

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 93

WEDNESDAY, 23 NOVEMBER 1988

- 1 The House met, at 10 a.m., pursuant to adjournment. Madam Speaker (the Honourable Joan Child) took the Chair, and read Prayers.
- 2 **MEMBERS' INTERESTS COMMITTEE—REPORT—STATEMENT BY MEMBER:** Dr Klugman (Chairman) presented the following report from the Committee of Members' Interests:
 Committee of Members' Interests—Report relating to the need for oral declarations of interests by Members, dated November 1988.
 Ordered to be printed.
 Dr Klugman, by leave, made a statement in connection with the report.
- 3 **NATIONAL CRIME AUTHORITY AMENDMENT BILL 1988:** Mr Humphreys (Minister for Veterans' Affairs), for Mr Bowen (Attorney-General), pursuant to notice, presented a Bill for an Act to amend the *National Crime Authority Act 1984* to provide for the appointment of additional members of the Authority, and for related purposes.
 Bill read a first time.
 Mr Humphreys moved—That the Bill be now read a second time.
Paper: Mr Humphreys presented an explanatory memorandum to the Bill.
 Debate adjourned (Mr N. A. Brown), and the resumption of the debate made an order of the day for the next sitting.
- 4 **AUSTRALIAN SPORTS COMMISSION 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.
 Question—put and passed—Bill read a second time.
Message from the Governor-General: Message No. 143, dated 26 August 1988, 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.
 On the motion of Mr Holding (Minister representing the Minister for the Arts, Sport, the Environment, Tourism and Territories), by leave, the following amendments were made together:
 Clause 54—
 Page 19, line 4, omit "or".
 Page 19, line 5, omit paragraph (c), substitute the following paragraphs:
 "(c) the Executive Director;
 (d) the Director; or

(e) a person employed under section 41;”.

Page 19, line 8, omit “28 (1),”, substitute “28 (1), 29 (1),”.

Clause 55, page 19, omit subsection (1), substitute the following subsection:

“(1) The Executive Director may, by signed instrument, delegate to:

(a) the Director; or

(b) a person employed under section 41;

all or any of his or her powers under this Act.”.

Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr McLeay reported accordingly.

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

- 5 **SOCIAL SECURITY LEGISLATION 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 Connolly 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 condemns the Government for introducing an assets test on the family allowance supplement without providing a mechanism to enable benefits to be payable to those families who may fail the test but still suffer genuine financial hardship”.

Debate continued.

It being approximately 12.20 p.m., the debate was interrupted in accordance with the resolution of the House of 22 November 1988, and the resumption of the debate made an order of the day for a later hour this day.

- 6 **QUESTIONS:** Questions without notice being asked—

Paper: Mr Keating (Treasurer) presented the following paper:

Total Commonwealth outlays—Chart 7—Percentage of GDP (excluding asset sales)—1972-73 to 1991-92.

Member named and suspended: Madam Speaker named the honourable Member for Menzies (Mr N. A. Brown) for defying the Chair.

Mr Beazley (Leader of the House) moved—That the honourable Member for Menzies be suspended from the service of the House.

Question—put.

The House divided (the Speaker, Mrs Child, in the Chair)—

AYES, 78

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

NOES, 60

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

* Tellers

And so it was resolved in the affirmative.

The honourable Member was, therefore, suspended at 3.07 p.m. for 24 hours under standing order 305, and he accordingly withdrew from the Chamber.

Questions without notice continued.

7 PAPERS: The following papers were presented:

- Australian Biological Resources Study Advisory Committee—Report for 1987-88.
- Australian Horticultural Corporation (Transitional Provisions and Consequential Amendments) Act—Australian Apple and Pear Corporation—Final report and financial statements, including the Auditor-General's Report, for the period 1 January to 31 July 1988.
- Australian Industry Development Corporation Act—Australian Industry Development Corporation—Report and financial statements, including the Auditor-General's Report, for 1987-88.
- Australian Institute of Health Act—Australian Institute of Health—Australia's Health: 1st biennial report, 1988.
- Financial management improvement program—Government review—Proposals for reform of Commonwealth Government purchasing, dated November 1988.
- Pig Industry Act—
 - Australian Pig Industry Policy Council—Report and financial statement for 1987-88.
 - Australian Pork Corporation—Report and financial statements, including the Auditor-General's Report, for 1987-88.
- Public Service Act—Department of Community Services and Health—Report, including freedom of information statement, for 1987-88.

8 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—SCIENTIFIC CAPACITY:

The House was informed that Mr McGauran had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The failure of the Government to foster and support Australia's scientific capacity thereby critically eroding efforts to meet Australia's economic and social challenges".

The proposed discussion having received the necessary support—

Mr McGauran addressed the House.

Discussion ensued.

Discussion concluded.

9 MESSAGE FROM THE SENATE: A message from the Senate was reported returning the following Bill without amendment:

22 November 1988—Message No. 230—Taxation Laws Amendment (Tax File Numbers) 1988.

- 10 MESSAGE FROM THE SENATE—PRIVACY BILL 1988: The following message from the Senate was reported:

Message No. 231

Madam Speaker,

The Senate returns to the House of Representatives the Bill for "*An Act to make provision to protect the privacy of individuals, and for related purposes*", 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.

KERRY SIBRAA
President

The Senate,
Canberra, 22 November 1988

Ordered—That the amendments be taken into consideration, in committee of the whole House, at the next sitting.

- 11 TRANSPORT, COMMUNICATIONS AND INFRASTRUCTURE—STANDING COMMITTEE—REPORT—STATEMENT BY MEMBER: Mr Langmore presented the following report from the Standing Committee on Transport, Communications and Infrastructure:

Report on proposals for variation 1988/4 to the plan of layout of the City of Canberra and its environs, dated November 1988 (Third report).

Ordered to be printed.

Mr Langmore, by leave, made a statement in connection with the report.

- 12 SOCIAL SECURITY LEGISLATION 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 Connolly, 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 condemns the Government for introducing an assets test on the family allowance supplement without providing a mechanism to enable benefits to be payable to those families who may fail the test but still suffer genuine financial hardship"—

Debate resumed.

Limitation of debate: At 4.35 p.m., the Deputy Speaker having called the attention of the House to the fact that the time allotted for the second reading had expired—

Amendment negatived.

Question—That the Bill be now read a second time—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. 144, dated 19 October 1988, recommending an appropriation of revenue for the purposes of the Bill; and

No. 145, dated 22 November 1988, 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.

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In the committee

Bill, by leave, taken as a whole.

On the motion of Mr Connolly the following amendment was made, after debate:

Clause 8, page 7, omit proposed subsection, (4C) substitute the following subsections:

“(4C) A determination made pursuant to subsection (4B) is a disallowable instrument for the purposes of section 46A of the *Acts Interpretation Act 1901*, subject to the provisions of subsection (4CA).

“(4CA) Section 48 of the *Acts Interpretation Act 1901* applies to a determination made pursuant to subsection (4B) as if paragraph (1) (b) of section 48 were omitted and the following paragraph substituted:

“(b) subject to this section, shall take effect on the first day on which the determination is no longer liable to be disallowed, or to be deemed to be disallowed, under this section; and”’.”

Mr Howe (Minister for Social Security), by leave, moved the following amendments together:

Clause 11—

Page 14, line 20, omit “(3) (b)”, substitute “(4) (b)”.

Page 16, line 16, omit proposed paragraph (a), substitute the following paragraph:

“(a) the person stops being a married person because the person’s spouse dies on or after 17 February 1989;”

Page 17, lines 21-31, omit proposed subsection (2), substitute the following subsection:

“(2) Where a woman is pregnant when her spouse dies, subsection (1) has effect in relation to the woman as if the reference in paragraph (1) (b) to a period of 12 weeks were a reference to the period starting on the day when the woman’s spouse died and ending:

(a) 12 weeks after that day; or

(b) when the child is born or the woman otherwise ceases to be pregnant;

whichever is the later.”

Clause 25, page 30, line 3, omit “commencing”, substitute “the period”.

Clause 55, page 46, after proposed subsection (1) insert the following subsections:

“(1A) Where the Secretary is satisfied that:

(a) a person has entered an agreement under which the person is to be employed; and

(b) on the commencement of that employment, the person would, but for receiving a payment under this subsection, be entitled to a payment under subsection (1);

the following provisions have effect:

(c) subject to paragraph (d), the person is entitled to an employment entry payment of \$100, which is payable to the person at such time as the Secretary decides, not being a time more than 14 days before the person is to commence that employment;

(d) the person is not entitled to the employment entry payment unless the Secretary is still satisfied as mentioned in paragraphs (a) and (b) at the time at which the payment is payable to the person.

“(1B) In spite of subsections (1) and (1A):

(a) a person is not entitled to a payment under this section unless the person has made a claim for the payment; and

(b) a person is not entitled to a payment under this section if a claim for the payment is made more than 28 days after the commencement of the employment in respect of which the claim is made.”

Paper: Mr Howe presented a supplementary explanatory memorandum to the Bill. Amendments agreed to.

Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr McLeay reported accordingly.

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

13 SOCIAL SECURITY AND VETERANS' AFFAIRS LEGISLATION 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 Connolly 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 condemns the Government for the confusion it has caused to pensioners and those planning their retirement incomes by its many changes to the income test during its period in office and for its failure to create a level playing field for pensioners in respect of their investments”.

Debate continued.

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

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

AYES, 74

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

NOES, 55

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

* Tellers

And so it was resolved in the affirmative.

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

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

Message from the Governor-General: Message No. 146, dated 6 November 1988, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.

Question—That the remaining stages of the Bill be agreed to—put and passed—Bill read a third time.

14 **COPYRIGHT 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 Reith 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:

- (1) upon the commencement of Part VC of the Bill, or as soon thereafter as may be practicable, the Government should refer the following matters to the Copyright Tribunal for inquiry and report:
 - (a) the extent to which audio tapes purchased in Australia are purchased with the intention of using them to record copyright material and non-copyright material respectively;
 - (b) whether the blank tape royalty scheme set out in Part VC of the Bill is the most practical means of implementing a blank tape royalty scheme;
 - (c) whether the blank tape royalty scheme set out in Part VC of the Bill is the most effective blank tape royalty scheme for providing compensation to Australian performers whose material is recorded domestically on audio tapes in breach of copyright;
 - (d) whether the proposal in proposed subsection 135ZZS (3) of the Bill for a statutory declaration entitling the purchaser of a blank audio tape to a refund of the royalty paid on that tape is the most effective means of effecting a refund or waiver of the royalty when the tape is not used for recording copyright material; and
 - (e) whether the proposal in proposed subsection 135ZZU (3) for the rules of the collecting society to make provision for the distribution of amounts collected by it is adequate to ensure that a reasonable proportion of the amounts collected is passed on or distributed to those whose own work has contributed to the making of the eligible sound recording or eligible work; and
- (2) upon receipt of the report of the Copyright Tribunal on these matters, the Government should propose such amendments to the Copyright Act as may be necessary or desirable”.

Debate continued.

Limitation of debate: At 5.30 p.m., the Deputy Speaker having called the attention of the House to the fact that the time allotted for the second reading had expired—

Amendment negatived.

Question—That the Bill be now read a second time—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

Clauses 1 to 11, by leave, taken together.

On the motion of Mr Reith, by leave, the following amendments were made together:

Clause 2, page 1, after subclause (1) insert the following subclause:

“(1A) Section 10 commences on a day on which it is declared by

Proclamation that an amendment has been made to the *Designs Act 1906* and that that amendment has commenced operation, being an amendment that enables the registration under the *Designs Act 1906* of corresponding designs that are presently not registrable under that Act for any reason other than that they are not new or original.”

Clause 10—

Page 4, lines 33 and 34, omit all words after “whether” to the end of proposed paragraph 77 (1) (a), substitute “made at any time on or after the commencement of this section”.

Page 4, line 36, after “elsewhere” insert “at any time on or after the commencement of this section.”

Clauses agreed to.

Clauses 12 and 13, by leave, taken together.

On the motion of Mr R. J. Brown (Minister for Land Transport and Shipping Support), by leave, the following amendments were made together:

Clause 12—

Page 7, line 27, after “by” insert “whom”.

Page 13, line 37, omit “subsection (1)”, substitute “with the consent of the administering body by whom, or on whose behalf, it is made, subsection (1)”.

Page 14, line 25, omit “(c)”, substitute “(d)”.

Clause 13, page 30, line 11, after “by” insert “whom”.

Clauses, as amended, agreed to.

Clause 14—

On the motion of Mr R. J. Brown, the following amendment was made: Page 31, lines 5 and 6, omit “or a body corporate incorporated under a law of a foreign country.”.

On the motion of Mr Reith, by leave, the following amendments were made together:

Page 31, proposed section 135ZZJ, after the definition of “exemption number” insert the following definition:

“‘prescribed organisation’ means

- (a) an educational institution;
- (b) an institution assisting handicapped readers;
- (c) an institution assisting intellectually handicapped persons;
- (d) an institution assisting the blind or the visually impaired;
- (e) an institution assisting the deaf or the hearing impaired;
- (f) an organisation engaged in broadcasting;
- (g) an organisation engaged in the business of producing pre-recorded cassettes; and
- (h) such other organisation as may be prescribed;”.

Page 35, after proposed subsection 135ZZW (1) insert the following subsection:

“(1A) The Attorney-General shall cause a copy of the report sent to the Attorney-General under subsection (1) to be laid before each House of the Parliament within 15 sitting days of that House after the receipt of the report by the Attorney-General.”.

Clause, as amended, agreed to.

Remainder of Bill, by leave, taken as a whole.

On the motion of Mr R. J. Brown, by leave, the following amendments were made together:

Clause 16, page 39, line 6, omit “a copy of a television broadcast”, substitute “copies of television broadcasts”.

Clause 21, page 43, at the end of the clause add the following paragraphs:

“(c) by omitting from subsection (3) ‘the last two preceding subsections’ and substituting ‘subsections (1), (2) and (2A)’;

(d) by omitting from subsection (4) '(1) and (2)' and substituting '(1), (2) and (2A)'.":

Clause 26—

Page 47, after the proposed definition of "authorised" insert the following definition:

"'cinematograph film' includes an article in which visual images are embodied and which is capable of being used to show those images as a moving picture, and a sound-track associated with those images;"

Page 49, after the proposed definition of "recording" insert the following definition:

"'sound recording' includes an article in which sounds are embodied;"

Page 50, line 10, omit "a copy of".

Page 50, line 14, omit "the copy", substitute "it".

Page 50, line 16, omit "the copy", substitute "it".

Page 50, line 17, omit "the copy", substitute "it".

Page 51, omit proposed paragraph 248G (2) (c), substitute the following paragraph:

"(c) makes, for use in a sound-track, a copy of an authorised sound recording of the performance and the person knows, or ought reasonably to know, that the making of the sound recording was not authorised for the purpose of use in a sound-track;"

Page 54, lines 23-25, omit all the words from and including "authorised solely" to the end of proposed subsection 248P (3), substitute the following:

"not authorised for the purpose of use in a sound-track and the copy is made for the purpose of such use."

Remainder of Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr McLeay reported accordingly.

On the motion of Mr R. J. Brown, the House adopted the report, and the Bill was read a third time.

15 CIRCUIT LAYOUTS 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 R. J. Brown (Minister for Land Transport and Shipping Support), the Bill was read a third time.

16 NATIONAL OCCUPATIONAL HEALTH AND SAFETY COMMISSION 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 Reith who moved, as an amendment—That all words after "That" be omitted with a view to substituting the following words: "whilst not opposing the provisions of the Bill which seeks *inter alia* to streamline the administration of the Commission, the House notes the Government's failure to implement effective procedures to reduce the burden of excessive regulations on industry".

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 Duncan (Minister for Employment and Education Services), the Bill was read a third time.

17 **OZONE PROTECTION 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.

Limitation of debate: At 10.25 p.m., the Deputy Speaker having called the attention of the House to the fact that the time allotted for the second reading had expired—

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

The House resolved itself into a committee of the whole.

In the committee

Bill, by leave, taken as a whole.

On the motion of Mrs Kelly (Minister for Defence Science and Personnel), by leave, the following amendments were made together:

New clause—

Page 5, after clause 11 insert the following new clause:

Recycling of scheduled substances

“11A. (1) In this Act a reference to the manufacture of scheduled substances does not include a reference to a process by which a quantity of scheduled substances is produced by the recycling of substances containing scheduled substances of that quantity.

“(2) For the purposes of this Act, where a process for the manufacture of a quantity of scheduled substances involves, in part, the recycling of substances containing scheduled substances of a lesser quantity, the quantity of scheduled substances manufactured in the process shall be taken to be reduced by the quantity of scheduled substances in the substances recycled in the process.”.

Amendments—

Clause 29, page 14, line 2, omit “magnitude”, substitute “size”.

Clause 33, page 16, omit subclause (2), substitute the following subclause:

“(2) The application shall:

(a) be in the prescribed form; and

(b) be given to the Minister.”.

Clause 36—

Page 17, lines 39 and 40, omit “, other than the Northern Territory”.

Page 18, at the end of the clause add the following subclause:

“(3) In this section, ‘Territory’ does not include the Northern Territory.”.

Clause 63, page 34, at the end of the clause add the following subclause:

“(11) In this section, ‘State’ includes the Northern Territory.”.

New clause—

Page 35, after clause 66 insert the following new clause:

Annual report

“66A. (1) The Minister shall:

(a) as soon as practicable after the end of each financial year, prepare a report on the operation of this Act during that year; and

(b) cause a copy of the report to be laid before each House of the Parliament within 15 sitting days of that House after the preparation of the report is completed.

“(2) If this Act does not commence at the beginning of a financial year, this section has effect in relation to the period beginning at the commencement of this Act and ending on the next 30 June as if:

- (a) if the period is less than 6 months—the period were included in the next financial year; or
- (b) in any other case—the period were a financial year.”.

Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr Mountford reported accordingly.

On the motion of Mrs Kelly, the House adopted the report.

Mrs Kelly moved—That the Bill be now read a third time.

Debate ensued.

Limitation of debate: At 10.35 p.m., the Speaker having called the attention of the House to the fact that the time allotted for the remaining stages of the Bill had expired—

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

18 **OZONE PROTECTION (LICENCE FEES—IMPORTS) 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.

Limitation of debate: At 10.40 p.m., the Speaker having called the attention of the House to the fact that the time allotted for the remaining stages of the Bill had expired—

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

Further question—That the remaining stages of the Bill be agreed to—put and passed—Bill read a third time.

19 **OZONE PROTECTION (LICENCE FEES—MANUFACTURE) 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.

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

Leave granted for third reading to be moved forthwith.

On the motion of Mrs Kelly (Minister for Defence Science and Personnel), the Bill was read a third time.

20 **ADJOURNMENT:** Mrs Kelly (Minister for Defence Science and Personnel) moved—That the House do now adjourn.

Debate ensued.

Question—put and passed.

And then the House, at 11.02 p.m., adjourned until tomorrow at 10 a.m.

PAPERS: The following papers were deemed to have been presented on 23 November 1988:

Defence Act—Determination under section 58B—1988—No. 65—Common Duties Allowance and other allowances.

Federal Airports Corporation Act—Federal Airports Corporation—By-laws—1988—Federal Airports (Amendment) (No. 2) (*in substitution for the paper presented on 7 November 1988*).

Public Service Act—Determinations—1988—Nos. 220, 229, 231, 232, 234.

Seat of Government (Administration) Act—Variation of plan of layout of City of Canberra and its environs, dated 23 November 1988.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Bowen, Mr D. M. Cameron*, Mrs Darling*, Mr Katter, Mr Kerin, Mr Peacock, Mr Saunderson and Mr J. L. Scott.

*On leave

A. R. BROWNING
Clerk of the House of Representatives