

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

## HOUSE OF REPRESENTATIVES

## VOTES AND PROCEEDINGS

No. 146

MONDAY, 30 OCTOBER 1989

1 The House met, at 2 p.m., pursuant to adjournment. Mr Speaker (the Honourable Leo McLeay) took the Chair, and read Prayers.

2 **QUESTIONS:** Questions without notice were asked.

3 **SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED:** Mr Jull moved—That so much of the standing and sessional orders be suspended as would prevent the Member for Fadden moving forthwith—That this House:

- (1) acknowledges the perilous state of the Australian tourist industry—in terms of lost income, job loss and financial instability;
- (2) recognises the bleak future for the industry unless the pilots' dispute is resolved now; and
- (3) condemns the Government for its failure to resolve the dispute, for its blatant refusal to provide any initiative which may lead to the ending of the dispute and for its gross misleading of the Australian people and tourist industry through the continual issuing of false figures as to the airlines' capacity to carry passengers—whether specialist tourist traffic or general Australian traffic.

Debate ensued.

Question—put.

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

AYES, 52

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

## NOES, 71

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

\* Tellers

And so it was negatived.

4 **PAPERS:** The following papers were presented:

Commonwealth Electoral Act—Redistribution of electoral divisions, 1989—Western Australia—Documents pursuant to section 75—Addendum.

Governor-General Act—Office of the Official Secretary to the Governor-General—Report for 1988-89.

Pipeline Authority Act—Pipeline Authority—16th Report and financial statements, including the Auditor-General's Report, for 1988-89.

Telecommunications Act—Australian Telecommunications Corporation—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1988-89.

Wool Marketing Act—Australian Wool Corporation—Report and financial statements, including the Auditor-General's Report, for 1988-89.

5 **PROPOSED DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—TOURIST**

**INDUSTRY:** The House was informed that Mr Jull had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The perilous state of the Australian tourist industry".

The proposed discussion having received the necessary support—

Mr Jull rising to address the House—

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

Question—put.

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

## AYES, 71

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

## NOES, 52

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

\* Tellers

And so it was resolved in the affirmative.

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

(a) returning the following Bills without amendment:

26 October 1989—Message—

No. 455—Exotic Animal Disease Control 1989.

No. 456—Dairy Produce Levy (No. 1) Amendment 1989 (*without requests*).

No. 457—Egg Industry Research (Hen Quota) Levy Amendment 1989 (*without requests*).

No. 458—Laying Chicken Levy Amendment 1989 (*without requests*).

No. 459—Meat Chicken Levy Amendment 1989 (*without requests*).

No. 460—Live-stock Slaughter Levy Amendment 1989 (*without requests*).

No. 461—Pig Slaughter Levy Amendment 1989 (*without requests*).

No. 462—Commonwealth Borrowing Levy Amendment 1989 (*without requests*).

No. 463—Commonwealth Borrowing Levy Collection Amendment 1989.

No. 464—National Debt Sinking Fund Amendment 1989.

(b) acquainting the House that, in accordance with the provisions of the *Parliamentary Proceedings Broadcasting Act 1946*, Senator Alston had been appointed a member of the Joint Committee on the Broadcasting of Parliamentary Proceedings in place of Senator M. Baume, resigned—Message No. 466, dated 27 October 1989.

**7 MESSAGE FROM THE SENATE—TWO AIRLINES AGREEMENT:** The following message from the Senate was reported:

Message No. 465

Mr Speaker,

The Senate transmits to the House of Representatives the following resolution which was agreed to by the Senate this day:

That the Senate—

(a) is of the opinion that, as the pilots' dispute remains unresolved, Ansett and Australian Airlines and the Government have failed to apply the terms of the Two Airlines Agreement and the *Airlines Agreement Act 1981*; and

(b) calls on the Government to terminate that agreement to enable other carriers to fly scheduled services no longer provided on the Australian trunk route system.

The Senate requests that the House of Representatives agree to a similar resolution.

KERRY SIBRAA  
President

The Senate,  
Canberra, 26 October 1989

Mr Beazley (Leader of the House) moved—That consideration of the message be made an order of the day for the next sitting.

Mr Jull rising to address the House—

*Closure:* Mr Beazley moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 71

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

NOES, 50

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

\* Tellers

And so it was resolved in the affirmative.

And the question—That consideration of the message be made an order of the day for the next sitting—was put accordingly, and passed.

**8 MESSAGE FROM THE SENATE—AUSTRALIAN FEDERAL POLICE LEGISLATION AMENDMENT BILL (NO. 2) 1989:** Message No. 467, dated 27 October 1989, from the Senate was reported transmitting for the concurrence of the House a Bill for "*An Act to amend certain legislation relating to the Australian Federal Police, and for related purposes*".

Bill read a first time.

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

**9 PUBLIC WORKS COMMITTEE—REPORTS—STATEMENTS BY MEMBERS:** Mr Hollis (Chairman) presented the following reports from the Parliamentary Standing Committee on Public Works:

Report relating to the development of HMAS *Stirling*, Stage 2, WA (16th report of 1989).

Report relating to the northside development of civil aviation facilities, Darwin airport (17th report of 1989).

Severally ordered to be printed.

Mr Hollis and Mr Snowdon, by leave, made statements in connection with the reports.

10 CUSTOMS TARIFF (ANTI-DUMPING) AMENDMENT BILL 1989: 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 Mr Jones (Minister for Science, Customs and Small Business), the Bill was read a third time.

11 CUSTOMS LEGISLATION (ANTI-DUMPING) BILL 1989: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

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

Leave granted for third reading to be moved forthwith.

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

12 SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED: Mr Cobb moved—That so much of the standing and sessional orders be suspended as would prevent order of the day No. 6, private Members' business, for the second reading of the *Crimes (Protection of Australian Flags) Bill 1989* being called on forthwith.

*Closure of Member:* Mr R. J. Brown (Minister for Land Transport and Shipping Support) moved—That the honourable Member be not further heard.

Question—put.

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

AYES, 69

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

NOES, 49

Mr Adermann	Mr Connolly	Mr McArthur	Mr Shipton
Mr Anderson	Mr Cowan	Mr McGauran	Mr Sinclair
Mr Andrew	Mr Dobie	Mr MacKellar	Mr Smith
Mr Beale	Mr Downer	Mr Miles	Mr Spender
Mr Blunt	Dr H. R. Edwards	Mr Millar*	Mrs Sullivan
Mr Braithwaite	Mr Fife	Mr Moore	Mr Taylor
Mr N. A. Brown	Mr T. A. Fischer	Mr Pratt	Mr Tuckey
Mr Cadman	Mr Hall	Mr Reith	Mr Webster
Mr D. M. Cameron	Mr Halverson	Mr Robinson	Dr Woods
Mr E. C. Cameron	Mr Hawker*	Mr Rocher	Dr Wooldridge
Mr I. M. D. Cameron	Dr Hewson	Mr Ruddock	
Mr Carlton	Mr Juill	Mr Shack	
Mr Cobb	Mr Lloyd	Mr Sharp	

\* Tellers

And so it was resolved in the affirmative.

Dr Wooldridge (seconder) addressing the House—

*Closure of Member:* Mr Beazley (Leader of the House) moved—That the honourable Member be not further heard.

Question—put.

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

AYES, 69

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

NOES, 51

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

\* Tellers

And so it was resolved in the affirmative.

*Closure:* Mr Beazley moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 69

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

## NOES, 51

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

\* Tellers

And so it was resolved in the affirmative.

And the question—That the motion be agreed to—being accordingly put—  
The House divided (the Deputy Speaker, Mr Hollis, in the Chair)—

## AYES, 51

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

## NOES, 70

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

\* Tellers

And so it was negated.

13 PASTURE SEED LEVY BILL 1989: 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 Mr Humphreys (Minister for Veterans' Affairs), the Bill was read a third time.

- 14 **PASTURE SEED LEVY COLLECTION BILL 1989:** 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 Humphreys (Minister for Veterans' Affairs), the Bill was read a third time.
- 15 **CRIMES LEGISLATION AMENDMENT BILL (NO. 2) 1989:** 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.  
*Paper:* Mr Bowen (Attorney-General) presented a supplementary explanatory memorandum to the Bill.  
 Question—put and passed—Bill read a second time.  
 The House resolved itself into a committee of the whole.

*In the committee*

Clause 1 agreed to.

Clause 2—

On the motion of Mr Bowen, by leave, the following amendments were made together, after debate:

Page 1, line 8, after "37," insert "37A,".

Page 2, line 18, omit "Section 40 commences", substitute "Sections 40 and 44A commence".

Page 2, after subclause (8) insert the following subclauses:

"(8A) Section 40A commences immediately after the commencement of section 19 of the *Cash Transaction Reports Act 1988*.

"(8B) Section 40B commences immediately after the commencement of section 20 of the *Cash Transaction Reports Act 1988*."

Page 2, after subclause (9) insert the following subclause:

"(9A) Section 41A commences immediately after the commencement of section 23 of the *Cash Transaction Reports Act 1988*."

Clause, as amended, agreed to.

Clauses 3 to 5, by leave, taken together, and agreed to.

Clause 6—

Mr N. A. Brown, by leave, moved the following amendments together:

No. 1—

Page 6, omit proposed subsection 16A (1), substitute the following subsection:

"(1) In determining the sentence to be passed, or the order to be made, in respect of any person for a federal offence, a court must impose a sentence or make an order that is of a severity appropriate to the offence."

No. 2—

Page 7, after proposed subsection 16A (2) insert the following subsection:

"(2A) Before imposing a sentence or making an order, the court shall invite the victim of the offence and any other person who has suffered injury, loss or damage resulting from the offence to inform the court of his or her personal circumstances and of any injury, loss or damage resulting from the offence, and the court shall, in imposing the sentence or making the order, take into account any such information so provided to the court."

Debate continued.

Amendment No. 1 amended by Mr N. A. Brown, by leave, to read as follows:

Page 6, omit proposed subsection 16A (1), substitute the following subsection:

"(1) In determining the sentence to be passed, or the order to be made, in respect of any person for a federal offence, a court must impose a sentence



or make an order that is of a severity appropriate in all the circumstances of the offence.”.

Amendment No. 1, as amended, agreed to.

Amendment No. 2 negatived.

Clause, as amended, agreed to.

Clauses 7 and 8, by leave, taken together, and agreed to.

Clause 9—

Mr N. A. Brown, by leave, moved the following amendments together:

Page 16, omit proposed subsection 19AL (1).

Page 16, lines 31-34, omit “a federal life sentence or a federal sentence of, or federal sentences aggregating, 10 years or more and a non-parole period has been fixed in relation to the person in respect of the sentence or sentences”, substitute “a federal sentence and a non-parole period has been fixed in relation to the person in respect of the sentence”.

Debate continued.

Amendments negatived.

Clause agreed to.

Remainder of Bill, by leave, taken as whole.

On the motion of Mr Bowen, by leave, the following amendments were made together, after debate:

*Amendments—*

Clause 37—

Page 60, after paragraph (d) insert the following paragraph:

“(da) by inserting ‘, (5A)’ after ‘18 (5)’ in the definition of ‘CTR information’ in subsection (1);”.

Page 60, at the end of the clause add the following paragraph:

“(f) by inserting in subsection (1) the following definition:  
 “‘identifying cash dealer’ means a cash dealer in respect of whom a declaration under section 8A is in force;”.

*New clause—*

Page 60, after clause 37 insert the following new clause:

“37A. After section 8 of the Principal Act the following section is inserted:

**Identifying cash dealers**

‘8A. (1) A cash dealer may apply in writing to the Director to be declared an identifying cash dealer.

‘(2) An application must be accompanied by a written undertaking in the approved form, by which the applicant undertakes:

(a) to carry out the verification procedures under subsection 20 (8), where that subsection applies, and to take all reasonable steps to complete the procedures promptly in each case; and

(b) to report under section 16 in relation to information obtained by the applicant as a result of carrying out the procedures mentioned in paragraph (a); and

(c) to give the Director, in respect of such periods as are determined by the Director, written reports on the applicant’s compliance with this Act; and

(d) to do such other things (if any) as are specified in the form.

‘(3) An application, and the undertaking accompanying it, must be signed by the applicant personally or, if the applicant is a body corporate, by its principal executive officer.

‘(4) On receipt of an application and an undertaking, the Director may, by notice in the *Gazette*, declare the applicant to be an identifying cash dealer if satisfied that such a declaration would not be inconsistent with the objects of this Act

‘(5) The Director may, by notice in the *Gazette*, revoke a declaration, or suspend it for a specified period or until a specified act is done, if satisfied

that the relevant identifying cash dealer has failed to honour the undertaking given by the cash dealer under this section.

'(6) A declaration stops being in force on its revocation or during a period when it is suspended.

'(7) The Director may, for the purposes of this section, approve different forms to be used by different classes of applicants.

'(8) In this section:

"principal executive officer", in relation to a body corporate means the person who is for the time being its principal executive officer, whether or not the person is a director of the body corporate.'".

*Amendments—*

Clause 38, page 60, omit proposed subsection 14A (4), substitute the following subsection:

"(4) Where an authorised officer is given access to premises in compliance with a notice, the officer may:

- (a) for the purposes of monitoring the cash dealer's compliance with section 7, inspect:
  - (i) any records relating to significant cash transactions to which the dealer is a party, being records kept on, or accessible from, the premises; and
  - (ii) any system used by the dealer at those premises for keeping such records; and
- (b) for the purposes of monitoring the cash dealer's compliance with any undertaking given by it under section 8A, inspect:
  - (i) any records relating to the verification procedures carried out by the cash dealer under subsection 20 (8), being records kept on, or accessible from, the premises; and
  - (ii) any system used by the dealer at those premises for keeping such records."

Clause 40, page 61, at the end of the clause add the following paragraphs:

"(c) by inserting after subsection (2) the following subsections:

'(2A) If, where the account is with an identifying cash dealer, the unverified signatory gives the cash dealer (whether before, on or after the infringement day) a verification statement that is not accompanied by an identification reference in accordance with section 21, the account becomes, or remains, blocked by force of this section until:

- (a) the cash dealer, having completed the verification procedures prescribed for the purposes of subsection 20 (8), verifies the identity of the signatory; or
- (b) the signatory gives the cash dealer an identification reference in accordance with section 21; or
- (c) the Director gives a notice under subsection 19 (2).

'(2B) Subsection (2A) does not apply if:

- (a) the cash dealer has verified the identity of the signatory under subsection 20 (8) in respect of another account with the cash dealer; or
- (b) the cash dealer holds an identification reference in accordance with section 21 for the signatory in respect of another account with the cash dealer;

and the verification statement specifies that other account in sufficient detail for the other account to be identified.;

(d) by omitting subsection (5) and substituting the following subsections:

'(5) Where an account becomes blocked under subsection (2), the cash dealer commits an offence against this subsection at the end of the day after the infringement day unless it has given the Director written notice stating:

- (a) the reasons why the account became blocked; and

- (b) the name and address of the unverified signatory and sufficient details of the account for the account to be identified.
- '(5A) Where an account becomes blocked under subsection (2A), the cash dealer commits an offence against this subsection at the end of 14 days after the infringement day unless:
- (a) the account was previously blocked under subsection (2) and it had given the Director a written notice under subsection (5); or
- (b) in any other case—it has given the Director a written notice stating the matters mentioned in paragraphs (5) (a) and (b).';
- (e) by inserting in paragraph (7) (a) 'or (5A)' after '(5)';
- (f) by omitting paragraph (7) (b) and substituting the following paragraph:  
'(b) after the notice is given or sent by the cash dealer the account becomes unblocked because the unverified signatory gives the cash dealer a verification statement or an identification reference, or the cash dealer verifies the identity of the signatory under subsection 20 (8).';
- (g) by omitting from subsection (7) 'statement has been given' and substituting 'account has become unblocked for the reason specified in the notice';
- (h) by inserting in subsection (9) '(5A)' after '(5).';
- (j) by adding at the end of paragraph (10) (a) 'or';
- (k) by adding at the end of subsection (10) the following word and paragraph:  
'or; (d) a period instead of the period specified in subsection (5A).'.'

*New clauses—*

Page 61, after clause 40 insert the following new clauses:

**Unblocking; or forfeiture of account**

"40A. Section 19 of the Principal Act is amended by omitting paragraph (2) (b) and substituting the following paragraph:

'(b) the unverified signatory has given a verification statement or identification reference and the account should not, as a result, be blocked; or'.

**Form of statement**

"40B. Section 20 of the Principal Act is amended:

(a) by omitting from subsections (2) and (3) 'subsection (4)' and substituting 'this section';

(b) by inserting after subsection (4) the following subsection:

'(4A) A statement in relation to an account with a cash dealer need not be accompanied by an identification reference for a signatory to the account if the cash dealer has verified the identity of the signatory under subsection (8) in respect of another account with the cash dealer.';

(c) by adding at the end the following subsections:

'(7) A statement in relation to an account with an identifying cash dealer need not be accompanied by an identification reference under paragraph (2) (b) or (3) (b).

'(8) Subject to subsection (9), where a statement of the kind mentioned in subsection (7) is not accompanied by an identification reference for a signatory to the account concerned, the cash dealer must carry out the prescribed verification procedure for the purpose of identifying the signatory.

'(9) Where a statement of the kind mentioned in subsection (7) is not accompanied by an identification reference for a signatory to the account concerned but an identification reference for that signatory is subsequently given to the cash dealer, the cash dealer need not carry

out, or continue to carry out, the verification procedure mentioned in subsection (8).”.

Page 62, after clause 41 insert the following new clause:

**Cash dealer to keep documents**

“41A. Section 23 of the Principal Act is amended:

(a) by inserting after subsection (1) the following subsection:

‘(1A) Where a cash dealer makes or obtains a record of any information in the course of carrying out a verification procedure under subsection 20 (8), the cash dealer must retain the record for the period of 7 years after the day on which the relevant account is closed.’;

(b) by omitting from paragraph (2) (b) ‘or’;

(c) by inserting after paragraph (2) (b) the following paragraph:

‘(ba) if the cash dealer does not hold an identification reference for the person at the time when the record is made and the cash dealer (whether before or after that time) carries out a verification procedure in relation to the person under subsection 20 (8)—retain the record, together with any record of information made or obtained in the course of carrying out the verification procedure, for the period for which the record of information must be retained; or’;

(d) by inserting in paragraph (2) (c) ‘and paragraph (ba) does not apply’ after ‘record is made’;

(e) by inserting in subsection (3) ‘, (1A)’ after ‘(1)’;

(f) by inserting in paragraph (4) (b) ‘or (8)’ after ‘20 (4)’;

(g) by inserting after subsection (4) the following subsection:

‘(4A) Where:

(a) a cash dealer makes or obtains a record of any information in the course of carrying out a verification procedure under subsection 20 (8); and

(b) the relevant account is identified, under subsection 20 (4) or (8), in a statement in relation to another account with the cash dealer;

subsection (1A) applies as if the reference to the day on which the account is closed were a reference to the day on which the last of those accounts is closed.’;

(h) by inserting in subsections (5), (6) and (7) ‘, (1A)’ after ‘(1)’.”.

Page 62, after clause 44 insert the following new clause:

**False or misleading information**

“44A. Section 29 of the Principal Act is amended by inserting after paragraph (4) (a) the following paragraph:

‘(aa) misleading an identifying cash dealer in the carrying out of a verification procedure under subsection 20 (8).’.”.

Remainder of Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr Dobie reported accordingly.

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

**16 SALES TAX (EXEMPTIONS AND CLASSIFICATIONS) AMENDMENT BILL (NO. 2)**

1989: 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 Dr Hewson 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 deplores the Government’s economic irresponsibility in increasing sales tax revenue by 200% in an ad hoc and distortionary fashion since it came to power”.

Debate continued.  
Mr Burr addressing the House—

---

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

Debate ensued.

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

---

---

**PAPERS:** The following papers were deemed to have been presented on 30 October 1989:

Australian Meat and Live-stock Corporation Act—Order—1989—M41/89—1990 Performance.

Export Control Act—Export Control (Orders) Regulations—Order—1989—No. 10—Export Meat as amended (Amendment).

Higher Education Funding Act—Determinations—1989—Nos. T21, T22 and T23—Grants for Building Projects.

Navigation Act—Navigation (Orders) Regulations—Order—1989—No. 4—Marine. Parts 20 and 23.

Seat of Government (Administration) Act—Ordinance—1989—No. 59—Magistrates Court (Amendment) (No. 2).

---

---

**MEMBERS PRESENT:** All Members were present (at some time during the sitting) except Mr J. J. Brown, Mr Charles, Mrs Child, Mr Cohen, Mr Cross, Mrs Darling, Mr P. S. Fisher, Mr Goodluck, Mr Hand, Mr Katter, Dr Klugman\*, Mr Macphee, Mr Mountford, Mr Porter, Mr Prosser and Mr White.

\* On leave

---

---

**A. R. BROWNING**  
Clerk of the House of Representatives