by comparison with previous legislation purporting to govern", insert "to adequately control";
  - (d) sub-paragraph 1 (c), leave out "'X'";
  - (e) after sub-paragraph 1 (c), insert the following new sub-paragraph:
    - "(ca) whether 'R' rated videos should be permitted to be displayed for sale or hire in the same area and side by side with 'G', 'PG' and 'M' rated videos and, if not, what restrictions should be imposed on the display of 'R' rated material;"
  - (f) after sub-paragraph 1 (d), insert the following new sub-paragraph:
    - "(da) examine the extent to which videotapes/discs containing pornographic and violent material are available to the community in general;"
  - (g) after sub-paragraph 1 (f), insert the following new sub-paragraph:
    - "(fa) whether the sale, hire, distribution or exhibition of films and videotapes/discs that would, under existing laws, be accorded a classification above 'R' should be made unlawful;"
  - (h) paragraph (2), leave out the paragraph, insert the following paragraph:
    - "(2) That the Committee consist of 9 members, 3 Members of the House of Representatives to be nominated by either the Prime Minister, the Leader of the House or the Government Whip, 1 Member of the House of Representatives to be nominated by either the Leader of the Opposition, the Deputy Leader of the Opposition or the Opposition Whip, 1 Member of the House of Representatives to be nominated by either the Leader of the National Party, the Deputy Leader of the National Party or the National Party Whip, 2 Senators to be nominated by the Leader of the Government in the Senate, 1 Senator to be nominated by the Leader of the Opposition in the Senate and 1 Senator to be nominated by any minority group or groups or any independent Senator or independent Senators."
- (2) That the provisions of the Resolution, so far as they are inconsistent with the Standing Orders, have effect notwithstanding anything contained in the Standing Orders.

The Senate requests the concurrence of the House of Representatives in the Senate's modifications of the Resolution transmitted to the Senate by the House.

D. McCLELLAND  
President

The Senate,  
Canberra, 19 March 1985

Ordered—That the message be taken into consideration forthwith.

On the motion of Mr Young (Leader of the House), the modifications were agreed to, after debate.

23 **LIBRARY COMMITTEE:** Mr Young (Leader of the House), by leave, moved—That, in addition to Mr Speaker, *ex officio*, Mr Conquest, Mr Cross, Mrs Jakobsen, Mr Maher, Mr Smith and Dr Watson be members of the Library Committee.

Question—put and passed.

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

Debate ensued.

*Debate extended:* It being 11 p.m., the debate was interrupted.

Mr Cohen (Minister for Arts, Heritage and Environment) required the debate to be extended.

The debate continuing until 11.06 p.m., Mr Speaker adjourned the House until tomorrow at 10 a.m.

**PAPERS:** The following papers were deemed to have been presented on 19 March 1985:

Acts Interpretation Act—Statements relating to extension of specified period for presentation of periodic reports—

Australian Heritage Commission, report for year 1983-84.

Canberra Theatre Trust, report for year 1983-84.

Airports (Business Concessions) Act—Regulations—Statutory Rules 1985, No. 22.

Commonwealth Employees (Redeployment and Retirement) Act—Regulation—Statutory Rules 1985, No. 15.

Conciliation and Arbitration Act—Regulations—Statutory Rules 1985, No. 19.

Defence Act—Determinations—1985—

No. 8—Special Overseas Living Allowance and other allowances.

No. 9—Resident Medical Officers—Additional Salary, Travelling Allowance and Insurance on Removal Overseas.

No. 10—Overseas Outfit Allowance and other allowances.

Federal Court of Australia Act—Rules of Court—Statutory Rules 1985, No. 16.

Income Tax Assessment Act—Regulation—Statutory Rules 1985, No. 21.

International Organizations (Privileges and Immunities) Act—Regulations—Statutory Rules 1985, No. 20.

Live-stock Export Charge Act—Regulations—Statutory Rules 1985, No. 24.

Live-stock Slaughter Levy Act—Regulations—Statutory Rules 1985, No. 25.

Public Service Act—

Appointments—Department—

Aboriginal Affairs—Elliott, D.C.

Veterans' Affairs—Gould, D.A.

Determination—1985—No. 12.

Remuneration Tribunals Act—Remuneration Tribunal—Determination—1985/1—

Official Secretary to the Governor-General and holders of public offices on other bodies.

Seat of Government (Administration) Act—

Ordinances—1985—

No. 4—Co-operative Societies (Amendment).

No. 5—Credit.

No. 6—Agents (Amendment).

No. 7—Film Classification (Amendment).

No. 8—Public Trustee.

No. 9—Public Trustee (Miscellaneous Amendments).

No. 10—Supervision of Offenders (Community Service Orders).

No. 11—Crimes (Amendment).

Regulations—1985—

No. 4 (Pharmacy Ordinance).

No. 5 (Credit Ordinance).

No. 6 (Agents Ordinance).



Telecommunications Act—

Australian Telecommunications Commission—By-laws—1985—

Telecommunications (Charging Zones and Charging Districts)—Amendment  
No. 53.

Telecommunications (Digital Data Charging)—Amendment No. 3.

Regulation—Statutory Rules 1985, No. 23.

*States Grants (Tertiary Education Assistance) Act 1984*—Guidelines determined  
for the purposes of sub-sections 9 (3) and 9 (4).

Trade Commissioners Act—Regulations—Statutory Rules 1985, No. 17.

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**MEMBERS PRESENT:** All Members were present (at some time during the sitting) except Mrs  
Darling, Mr Dawkins, Mr Hollis and Mr McGauran.

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