

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 67

TUESDAY, 11 FEBRUARY 1986

1 The House met, at 2 p.m., pursuant to adjournment.

2 **SPEAKER—RESIGNATION—ACCEPTANCE BY GOVERNOR-GENERAL:** The following communication from His Excellency the Governor-General was received, and was read at the Table by the Clerk:

I desire to inform the House of Representatives that I have received a letter dated 20 December 1985 from the Honourable Dr Henry Alfred Jenkins, MP, tendering his resignation as Speaker of the House of Representatives, and that I have accepted his resignation.

Accordingly, I invite the House to elect a new Speaker.

NINIAN STEPHEN
Governor-General

Admiralty House,
Sydney.
7 January 1986

3 **ELECTION OF SPEAKER:** Mr Charles, addressing himself to the Clerk, proposed to the House for its Speaker Mrs Child, and moved—That she do take the Chair of this House as Speaker, which motion was seconded by Mrs Kelly.

Mrs Child informed the House that she accepted nomination.

Mr N. A. Brown (Deputy Leader of the Opposition), addressing himself to the Clerk, proposed to the House for its Speaker Mr Rocher, and moved—That he do take the Chair of this House as Speaker, which motion was seconded by Mr Sinclair (Leader of the National Party of Australia).

Mr Rocher informed the House that he accepted nomination.

There being no further proposal—

Debate ensued.

The House proceeded to ballot; and the ballot being concluded, the Clerk reported the result, as follows:

Mrs Child	78 votes
Mr Rocher	64 votes

Mrs Child was thereupon declared elected as Speaker, and Mr Charles and Mrs Kelly conducted her to the Chair.

Mrs Child returned her acknowledgments to the House for the honour it had been pleased to confer upon her by choosing her to be its Speaker, and thereupon sat down in the Chair.

Then the Mace, which before lay under the Table, was laid upon the Table.

Mr Hawke (Prime Minister), Mr Howard (Leader of the Opposition), Mr Sinclair, Mr Rocher, Mr Charles and Mr Scholes (Minister for Territories) congratulated Madam Speaker, who expressed her thanks.

- 4 PRESENTATION OF THE SPEAKER:** Mr Hawke (Prime Minister) stated that he had ascertained that it would be His Excellency the Governor-General's pleasure to receive the Speaker in the Library of the Parliament in a few moments.

Madam Speaker, thereupon, went with the Members of the House to attend His Excellency; and, having returned, Madam Speaker reported that the House had proceeded to the Library of the Parliament, and that she had presented herself to His Excellency the Governor-General as the choice of the House of Representatives, and that His Excellency had been kind enough to congratulate her.

- 5 AUTHORITY TO ADMINISTER OATH OR AFFIRMATION OF ALLEGIANCE TO MEMBERS:** Madam Speaker announced that she had received from His Excellency the Governor-General the following authority:

I, SIR NINIAN MARTIN STEPHEN, Governor-General of the Commonwealth of Australia, pursuant to section 42 of the Constitution of the Commonwealth of Australia, hereby authorise JOAN CHILD, Speaker of the House of Representatives, from time to time, at Parliament House, Canberra, in the Australian Capital Territory, to administer the oath or affirmation of allegiance to such Members of the House of Representatives as have not already made and subscribed that oath or affirmation since their election or last election to the House of Representatives.

Dated 11 February 1986.

NINIAN STEPHEN
Governor-General

By His Excellency's Command
BOB HAWKE
Prime Minister

- 6 RESIGNATION OF MEMBER AND ISSUE OF WRIT—SCULLIN DIVISION:** Madam Speaker informed the House that His Excellency the Governor-General had, on 20 December 1985, received a letter from the Honourable Dr Henry Alfred Jenkins resigning his seat as Member for the Electoral Division of Scullin, in the State of Victoria, and that His Excellency had issued a writ on 3 January 1986 for the election of a Member to serve for the said Electoral Division. The dates in connection with the election were fixed as follows:

Date of close of rolls Friday, 10 January 1986.
Date of nomination Wednesday, 15 January 1986.
Date of polling Saturday, 8 February 1986.
Date of return of writ On or before Thursday, 28 March 1986.

- 7 RETURN TO WRIT—SCULLIN DIVISION:** Madam Speaker announced that she had received from His Excellency the Governor-General a return to the writ which His Excellency had issued on 3 January 1986 for the election of a Member to serve for the Division of Scullin, in the State of Victoria, to fill the vacancy caused by the resignation of the Honourable Dr Henry Alfred Jenkins, and that, by the endorsement on the writ, it was certified that Harry Jenkins had been elected.

- 8 OATH OF ALLEGIANCE BY MEMBER:** Harry Jenkins was introduced, and made and subscribed the oath of allegiance required by law.

- 9 ELECTION OF CHAIRMAN OF COMMITTEES:** Madam Speaker informed the House that, in view of her election as Speaker, the office of Chairman of Committees was now vacant.

Mr Punch then moved—That Mr McLeay be appointed Chairman of Committees of this House, which motion was seconded by Mr Cunningham.

Mr Sinclair (Leader of the National Party of Australia) moved—That Mr Millar be appointed Chairman of Committees of this House, which motion was seconded by Mr N. A. Brown (Deputy Leader of the Opposition).

There being no further proposal—

Debate ensued.

The House proceeded to ballot; and the ballot being concluded, Madam Speaker reported the result, as follows:

Mr McLeay	78 votes
Mr Millar	64 votes

Mr McLeay was thereupon declared elected as Chairman.

Mr Hawke (Prime Minister), Mr Howard (Leader of the Opposition), Mr Sinclair and Mr Millar congratulated Mr McLeay, who made his acknowledgments to the House.

10 DEATH OF FORMER MEMBER (THE HONOURABLE SIR CHARLES DAVIDSON):

Mr Hawke (Prime Minister) referred to the death of the Honourable Sir Charles Davidson, and moved—That this House expresses its deep regret at the death, on 29 November 1985, of the Honourable Sir Charles Davidson, KBE, a Member of the House of Representatives for the Division of Capricornia from 1946 to 1949, and the Division of Dawson from 1949 to 1963, places on record its appreciation of his long and meritorious public service, and tenders its profound sympathy to his widow and the members of his family in their bereavement.

And Mr Howard (Leader of the Opposition) having seconded the motion, and Mr Sinclair (Leader of the National Party of Australia) and other Members having addressed the House in support thereof, and all Members present having risen, in silence—

Question—passed.

11 DEATH OF FORMER MEMBER (MR R. W. THORBURN):

Mr Hawke (Prime Minister) referred to the death of Mr R. W. Thorburn, and moved—That this House expresses its deep regret at the death, on 30 January 1986, of Mr Ray William Thorburn, a Member of the House of Representatives for the Division of Cook from 1972 to 1975, places on record its appreciation of his long and meritorious public service, and tenders its profound sympathy to his wife and family.

And Mr Howard (Leader of the Opposition) having seconded the motion, and Mr Bowen (Deputy Prime Minister), Mr Sinclair (Leader of the National Party of Australia) and other Members having addressed the House in support thereof, and all Members present having risen, in silence—

Question—passed.

12 MINISTERIAL ARRANGEMENTS: Mr Hawke (Prime Minister) 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.

13 QUESTIONS: Questions without notice were asked.

14 RELEASE OF EVIDENCE AND RECORDS OF HOUSE OF REPRESENTATIVES AND JOINT COMMITTEES—REPORT: Madam Speaker presented the following paper:

Release of evidence and records of House of Representatives and joint committees—Report by the Speaker for period 18 November 1981 to 10 February 1986.

15 PAPERS: The following papers were presented:

Administrative Appeals Tribunal Act—Administrative Review Council—9th Report, for 1984-85.

Australian Children's Television Foundation incorporating ACTF Productions Ltd—Report for 1984-85.

Australian Industry and Technology Council—Summary of proceedings for 1984-85.

Australian Marine Sciences and Technologies Advisory Committee—Report for 1984.

- Australian Security Intelligence Organization Act—Security Appeals Tribunal—Report for 1984-85.
- Australian Water Resources Council—Minutes of 27th meeting, Darwin, 26-7 June 1985.
- Complaints (Australian Federal Police) Act—Federal Police Disciplinary Tribunal—Report for 1984-85.
- Defence Service Homes Act—Defence Service Homes Corporation—Report and financial statements, together with the Auditor-General's Report, for 1984-85.
- Department of Industry, Technology and Commerce—Report for 1984-85, including a report on the Australian Customs Service for the period 10-30 June 1985.
- Department of Primary Industry—Report for 1984-85.
- Honey Industry Act—Australian Honey Board—22nd Report and financial statements, together with the Auditor-General's Report, for 1984-85, together with statement by Mr Kerin, Minister for Primary Industry.
- Ombudsman Act—Commonwealth Ombudsman and Defence Force Ombudsman—Reports for 1984-85.
- Pipeline Authority Act—Pipeline Authority—12th Report and financial statements, together with the Auditor-General's Report, for 1984-85.
- Public Service Act—Public Service Board—Report for 1984-85.
- Repatriation Act—Repatriation Commission—Report for 1984-85.
- Snowy Mountains Hydro-electric Power Act—Snowy Mountains Hydro-electric Authority—36th Report and financial statements, together with the Auditor-General's Report, for 1984-85.
- War Graves Act—Office of Australian War Graves, Department of Veterans' Affairs—Report by Secretary of Department, for 1984-85.
- Wheat Research Act—Report on the operation of the Act for 1984-85.

16 AUSTRALIAN SECURITY INTELLIGENCE ORGANIZATION—REPORT—MOTION TO TAKE NOTE OF PAPER: Mr Bowen (Attorney-General) presented the following paper:

Australian Security Intelligence Organization—Report for 1984-85.

Mr Young (Leader of the House) moved—That the House take note of the paper. Debate adjourned (Mr N. A. Brown—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.

17 FREEDOM OF EXPRESSION AND SECTION 116 OF THE BROADCASTING AND TELEVISION ACT 1942—REPORT BY HUMAN RIGHTS COMMISSION—MOTION TO TAKE NOTE OF PAPER: Mr Bowen (Attorney-General) presented the following paper:

Human Rights Commission Act—Human Rights Commission—Report No. 16—Freedom of expression and section 116 of the *Broadcasting and Television Act 1942*, dated 11 November 1985.

Mr Young (Leader of the House) moved—That the House take note of the paper. Debate adjourned (Mr N. A. Brown—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.

18 AUSTRALIAN BICENTENNIAL ROAD DEVELOPMENT PROGRAM—REPORT—MOTION TO TAKE NOTE OF PAPER: Mr P. F. Morris (Minister for Transport) presented the following paper:

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 1984-85.

Mr Young (Leader of the House) moved—That the House take note of the paper. Debate adjourned (Mr N. A. Brown—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.

- 19 **TRANS AUSTRALIA AIRLINES—REPORT—MOTION TO TAKE NOTE OF PAPER:**
 Mr P. F. Morris (Minister for Aviation) presented the following paper:
 Australian National Airlines Act—Australian National Airlines Commission (TAA)—40th Report and financial statements, together with the Auditor-General's Report, for 1984-85.
 Mr Young (Leader of the House) moved—That the House take note of the paper.
 Debate adjourned (Mr N. A. Brown—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.
- 20 **BRITISH NUCLEAR TESTS IN AUSTRALIA—REPORT OF ROYAL COMMISSION—PAPERS—MOTION TO TAKE NOTE OF PAPERS:** Mr Jones (Minister representing the Minister for Resources and Energy) presented the following papers:
 British nuclear tests in Australia—Royal Commission—Report—
 Volume 1.
 Volume 2.
 Conclusions and recommendations.
 Statement by Senator Evans, Minister for Resources and Energy.
 Mr Young (Leader of the House) moved—That the House take note of the papers.
 Debate adjourned (Mr N. A. Brown—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.
- 21 **SUPERVISING SCIENTIST FOR THE ALLIGATOR RIVERS REGION—REPORT—MOTION TO TAKE NOTE OF PAPER:** Mr Cohen (Minister for Arts, Heritage and Environment) presented the following paper:
 Environment Protection (Alligator Rivers Region) Act—7th Report of the Supervising Scientist on the operation of the Act, for 1984-85.
 Mr Young (Leader of the House) moved—That the House take note of the paper.
 Debate adjourned (Mr N. A. Brown—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.
- 22 **PETITIONS:** The Clerk announced that the following Members had each lodged petitions for presentation, viz.:
- Mr Baldwin, Mr Free, Mr Humphreys, Mr Jones, Mr Jull, Mr Langmore, Mr Lindsay, Mr Maher and Mr Moore—from certain citizens praying that the export of koalas be discontinued, their habitats be revegetated and funding be made available for research into koala diseases.
 - Dr Blewett, Mr Duncan, Mr Hall, Mr Jacobi, Mr O'Neil, Mr Wilson and Mr Young—from certain residents of South Australia praying that the Australian Bill of Rights Bill 1985 be rejected.
 - Mr E. C. Cameron, Mr Charles, Mr P. S. Fisher, Mr Hawker, Mr McArthur, Mrs Mayer and Mr O'Keefe—from certain citizens praying that the national flag not be changed except by a referendum.
 - Mr Ruddock—from certain citizens in similar terms to the last preceding petition.
 - Mr Bilney, Mr Duncan, Mr Hall, Mr Jacobi, Mr O'Neil and Mr Wilson—from certain citizens praying that both the Australian Bill of Rights Bill and the Human Rights and Equal Opportunity Commission Bill be rejected.
 - Mr Cunningham, Mr Hawker, Mr Lloyd, Mr McArthur and Mr O'Keefe—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 Baldwin, Mr Dawkins, Mr Maher and Mr O'Keefe—from certain citizens praying that all federal funding to children's services be restored.
 - Mr Kerin, Mr Moore, Mr O'Neil and Mr White—from certain citizens praying that the findings of the Senate Select Committee on Animal Welfare on the export of live sheep from Australia be accepted.
 - Mr Baldwin, Mr Langmore and Mr Lindsay—from certain citizens praying that wild horses be protected from industry and indiscriminate slaughter.

- Mr Blunt, Mr Cohen and Mr Dobie—from certain citizens praying that the regulation requiring a licence fee to operate a marine band radio be rescinded.
- Mr Carlton, Mr Hand and Mr Lloyd—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.
- Mr Carlton—from certain citizens in similar terms to the last preceding petition.
- Mr Cohen, Mr Kerin and Mr Scholes—from certain citizens praying that the Otway Forests, Vic., be protected for the future and that no licence be granted to export woodchips from the Otways.
- Mr Baldwin and Mr Everingham—from certain citizens praying that new initiatives be taken to encourage all member states of the United Nations to conclude a treaty banning all nuclear weapon tests and that certain other action be taken in relation to nuclear weapon tests.
- Mr Baldwin and Mr Lindsay—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 Blunt and Mr Slipper—from certain residents of the Divisions of Richmond and Fisher, respectively, praying that means be sought for the protection of the people's interests to prevent Ayers Rock being handed over to an Aboriginal Land Council.
- Mr Blunt and Mr Slipper—from certain residents of the Divisions of Richmond and Fisher, respectively, praying that depreciation be allowed on all buildings used to produce rental income.
- Mr Blunt and Mr Slipper—from certain residents of the Divisions of Richmond and Fisher, respectively, praying that the capital gains tax proposal be abandoned.
- Mr Duffy and Mr Howe—from certain residents of Victoria praying that there be no changes to current funding arrangements of the children's services program until a full review takes place.
- Mr Humphreys 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.
- Ms McHugh and Mr A. A. Morris—from certain citizens praying that the tax free threshold for overseas students be reinstated and that certain other action be taken in support of overseas students.
- Mr Robinson and Mr Ruddock—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 Baldwin—from certain citizens praying that arrangements be made for a meeting between the Governments of the USA and Australia to renegotiate treaties to cancel and remove all foreign military and intelligence facilities from Australian soil.
- Mr Bilney—from certain citizens praying that the proposed cut back of funding of pre-school services in South Australia be reconsidered.
- Mr Bilney—from certain citizens praying that the needs of the elderly be considered more important than the provision of funds to the South Australian Government for the Grand Prix.
- Mr Blunt—from certain citizens praying that all changes to benefits for veterans and conditions of service for military personnel announced in the May 1985 economic statement be withdrawn.
- Mr Blunt—from certain citizens praying that the 1985 tax proposals outlined in the Government's White Paper be rejected.
- Mr Slipper—from certain residents of the Division of Fisher in similar terms to the last preceding petition.
- Mr Blunt—from certain residents of the Division of Richmond praying that the Australian Bill of Rights Bill be repealed.

- Mr Blunt—from certain residents of the Division of Richmond praying that the superannuation claim of the trade union movement be rejected and superannuation be allowed to develop without trade union domination.
- Mr Blunt—from certain residents of the Division of Richmond praying that the total ban on entertainment expenses be abandoned and tax deductibility be allowed for legitimate and necessary expenses.
- Mr Braithwaite—from certain citizens praying that urgent financial assistance be provided to the sugar industry.
- Mr N. A. Brown—from certain citizens praying that the Australian flag not be changed.
- Mr Cadman—from certain citizens praying that the rights of private enterprise be protected and any inequitable additional taxes be rejected.
- 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 Campbell—from certain citizens praying that chiropractic care be included under the National Health Act.
- Mr Duffy—from certain citizens praying that a Royal Commission be appointed to inquire into the imprisonment of Mrs Lindy Chamberlain.
- Mr Duncan—from certain citizens praying that trade sanctions be imposed against South Africa and certain other action be taken against South Africa.
- Mr Everingham—from certain citizens praying that Commodore E. E. Johnston, AM, OBE, be appointed for a further 5 years as Administrator of the Northern Territory.
- Mr T. A. Fischer—from certain citizens praying that the Tertiary Education Assistance allowance be raised to the level of the unemployment benefit.
- Mr Grace—from certain citizens praying that the ban on the export of kangaroo products be re-applied.
- Mr Hawker—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 praying that the last line of each verse of the Australian national anthem be altered to read "In joyful strains then let us sing God bless Australia fair".
- Mr Hawker—from certain citizens praying that the assets tests on pensions be repealed.
- Mr Howard—from certain citizens praying that proposals for compulsory unionisation within the architectural profession be rejected and that certain other action be taken to support the independence of the architectural profession and the building industry.
- Mr Howard—from certain citizens praying that TAFE leisure courses be restored to their 1985 level.
- Mr Howard—from certain citizens praying that any form of indirect or universal consumption tax be opposed.
- Mr Jacobi—from certain electors praying that a national referendum on immigration be held in conjunction with the next elections.
- Mr Jones—from certain residents of Victoria praying that the proposals to change laws relating to qualifying periods for the granting of pensions be rejected.
- Mrs Kelly—from certain citizens praying that the Racial Discrimination Act be amended to outlaw incitement to racial hatred and in certain other ways.
- Mr Kent—from certain citizens praying that the decision to close the Enterprise Migrant Hostel, Vic., be reversed.
- 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 Kerin—from certain citizens praying that any proposal to legislate for the establishment of plant variety rights in Australia be rejected.
- Ms McHugh—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 Porter—from certain citizens praying that present federal funding of pre-school education be maintained.
- Mr Moore—from certain residents of Queensland in similar terms to the last preceding petition.
- Mr Rocher—from certain citizens praying that the existing national flag remain sacrosanct.
- Mr Slipper—from certain residents of the Division of Fisher in the same terms as the last preceding petition.
- Mr Slipper—from certain residents of the Division of Fisher praying that the assets test be reconsidered.
- Mr Slipper—from certain residents of the Division of Fisher praying that the right to work be acknowledged and protected and that certain other action be taken to protect workers.
- Mr Slipper—from certain residents of the Shire of Caboolture, Qld, praying that the funding of child care in the shire be given special consideration and certain other action be taken in relation to child care funding.
- Mr Spender—from certain citizens praying that the tropical rainforests of north Queensland be nominated for inclusion in the world heritage list.
- Dr Watson—from M.R. Zaugg praying that legislation be introduced or amended to permit negotiated employment contracts as an alternative for those who do not wish to have a trade union acting for them.

Petitions received.

23 MESSAGES FROM THE SENATE: Messages from the Senate were reported:

(a) returning the following Bills without amendment:

2 December 1985—Message—

No. 178—Australia 1986 [1985].

No. 179—Australia (Request and Consent) 1985.

No. 180—States Grants (General Revenue) 1985.

No. 181—Appropriation (Parliamentary Departments) 1985–86.

3 December 1985—Message—

No. 182—Health Legislation Amendment (No. 2) 1985.

No. 183—States Grants (Tertiary Education Assistance) Amendment (No. 3) 1985.

No. 184—Commonwealth Education Institutions (Overseas Students) Amendment 1985.

No. 185—States Grants (Education Assistance—Participation and Equity) Amendment (No. 2) 1985.

No. 186—States Grants (Schools Assistance) Amendment 1985.

No. 187—States Grants (Nurse Education Transfer Assistance) 1985.

No. 188—States Grants (Tertiary Education Assistance) Amendment (No. 2) 1985.

5 December 1985—Message—

No. 189—Repatriation Legislation Amendment (Extension of Operation) 1985.

No. 190—Taxation Laws Amendment (No. 3) 1985.

No. 191—Social Security (Poverty Traps Reduction) 1985.

No. 192—Australian Capital Territory Stamp Duty Amendment 1985 (*without requests*).

No. 193—Bank Account Debits Tax Amendment 1985 (*without requests*).

No. 194—Income Tax (Companies, Corporate Unit Trusts and Superannuation Funds) Amendment 1985 (*without requests*).

No. 195—Taxation Laws Amendment (No. 4) 1985.

- No. 196—Income Tax Assessment Amendment (No. 2) 1985.
- No. 197—Customs and Excise Legislation Amendment (No. 2) 1985.
- No. 198—Customs Tariff Amendment (No. 2) 1985 (*without requests*).
- No. 199—Customs Undertakings (Penalties) Amendment 1985.
- No. 200—Sales Tax (Exemptions and Classifications) Amendment (No. 2) 1985.
- No. 201—Sales Tax Assessment (No. 11) 1985.
- No. 202—Sales Tax (No. 11A) 1985 (*without requests*).
- No. 203—Sales Tax (No. 11B) 1985 (*without requests*).
- No. 205—Bounty (Commercial Motor Vehicles) Amendment (No. 2) 1985.
- No. 206—Subsidy (Grain Harvesters and Equipment) 1985.
- No. 207—Home and Community Care 1985.
- No. 208—Home and Community Care (Miscellaneous Amendments) 1985.
- No. 209—Australian Trade Commission 1985 [No. 2].
- No. 210—Australian Trade Commission (Transitional Provisions and Consequential Amendments) 1985 [No. 2].
- 6 December 1985—Message—
 - No. 211—Petroleum Revenue 1985.
 - No. 212—Excise Tariff Amendment (No. 2) 1985 (*without requests*).
 - No. 213—Customs Tariff (Stand-By Duty) 1985 (*without requests*).
 - No. 214—Broadcasting and Television Legislation Amendment (No. 2) 1985.
 - No. 215—Companies and Securities Legislation (Miscellaneous Amendments) 1985.
 - No. 216—Statute Law (Miscellaneous Provisions) (No. 2) 1985.
 - No. 217—Commonwealth Banks Amendment 1985.
 - No. 218—Census and Statistics Amendment 1985.
 - No. 219—Foreign States Immunities 1985.
 - No. 220—Stevedoring Industry Levy Amendment 1985.
 - No. 221—Evidence Amendment 1985.
 - No. 222—Judicial and Statutory Officers (Remuneration and Allowances) Amendment 1985.
 - No. 223—Public Lending Right 1985.
 - No. 224—Quarantine (Validation of Fees) 1985.
 - No. 225—Ashmore and Cartier Islands Acceptance Amendment 1985.
- (b) agreeing to the amendments made by the House in the following Bill:
 - 5 December 1985—Message No. 204—Public Service and Statutory Authorities Amendment 1985.

24 **MESSAGES FROM THE GOVERNOR-GENERAL—ASSENT TO BILLS:** Messages from His Excellency the Governor-General were announced informing the House that His Excellency, in the name of Her Majesty, had assented to the following Bills:

- 4 December 1985—Message—
 - No. 104—Companies Amendment 1985.
 - No. 105—Appropriation (Parliamentary Departments) 1985-86.
 - No. 106—
 - Australia 1986.
 - Australia (Request and Consent) 1985.
- 5 December 1985—Message—
 - No. 107—
 - Sales Tax Laws Amendment (No. 2) 1985.
 - Sales Tax (Exemptions and Classifications) Amendment 1985.
 - Sales Tax (Nos. 1 to 4) Amendment 1985.
 - Sales Tax (No. 5) Amendment (No. 2) 1985.
 - Sales Tax (Nos. 6 to 9) Amendment 1985.
 - Overseas Students Charge Amendment 1985.
 - States Grants (General Revenue) 1985.

- No. 108—Repatriation Legislation Amendment (Extension of Operation) 1985.
- 11 December 1985—Message—
- No. 109—
 Child Care Amendment 1985.
 Pipeline Authority Amendment 1985.
- No. 110—
 States Grants (Tertiary Education Assistance) Amendment (No. 3) 1985.
 Commonwealth Education Institutions (Overseas Students) Amendment 1985.
 States Grants (Education Assistance—Participation and Equity) Amendment (No. 2) 1985.
 States Grants (Schools Assistance) Amendment 1985.
 States Grants (Nurse Education Transfer Assistance) 1985.
 States Grants (Tertiary Education Assistance) Amendment (No. 2) 1985.
- No. 111—Public Service and Statutory Authorities Amendment 1985.
- 16 December 1985—Message—
- No. 112—
 Health Legislation Amendment (No. 2) 1985.
 Taxation Laws Amendment (No. 3) 1985.
 Social Security (Poverty Traps Reduction) 1985.
 Australian Capital Territory Stamp Duty Amendment 1985.
 Bank Account Debits Tax Amendment 1985.
 Income Tax (Companies, Corporate Unit Trusts and Superannuation Funds) Amendment 1985.
 Taxation Laws Amendment (No. 4) 1985.
 Income Tax Assessment Amendment (No. 2) 1985.
- No. 113—
 Customs and Excise Legislation Amendment (No. 2) 1985.
 Customs Tariff Amendment (No. 2) 1985.
 Customs Undertakings (Penalties) Amendment 1985.
 Sales Tax (Exemptions and Classifications) Amendment (No. 2) 1985.
 Sales Tax Assessment (No. 11) 1985.
 Sales Tax (No. 11A) 1985.
 Sales Tax (No. 11B) 1985.
 Bounty (Commercial Motor Vehicles) Amendment (No. 2) 1985.
 Subsidy (Grain Harvesters and Equipment) 1985.
 Home and Community Care 1985.
 Home and Community Care (Miscellaneous Amendments) 1985.
 Australian Trade Commission 1985.
 Australian Trade Commission (Transitional Provisions and Consequential Amendments) 1985.
- No. 114—
 Petroleum Revenue 1985.
 Excise Tariff Amendment (No. 2) 1985.
 Customs Tariff (Stand-By Duty) 1985.
 Broadcasting and Television Legislation Amendment 1985.
 Companies and Securities Legislation (Miscellaneous Amendments) 1985.
 Statute Law (Miscellaneous Provisions) (No. 2) 1985.
 Commonwealth Banks Amendment 1985.
 Census and Statistics Amendment 1985.
 Foreign States Immunities 1985.
 Stevedoring Industry Levy Amendment 1985.
 Evidence Amendment 1985.
 Judicial and Statutory Officers (Remuneration and Allowances) Amendment 1985.
 Public Lending Right 1985.

Quarantine (Validation of Fees) 1985.

Ashmore and Cartier Islands Acceptance Amendment 1985.

25 **MESSAGES FROM THE SENATE:** Messages from the Senate were reported—

- (a) concurring in the resolution of the House relating to the appointment of a Joint Select Committee on the Government's proposals for an Australia Card, and agreeing 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—29 November 1985—Message No. 176.
- (b) acquainting the House of the Senate resolution referring the Constitution Alteration (Democratic Elections) Bill 1985 to the Joint Select Committee on Electoral Reform for inquiry and report—6 December 1985—Message No. 227.

26 **MESSAGE FROM THE GOVERNOR-GENERAL—VETERANS' ENTITLEMENTS (TRANSITIONAL PROVISIONS AND CONSEQUENTIAL AMENDMENTS) BILL 1985:** The following message from His Excellency the Governor-General was announced:

NINIAN STEPHEN

Governor-General

Message No. 115

In accordance with section fifty-eight of the Constitution the Governor-General returns to the House of Representatives a proposed law intituled—

Veterans' Entitlements (Transitional Provisions and Consequential Amendments) Act 1985 which has been presented to him for the Queen's Assent, and transmits herewith the following amendments that he recommends to be made to the proposed law.

Canberra, 4 December 1985

AMENDMENTS RECOMMENDED

- (1) Clause 2, page 1, line 9, omit "5 December 1985", insert "a day to be fixed by Proclamation".
 - (2) Clause 3, page 2, line 8, omit "5 December 1985", insert "the day fixed by Proclamation under sub-section 2 (1)".
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Ordered—That the message be taken into consideration, in committee of the whole House, at the next sitting.

27 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—FALL IN WORLD FUEL PRICES:** The House was informed that Mr Howard (Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The damage that will be done to the living standards and security of Australians and their families if the Hawke Government refuses to pass on to all Australians the full benefit of the fall in world fuel prices".

The proposed discussion having received the necessary support—

Mr Howard addressed the House.

Discussion ensued.

Discussion concluded.

28 **PARLIAMENTARY CATERING SERVICE—INDUSTRIAL SITUATION—STATEMENT BY MADAM SPEAKER:** Madam Speaker made a statement informing the House of an industrial dispute involving staff of the Parliamentary catering service.

29 MESSAGE FROM THE SENATE—JUDICIARY AMENDMENT BILL 1985: The following message from the Senate was reported:

Message No. 226

Mr Speaker,

The Senate returns to the House of Representatives the Bill for "*An Act to amend section 69 of the 'Judiciary Act 1903', and for related purposes*", and acquaints the House that the Senate has agreed to the Bill with the Amendment indicated by the annexed Schedule, in which Amendment the Senate requests the concurrence of the House of Representatives.

DAVID HAMER
Deputy-President

The Senate,
Canberra, 6 December 1985

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

In the committee

SCHEDULE OF THE AMENDMENT MADE BY THE SENATE

Page 1, clause 3, lines 9 to 15, leave out the clause, insert the following new clause:

Indictments

"3. Section 69 of the Principal Act is amended by inserting in sub-section (3) 'or refer the matter to such legal aid authorities as the Attorney-General considers appropriate' after 'the accused person'."

On the motion of Mr Bowen (Attorney-General) the amendment was agreed to, after debate.

Resolution to be reported.

The House resumed; Mr McLeay reported accordingly.

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

30 MESSAGE FROM THE SENATE—BROADCASTING AND TELEVISION LEGISLATION AMENDMENT BILL 1985: The following message from the Senate was reported:

Message No. 177

Mr Speaker,

The Senate returns to the House of Representatives the Bill for "*An Act relating to broadcasting and television*", 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.

DAVID HAMER
Deputy-President

The Senate,
Canberra, 29 November 1985

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 5, clause 5, at end of clause, add the following new sub-clauses:

"(3) Where, before the commencement of this Act, a purported election of a person as the staff-elected Director or as the deputy of the staff-elected Director was held or commenced to be held in a manner approved by the Board, the purported election so held, or the purported election so commenced to be held as completed after the commencement of this Act, shall be deemed to have been or to be as valid and effectual as it would

have been or would be if it had been or were held after the commencement of this Act in accordance with sub-section (2).

“(4) An election of the staff-elected Director to which sub-section (3) applies shall, for the purposes of sub-section 4 (4), be deemed to be the first election of the staff-elected Director to be held after the commencement of this Act.”.

No. 2—Page 11, after clause 18, add the following new clause:

Special provisions relating to advertisements

“19. Section 100 of the Principal Act is amended by adding at the end of sub-section (6) ‘, provided that, where a period of 60 days has elapsed from the date of lodgement of the text of the proposed advertisement and the Secretary to the Department of Health or the Secretary’s delegate has not notified approval or disapproval of the text, the licensee may broadcast or televise the advertisement in the terms of the text as lodged with the Secretary or the Secretary’s delegate’.”.

No. 3—Page 11, after new clause 19, add the following new clause:

Broadcasting or televising of political matter or controversial matter

“20. Section 116 of the Principal Act is amended by omitting sub-section (2).”.

On the motion of Mr Duffy (Minister for Communications) the amendments were agreed to, after debate.

Resolution to be reported.

The House resumed; Mr McLeay reported accordingly.

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

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

Question—put and passed.

And then the House, at 7.31 p.m., adjourned until tomorrow at 10 a.m.

PAPERS: The following papers were deemed to have been presented on 11 February 1986:

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

Australian War Memorial—Report for 1984-85.

Capital Territory Health Commission—Report for 1984-85.

Legal Aid Commission (ACT)—Report for 1984-85.

Air Navigation Act—Regulations—Statutory Rules 1985, No. 329.

Air Navigation (Charges) Act—Regulation—Statutory Rules 1985, No. 330.

Ashmore and Cartier Islands Acceptance Act—Ordinance—1985—No. 1—Migratory Birds (Amendment).

Audit Act—Regulations—Statutory Rules 1985, No. 333.

Australian Meat and Live-stock Corporation Act—Orders—1985—

M25/85—Export of Chilled and/or Frozen Meat to the People’s Republic of China.

M26/85—Export of Airfreighted Bone-in Carcase Lamb to UAE.

MS8/85—Contract Requirements—Shipping of Meat to East Coast of North America and Gulf Ports, USA.

MS9/85—Contract Requirements—Shipping of Meat to West Coast of North America.

Australian Trade Commission Act—Regulations—Statutory Rules 1985, No. 371.

Banks (Shareholdings) Act—Regulations—Statutory Rules 1985, Nos. 336, 337, 338, 376.

Canned Fruits Levy Act—Regulations—Statutory Rules 1985, No. 314 (*in substitution for the paper presented on 28 November 1985*).

- Census and Statistics Act—Australian Bureau of Statistics—Statements of disclosure of information—1986—
- No. 1—List of names and addresses of agricultural establishments for Australian Meat and Live-stock Corporation.
 - No. 2—List of names and addresses of business establishments for Institute of Family Studies.
- Christmas Island Act—Ordinances—1985—
- No. 10—Phosphate Mining Corporation of Christmas Island Provident Fund.
 - No. 11—Motor Traffic (Amendment).
 - No. 12—Migratory Birds (Amendment).
 - No. 13—Phosphate Mining Corporation of Christmas Island (Amendment).
- Cocos (Keeling) Islands Act—Ordinances—1985—
- No. 3—Civil Law (Amendment).
 - No. 4—Migratory Birds (Amendment).
- Commonwealth Employees (Redeployment and Retirement) Act—Regulations—Statutory Rules 1985, No. 381.
- Commonwealth Teaching Service Act—Determination—1985—No. 4.
- Coral Sea Islands Act—Ordinance—1985—No. 2—Migratory Birds (Amendment).
- Criminology Research Act—Regulation—Statutory Rules 1985, No. 347.
- Currency Act—Regulations—Statutory Rules 1985, No. 369.
- Customs Act—Regulations—Statutory Rules 1985, Nos. 377, 378.
- Defence Act—
- Defence Force Regulations—Declarations of defence practice areas—
 - Army 1/85, dated 2 December 1985.
 - Army 2/85, dated 6 December 1985.
 - Defence Force Remuneration Tribunal—Determination—1985—No. 8—Separation Allowances.
- Determinations—
- 1985—
- No. 72—Insurance on Removal Overseas.
 - No. 73—Travelling Allowance and other allowances.
 - No. 74—Intermediate Term Duty Living Allowance and other allowances.
 - No. 75—Dwelling Purchase or Sale Expenses Allowance.
 - No. 76—Intermediate Term Duty Living Allowance and other allowances.
 - No. 77—Special Action Forces Allowance and High Electricity Charges Allowance.
 - No. 78—Temporary Rental Allowance and Temporary Accommodation Allowance.
- 1986—
- No. 1—Intermediate Term Duty Living Allowance and other allowances.
 - No. 2—Overseas Living Out Allowance and other allowances.
 - No. 3—Overseas Living Out Allowance and other allowances.
- Regulation—Statutory Rules 1985, No. 331.
- Defence Force Discipline Act—Regulations—Statutory Rules 1985, No. 332.
- Defence Force Retirement and Death Benefits Act—Regulations—Statutory Rules 1985, Nos. 324, 325.
- Excise Act—Regulations—Statutory Rules 1985, No. 357.
- Export Inspection (Establishment Registration Charge) Act—Regulations—Statutory Rules 1985, No. 362.
- Export Inspection Charges Collection Act—Regulations—Statutory Rules 1985, No. 363.
- Export Inspection (Quantity Charge) Act—Regulations—Statutory Rules 1985, No. 360.
- Export Inspection (Service Charge) Act—Regulations—Statutory Rules 1985, No. 361.
- Export Market Development Grants Act—Regulations—Statutory Rules 1985, No. 370.

- Extradition (Foreign States) Act—Regulations—Statutory Rules 1985, Nos. 321, 340, 349, 350, 351, 386.
- Fisheries Act—
Notices, Nos. 152, 155, 156, 157.
Regulation—Statutory Rules 1985, No. 358.
- Foreign Fishing Boats Levy Act—Declaration under sub-section 4 (4), dated 25 November 1985.
- Freedom of Information Act—Regulations—Statutory Rules 1985, No. 348.
- Health Insurance Act—Regulations—Statutory Rules 1985, No. 356.
- Honey Levy Collection Act—Regulations—Statutory Rules 1985, No. 365.
- Insurance (Agents and Brokers) Act—Regulations—Statutory Rules 1985, Nos. 367, 368.
- International Organizations (Privileges and Immunities) Act—Regulations—Statutory Rules 1985, No. 327.
- Judiciary Act—High Court Rules—Statutory Rules 1985, No. 387.
- Lands Acquisition Act—Statements (4) of lands acquired by agreement authorised under sub-section 7 (1).
- Management and Investment Companies Act—Regulation—Statutory Rules 1985, No. 384.
- Maternity Leave (Commonwealth Employees) Act—Regulations—Statutory Rules 1985, Nos. 366, 382.
- Members of Parliament (Staff) Act—Regulations—Statutory Rules 1985, No. 379.
- Merit Protection (Australian Government Employees) Act—Regulations—Statutory Rules 1985, No. 380.
- National Health Act—Regulations—Statutory Rules 1985, No. 320.
- National Measurement Act—Regulations—Statutory Rules 1985, No. 315.
- National Occupational Health and Safety Commission Act—Regulations—Statutory Rules 1985, No. 385.
- Navigation Act—Navigation (Orders) Regulations—Orders—1985—
No. 5—Marine, Part 9.
No. 6—Marine, Parts 3, 5, 6, 7.
No. 7—Marine, Part 4.
- Northern Territory (Self-Government) Act—Regulations—Statutory Rules 1985, No. 346.
- Overseas Students Charge Act—Regulations—Statutory Rules 1985, No. 352.
- Overseas Students Charge Collection Act—Regulations—Statutory Rules 1985, No. 353.
- Overseas Telecommunications Act—Regulation—Statutory Rules 1985, No. 323.
- Postal Services Act—Regulation—Statutory Rules 1985, No. 322.
- Proclamations by His Excellency the Governor-General fixing the dates on which the following Acts and sections of Acts shall come into operation—
Australian Trade Commission Act 1985—Provisions other than sections 1, 2, 3 and 97—6 January 1986.
Export Inspection Charges (Miscellaneous Amendments) Act 1985—1 January 1986.
Insurance (Agents and Brokers) Act 1984—Part III—1 January 1986.
Merit Protection (Australian Government Employees) Act 1984—
Subdivisions C, E and F of Division 2 of Part II—1 January 1986.
Subdivision D of Division 2 of Part II—1 February 1986.
National Occupational Health and Safety Commission Act 1985—20 December 1985.
Petroleum (Submerged Lands) Amendment Act 1985—Sections 5, 8 and 38—2 December 1985.

Public Service Reform Act 1984—

Sections 30, 61, 63 to 77 (inclusive), 79, 98 and 103, sub-section 109 (4), sections 145 to 148 (inclusive), sub-sections 151 (3), (4), (7) and (8) and 159 (2), (3), (4) and (6)—1 January 1986.

Sections 85 and 86, sub-section 87 (2), section 88, sub-sections 95 (1) and 126 (2), sections 129, 131 and 133 and sub-sections 137 (2) and 159 (5)—1 February 1986.

Registration of Deaths Abroad Act 1984—1 December 1985.

Removal of Prisoners (Australian Capital Territory) Act 1968—Amendments made by the *Statute Law (Miscellaneous Provisions) Act (No. 1) 1985*—1 February 1986.

Social Security and Repatriation (Budget Measures) Amendment Act 1985—

Sections 5 and 6—18 December 1985.

Sub-section 45 (3) and sections 47 and 51—1 January 1986.

States Grants (General Revenue) Act 1985—9 December 1985.

Student Assistance Amendment Act 1985—Sections 4, 5, 6, 7, 8, 9, 10, 15 and 16—1 January 1986.

*Public Service Act—**Determinations—*

1985—Nos. 93, 94, 95, 96, 97, 99, 100, 102.

1986—Nos. 1, 2, 3, 4.

Parliamentary Presiding Officers' Determination—1985—No. 6.

Regulations—Statutory Rules 1985, Nos. 334, 383.

Quarantine Act—Regulations—Statutory Rules 1985, Nos. 345, 364.

Radiocommunications Act—Standard—Statutory Rules 1985, No. 339.

Remuneration Tribunals Act—Remuneration Tribunal—Determinations—

1985/20—Holders of public office on the Snowy Mountains Engineering Corporation and other bodies.

1985/21—Chairman, Australian Bicentennial Authority.

Seat of Government (Administration) Act—

Determinations listing fees for purposes of—

Business Franchise (Tobacco and Petroleum Products) Ordinance, dated 20 November 1985.

Motor Traffic Ordinance, dated 16 December 1985.

Ordinances—1985—

No. 61—Evidence (Amendment) (No. 2).

No. 62—Crimes (Amendment) (No. 5).

No. 63—Motor Traffic (Amendment) (No. 7).

No. 64—Supervision of Offenders (Community Service Orders) (Amendment).

No. 65—Perpetuities and Accumulations.

No. 66—Limitation.

No. 67—Magistrates Court.

No. 68—Insane Persons and Inebriates (Committal and Detention) (Amendment).

No. 70—Sale of Motor Vehicles (Amendment).

No. 71—Real Property (Amendment).

No. 72—Air Pollution (Amendment).

No. 73—Motor Traffic (Amendment) (No. 8).

No. 74—Co-operative Societies (Amendment) (No. 2).

No. 75—Crimes (Amendment) (No 6).

Regulations—1985—No. 27 (Air Pollution Ordinance).

States Grants (Petroleum Products) Act—Amendments to the schedules to the subsidy schemes in relation to the States, dated 23 January 1986.

States Grants (Tertiary Education Assistance) Act 1984—Statement of particulars of direction given under sub-section 46 (2), dated 18 December 1985.

Student Assistance Act—Regulations—Statutory Rules 1985, Nos. 354, 372, 373.

Superannuation Act—Regulations—Statutory Rules 1985, Nos. 326, 328, 343, 344, 355, 374, 375.

Telecommunications Act—Australian Telecommunications Commission—By-laws—1985—

Telecommunications (Charging Zones and Charging Districts)—Amendment Nos. 62, 63.

Telecommunications (General)—Amendment No. 47.

Torres Strait Fisheries Act—Regulations—Statutory Rules 1985, No. 359.

Wheat Marketing Act—Regulations—Statutory Rules 1985, No. 335.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Burr, Mr Dawkins, Mr Griffiths, Mr Kent and Mr Maher.

A. R. BROWNING

Clerk of the House of Representatives