

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 42

TUESDAY, 15 MARCH 1988

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- 1 The House met, at 2 p.m., pursuant to adjournment. Madam Speaker (the Honourable Joan Child) took the Chair, and read Prayers.
 - 2 **RESIGNATION OF MEMBER AND ISSUE OF WRIT—GROOM DIVISION:** Madam Speaker announced that she had, on 29 February 1988, received a letter from the Honourable Daniel Thomas McVeigh resigning his seat as Member for the electoral division of Groom in the State of Queensland. Madam Speaker stated that on 4 March 1988 she had issued a writ for the election of a Member to serve for the said electoral division. The dates in connection with the election were fixed as follows:
 - Close of rolls—Friday, 11 March 1988.
 - Date of nomination—Friday, 18 March 1988.
 - Date of polling—Saturday, 9 April 1988.
 - Return of writ—On or before Sunday, 12 June 1988.
 - 3 **COMMONWEALTH DAY 1988—MINISTERIAL STATEMENT:** Mr Hawke (Prime Minister), by leave, made a ministerial statement relating to the commemoration of Commonwealth Day and the significance of the Commonwealth of Nations. Mr Howard (Leader of the Opposition), by leave, also made a statement on the matter.
 - 4 **MINISTERIAL ARRANGEMENTS:** Mr Hawke (Prime Minister) informed the House that, during the absence abroad of Mr Dawkins (Minister for Employment, Education and Training), Mr Duncan (Minister for Employment and Education Services) was acting as Minister for Employment, Education and Training.
 - 5 **QUESTIONS:** Questions without notice being asked—
 - Paper:* Mr Howard (Leader of the Opposition), by leave, presented the following paper:
 - Health Insurance Act—Disclosure of information to the Member for Canning—Joint opinion by Mr R. J. Ellicott, Q.C. and Mr P. M. Jacobson, barristers, for Deane, Haselhurst and Howard, solicitors, acting for the Australian Association of Surgeons and the Australian Society of Orthopaedic Surgeons, dated 10 March 1988.
 - Questions without notice continued.
 - 6 **MOTION WITHOUT NOTICE—LEAVE TO MOVE NOT GRANTED:** Mr Howard (Leader of the Opposition) asked leave to move a motion without notice. Objection being raised, leave not granted.
 - 7 **SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED:** Mr Howard (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Leader of the Opposition moving forthwith—That this House, in accordance with the provisions of the

Parliamentary Papers Act 1908, authorises the publication of the joint opinion prepared for the Australian Society of Orthopaedic Surgeons regarding the Commonwealth Minister for Health and the Health Insurance Act, dated 10 March 1988, tabled today by the Leader of the Opposition.

Debate ensued.

The time allowed by standing order 91 for debate on the motion having expired—
Question—put.

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

AYES, 57

Mr Adermann	Dr H. R. Edwards	Mr McGauran	Mr Sharp
Mr Aldred	Mr Fife	Mr MacKellar	Mr Shipton
Mr Andrew*	Mr T. A. Fischer	Mr Macphee	Mr Sinclair
Mr Beale	Mr P. S. Fisher	Mr Miles	Mr Smith
Mr Blunt	Mr Goodluck	Mr Millar	Mr Spender
Mr Braithwaite	Mr Hall	Mr Moore	Mrs Sullivan
Mr N. A. Brown	Mr Halverson	Mr Nehl	Mr Tuckey
Mr Burr	Mr Hawker	Mr Peacock	Mr Webster
Mr D. M. Cameron	Dr Hewson	Mr Porter	Mr White
Mr E. C. Cameron	Mr Hicks*	Mr Pratt	Mr Wilson
Mr I. M. D. Cameron	Mr Howard	Mr Prosser	Dr Woods
Mr Carlton	Mr Hunt	Mr Reith	Dr Wooldridge
Mr Cobb	Mr Jull	Mr Rocher	
Mr Connolly	Mr Lloyd	Mr Ruddock	
Mr Cowan	Mr McArthur	Mr Shack	

NOES, 74

Mr Baldwin	Mr Cunningham*	Mrs Jakobsen	Mr O'Keefe
Mr Beazley	Mrs Darling	Mr Jenkins	Mr O'Neil
Mr Beddall	Mr Dubois	Mr Johns	Mr Price
Mr Bilney	Mr Duncan	Mrs Kelly	Mr Punch
Mr Blanchard	Mr R. F. Edwards	Mr Kent	Mr Saunderson
Dr Blewett	Ms Fatin	Mr Kerin	Mr Scholes
Mr Bowen	Mr Fitzgibbon	Mr Kerr	Mr Sciacca
Mr J. J. Brown	Mr Free	Dr Klugman	Mr Scott
Mr R. J. Brown	Mr Gayler	Mr Lamb*	Mr Simmons
Mr Brumby	Mr Gear	Mr Langmore	Mr Snow
Mr Campbell	Mr Grace	Mr Lavarch	Mr Staples
Mr Charles	Mr Griffiths	Mr Lindsay	Dr Theophanous
Dr Charlesworth	Mr Hand	Ms McHugh	Mr Tickner
Mr Chynoweth	Mrs Harvey	Mr Martin	Mr Uren
Mr Cleeland	Mr Hayden	Mr Mildren	Mr West
Mr Cohen	Mr Holding	Mr Milton	Mr Willis
Mr Courtice	Mr Hollis	Mr A. A. Morris	Mr Wright
Ms Crawford	Mr Howe	Mr P. F. Morris	
Mr Cross	Mr Humphreys	Mr Mountford	

* Tellers

And so it was negatived.

8 NEW PARLIAMENT HOUSE—JOINT STANDING COMMITTEE—REPORTS: The Deputy Speaker presented the following reports from the Joint Standing Committee on the New Parliament House:

Proposed works in the Parliamentary Zone—Reports—

Heritage 200 plaques.

Bus shelters on the landbridge between the new Parliament House and the provisional Parliament House.

Severally ordered to be printed.

9 PAPERS: The following papers were presented:

Advance to the Minister for Finance—Statements for November and December 1987 and January 1988.

Commonwealth Accommodation and Catering Services Ltd—Report, including freedom of information statement, for 1986-87.

Commonwealth Schools Commission—Schooling in rural Australia—Report, dated November 1987.

Grain storage, handling and transport—Report of Royal Commission of Inquiry, dated February 1988—

Volume 1—Report.

Volume 2—Supporting papers.

Volume 3—Supporting papers.

OTC International Limited—Memorandum and articles of association together with accompanying statement, dated 30 November 1987.

Rural Industries Research Act—Poultry Research Council—Report for 1986-87.

Science and Industry Research Act—Commonwealth Scientific and Industrial Research Organisation—Report and financial statements, including the Auditor-General's Report, for 1986-87.

Supported Accommodation Assistance Program Review—Final report—Homes away from home, dated January 1988.

Torres Strait Fisheries Act—Protected Zone Joint Authority—Report for 1986-87.

Wheat Marketing Act—Australian Wheat Board—Report and financial statements, including the Auditor-General's Report, for year ending 30 September 1987.

10 GRAIN STORAGE, HANDLING AND TRANSPORT—REPORT OF ROYAL COMMISSION OF INQUIRY—MOTION TO TAKE NOTE OF PAPER: Mr Beazley (Leader of the House) moved—That the House take note of the following paper:

Grain storage, handling and transport—Report of Royal Commission of Inquiry, dated February 1988—

Volume 1—Report.

Volume 2—Supporting papers.

Volume 3—Supporting papers.

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

11 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:

1 March 1988—Message—

No. 60—Australian National Airlines Amendment 1988.

No. 61—Commonwealth Legal Aid Amendment 1988.

9 March 1988—Message—

No. 62—Child Support 1988.

No. 63—

Extradition 1988.

Extradition (Repeal and Consequential Provisions) 1988.

No. 64—Australian Airlines (Conversion to Public Company) 1988.

12 MESSAGE FROM THE SENATE: Message No. 126, dated 25 February 1988, from the Senate was reported acquainting the House of resolutions agreed to by the Senate relating to parliamentary privilege.

13 PROPOSED DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—STANDARDS OF GOVERNMENT: The House was informed that Mr Tuckey had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The decline in the standards of Government under the Hawke administration".

The proposed discussion having received the necessary support—

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

Question—put.

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

AYES, 73

Mr Baldwin	Mrs Darling	Mr Jenkins	Mr O'Neil
Mr Beazley	Mr Dubois	Mr Johns	Mr Price
Mr Beddall	Mr Duncan	Mrs Kelly	Mr Punch
Mr Bilney	Mr R. F. Edwards	Mr Kent	Mr Saunderson
Mr Blanchard	Ms Fatin	Mr Kerin	Mr Scholes
Dr Blewett	Mr Fitzgibbon	Mr Kerr	Mr Sciacca
Mr Bowen	Mr Free	Dr Klugman	Mr Scott
Mr J. J. Brown	Mr Gayler	Mr Lamb*	Mr Simmons
Mr R. J. Brown	Mr Gear	Mr Langmore	Mr Snow
Mr Brumby	Mr Grace	Mr Lavarch	Mr Staples
Mr Campbell	Mr Griffiths	Mr Lindsay	Dr Theophanous
Mr Charles	Mr Hand	Ms McHugh	Mr Tickner
Dr Charlesworth	Mrs Harvey	Mr Martin	Mr Uren
Mr Chynoweth	Mr Hayden	Mr Mildren	Mr West
Mr Cleland	Mr Holding	Mr Milton	Mr Willis
Mr Courtice	Mr Hollis	Mr A. A. Morris	Mr Wright
Ms Crawford	Mr Howe	Mr P. F. Morris	
Mr Cross	Mr Humphreys	Mr Mountford	
Mr Cunningham*	Mrs Jakobsen	Mr O'Keefe	

NOES, 56

Mr Adermann	Mr Cowan	Mr Lloyd	Mr Ruddock
Mr Aldred	Dr H. R. Edwards	Mr McArthur	Mr Shack
Mr Andrew*	Mr Fife	Mr McGauran	Mr Sharp
Mr Beale	Mr T. A. Fischer	Mr MacKellar	Mr Shipton
Mr Blunt	Mr P. S. Fisher	Mr Macphee	Mr Sinclair
Mr Braithwaite	Mr Goodluck	Mr Miles	Mr Smith
Mr N. A. Brown	Mr Hall	Mr Millar	Mr Spender
Mr Burr	Mr Halverson	Mr Moore	Mrs Sullivan
Mr D. M. Cameron	Mr Hawker	Mr Nehl	Mr Tuckey
Mr E. C. Cameron	Dr Hewson	Mr Porter	Mr Webster
Mr I. M. D. Cameron	Mr Hicks*	Mr Pratt	Mr White
Mr Carlton	Mr Hunt	Mr Prosser	Mr Wilson
Mr Cobb	Mr Jull	Mr Reith	Dr Woods
Mr Connolly	Mr Katter	Mr Rocher	Dr Wooldridge

* Tellers

And so it was resolved in the affirmative.

14 CUSTOMS TARIFF (URANIUM CONCENTRATE EXPORT DUTY) AMENDMENT

BILL 1988: 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—*And on the amendment moved thereto by Mr Smith, viz.*—That all words after “That” be omitted with a view to substituting the following words: “whilst not declining to give the Bill a second reading, the House is of the opinion that the Hawke Government should be condemned:

- (1) for its failure to limit the role, the duties and the accountability of the Office of the Supervising Scientist in the light of 10 years' experience in its monitoring of the Alligator Rivers region, the grant of self-government to the Northern Territory and the establishment of the University College of the Northern Territory; and
- (2) for the imposition of this additional levy on uranium at a time when Australian uranium exporters are struggling to remain competitive on world markets”—

Debate resumed.

Amendment negatived.

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Jones (Minister for Science, Customs and Small Business), the Bill was read a third time.

15 **EXPORT INSPECTION (SERVICE CHARGE) AMENDMENT BILL 1988:** 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 by Mr Lloyd (Deputy Leader of the National Party of Australia) who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not declining to give the Bill a second reading the House is of the opinion that the horticultural export inspection charges should not be implemented until the appropriate industries are consulted and more equitable and accountable charges and procedures are established”.

Debate continued.

Question—That the words proposed to be omitted stand part of the question—put.

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

AYES, 68

Mr Baldwin	Mr Cunningham*	Mr Humphreys	Mr A. A. Morris
Mr Beazley	Mrs Darling	Mrs Jakobsen	Mr Mountford
Mr Beddall	Mr Dubois	Mr Jenkins	Mr O’Keefe
Mr Bilney	Mr Duncan	Mr Johns	Mr O’Neil
Mr Blanchard	Mr R. F. Edwards	Mrs Kelly	Mr Price
Dr Blewett	Ms Fatin	Mr Kent	Mr Sanderson
Mr R. J. Brown	Mr Fitzgibbon	Mr Kerin	Mr Scholes
Mr Brumby	Mr Free	Mr Kerr	Mr Sciacca
Mr Campbell	Mr Gayler	Dr Klugman	Mr Scott
Mr Charles	Mr Gear	Mr Lamb*	Mr Simmons
Dr Charlesworth	Mr Grace	Mr Langmore	Mr Snow
Mr Chynoweth	Mr Griffiths	Mr Lavarch	Mr Staples
Mr Cleeland	Mr Hand	Mr Lindsay	Dr Theophanous
Mr Cohen	Mrs Harvey	Ms McHugh	Mr Tickner
Mr Courtice	Mr Hayden	Mr Martin	Mr Uren
Ms Crawford	Mr Holding	Mr Mildren	Mr West
Mr Cross	Mr Hollis	Mr Milton	Mr Wright

NOES, 51

Mr Adermann	Mr Cowan	Mr McArthur	Mr Shack
Mr Aldred	Dr H. R. Edwards	Mr McGauran	Mr Sharp
Mr Andrew*	Mr Fife	Mr Macphee	Mr Shipton
Mr Blunt	Mr T. A. Fischer	Mr Miles	Mr Smith
Mr Braithwaite	Mr P. S. Fisher	Mr Millar	Mr Spender
Mr N. A. Brown	Mr Goodluck	Mr Moore	Mrs Sullivan
Mr Burr	Mr Halverson	Mr Nehl	Mr Tuckey
Mr D. M. Cameron	Mr Hawker	Mr Porter	Mr Webster
Mr E. C. Cameron	Dr Hewson	Mr Pratt	Mr White
Mr I. M. D. Cameron	Mr Hicks*	Mr Prosser	Mr Wilson
Mr Carlton	Mr Hunt	Mr Reith	Dr Woods
Mr Cobb	Mr Jull	Mr Rocher	Dr Wooldridge
Mr Connolly	Mr Katter	Mr Ruddock	

* Tellers

And so it was resolved in the affirmative.

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Kerin (Minister for Primary Industries and Energy), the Bill was read a third time.

16 **EXPORT INSPECTION CHARGES COLLECTION AMENDMENT BILL 1988:** 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 Kerin (Minister for Primary Industries and Energy), the Bill was read a third time.

17 DIPLOMATIC AND CONSULAR PRIVILEGES AMENDMENT BILL 1988: 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 by Mr Spender who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not declining to give the Bill a second reading, the House believes that the confirmation of locally-imposed tax exemption for personnel and missions should be supported, but is of the opinion that the morale of professional officers of the Department of Foreign Affairs and Trade has been severely affected by this Government’s abuse of political appointments to diplomatic postings, and that such political appointments, coupled with the consequent adverse effect on morale, are not in Australia’s public and international interests”.

Debate continued.

Amendment negatived.

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Hayden (Minister for Foreign Affairs and Trade), the Bill was read a third time.

18 REFERENDUM (MACHINERY PROVISIONS) AMENDMENT BILL 1988: 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.

19 ADJOURNMENT: It being 10.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

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

Dr Blewett (Minister for Community Services and Health) required the debate to be extended.

The debate continuing until 11.05 p.m., Madam Speaker adjourned the House until tomorrow at 10 a.m.

PAPERS: The following papers were deemed to have been presented on 15 March 1988:

Administrative Appeals Tribunal Act—Regulations—Statutory Rules 1988, No. 25.

Australian Capital Territory Supreme Court Act—Rules of Court—Statutory Rules 1988, No. 24.

Australian Federal Police Act—Regulation—Statutory Rules 1988, No. 32.

Australian Horticultural Corporation Act—Australian Horticultural Corporation (Orders) Regulations—Orders—1988—

No. 1—Australian Horticultural Corporation (Nomination of Members of Selection Committee).

No. 2—Australian Horticultural Corporation (Appointment of Members).

Australian Meat and Live-stock Corporation Act—Orders—1988—MS12/88—Carriage of Meat by Sea to Canada and the United States of America.

Australian National University Act—Statutes—No. 199—Statutes (Law Reform).

Australian Trade Commission Act—Regulations—Statutory Rules 1988, No. 29.

Bankruptcy Act—Rules—Statutory Rules 1988, No. 19.

Commonwealth Teaching Service Act—Determination—1988—No. 1.

Currency Act—Regulation—Statutory Rules 1988, No. 31.

Defence Act—

By-law—Statutory Rules 1988, No. 13.

Defence Force Remuneration Tribunal—Determinations—1988—Nos. 1, 2, 6.

Determinations—1988—

No. 4—Overseas Living Allowance and other allowances.

Nos. 5 and 6—Travelling Allowance and other allowances.

No. 7—Vehicle Allowance and other allowances.

No. 8—Overseas Living Allowance and other allowances.

No. 9—Extra Tuition Allowance.

No. 10—Reunion Travel.

Order—Rifle Clubs (Firearms) (Amendment), dated 4 March 1988.

Regulations—Statutory Rules 1988, Nos. 17, 18.

Export Inspection Charges Collection Act—Regulations—Statutory Rules 1988, No. 23.

Family Law Act—Rules of Court—Statutory Rules 1988, Nos. 15, 16.

Federal Court of Australia Act—Rules of Court—Statutory Rules 1988, No. 14.

Fisheries Act—

Notice—No. 203.

Plan of Management—No. 13—Northern Prawn Fishery (Amendment).

Regulations—Statutory Rules 1988, No. 30.

Health Insurance Act—Determination pursuant to subsection 3C (1), dated 17 February 1988.

Horticultural Research and Development Corporation Act—Horticultural Research and Development Corporation Regulations—Orders—1988—

No. 1—Horticultural Research and Development Corporation (Nomination of Members of Selection Committee).

No. 2—Horticultural Research and Development Corporation (Appointment of Members).

Lands Acquisition Act—Statements (2) of lands acquired by agreement authorised under subsection 7 (1).

Law Reform Commission Act—Regulations—Statutory Rules 1988, No. 26.

Live-stock Export Charge Act—Regulations—Statutory Rules 1988, No. 21.

Live-stock Slaughter Levy Act—Regulations—Statutory Rules 1988, No. 20.

Maternity Leave (Commonwealth Employees) Act—Regulation—Statutory Rules 1988, No. 28.

National Health Act—Determinations under subsection 4 (1) for purposes of following paragraphs of the definition of “basic private table”—

(dc), dated 15 February 1988.

(dd), dated 5 January 1988.

Petroleum Excise (Prices) Act—Regulations—Statutory Rules 1988, No. 22.

Proclamations by His Excellency the Governor-General fixing the dates on which the following Acts and sections of Acts shall come into operation—

Australian Meat and Live-stock Industry Legislation Amendment Act 1987—Sections 11, 12, 13, 14, 15, 31, 32, 33, 34 and 35—1 March 1988.

Bankruptcy Amendment Act 1987—Sections 14, 42, 43, 44 and 51—1 March 1988.

Community Services and Health Legislation Amendment Act 1987—Sections 23, 24, 25, 26, 27, 28, 29, 30 and 32—1 March 1988.

Export Inspection Charges Collection Act 1985—Amendments made by the *Statute Law (Miscellaneous Provisions) Act 1987*—1 March 1988.

Live-stock Export Charge Amendment Act 1985—Subsection 9 (2)—1 March 1988.

Live-stock Slaughter Levy Amendment Act 1985—Subsection 11 (2)—1 March 1988.

National Health Amendment Act (No. 2) 1987—The Act, except sections 1 and 2—1 March 1988.

Public Service Act—Determinations—1988—Nos. 27, 29.

Seat of Government (Administration) Act—

Determination listing fees and/or charges for purposes of ACT Ordinances—1988—

No. 1—ACT Institute of Technical and Further Education.

No. 2—Schools Authority.

No. 4—Public Trustee.

Housing Assistance Ordinance—Approvals, dated 16 December 1987, of

Housing Assistance Programs pursuant to section 12, in respect of—

Community Organisation Rental.

Defence Force Rental.

Long Stay Caravan Park.

Public Rental.

Short Term Lodging.

Ordinances—1988—

No. 3—Parole (Amendment).

No. 4—Adoption of Children (Amendment).

No. 5—Agents (Amendment).

No. 6—Taxation (Administration) (Amendment).

No. 7—Air Pollution (Amendment).

No. 8—Water Pollution (Amendment).

No. 9—Motor Traffic (Amendment).

No. 10—Motor Traffic (Amendment) (No. 2).

No. 11—Motor Traffic (Amendment) (No. 3).

No. 12—Motor Omnibus Services (Amendment).

Regulations—1988—No. 2 (Magistrates Court (Civil Jurisdiction) Ordinance).

Services Trust Funds Act—Regulation—Statutory Rules 1988, No. 27.

Wildlife Protection (Regulation of Exports and Imports) Act—Declarations under subsection 9 (1) deeming to amend—

Schedules 1, 2, 4, 6 and 7, dated 25 February 1988.

Schedule 6, dated 23 February 1988.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Dawkins, Mr Downer, Mr Duffy, Mr Gorman, Mr Lee, Mr Robinson and Mr Snowdon.

A. R. BROWNING

Clerk of the House of Representatives