

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 58

MONDAY, 18 NOVEMBER 1985

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- 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 **QUESTIONS:** Questions without notice were asked.
- 3 **PAPERS:** The following papers were presented:
Archives Act—Advisory Council on Australian Archives—Report for 1984-85.
Australian Capital Territory—
Agents Board—14th Report, for 1984-85.
Building Review Committee—8th Report, for 1984-85.
Building Standards Committee—9th Report, for 1984-85.
Cotton Research Act—Cotton Research Committee—Report for 1984-85.
Dried Fruits Research Act—Dried Fruits Research Committee—Report for 1984-85.
Export Finance and Insurance Corporation Act—Export Finance and Insurance Corporation—Report and financial statements, together with the Auditor-General's Report, for 1984-85.
Honey Research Act—Honey Research Committee—Report for 1984-85.
Marine Research Allocations Advisory Committee—Report on Marine Sciences and Technologies Grants and Queen's Fellowships for 1985.
Seat of Government (Administration) Act—Credit Ordinance—1st report on the administration of the Ordinance, for period 28 February to 30 June 1985.
- 4 **AUSTRALIAN CAPITAL TERRITORY CONSUMER AFFAIRS COUNCIL AND BUREAU—REPORT—PUBLICATION OF PAPER:** Mr Scholes (Minister for Territories) presented the following paper:
Seat of Government (Administration) Act—Consumer Affairs Ordinance—Consumer Affairs Council—12th Annual Report of the operations of the Council and of the Consumer Affairs Bureau, for 1984-85.
Mr Scholes, 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 Australian Capital Territory Consumer Affairs Council and the Australian Capital Territory Consumer Affairs Bureau, for 1984-85.
Question—put and passed.
- 5 **PETITIONS:** The Clerk announced that the following Members had each lodged petitions for presentation, viz.:
Mr Beale, Mr E. C. Cameron, Mr Hawker, Mr McArthur and Mr Shipton—
from certain citizens praying that the national flag not be changed except by a referendum.
Mr Drummond, Mr Fife and Mr Ruddock—from certain citizens in similar terms.

- Mr E. C. Cameron, Mr Halverson, Mr McArthur and Mr Shipton—from certain citizens praying that the Government uphold the Articles of the UN Convention on Women and request the Victorian Government to repeal the *Planning (Brothels) Act 1984*.
- Mr Andrew and Mr Fife—from certain citizens praying that the price of petrol be reduced by 3 cents per litre and that certain other action be taken in relation to petrol pricing.
- Mr Hawker—from certain citizens in similar terms to the last preceding petition.
- Mr Andrew and Mr Porter—from certain residents of South Australia praying that the principle that pensioner patients pay no more than their pension for nursing home care be restored and that certain other action be taken in relation to nursing home benefits.
- Mr Andrew and Mr Rocher—from certain citizens praying that the Flags Amendment Bill receive a speedy passage.
- Mr Beale and Mr I. M. D. Cameron—from certain citizens praying that any proposal to increase the burden of capital gains and wealth taxes be rejected.
- Mr Cadman and Mr E. C. Cameron—from certain citizens praying that the rights of private enterprise be protected and any inequitable additional taxes be rejected.
- Mr Dobie and Mr Ruddock—from certain citizens praying that there be no taxation on illness and no special taxation on those who seek to insure themselves against the cost of private health care.
- Mr Cadman—from certain citizens praying that all federal funding to children's services be restored.
- Mr E. C. Cameron—from certain citizens praying that the Tertiary Education Assistance allowance be raised to the level of the unemployment benefit.
- Mr I. M. D. Cameron—from certain citizens praying that sufficient funds be allocated to the Australia Council to ensure ongoing funding of State arts councils.
- Mr Lamb—from certain citizens in similar terms to the last preceding petition.
- Mr Drummond—from certain citizens praying that the decision to cut the funding of the Technical and Further Education Participation and Equity Program be reversed and that the Program be guaranteed funding for 1987 and beyond.
- Mr Fife—from certain citizens praying that debate on the Australian Bill of Rights Bill 1985 be deferred for 12 months and that the Bill be circulated for 12 months for the widest possible debate, scrutiny and discussion.
- Mr Halverson—from certain citizens praying that immediate action be taken to adjust pensions fully to reflect the total increase in the Consumer Price Index and that certain other action be taken in relation to pensions.
- Mr Hawker—from certain citizens praying that the assets test on pensions be repealed.
- Mr Kent—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 Kent—from certain citizens praying that the decision to close the Enterprise Migrant Hostel, Vic., be reversed.
- Mr Miles—from certain citizens praying that urgent action be taken to restore the Highfield Estate, Stanley, Tas., and that all necessary funds be allocated forthwith.
- Mr Rocher—from certain citizens praying that the right to work be acknowledged and protected and that certain other action be taken to protect workers.

Mr Rocher—from certain citizens praying that the existing national flag remain sacrosanct.

Mr Ruddock—from certain citizens praying that the term of the Costigan Commission be extended, all necessary resources be provided to enable it to conclude its investigations and Parliament not be dissolved until its report has been fully debated by both Houses.

Mr Sinclair—from certain citizens praying that the decision to resume land in the Orange, Bathurst, Mudgee and Cobar areas, NSW, for military purposes be abandoned and no site be chosen which includes productive, agricultural or pastoral land.

Mr Tickner—from certain citizens praying that efforts for nuclear disarmament be intensified, US military bases on Australian soil be removed and the Pacific and Indian Oceans be kept nuclear free.

Mr Tickner—from certain citizens praying that 1989 be proposed as the International Year for Repairing the Earth and certain other action be taken in support of world peace.

Mrs Kelly—from certain citizens in similar terms to the last preceding petition. Petitions received.

- 6 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—PRIORITY ONE YOUTH TRAINEESHIP SCHEME:** The House was informed that Mr Shack had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The failure of the Government's Priority One youth traineeship scheme".

The proposed discussion having received the necessary support—

Mr Shack addressed the House.

Discussion ensued.

Discussion concluded.

- 7 POSTPONEMENT OF ORDER OF THE DAY:** Ordered—That order of the day No. 1, government business, be postponed until a later hour this day.

- 8 BOUNTY (METAL WORKING MACHINES AND ROBOTS) BILL 1985:** The order of the day having been read for the second reading—Mr Jones (Minister representing the Minister for Industry, Technology and Commerce) moved—That the Bill be now read a second time.

Debate adjourned (Mr Moore), and the resumption of the debate made an order of the day for a later hour this day.

- 9 BOUNTY (AGRICULTURAL TRACTORS AND EQUIPMENT) BILL 1985:** The order of the day having been read for the second reading—Mr Jones (Minister representing the Minister for Industry, Technology and Commerce) moved—That the Bill be now read a second time.

Debate adjourned (Mr Moore), and the resumption of the debate made an order of the day for a later hour this day.

- 10 BOUNTY (COMMERCIAL MOTOR VEHICLES) AMENDMENT BILL (NO. 2) 1985:** The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

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

Message from the Governor-General: Message No. 85, dated 8 November 1985, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.

The House resolved itself into a committee of the whole.

In the committee

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

Bill to be reported without amendment.

The House resumed; Mr Millar reported accordingly.

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

- 11 **BOUNTY (METAL WORKING MACHINES AND ROBOTS) BILL 1985:** The order of the day having been read for the resumption of the debate on the question—
That the Bill be now read a second time—
Question—put and passed—Bill read a second time.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Jones (Minister representing the Minister for Industry, Technology and Commerce), the Bill was read a third time.
- 12 **BOUNTY (AGRICULTURAL TRACTORS AND EQUIPMENT) BILL 1985:** The order of the day having been read for the resumption of the debate on the question—
That the Bill be now read a second time—
Question—put and passed—Bill read a second time.
The House resolved itself into a committee of the whole.
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In the committee

Bill, by leave, taken as a whole.

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

Clause 4, page 4, lines 10-12, omit the definition of “terminating day”, substitute the following definition:

“‘terminating day’ means 31 December 1990 or such later day, not being a day later than 30 June 1991, as is fixed by the Minister by a notice published in the *Gazette* before 31 December 1990;”.

Clause 12—

Page 13, lines 5-14, omit paragraphs (1) (a), (b) and (c), substitute “an amount equal to 25% of the value added to the tractor by the manufacturer.”.

Page 13, lines 17-25, omit paragraphs (2) (a), (b) and (c), substitute “an amount equal to 25% of the value added to the cab by the manufacturer.”.

Debate continued.

Amendments negatived.

Bill agreed to.

Bill to be reported without amendment.

The House resumed; Mr Millar reported accordingly.

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

- 13 **LIQUEFIED PETROLEUM GAS (GRANTS) AMENDMENT BILL 1985:** The order of the day having been read for the second reading—Mr Jones (Minister representing the Minister for Industry, Technology and Commerce) moved—That the Bill be now read a second time.
Debate ensued.
Question—put and passed—Bill read a second time.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Jones, the Bill was read a third time.

14 **POSTPONEMENT OF ORDERS OF THE DAY:** Ordered—That orders of the day Nos. 5 and 6, government business, be postponed until the next sitting.

15 **PETROLEUM (SUBMERGED LANDS) (CASH BIDDING) AMENDMENT BILL 1985:**
The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Question—put.

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

AYES, 74

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

NOES, 57

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

* Tellers

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

Leave granted for third reading to be moved forthwith.

On the motion of Mr Jones (Minister representing the Minister for Industry, Technology and Commerce), the Bill was read a third time.

16 **AUSTRALIAN TRADE COMMISSION BILL 1985 [NO. 2]:** The order of the day having been read for the further consideration of the Bill in committee, the House resolved itself into a committee of the whole.

In the committee

Bill, as a whole—

Debate resumed on the Bill and on the amendments moved together by Mr Dawkins (Minister for Trade), viz.:

Clause 3, page 2, lines 3 and 4, omit “an acting Managing Director of the Commission appointed”, substitute “a person acting as Managing Director of the Commission”.

Clause 33, page 18, line 40, after “rendering in” insert “Australia or”.

Clause 56—

Page 29, line 26, omit “(1) or”.

Page 29, lines 29-33, omit sub-clause (4), substitute the following sub-clause:

“(4) The Minister may—

(a) determine the terms and conditions, including remuneration and allowances, if any, on which a person is to act under this section; and

(b) terminate an appointment under this section at any time.”

Page 29, lines 34 and 35, omit “as Managing Director in accordance with paragraph (1) (b) or”.

Page 30, line 1, omit “to act as Managing Director or”.

Page 30, lines 10-15, omit sub-clause (9), substitute the following sub-clause:

“(9) The validity of anything done by, or in relation to, a person purporting to act under sub-section (1) or (2) shall not be called in question on the ground that—

(a) in the case of a person purporting to act under sub-section (1)—the occasion for the person to act had not arisen or had ceased; or

(b) in the case of a person purporting to act under sub-section (2)—the occasion for the appointment of the person had not arisen, there was a defect or irregularity in or in connection with the appointment of the person, the appointment had ceased to have effect or the occasion for the person to act had not arisen or had ceased.”

Clause 91, page 45, line 8, omit “other person”, substitute “person employed by the Commission under section 60”.

Amendments agreed to.

Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr Ruddock reported accordingly.

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

17 AUSTRALIAN TRADE COMMISSION (TRANSITIONAL PROVISIONS AND CONSEQUENTIAL AMENDMENTS) BILL 1985 [NO. 2]: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

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

Messages from the Governor-General: The following messages from His Excellency the Governor-General were announced:

No. 86, dated 5 November 1985, recommending an appropriation of revenue for the purposes of the Bill, and

No. 87, dated 14 November 1985, recommending an appropriation of revenue for the purposes of amendments to be moved to the Bill by a Minister.

The House resolved itself into a committee of the whole.

In the committee

Bill, by leave, taken as a whole.

On the motion of Mr Dawkins (Minister for Trade), by leave, the following amendments were made together:

Clause 2—

Page 1, line 10, omit “11, 12, 19 and 62”, substitute “12, 19, 32 and 61”.

Page 1, line 12, omit “Section 36”, substitute “The amendment made by section 34”.

Clause 9, page 5, lines 34-44, omit sub-clauses (3) and (4), substitute the following sub-clause:

“(3) The Commission shall, during the period during which the Board continues in existence by virtue of sub-section (1), pay to the members of

the Board, other than a member of the Board who is Managing Director or Deputy Managing Director of the Commission or who is employed by the Commission, in respect of the preparation of the report and the financial statements referred to in sub-section (2), such remuneration and allowances as the Minister, by notice in writing given to the Commission, determines to be appropriate.”.

Clause 10, page 6, lines 36-43 and page 7, lines 1-3, omit sub-clauses (4) and (5), substitute the following sub-clause:

“(4) The Commission shall, during the period during which the Board continues in existence by virtue of sub-section (1), pay to the members of the Board, other than a member of the Board who is Managing Director or Deputy Managing Director of the Commission or who is employed by the Commission, in respect of the preparation of the report and the financial statements referred to in sub-section (2), such remuneration and allowances as the Minister, by notice in writing given to the Commission, determines to be appropriate.”.

Clause 30, page 15, lines 30-34, omit sub-clause (3), substitute the following sub-clause:

“(3) The Commission shall, during the period during which the Grants Board continues in existence by virtue of sub-section (1), pay to the members of the Grants Board, other than a member of the Grants Board who is Managing Director or Deputy Managing Director of the Commission or who is employed by the Commission, in respect of the preparation of the report referred to in sub-section (2), such remuneration and allowances as the Minister, by notice in writing given to the Commission, determines to be appropriate.”.

Clause 43, page 19, lines 4-8, omit sub-clause (3), substitute the following sub-clause:

“(3) The Commission shall, during the period during which the Grants Board continues in existence by virtue of sub-section (1), pay to the members of the Grants Board, other than a member of the Grants Board who is Managing Director or Deputy Managing Director of the Commission or who is employed by the Commission, in respect of the preparation of the report referred to in sub-section (2), such remuneration and allowances as the Minister, by notice in writing given to the Commission, determines to be appropriate.”.

Clause 63, page 24, line 2, after “sub-sections 38 (2) and 39 (2)” insert “, and facilitating the charging of concessional rates of interest in respect of loans made under section 49”.

Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr Ruddock reported accordingly.

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

18 ADJOURNMENT: Mr Dawkins (Minister for Trade) moved—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 11 p.m.—Mr Speaker adjourned the House until tomorrow at 2 p.m.

PAPER: The following paper was deemed to have been presented on 18 November 1985:

Defence Act—Determination—1985—No. 68—Travelling Allowance and other allowances.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Aldred*, Mr Bilney, Dr Charlesworth, Mr Coleman, Mr Humphreys* and Mr Price.

* On leave

A. R. BROWNING
Clerk of the House of Representatives