

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA
HOUSE OF REPRESENTATIVES
VOTES AND PROCEEDINGS

No. 37

THURSDAY, 20 DECEMBER 1990

- 1 The House met, at 10 a.m., pursuant to adjournment. Mr Speaker (the Honourable Leo McLeay) took the Chair, and read Prayers.
- 2 **SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED:** Mr Reith (Deputy Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent:
- (1) the House debating the parlous state of the Australian economy;
 - (2) the Government outlining the economic measures it proposes to deal with the recession; and
 - (3) the debate commencing at 12 noon today and proceeding for such period as the House determines.

Closure of Member: Mr Gear moved—That the honourable Member be not further heard.

Question—put.

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

AYES, 70

Mr Baldwin	Mr Duncan	Mr Jenkins	Mr Punch
Mr Beazley	Mr R. F. Edwards	Mr Johns	Mr Sawford
Mr Beddall	Mr Elliott	Mr Jones	Mr Scholes
Mr Bevis	Ms Fatin	Mrs Kelly	Mr Sciacca
Mr Bilney	Mr Ferguson	Mr Kerin	Mr J. L. Scott
Mr Brereton	Mr Fitzgibbon	Mr Kerr	Mr L. J. Scott
Mr R. J. Brown	Mr Free	Mr Langmore	Mr Simmons
Mr Campbell	Mr Gayler	Mr Lavarch	Mr Snow
Dr Catley	Mr Gear*	Mr Lee	Mr Snowdon
Dr Charlesworth	Mr Gibson	Mr Lindsay	Mr Staples
Mr Courtice	Mr Gorman	Ms McHugh	Dr Theophanous
Ms Crawford	Mr Grace*	Mr Martin	Mr Walker
Mr Crean	Mr Hand	Mr Melham	Mr West
Mrs Crosio	Mr Hollis	Mr A. A. Morris	Mr Willis
Mrs Darling	Mr Howe	Mr P. F. Morris	Mr H. F. Woods
Mr Dawkins	Mr Hulls	Mr Newell	Mr Wright
Mr Dubois	Mr Humphreys	Mr O'Keefe	
Mr Duffy	Mr Jakobsen	Mr Price	

NOES, 58

Mr Aldred	Mr Cowan	Mr Hicks*	Mr B. C. Scott
Mr Anderson	Mr Dobie	Mr Jull	Mr Shack
Mr Andrew*	Mr Downer	Mr Lloyd	Mr Sharp
Mrs Bailey	Dr H. R. Edwards	Mr McArthur	Mr Sinclair
Mr Beale	Mr Fife	Mr Mack	Mr Smith
Mr Bradford	Mr Filing	Mr McLachlan	Mr Somlyay
Mr Braithwaite	Mr T. A. Fischer	Mr Moore	Mr Taylor
Mr Broadbent	Mr P. S. Fisher	Mr Nehl	Mr Truss
Mr Burr	Mr Ford	Mr Nugent	Mr Tuckey
Mr Cadman	Mrs Gallus	Mr Prosser	Mr Webster
Mr Cameron	Mr Goodluck	Mr Reid	Mr Wilson
Mr Carlton	Mr Hall	Mr Reith	Dr R. L. Woods
Mr Cobb	Mr Halverson	Mr Riggall	Dr Wooldridge
Mr Connolly	Mr Hawker	Mr Rocher	
Mr Costello	Dr Hewson	Mr Ronaldson	

* Tellers

And so it was resolved in the affirmative.

Mr T. A. Fischer (Leader of the National Party of Australia—second) 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 Speaker, Mr McLeay, in the Chair)—

AYES, 70

Mr Baldwin	Mr Duncan	Mr Jenkins	Mr Punch
Mr Beazley	Mr R. F. Edwards	Mr Johns	Mr Sawford
Mr Beddall	Mr Elliott	Mr Jones	Mr Scholes
Mr Bevis	Ms Fatin	Mrs Kelly	Mr Sciacca
Mr Bilney	Mr Ferguson	Mr Kerin	Mr J. L. Scott
Mr Brereton	Mr Fitzgibbon	Mr Kerr	Mr L. J. Scott
Mr R. J. Brown	Mr Free	Mr Langmore	Mr Simmons
Mr Campbell	Mr Gayler	Mr Lavarch	Mr Snow
Dr Catley	Mr Gear*	Mr Lee	Mr Snowdon
Dr Charlesworth	Mr Gibson	Mr Lindsay	Mr Staples
Mr Courtice	Mr Gorman	Ms McHugh	Dr Theophanous
Ms Crawford	Mr Grace*	Mr Martin	Mr Walker
Mr Crean	Mr Hand	Mr Melham	Mr West
Mrs Crosio	Mr Hollis	Mr A. A. Morris	Mr Willis
Mrs Darling	Mr Howe	Mr P. F. Morris	Mr H. F. Woods
Mr Dawkins	Mr Hulls	Mr Newell	Mr Wright
Mr Dubois	Mr Humphreys	Mr O'Keefe	
Mr Duffy	Mrs Jakobsen	Mr Price	

NOES, 59

Mr Aldred	Mr Cowan	Mr Hicks*	Mr Ruddock
Mr Anderson	Mr Dobie	Mr Jull	Mr B. C. Scott
Mr Andrew*	Mr Downer	Mr Lloyd	Mr Shack
Mrs Bailey	Dr H. R. Edwards	Mr McArthur	Mr Sharp
Mr Beale	Mr Fife	Mr Mack	Mr Sinclair
Mr Bradford	Mr Filing	Mr McLachlan	Mr Smith
Mr Braithwaite	Mr T. A. Fischer	Mr Moore	Mr Somlyay
Mr Broadbent	Mr P. S. Fisher	Mr Nehl	Mr Taylor
Mr Burr	Mr Ford	Mr Nugent	Mr Truss
Mr Cadman	Mrs Gallus	Mr Prosser	Mr Tuckey
Mr Cameron	Mr Goodluck	Mr Reid	Mr Webster
Mr Carlton	Mr Hall	Mr Reith	Mr Wilson
Mr Cobb	Mr Halverson	Mr Riggall	Dr R. L. Woods
Mr Connolly	Mr Hawker	Mr Rocher	Dr Wooldridge
Mr Costello	Dr Hewson	Mr Ronaldson	

* 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 Speaker, Mr McLeay, in the Chair)—

AYES, 73

Mr Baldwin	Mr R. F. Edwards	Mr Jenkins	Mr Punch
Mr Beazley	Mr Elliott	Mr Johns	Mr Sawford
Mr Beddall	Ms Fatin	Mr Jones	Mr Scholes
Mr Bevis	Mr Ferguson	Mr Keating	Mr Sciacca
Mr Bilney	Mr Fitzgibbon	Mrs Kelly	Mr J. L. Scott
Mr Brereton	Mr Free	Mr Kerin	Mr L. J. Scott
Mr R. J. Brown	Mr Gayler	Mr Kerr	Mr Simmons
Mr Campbell	Mr Gear*	Mr Langmore	Mr Snow
Dr Catley	Mr Gibson	Mr Lavarch	Mr Snowdon
Dr Charlesworth	Mr Gorman	Mr Lee	Mr Staples
Mr Courtice	Mr Grace*	Mr Lindsay	Dr Theophanous
Ms Crawford	Mr Griffiths	Ms McHugh	Mr Walker
Mr Crean	Mr Hand	Mr Martin	Mr West
Mrs Crosio	Mr Hawke	Mr Melham	Mr Willis
Mrs Darling	Mr Hollis	Mr A. A. Morris	Mr H. F. Woods
Mr Dawkins	Mr Howe	Mr P. F. Morris	Mr Wright
Mr Dubois	Mr Hulls	Mr Newell	
Mr Duffy	Mr Humphreys	Mr O'Keefe	
Mr Duncan	Mrs Jakobsen	Mr Price	

NOES, 60

Mr Aldred	Mr Cowan	Mr Hicks*	Mr Ronaldson
Mr Anderson	Mr Dobie	Mr Jull	Mr Ruddock
Mr Andrew*	Mr Downer	Mr Lloyd	Mr B. C. Scott
Mrs Bailey	Dr H. R. Edwards	Mr McArthur	Mr Shack
Mr Beale	Mr Fife	Mr Mack	Mr Sharp
Mr Bradford	Mr Filing	Mr McLachlan	Mr Sinclair
Mr Braithwaite	Mr T. A. Fischer	Mr Moore	Mr Smith
Mr Broadbent	Mr P. S. Fisher	Mr Nehl	Mr Somlyay
Mr Burr	Mr Ford	Mr Nugent	Mr Taylor
Mr Cadman	Mrs Gallus	Mr Peacock	Mr Truss
Mr Cameron	Mr Goodluck	Mr Prosser	Mr Tuckey
Mr Carlton	Mr Hall	Mr Reid	Mr Webster
Mr Cobb	Mr Halverson	Mr Reith	Mr Wilson
Mr Connolly	Mr Hawker	Mr Riggall	Dr R. L. Woods
Mr Costello	Dr Hewson	Mr Rocher	Dr Wooldridge

* Tellers

And so it was resolved in the affirmative.

And the question—That the motion for the suspension of standing and sessional orders be agreed to—being accordingly put—

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

AYES, 59

Mr Aldred	Mr Cowan	Mr Hicks*	Mr Ruddock
Mr Anderson	Mr Dobie	Mr Jull	Mr B. C. Scott
Mr Andrew*	Mr Downer	Mr Lloyd	Mr Shack
Mrs Bailey	Dr H. R. Edwards	Mr McArthur	Mr Sharp
Mr Beale	Mr Fife	Mr McLachlan	Mr Sinclair
Mr Bradford	Mr Filing	Mr Moore	Mr Smith
Mr Braithwaite	Mr T. A. Fischer	Mr Nehl	Mr Somlyay
Mr Broadbent	Mr P. S. Fisher	Mr Nugent	Mr Taylor
Mr Burr	Mr Ford	Mr Peacock	Mr Truss
Mr Cadman	Mrs Gallus	Mr Prosser	Mr Tuckey
Mr Cameron	Mr Goodluck	Mr Reid	Mr Webster
Mr Carlton	Mr Hall	Mr Reith	Mr Wilson
Mr Cobb	Mr Halverson	Mr Riggall	Dr R. L. Woods
Mr Connolly	Mr Hawker	Mr Rocher	Dr Wooldridge
Mr Costello	Dr Hewson	Mr Ronaldson	

NOES, 74

Mr Baldwin	Mr R. F. Edwards	Mr Jenkins	Mr Price
Mr Beazley	Mr Elliott	Mr Johns	Mr Punch
Mr Beddall	Ms Fatin	Mr Jones	Mr Sawford
Mr Bevis	Mr Ferguson	Mr Keating	Mr Scholes
Mr Bilney	Mr Fitzgibbon	Mrs Kelly	Mr Sciacca
Mr Brereton	Mr Free	Mr Kerin	Mr J. L. Scott
Mr R. J. Brown	Mr Gayler	Mr Kerr	Mr L. J. Scott
Mr Campbell	Mr Gear*	Mr Langmore	Mr Simmons
Dr Catley	Mr Gibson	Mr Lavarch	Mr Snow
Dr Charlesworth	Mr Gorman	Mr Lee	Mr Snowdon
Mr Courtice	Mr Grace*	Mr Lindsay	Mr Staples
Ms Crawford	Mr Griffiths	Ms McHugh	Dr Theophanous
Mr Crean	Mr Hand	Mr Mack	Mr Walker
Mrs Crosio	Mr Hawke	Mr Martin	Mr West
Mrs Darling	Mr Hollis	Mr Melham	Mr Willis
Mr Dawkins	Mr Howe	Mr A. A. Morris	Mr H. F. Woods
Mr Dubois	Mr Hulls	Mr P. F. Morris	Mr Wright
Mr Duffy	Mr Humphreys	Mr Newell	
Mr Duncan	Mr Jakobsen	Mr O'Keefe	

* Tellers

And so it was negated.

3 PETITIONS: The Clerk announced that the following Members had each lodged petitions for presentation, viz.:

Mr Bilney, Mr Downer, Mr Hall and Mr Snowdon, from 241, 645, 67 and 32 petitioners, respectively, praying that the United Nations Convention on the Rights of the Child not be ratified.

Mrs Bailey, from 35 petitioners, in similar terms.

Mrs Bailey, Mr Beale and Mr Halverson, from 23, 21 and 28 petitioners, respectively, praying for a twelve month moratorium followed by a referendum to enable the citizens of Australia to consider and decide whether the United Nations Convention on the Rights of the Child should be ratified.

Mr Nehl, from 13 petitioners, in similar terms.

Mr Langmore and Mr Snow, from 63 and 2221 petitioners, respectively, praying that policies be implemented to increase Australian aid, fight poverty, protect the environment and promote human rights.

Mr Andrew, from 76 petitioners, praying that certain reforms be made to legislation relating to motorcycles and motorcyclists.

Mr Beddall, from 41 residents of Queensland, praying that a referendum be held to determine whether young Australians should fight in the Middle East.

Mr Carlton, from 14 petitioners, praying that funding of abortions through Medicare cease and that the right to life of the unborn be protected.

Mr Downer, from 298 residents of South Australia, praying that the United Nations Convention on the Rights of the Child be amended to give adequate recognition to the rights of parents with respect to the education and physical, social and moral development of their children.

Mr Duffy, from 49 602 petitioners, praying that the price of petrol be reduced to less than 60 cents per litre.

Mr Hand, from 228 petitioners, praying that the portrait of Caroline Chisholm not be removed from the five dollar note.

Mr Mack, from 1155 petitioners, praying that a charge on pensioners' prescriptions not be introduced.

Mr Mack, from 86 petitioners, praying for a full public inquiry into the proposal to construct a third runway at Sydney (Kingsford-Smith) Airport.

Mr Mack, from 82 petitioners, praying for the development of an airport at Badgery's Creek and that a third runway at Sydney (Kingsford-Smith) Airport not be constructed.

Mr A. A. Morris, from 102 electors of the Division of Newcastle, praying that the Medicare office in Market Street, Newcastle, be re-opened and an office opened near Wallsend.

Mr Nehl, from 790 petitioners, praying that funds be provided to enable the Pacific Highway to be made into a four-lane, divided dual carriageway from Hexham, NSW, to the Queensland border.

Mr Prosser, from 411 residents of Western Australia, praying that the recently introduced assets test on family allowance payments be opposed.

Mr Prosser, from 7 residents of Western Australia, in similar terms.

Petitions received.

4 ELECTORAL MATTERS—JOINT STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS: Mr Brereton (Chairman) presented the following report and related papers:

Electoral Matters—Joint Standing Committee—1990 federal election—Report, dated 20 December 1990.

Minutes of proceedings.

Ordered—That the report be printed.

Mr Brereton, Mr Melham and Mr Miles made statements in connection with the report.

5 ABORIGINAL AFFAIRS—STANDING COMMITTEE—REPORT—MOTION TO TAKE NOTE OF PAPER: The order of the day having been read for the resumption of the debate on the motion of Mr Anderson—That the House take note of the paper (*presented on 6 December 1990*), viz.:

Aboriginal Affairs—Standing Committee—Review of Auditor-General's audit report No. 29, 1989-90, Aboriginal Affairs Portfolio—Report, dated December 1990—

Debate resumed.

The time allotted for the debate having expired, the debate was interrupted, the resumption of the debate made an order of the day for the next sitting Thursday, and Dr Wooldridge was granted leave to continue his speech when the debate is resumed.

6 COMPANY DIRECTORS: Mr Langmore, pursuant to notice, moved—That this House condemns the self-interested abuse of position by most company directors of large corporations in Australia in awarding themselves pay increases far in excess of those received by their employees and by similar disproportionate and unfair increases in executives' pay, and urges those business leaders to demonstrate the restraint they so commonly urge on wage earners.

Debate ensued.

The time allotted for the debate having expired, the debate was interrupted, the resumption of the debate made an order of the day for the next sitting Thursday, and Mr Bevis was granted leave to continue his speech when the debate is resumed.

7 PRIMARY PRODUCTION: Mrs Bailey, pursuant to notice, moved—That this House:

- (1) calls on the Government to recognise the importance of primary production to the economic well-being of this nation; and
- (2) condemns the Government for causing a crisis of confidence throughout rural communities.

Debate ensued.

The time allotted for the debate having expired, the debate was interrupted and the resumption of the debate made an order of the day for the next sitting Thursday.

- 8 **DISBURSEMENT OF STATE POWERS:** Mr Snow, pursuant to notice, moved—
That the House determines that the Government should proceed to use its powers and seek additional powers from the people, if required, to disburse all State powers to federal and local government, as appropriate, and the administration of many federal programs to local government.

Paper: Mr Snow, by leave, presented the following paper:

Convention on the Rights of the Child adopted by the General Assembly of the United Nations on 20 November 1989.

Debate ensued.

It being 12.30 p.m., the debate was interrupted in accordance with sessional order 104A, the resumption of the debate made an order of the day for the next sitting Thursday, and Dr Catley was granted leave to continue his speech when the debate is resumed.

- 9 **GRIEVANCE DEBATE:** Pursuant to the provisions of sessional order 106, the order of the day having been read—

Question proposed—That grievances be noted.

Debate ensued.

It being 1.45 p.m., the debate was interrupted in accordance with sessional order 106.

Question—That grievances be noted—put and passed.

- 10 **MEMBERS' STATEMENTS:** Members' statements were made.

- 11 **DEATH OF FORMER MEMBER (MR G. O'H. GILES):** Mr Speaker informed the House of the death, on 18 December 1990, of Mr Geoffrey O'Halloran Giles, a Member of this House for the Division of Angas from 1964 to 1977 and the Division of Wakefield from 1977 to 1983.

As a mark of respect to the memory of the deceased all Members present stood, in silence.

- 12 **QUESTIONS:** Questions without notice were asked.

- 13 **PAPERS:** Mr Speaker presented the following papers:

Public Service Act—Department of the Parliamentary Reporting Staff—Report and financial statements, including the Auditor-General's Report, for 1989-90.

Committee reports—Schedule of Government responses to the reports of House of Representatives and joint committees, for period 14 April 1989 to 6 December 1990, and outstanding responses to reports presented from 1982.

- 14 **AUDITOR-GENERAL'S REPORTS—PUBLICATION OF PAPERS AND REFERENCE TO COMMITTEE:** Mr Speaker presented the following papers:

Audit Act—Auditor-General—Audit reports of 1990-91—

No. 15—Department of Foreign Affairs and Trade—Officers' entitlements, and other staff related matters.

No. 16—Department of Veterans' Affairs—Treatment Services Control.

No. 17—Department of Social Security—Telephone rental concession, financial management and information system and human resources management system.

No. 18—Specific Purpose Payments to and through the States and Northern Territory.

No. 19—Attorney-General's Portfolio—Bankruptcy administration, Australian Federal Police; major crimes investigations and proceeds of crime.

Mr Beazley (Leader of the House), by leave, moved—That:

- (1) this House, in accordance with the provisions of the *Parliamentary Papers Act 1908*, authorises the publication of the Auditor-General's audit reports Nos. 15, 16, 17, 18 and 19 of 1990-91;
- (2) the reports be printed; and
- (3) audit report No. 18 of 1990-91—Specific Purpose Payments to and through the States and Northern Territory be referred to the Standing Committee on Finance and Public Administration.

Question—put and passed.

15 PAPERS: The following papers were presented:

Aboriginal deaths in custody—Royal Commission—Report of inquiry into the death of—

Craig Douglas Karpany.

The man who died in Brisbane Prison on 4 December 1980.

Barbara Ruth Tiers.

Aboriginal Hostels Limited—Report and financial statements, including the Auditor-General's Report, for 1989-90.

Administrative Appeals Tribunal Act—Administrative Review Council—14th Report, including freedom of information statement, for 1989-90.

Audit Act—

Department of Defence Explosives Factory Maribyrnong—Financial statements, including the Auditor-General's Report, for 1989-90.

Finance Regulations—Commonwealth procurement guideline 12—Australian and New Zealand supplies.

Australia-Indonesia Institute—Report for 1989-90.

Australia-Japan Foundation Act—Australia-Japan Foundation—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.

Australia New Zealand Foundation—Report for 1989-90.

Australian Centre for International Agricultural Research Act—Australian Centre for International Agricultural Research—Report and financial statements, including the Auditor-General's Report, for 1989-90.

Australian Heritage Commission Act—Australian Heritage Commission—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.

Australian Institute of Health Act—Australian Institute of Health—Australia's health 1990—2nd biennial report.

Australian Meat and Live-stock Industry Policy Council Act—Australian Meat and Live-stock Industry Policy Council—Report for 1989-90.

Australian Nuclear Science and Technology Organisation Act—Australian Nuclear Science and Technology Organisation—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.

Australian Pacific Economic Cooperation Committee—4th Report to the Australian Government, dated July 1990—
Report.

Comments.

Australian Trade Commission Act—Australian Trade Commission—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.

Australian War Memorial Act—Australian War Memorial—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.

Broadcasting Act—Special Broadcasting Service—Report and financial statements, including the Auditor-General's Report, for 1989-90.

- Defence Force Retirement and Death Benefits Act—Defence Force Retirement and Death Benefits Authority—Report, including freedom of information statement, for 1989-90.
- Director of Public Prosecutions Act—Commonwealth Director of Public Prosecutions—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.
- Employment, Education and Training—Standing Committee—Report—Work in progress: Award restructuring and industry training—Government response.
- Employment, Education and Training Act—National Board of Employment, Education and Training—
Report—
Strategies for credit transfer, dated December 1990.
The shape of teacher education: Some proposals, dated December 1990.
Report by the Schools Council, including the Board's comments—
Australia's teachers: An agenda for the next decade, dated December 1990.
- Equal Employment Opportunity (Commonwealth Authorities) Act—Equal employment opportunity program—Australian Airlines Limited—Report for—
1988-89.
1989-90.
- Family Allowance Supplement (FAS): a cash payment for working families with children—Evaluation report—Department of Social Security policy research paper No. 57, dated July 1990.
- Family Law Act—Family Court of Australia—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.
- Fishing Industry Research Act—Report on the operation of the Act, for 1989-90.
- Girls in schools 3—Report on the national policy for the education of girls in Australian schools, by the Department of Employment, Education and Training, dated November 1990.
- Higher Education Funding Act 1988*—Report detailing determinations made under the Act in respect of 1989.
- Housing Loans Insurance Act—Housing Loans Insurance Corporation—26th Report and financial statements, including the Auditor-General's Report, for 1989-90.
- Independent Air Fares Committee Act—Independent Air Fares Committee—9th and final report, for period 1 July 1989 to 30 October 1990.
- Industrial Relations Act—Australian Industrial Relations Commission—2nd Report of the President, for 1989-90.
- International Labour Organisation—International Labour Conference—77th session 1990—Australian delegation report.
- Language of Australia—Discussion paper on an Australian literacy and language policy for the 1990s, released by Mr Dawkins, Minister for Employment, Education and Training, December 1990—
Volume 1.
Volume 2—Appendices.
- Merit Protection (Australian Government Employees) Act—Merit Protection and Review Agency—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.
- National Crime Authority Act—National Crime Authority—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.
- National Parks and Wildlife Conservation Act—Australian National Parks and Wildlife Service—Report and financial statements, including the

- Auditor-General's Report and freedom of information statement, for 1989-90.
- National Science and Technology Centre—Report of activities for 1989-90.
- Non-Proliferation of Nuclear Weapons—4th review conference of the parties to the treaty—Geneva, 20 August to 15 September 1990—Report of Australian delegation.
- Ozone Protection Act—Report on the operations of the Act, for the period 16 March 1989 to 30 June 1990.
- Poultry Industry Assistance Act—Report for 1989-90.
- Prices Surveillance Act—Prices Surveillance Authority—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.
- Primary Industries and Energy Research and Development Act—Report, including reports by the Dairy Research and Development Corporation Selection Committee, the Energy Research and Development Corporation's Selection Committee, the Pig Research and Development Corporation Selection Committee, the Rural Industries Research and Development Corporation Selection Committee, the Chicken Meat Research and Development Council Selection Committee, the Egg Industry Research and Development Council Selection Committee and the Honeybee Research and Development Council Selection Committee, for the period 17 January to 30 June 1990, and a report by the Research Councils' Selection Committee, pursuant to the Rural Industries Research Act, for 1989-90.
- Prosecution policy of the Commonwealth: Guidelines for the making of decisions in the prosecution process—Report by the Commonwealth Director of Public Prosecutions.
- Public Service Act—
- Department of Foreign Affairs and Trade—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.
 - Royal Australian Mint—Report and financial statements, including the Auditor-General's Report, for 1989-90.
- Rural Industries Research Act—
- Barley Research Council—5th Report, for 1989-90.
 - Chicken Meat Research Council—Report for 1989-90.
 - Grain Legumes Research Council—Report for 1989-90.
 - Grape and Wine Research Council—Report for 1989-90.
 - Honey Research Council—Report for 1989-90.
 - Oilseeds Research Council—Report for 1989-90.
 - Sugar Research Council—Report for 1989-90.
- Snowy Mountains Hydro-electric Power Act—Snowy Mountains Hydro-electric Authority—Report and financial statements, including the Auditor-General's Report, for 1989-90.
- Social Security Act and Public Service Act—Department of Social Security—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.
- States and Northern Territory Grants (Rural Adjustment) Act—Rural Adjustment Scheme—Report for 1989-90.
- Stevedoring Industry Finance Committee Act—Stevedoring Industry Finance Committee—Report and financial statements, including the Auditor-General's Report, for 1989-90.
- Superannuation Act—
- Commissioner for Superannuation—Report and financial statements, including the Auditor-General's Report and freedom of information statement and report on the administration of the Australian Government Retirement Benefits Office pursuant to the Public Service Act, for 1989-90.

- Superannuation Fund Investment Trust—Report and financial statements, including the Auditor-General's Report, for 1989-90.
- Tax expenditures statement—Report by the Department of the Treasury, dated December 1990.
- Taxation statistics 1988-89.
- Telecommunications Act—Australian Telecommunications Authority (AUSTEL)—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.
- Trade Union Training Authority Act—Australian Trade Union Training Authority—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.
- Transport, Communications and Infrastructure—Standing Committee—Government responses to reports—
Canberra leasehold system.
The stamp of approval: A review of the administration of philatelic services by Australia Post.
- Veterans' Entitlements Act and Public Service Act—Reports and financial statements of the Repatriation Commission and the Department of Veterans' Affairs, including the Auditor-General's Reports and freedom of information statements, for 1989-90—
Volume 1.
Volume 2—Repatriation hospitals.
- 16 ABORIGINAL DEATHS IN CUSTODY—ROYAL COMMISSION—REPORTS—PUBLICATION OF PAPERS:** Mr Beazley (Leader of the House), by leave, moved—That this House, in accordance with the provisions of the *Parliamentary Papers Act 1908*, authorises the publication of the reports of the Royal Commission into Aboriginal Deaths in Custody of the inquiries into the deaths of—
Craig Douglas Karpany.
The man who died in Brisbane Prison on 4 December 1980.
Barbara Ruth Tiers.
Question—put and passed.
- 17 OZONE PROTECTION ACT—REPORT—MOTION TO TAKE NOTE OF PAPER:** Mr Beazley (Leader of the House) moved—That the House take note of the following paper:
Ozone Protection Act—Report on the operations of the Act, for the period 16 March 1989 to 30 June 1990.
Debate adjourned (Mr Fife), and the resumption of the debate made an order of the day for the next sitting.
- 18 AUSTRALIAN HERITAGE COMMISSION—REPORT—MOTION TO TAKE NOTE OF PAPER:** Mr Beazley (Leader of the House) moved—That the House take note of the following paper:
Australian Heritage Commission Act—Australian Heritage Commission—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.
Debate adjourned (Mr Fife), and the resumption of the debate made an order of the day for the next sitting.
- 19 NATIONAL SCIENCE AND TECHNOLOGY CENTRE—REPORT—MOTION TO TAKE NOTE OF PAPER:** Mr Beazley (Leader of the House) moved—That the House take note of the following paper:
National Science and Technology Centre—Report of activities for 1989-90.
Debate adjourned (Mr Fife), and the resumption of the debate made an order of the day for the next sitting.

20 AUSTRALIAN NATIONAL PARKS AND WILDLIFE SERVICE—REPORT—MOTION TO TAKE NOTE OF PAPER: Mr Beazley (Leader of the House) moved—That the House take note of the following paper:

National Parks and Wildlife Conservation Act—Australian National Parks and Wildlife Service—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.

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

21 SUSPENSION OF STANDING AND SESSIONAL ORDERS—MOTION OF CENSURE OF PRIME MINISTER: Dr Hewson (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 censures the Prime Minister for his abdication of leadership and his failure to take the necessary decisions to avert Australia's current economic crisis, resulting in severe hardship for millions of Australians.

Question—put and passed, with the concurrence of an absolute majority.

22 PRIME MINISTER—MOTION OF CENSURE: Dr Hewson (Leader of the Opposition) moved—That this House censures the Prime Minister for his abdication of leadership and his failure to take the necessary decisions to avert Australia's current economic crisis, resulting in severe hardship for millions of Australians.

Debate ensued.

Closure: Mr Beazley (Leader of the House) moved—That the question be now put.

Question—That the question be now put—put.

The House divided (the Deputy Speaker, Mr R. F. Edwards, in the Chair)—

AYES, 74

Mr Baldwin	Mr Elliott	Mr Jenkins	Mr Punch
Mr Beazley	Ms Fatin	Mr Johns	Mr Sawford
Mr Beddall	Mr Ferguson	Mr Jones	Mr Scholes
Mr Bevis	Mr Fitzgibbon	Mr Keating	Mr Sciacca
Mr Bilney	Mr Free	Mrs Kelly	Mr J. L. Scott
Mr Brereton	Mr Gayler	Mr Kerin	Mr L. J. Scott
Mr R. J. Brown	Mr Gear*	Mr Kerr	Mr Simmons
Mr Campbell	Mr Gibson	Mr Langmore	Mr Snow
Dr Catley	Mr Gorman	Mr Lavarch	Mr Snowdon
Dr Charlesworth	Mr Grace*	Mr Lee	Mr Staples
Mr Courtice	Mr Griffiths	Mr Lindsay	Dr Theophanous
Ms Crawford	Mr Hand	Ms McHugh	Mr Tickner
Mr Crean	Mr Hawke	Mr Martin	Mr Walker
Mrs Crosio	Mr Holding	Mr Melham	Mr West
Mr Darling	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Dawkins	Mr Howe	Mr P. F. Morris	Mr H. F. Woods
Mr Dubois	Mr Hulls	Mr Newell	Mr Wright
Mr Duffy	Mr Humphreys	Mr O'Keefe	
Mr Duncan	Mrs Jakobsen	Mr Price	

NOES, 65

Mr Aldred	Mr Dobie	Mr Lloyd	Mr B. C. Scott
Mr Anderson	Mr Downer	Mr McArthur	Mr Shack
Mr Andrew*	Dr H. R. Edwards	Mr Mack	Mr Sharp
Mr Atkinson	Mr Fife	Mr MacKellar	Mr Sinclair
Mrs Bailey	Mr Filing	Mr McLachlan	Mr Smith
Mr Beale	Mr T. A. Fischer	Mr Miles	Mr Somlyay
Mr Bradford	Mr P. S. Fisher	Mr Moore	Mrs Sullivan
Mr Braithwaite	Mr Ford	Mr Nehl	Mr Taylor
Mr Broadbent	Mrs Gallus	Mr Nugent	Mr Truss
Mr Burr	Mr Goodluck	Mr Peacock	Mr Tuckey
Mr Cadman	Mr Hall	Mr Prosser	Mr Webster
Mr Cameron	Mr Halverson	Mr Reid	Mr Wilson
Mr Carlton	Mr Hawker	Mr Reith	Dr R. L. Woods
Mr Cobb	Dr Hewson	Mr Riggall	Dr Wooldridge
Mr Connolly	Mr Hicks*	Mr Rocher	
Mr Costello	Mr Jull	Mr Ronaldson	
Mr Cowan	Dr Kemp	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 R. F. Edwards, in the Chair)—

AYES, 65

Mr Aldred	Mr Dobie	Mr Lloyd	Mr B. C. Scott
Mr Anderson	Mr Downer	Mr McArthur	Mr Shack
Mr Andrew*	Dr H. R. Edwards	Mr Mack	Mr Sharp
Mr Atkinson	Mr Fife	Mr MacKellar	Mr Sinclair
Mrs Bailey	Mr Filing	Mr McLachlan	Mr Smith
Mr Beale	Mr T. A. Fischer	Mr Miles	Mr Somlyay
Mr Bradford	Mr P. S. Fisher	Mr Moore	Mrs Sullivan
Mr Braithwaite	Mr Ford	Mr Nehl	Mr Taylor
Mr Broadbent	Mrs Gallus	Mr Nugent	Mr Truss
Mr Burr	Mr Goodluck	Mr Peacock	Mr Tuckey
Mr Cadman	Mr Hall	Mr Prosser	Mr Webster
Mr Cameron	Mr Halverson	Mr Reid	Mr Wilson
Mr Carlton	Mr Hawker	Mr Reith	Dr R. L. Woods
Mr Cobb	Dr Hewson	Mr Riggall	Dr Wooldridge
Mr Connolly	Mr Hicks*	Mr Rocher	
Mr Costello	Mr Jull	Mr Ronaldson	
Mr Cowan	Dr Kemp	Mr Ruddock	

NOES, 74

Mr Baldwin	Mr Elliott	Mr Jenkins	Mr Punch
Mr Beazley	Ms Fatin	Mr Johns	Mr Sawford
Mr Beddall	Mr Ferguson	Mr Jones	Mr Scholes
Mr Bevis	Mr Fitzgibbon	Mr Keating	Mr Sciacca
Mr Bilney	Mr Free	Mrs Kelly	Mr J. L. Scott
Mr Brereton	Mr Gayler	Mr Kerin	Mr L. J. Scott
Mr R. J. Brown	Mr Gear*	Mr Kerr	Mr Simmons
Mr Campbell	Mr Gibson	Mr Langmore	Mr Snow
Dr Catley	Mr Gorman	Mr Lavarch	Mr Snowdon
Dr Charlesworth	Mr Grace*	Mr Lee	Mr Staples
Mr Courtice	Mr Griffiths	Mr Lindsay	Dr Theophanous
Ms Crawford	Mr Hand	Ms McHugh	Mr Tickner
Mr Crean	Mr Hawke	Mr Martin	Mr Walker
Mrs Crosio	Mr Holding	Mr Melham	Mr West
Mrs Darling	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Dawkins	Mr Howe	Mr P. F. Morris	Mr H. F. Woods
Mr Dubois	Mr Hulls	Mr Newell	Mr Wright
Mr Duffy	Mr Humphreys	Mr O'Keefe	
Mr Duncan	Mrs Jakobsen	Mr Price	

* Tellers

And so it was negatived.

23 PROPOSED DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—PRIME MINISTER'S LEADERSHIP: The House was informed that Dr Hewson (Leader of the Opposition) had proposed that a definite matter of public

importance be submitted to the House for discussion, namely, "The Prime Minister's repeated failure to provide leadership on this occasion in our worst economic crisis since the Second World War".

The proposed discussion having received the necessary support—

Dr Hewson 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, 76

Mr Baldwin	Mr R. F. Edwards	Mrs Jakobsen	Mr O'Keefe
Mr Beazley	Mr Elliott	Mr Jenkins	Mr Price
Mr Beddall	Ms Fatin	Mr Johns	Mr Punch
Mr Bevis	Mr Ferguson	Mr Jones	Mr Sawford
Mr Bilney	Mr Fitzgibbon	Mr Keating	Mr Scholes
Mr Breerton	Mr Free	Mrs Kelly	Mr Sciacca
Mr R. J. Brown	Mr Gayler	Mr Kerin	Mr J. L. Scott
Mr Campbell	Mr Gear*	Mr Kerr	Mr L. J. Scott
Dr Catley	Mr Gibson	Mr Langmore	Mr Simmons
Dr Charlesworth	Mr Gorman	Mr Lavarch	Mr Snow
Mr Courtice	Mr Grace*	Mr Lee	Mr Snowdon
Ms Crawford	Mr Griffiths	Mr Lindsay	Mr Staples
Mr Crean	Mr Hand	Ms McHugh	Dr Theophanous
Mrs Crosio	Mr Hawke	Mr Mack	Mr Tickner
Mrs Darling	Mr Holding	Mr Martin	Mr Walker
Mr Dawkins	Mr Hollis	Mr Melham	Mr West
Mr Dubois	Mr Howe	Mr A. A. Morris	Mr Willis
Mr Duffy	Mr Hulls	Mr P. F. Morris	Mr H. F. Woods
Mr Duncan	Mr Humphreys	Mr Newell	Mr Wright

NOES, 64

Mr Aldred	Mr Cowan	Mr Jull	Mr Ronaldson
Mr Anderson	Mr Dobie	Dr Kemp	Mr Ruddock
Mr Andrew*	Mr Downer	Mr Lloyd	Mr B. C. Scott
Mr Atkinson	Dr H. R. Edwards	Mr McArthur	Mr Shack
Mrs Bailey	Mr Fife	Mr MacKellar	Mr Sharp
Mr Beale	Mr Filing	Mr McLachlan	Mr Sinclair
Mr Bradford	Mr T. A. Fischer	Mr Miles	Mr Smith
Mr Braithwaite	Mr P. S. Fisher	Mr Moore	Mr Somlyay
Mr Broadbent	Mr Ford	Mr Nehl	Mrs Sullivan
Mr Burr	Mrs Gallus	Mr Nugent	Mr Taylor
Mr Cadman	Mr Goodluck	Mr Peacock	Mr Truss
Mr Cameron	Mr Hall	Mr Prosser	Mr Tuckey
Mr Carlton	Mr Halverson	Mr Reid	Mr Webster
Mr Cobb	Mr Hawker	Mr Reith	Mr Wilson
Mr Connolly	Dr Hewson	Mr Riggall	Dr R. L. Woods
Mr Costello	Mr Hicks*	Mr Rocher	Dr Wooldridge

* Tellers

And so it was resolved in the affirmative.

- 24 ALTERATION OF DAY AND HOUR OF NEXT MEETING: Mr Beazley (Leader of the House) moved—That the House, at its rising, adjourn until tomorrow at 9 a.m.

Question—put and passed.

- 25 SUSPENSION OF STANDING AND SESSIONAL ORDERS—ROUTINE OF BUSINESS FOR 21 DECEMBER 1990: Mr Beazley (Leader of the House), by leave, moved—That:

(1) so much of the standing and sessional orders be suspended as would prevent the routine of business tomorrow, unless otherwise ordered, being as follows:

1. Presentation of papers.
2. Notices and orders of the day, government business; and

(2) sessional order 101A (interruption for question time) be suspended for the sitting tomorrow.

Question—put and passed.

26 PUBLIC ACCOUNTS—JOINT COMMITTEE—REPORTS—STATEMENT BY MEMBER: Mr Punch (Chairman) presented the following reports:

Public Accounts—Joint Committee—

Report 306—Finance minutes.

Report 307—Activities 1989-90.

Severally ordered to be printed.

Mr Punch, by leave, made a statement in connection with the reports.

27 COMMONWEALTH PARLIAMENTARY ASSOCIATION—36TH COMMONWEALTH PARLIAMENTARY CONFERENCE—REPORT OF DELEGATION FROM COMMONWEALTH OF AUSTRALIA BRANCH—STATEMENTS BY MEMBERS: Mrs Darling, by leave, presented the following paper:

Commonwealth Parliamentary Association—36th Commonwealth Parliamentary Conference, Harare, Zimbabwe, September 1990—Report of Delegation from Commonwealth of Australia Branch.

Mrs Darling and Mr Taylor, by leave, made statements in connection with the report.

28 MESSAGES FROM THE SENATE: Messages from the Senate were reported returning the following Bills without amendment:

6 December 1990—Message—

No. 88—Ministers of State Amendment 1990.

No. 89—Australian Citizenship Amendment 1990.

No. 90—ICSID Implementation 1990.

No. 91—Australian Capital Territory (Planning and Land Management) Amendment 1990.

11 December 1990—Message—

No. 92—Broadcasting (Foreign Ownership) Amendment 1990.

No. 93—Broadcasting Amendment 1990.

12 December 1990—Message—

No. 95—States Grants (General Purposes) 1990.

No. 96—Taxation Laws Amendment (No. 5) 1990.

13 December 1990—Message—

No. 98—Law and Justice Legislation Amendment 1990.

No. 99—Customs and Excise Legislation Amendment 1990.

No. 101—Excise Tariff Amendment 1990 (*without requests*).

No. 102—Petroleum Excise (Prices) Amendment 1990.

No. 103—Corporations Legislation Amendment 1990.

17 December 1990—Message—

No. 106—Primary Industries and Energy Legislation Amendment 1990.

No. 107—Australian Meat and Live-stock Corporation Amendment 1990.

18 December 1990—Message—

No. 113—Overseas Students Charge Amendment 1990.

No. 114—Overseas Students (Refunds) 1990.

No. 115—Higher Education Funding Amendment (No. 2) 1990.

No. 116—States Grants (TAFE Assistance) Amendment 1990.

No. 118—Builders Labourers' Federation Legislation Amendment 1990.

19 December 1990 a.m.—Message No. 123—Social Security and Veterans' Affairs Legislation Amendment (No. 2) 1990.

19 December 1990—Message—

No. 119—Taxation Laws Amendment (Foreign Income) 1990.

No. 120—Taxation (Interest on Non-resident Trust Distributions) 1990 (*without requests*).

- No. 121—Taxation Laws Amendment (International Agreements) 1990.
 No. 125—Child Support Legislation Amendment 1990.
 20 December 1990—Message No. 134—Northern Prawn Fishery Voluntary Adjustment Scheme Loan Guarantee Amendment 1990.

29 **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:

18 December 1990—Message—

No. 74—

States Grants (General Purposes) 1990.

Broadcasting Amendment 1990.

Broadcasting (Foreign Ownership) Amendment 1990.

No. 75—

Australian Capital Territory (Planning and Land Management) Amendment 1990.

Australian Citizenship Amendment 1990.

Community Services and Health Legislation Amendment 1990.

ICSID Implementation 1990.

Industrial Relations Legislation Amendment (No. 2) 1990.

Ministers of State Amendment 1990.

No. 76—Corporations Legislation Amendment 1990.

30 **CUSTOMS TARIFF PROPOSALS:** Mr Beddall (Minister for Small Business and Customs) moved Customs Tariff Proposals Nos. 7 and 8 (1990).

Debate adjourned (Mr Reith—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.

31 **PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—REDEVELOPMENT, SINGLETON, NSW—STAGE 1:** Mr Beddall (Minister representing the Minister for Administrative Services), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: Singleton redevelopment, Stage 1, NSW.

Mr Beddall presented plans in connection with the proposed work.

Question—put and passed.

32 **PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—PURPOSE BUILT COMPUTER CENTRE FOR AUSTRALIAN CUSTOMS SERVICE, BRUCE, ACT:** Mr Beddall (Minister representing the Minister for Administrative Services), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: Purpose built computer centre for Australian Customs Service, Bruce, ACT.

Mr Beddall presented plans in connection with the proposed work.

Question—put and passed.

33 **PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—MAJOR EXPLOSIVES STOREHOUSES, MYAMBAT, NSW—CONSTRUCTION:** Mr Beddall (Minister representing the Minister for Administrative Services), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: Construction of major explosives storehouses at Myambat, NSW.

Mr Beddall presented plans in connection with the proposed work.

Question—put and passed.

- 34 **HOUSING UNITS AND FACILITIES, KONEDOBUBU, PORT MORESBY—CONSTRUCTION—APPROVAL OF WORK:** Mr Beddall (Minister representing the Minister for Administrative Services), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Construction of 45 housing units and associated recreation facilities on 2.7 hectares of land at Konedobu, Port Moresby.

Debate ensued.

Question—put and passed.

- 35 **SUSPENSION OF SESSIONAL ORDER 48A AND STANDING ORDER 103:** Ms Fatin (Minister for Local Government), for Mr Beazley (Leader of the House), pursuant to notice, moved—That standing order 48A (adjournment of House), as amended by sessional order, and standing order 103 (11 o'clock rule) be suspended for the sittings this week.

Question—put and passed.

- 36 **MESSAGE FROM THE SENATE—CUSTOMS TARIFF AMENDMENT BILL 1990:** The following message from the Senate was reported:

Message No. 100

Mr Speaker,

The Senate returns to the House of Representatives the bill for “*An Act to amend the ‘Customs Tariff Act 1987’ and for related purposes*”, and requests the House to amend the bill as indicated by the annexed schedule.

KERRY SIBRAA
President

The Senate,
Canberra, 13 December 1990

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

In the committee

SCHEDULE OF THE REQUEST BY THE SENATE FOR AN AMENDMENT
Page 41, Schedule 8, amendment number 3 to Schedule 3 of the Principal Act, omit the amendment, substitute the following amendment:

- “3. Omit 2206.00.10, substitute:
- | | | | |
|------------|-------|--|--|
| 2206.00.1 | - - - | Containing spirits, liqueurs or other spirituous beverages: | |
| 2206.00.11 | - - - | Containing goods which, if imported separately, would be classified under 2207 | 10%, and \$32.39/L of alcohol
NZ:\$32.39/L of alcohol
PNG:\$32.39/L of alcohol
FI:\$32.39/L of alcohol
DC:5%, and \$32.39/L of alcohol |

2206.00.12 - - -	Containing goods which, if imported separately, would be classified under 2208	\$33.05/L of alcohol NZ:\$31.55/L of alcohol PNG:\$31.55/L of alcohol FI:\$31.55/L of alcohol DC:\$33.05/L of alcohol, less 5%; or, if higher, \$31.55/L of alcohol
2206.00.20 - - -	Cider of an alcoholic strength by volume exceeding 1.15% vol, NSA	25% DC:20%
	From 1 July 1991	20% DC:15%
	From 1 July 1992	15% DC:10%'. ”.

On the motion of Mr Beddall (Minister for Small Business and Customs), the requested amendment was made.
Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.
On the motion of Mr Beddall, the House adopted the report.

37 MESSAGE FROM THE SENATE—BROADCASTING AMENDMENT BILL (NO. 2) 1990: The following message from the Senate was reported:

Message No. 94

Mr Speaker,

The Senate returns to the House of Representatives the bill for “*An Act to amend the ‘Broadcasting Act 1942’ and other Acts relating to broadcasting, 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, 11 December 1990

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—Clause 2, page 1, subclause (1), line 8, omit “paragraph 11 (a)”, substitute “paragraphs 11 (aa), (a) and (d)”.

No. 2—Clause 2, page 1, subclause (1), line 10, after “sections”, insert “28A,”.

No. 3—Page 2, after clause 2 insert the following clauses:

“2A. Section 14 of the Principal Act is repealed and the following section is substituted:

Leave of absence

‘14. (1) The Minister may grant the Chairman leave of absence on such terms and conditions as to remuneration or otherwise as the Minister determines in writing.

'(2) The Chairman may grant another member or an associate member leave of absence on such terms and conditions as to remuneration or otherwise as the Chairman determines in writing.'

Termination of office

"2B. Section 15A of the Principal Act is amended by omitting from subparagraph (2) (b) (ii) 'granted by the Minister'."

No. 4—Clause 5, page 3, subclause (2), lines 6 to 10, omit the subclause, substitute the following subclause:

"(2) Without limiting the application of the amendment made by paragraph (1) (a) to licences granted by way of renewal or further renewal after the commencement of this section, that amendment also applies to licences in force on that commencement otherwise than because of subsection 87 (3) of the Principal Act."

No. 5—Clause 11, page 5, before paragraph (a) insert the following paragraph:

"(aa) by inserting 'subject to section 89KB,' before 'when' in paragraph (c) of the definition of 'control' in subsection (1); "

No. 6—Clause 11, page 6, at end of clause add the following paragraph:

"(d) by inserting in subsection (1) the following definition:

"**'loan agreement'**", in relation to a company, means an agreement under which:

- (a) money is lent or advanced to the company; or
- (b) money is deposited with the company; or
- (c) a debt or liability (whether or not financial) of the company arises;

whether or not:

- (d) the money, debt or liability is secured; or
- (e) money payable by the company under the agreement is presently payable; or
- (f) liability arising under the agreement is unconditional;."

No. 7—Clause 17, page 8, line 1, omit "section is", substitute "sections are".

No. 8—Clause 17, page 8, proposed paragraph 89KA (a), line 8, before "to exercise" insert " , otherwise than because of section 89K,,".

No. 9—Clause 17, page 8, after proposed section 89KA add the following section:

Certain loans not to result in control

"89KB. (1) In this section:

"authorised lender" means:

- (a) a bank within the meaning of the *Banking Act 1959*;
- (b) a corporation formed under the law of a State or Territory to carry on the business of banking within Australia; or
- (c) a corporation whose sole or principal business is the making of loans to other persons, being a corporation:
 - (i) that is registered as a financial institution under the *Financial Corporations Act 1974*; or
 - (ii) in respect of which a declaration under subsection (5) is in force; or
 - (iii) in respect of which an application for such a declaration has been made but not finally disposed of;

"controller", in relation to an authorised lender, means a person in a position to exercise control of the lender;

"media company" means:

- (a) a company that holds a commercial licence; or
- (b) a company that publishes a newspaper; or
- (c) a company that is in a position to exercise control of a company referred to in paragraph (a) or (b).

'(2) Subject to subsections (3) and (4), where an authorised lender has a loan agreement with a media company, then, for the purposes of this Part:

- (a) the agreement; and
 - (b) any arrangement, mortgage or other transaction associated with the agreement; and
 - (c) any rights or powers of the lender under the agreement or such a transaction; and
 - (d) the exercise of any of those rights or powers;
- are to be disregarded in determining whether, or to what extent, the lender or any controller of the lender is in a position to exercise control of:

- (e) the company; or
- (f) the acts and operations of the company; or
- (g) the votes, of which the company is in a position to exercise control, in another company.

'(3) Where:

- (a) the media company holds, or is in a position to exercise control of a company that holds, a commercial licence; and
- (b) the authorised lender or a controller of the lender:
 - (i) exercises control over persons or matters in such a way as to prevent the licensee complying with a condition of the licence; or
 - (ii) controls the selection or provision of the programs to be broadcast pursuant to the licence;

then subsection (2) does not apply in determining whether, or to what extent, the lender or that person is in a position to exercise control of the media company or of a matter referred to in paragraph (2) (f) or (g).

'(4) Where:

- (a) the media company publishes, or is in a position to exercise control of a company that publishes, a newspaper; and
- (b) the authorised lender or a controller of the lender controls the selection or provision of the material to be published in the newspaper;

then subsection (2) does not apply in determining whether, or to what extent, the lender or the person is in a position to exercise control of the media company or of a matter referred to in paragraph (2) (f) or (g).

'(5) The Tribunal may, in writing, declare a corporation (whether formed inside or outside Australia) whose sole or principal business is the making of loans to other persons to be an authorised lender for the purposes of this section.'.

No. 10—Clause 17, page 8, at end of the clause add the following subclause:

"(2) During the 3 months beginning on the commencement of this section, a corporation whose sole or principal business is the making of loans to other persons is an authorised lender for the purposes of section 89KB and 92M of the Principal Act as amended by this Act."

No. 11—Page 8, after clause 17 insert the following clause:

Certain loans not to result in control

"17A. Section 89KB of the Principal Act is amended by inserting in subsection (2) '(other than sections 90LA and 92GA)' after 'Part'."

No. 12—Clause 22, page 14, proposed subsection 90LA (1), definition of "loan agreement", lines 26 to 36, omit the definition.

No. 13—Clause 26, page 23, proposed subsection 92GA (1), lines 2 and 3, omit " , 'loan agreement' "

No. 14—Page 26, after clause 28 insert the following clause:

Directions to protect licensee

“28A. Section 92M of the Principal Act is amended:

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

‘(1AA) At any time the Tribunal may, by notice in writing served on a person who is in a position to exercise control of a commercial licence, give such directions to the person as it thinks fit for the purpose of preventing the person or any servant or agent of the person from doing any act or thing likely to have an adverse effect on:

(a) the ability of the licensee to comply with the conditions of the licence; or

(b) the operations of the licensee in providing the service pursuant to the licence or the selection or the provision of the programs to be broadcast pursuant to the licence.

‘(1AB) For the purposes of subsection (1AA), where an authorised lender (within the meaning of section 89KB) has a loan agreement with the company holding a commercial licence or with a company in a position to exercise control of that company, the lender and any person in a position to exercise control of the lender is in a position to exercise control of the licence.’;

(b) by inserting in subsection (2) ‘, (1AA)’ after ‘(1)’.”

No. 15—Clause 29, page 27, lines 4 and 5, omit “within the meaning of section 90LA”.

On the motion of Mr Snowdon (Parliamentary Secretary to the Minister for Transport and Communications), the amendments were agreed to, after debate.

Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.

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

38 MESSAGE FROM THE SENATE—DEBITS TAX TERMINATION BILL 1990: The following message from the Senate was reported:

Message No. 97

Mr Speaker,

The Senate returns to the House of Representatives the bill for “*An Act to amend the ‘Debits Tax Act 1982’ and the ‘Taxation Administration Act 1953’*”, 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, 12 December 1990

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—Clause 2, page 1, lines 6 to 12, omit the clause, substitute the following clause:

Commencement

“2. This Act commences, or is taken to have commenced, as the case requires, on 1 January 1991.”

No. 2—Clause 5, page 2, proposed section 4A, lines 10 and 11, omit “the date of commencement of this section”, substitute “1 January 1991”.

On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the amendments were agreed to, after debate. Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly. On the motion of Mr Sciacca, the House adopted the report.

39 MESSAGE FROM THE SENATE—COMMONWEALTH BANKS RESTRUCTURING BILL 1990: The following message from the Senate was reported:

Message No. 104

Mr Speaker,

The Senate returns to the House of Representatives the bill for "*An Act to give effect to an agreement between Victoria and the Commonwealth Bank relating to the succession of the Commonwealth Bank to the State Bank of Victoria, and for other 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, 13 December 1990

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—Clause 10, page 4, at end of the clause add the following paragraph:

"(c) by adding at the end the following subsection:

'(4) Subject to the rules in force from time to time under section 110, the Corporation is to be managed by the Managing Director.'"

No. 2—Clause 12, page 4, proposed section 8A, lines 24 to 36, omit the section, substitute the following section:

Treasurer's nominee on Board

"8A. (1) The Secretary to the Department of the Treasury:

(a) by force of this section, is a member of the Board; and

(b) in addition to his or her functions as a director, has the function of representing the views of the Treasurer.

'(2) The Secretary to the Department of the Treasury may, by signed writing, delegate all or any of his or her powers or functions under or in relation to this section or section 8B to an officer of the Department of the Treasury.'"

No. 3—Clause 12, page 5, proposed subsection 8B(5), definition of "Treasurer's nominee", line 29, omit "8A (2) (a)", substitute "8A (1) (a)".

No. 4—Page 14, after clause 35 insert the following clause:

Repeal of sections 48, 49 and 50

"35A. Sections 48, 49 and 50 of the Principal Act are repealed."

No. 5—Clause 45, page 17, lines 4 and 5, omit the clause.

No. 6—Clause 48, page 17, paragraph (a), proposed subsection 110(2), line 25, omit "section", substitute "subsection".

No. 7—Clause 51, page 18, line 27, omit "subsidiary bank", substitute "body to which this Part applies (other than the Commonwealth Bank)".

No. 8—Clause 56, page 19, lines 34 to 38, omit all words after "Act", substitute "is amended by inserting '(other than the Commonwealth Bank)' after 'body to which this Part applies' (wherever occurring)".

No. 9—Clause 57, page 20, lines 2 to 10, omit all words after “Act”, substitute “is amended by inserting ‘(other than the Commonwealth Bank)’ after ‘body to which this Part applies’ (wherever occurring).”
 On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the amendments were agreed to, after debate.
 Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.
 On the motion of Mr Crean (Minister Assisting the Treasurer), the House adopted the report.

40 MESSAGE FROM THE SENATE—EXPORT MARKET DEVELOPMENT GRANTS AMENDMENT BILL (NO. 2) 1990: The following message from the Senate was reported:

Message No. 105

Mr Speaker,

The Senate returns to the House of Representatives the bill for “*An Act to amend the ‘Export Market Development Grants Act 1974’*”, 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, 13 December 1990

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—Clause 9, page 33, proposed subsection 14 (1), line 17, omit “the claimant”.

No. 2—Clause 9, page 33, proposed paragraph 14 (1) (a), line 18, before “has incurred” insert “the claimant”.

No. 3—Clause 9, page 33, after proposed paragraph 14 (1) (b) insert the following word and paragraph:

“; or (c) in respect of a claimant in his or her first grant year after the commencement of this section and who elects in writing that this paragraph apply, the sum of the amount of the claimant’s eligible expenditure for that grant year and for the year immediately preceding that grant year is \$30,000 or more.”.

No. 4—Clause 10, page 36, after proposed subsection 16 (3) insert the following subsection:

“(3A) Where paragraph 14 (1) (c) applies to a claimant in his or her first grant year, the formula for calculating the provisional grant income for that year is:

Eligible Expenditure — \$30,000

2

”.

On the motion of Mr Crean (Minister for Science and Technology), the amendments were agreed to.

Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.
 On the motion of Mr Crean, the House adopted the report.

41 MESSAGE FROM THE SENATE—AUSTRALIAN MEAT AND LIVE-STOCK (QUOTAS) BILL 1990: The following message from the Senate was reported:

Message No. 108

Mr Speaker,

The Senate returns to the House of Representatives the bill for "*An Act relating to the establishment of systems of quotas to protect the orderly export of Australian meat and live-stock*", 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, 17 December 1990

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—Clause 4, page 2, paragraph (a), lines 7 to 10, omit "goods" (wherever occurring), substitute "meat".

No. 2—Clause 4, page 2, paragraph (b), lines 11 and 12, omit the paragraph, substitute the following paragraph:

"(b) where, in relation to live sheep and lambs, the Corporation otherwise considers it in the best interests of the industry to do so."

No. 3—Clause 6, page 2, subclause (2), lines 28 to 30, omit the subclause, substitute the following subclause:

"(2) The Corporation may grant a quota:

(a) in the case of meat and live-stock other than sheep and lambs, by allocation free of charge; or

(b) in the case of live sheep and lambs:

(i) by allocation free of charge; or

(ii) by auction, sale by tender or private sale."

No. 4—Clause 7, page 2, lines 36 to 41, omit the clause, substitute the following clause:

Corporation not obliged to grant sheep and lamb live-stock quota

"7. In relation to live sheep and lambs, the Corporation is not obliged:

(a) to sell or allocate a quota of a particular amount or kind; or

(b) to sell or allocate a quota to a particular person;

if the Corporation is satisfied that it is not in the best interests of the industry to do so."

On the motion of Mr Crean (Minister for Science and Technology), the amendments were agreed to, after debate.

Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.

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

42 MESSAGE FROM THE SENATE—COMMUNITY SERVICES AND HEALTH LEGISLATION AMENDMENT BILL (NO. 2) 1990: The following message from the Senate was reported:

Message No. 109

Mr Speaker,

The Senate returns to the House of Representatives the bill for "*An Act to amend various Acts relating to matters dealt with by the Department*

of *Community Services and Health, 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, 17 December 1990

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—Clause 9, page 4, proposed schedule, line 2, omit “It”, substitute “The Charter”.
- No. 2—Clause 9, page 4, proposed schedule, line 12, omit “indebted”, substitute “obliged to feel grateful”.
- No. 3—Clause 9, page 4, proposed schedule, line 18, after “are” insert “to be”.
- No. 4—Clause 9, page 4, proposed schedule, line 39, after “to” insert “have access to”.
- No. 5—Clause 9, page 5, proposed schedule, line 2, omit “is not”, substitute “shall not be”.
- No. 6—Page 5, after clause 10 insert the following Part:

**“PART 2A—AMENDMENT OF THE DISABILITY SERVICES ACT 1986
Principal Act**

“10A. In this Part, ‘Principal Act’ means the *Disability Services Act 1986*^{1a}.”

Interpretation

“10B. Section 7 of the Principal Act is amended in the definition of ‘accommodation support services’ by adding at the end ‘and, without limiting the generality of the foregoing, includes attendant care services, namely, services to persons with disabilities to assist them with personal administration, transport, mobility, transfers, personal hygiene, bathing, grooming, dressing, eating and drinking, and similar personal activities’.”

After Note 1 at the end of the Bill insert the following Note:

“1^a. No. 129, 1986, as amended. For previous amendments, see Nos. 80 and 99, 1988.”

- No. 7—Clause 72, page 40, proposed schedule 2, line 25, omit “It”, substitute “The Charter”.
- No. 8—Clause 72, page 40, proposed schedule 2, line 35, omit “indebted”, substitute “obliged to feel grateful”.
- No. 9—Clause 72, page 41, proposed schedule 2, line 2, after “are” insert “to be”.
- No. 10—Clause 72, page 41, proposed schedule 2, line 23, after “to” insert “have access to”.
- No. 11—Clause 72, page 41, proposed schedule 2, line 27, omit “is not”, substitute “shall not be”.
- Mr Crean (Minister for Science and Technology) moved—That the amendments be agreed to.
- Mr Braithwaite moved, as an amendment to the motion—That amendment No. 6 be disagreed to, but that, in place thereof, after Part 2, page 5, the

following new Part (comprising new clauses 10A to 10M) be inserted in the Bill:

“PART 2A—AMENDMENTS OF THE DISABILITY SERVICES ACT 1986

Principal Act

“10A. In this Part, ‘Principal Act’ means the *Disability Services Act 1986*^{1a}.

“10B. (1) Section 5 of the Principal Act is repealed and the following section is substituted:

Principles, objectives and guidelines

‘5. (1) The Minister may, by instrument in writing, formulate principles and objectives to be furthered, and guidelines to be complied with, in the administration of this Act.

‘(2) The Minister shall cause a copy of an instrument under subsection (1) to be laid before each House of the Parliament within 15 sitting days of that House after the making of the instrument.

‘(3) If an instrument under subsection (1) is not laid before each House of the Parliament in accordance with the provisions of subsection (2), it shall be void.

‘(4) The principles, objectives or guidelines contained in an instrument under subsection (1) have no force or effect unless and until each House of the Parliament has agreed to a motion of which due notice has been given approving those principles, objectives or guidelines and the resolution of both Houses are in force at the same time.

‘(5) A House of the Parliament may agree to a motion approving the principles, objectives or guidelines contained in an instrument under subsection (1) subject to amendments specified in the motion and, if a House does so, those principles, objectives or guidelines as so amended shall have force and effect (as if made by the Minister as so amended) if, but only if, while that resolution is in force, there is in force a resolution of the other House of the Parliament approving the principles, objectives or guidelines contained in the instrument subject to amendments specified in the resolution that are the same as the amendments specified in the motion of the first-mentioned House of Parliament.

‘(6) A House of the Parliament may agree to a motion of which due notice has been given revoking a resolution approving (either with or without amendments) the principles, objectives or guidelines contained in an instrument under subsection (1), but not after those principles, objectives or guidelines, or those principles, objectives or guidelines as so amended, as the case may be, have become of force and effect.

‘(7) An instrument under subsection (1) shall not be taken to be statutory rules within the meaning of the *Statutory Rules Publication Act 1903*, but subsections 5 (3) to (3C) (inclusive) of that Act apply to such an instrument as they apply to statutory rules.

‘(8) For the purposes of the application of subsection 5 (3B) of the *Statutory Rules Publication Act 1903* in accordance with subsection (7) of this section, the reference in the first-mentioned subsection to the Minister of State for Sport, Recreation and Tourism shall be read as a reference to the Minister administering this Act.

‘(9) Section 5 of the *Evidence Act 1905* applies to an instrument under subsection (1) of this section as that first-mentioned section applies to an order made by a Minister.’

“(2) Any principles, objectives and guidelines formulated by the Minister under section 5 of the Principal Act and in force immediately before the

commencement of this section continue in force after the commencement of this section but cease to be in force:

- (a) upon the first principles, objectives or guidelines made by the Minister after the commencement of this section becoming of force and effect, whether with or without amendments; or
- (b) upon the expiration of 5 months after the commencement of this section;

whichever first occurs.

Interpretation

"10C. Section 7 of the Principal Act is amended:

- (a) by inserting after the definition of 'advocacy services' the following definition:
 - '"attendant care services" means services by way of the provision of care by an able-bodied person to a disabled person providing a means for independent living by a disabled person;
- (b) by inserting after the definition of 'service' the following definition:
 - '"staff training services" means services to provide resources and training for staff members, including voluntary workers, of eligible organisations who work with persons with disabilities'; and
- (c) by adding at the end the following definition:
 - '"vocational training services" means services to assist persons with a disability:
 - (a) who have a need for a high level of support; and
 - (b) who are unlikely to be able to obtain or retain paid employment without special training, in a business environment, in skills development and appropriate work behaviour and attitudes; to develop and maintain vocational skills necessary for them to obtain and retain paid employment.'

Approval of services

"10D. Section 9 of the Principal Act is amended:

- (a) by inserting after paragraph (2) (b) the following paragraph:
 - '(ba) attendant care services;' and
- (b) by adding at the end of subsection (2) the following paragraphs:
 - '; (k) staff training services;
 - (m) vocational training services.'

Financial assistance for eligible services

"10E. Section 10 of the Principal Act is amended:

- (a) by adding at the end of paragraph (4) (c) ', being terms and conditions with respect to matters specified in paragraphs (5) (a) to (h) (inclusive).';
- (b) by omitting from subsection (5) all words preceding paragraph (a) and substituting 'The terms and conditions that may be specified under paragraph (4) (c) are terms and conditions with respect to all or any of:'; and
- (c) by inserting after 'fulfilment of' in paragraph (5) (g) 'any specified'.

Review of outcomes of financial assistance for eligible services

"10F. Section 11 of the Principal Act is amended by omitting 'the terms' and substituting 'any terms'.

Financial assistance for research and development activities

"10G. Section 12 of the Principal Act is amended:

- (a) by adding at the end of paragraph (4) (c) ', being terms and conditions with respect to matters specified in paragraphs (5) (a) to (h) (inclusive).';
- (b) by omitting from subsection (5) all words preceding paragraph (a) and substituting 'The terms and conditions that may be specified under paragraph (4) (c) are terms and conditions with respect to all or any of:'; and

(c) by inserting after 'fulfilment of', in paragraph (5) (f) 'any specified'.

Financial assistance for prescribed services

"10H. Section 13 of the Principal Act is amended:

- (a) by adding at the end of paragraph (3) (c) ', being terms and conditions with respect to matters specified in paragraphs (4) (a) to (h) (inclusive).';
- (b) by omitting from subsection (4) all words preceding paragraph (a) and substituting 'The terms and conditions that may be specified under paragraph (3) (c) are terms and conditions with respect to all or any of:';
- (c) by inserting after 'fulfilment of' in paragraph (4) (g) 'any specified'; and
- (d) by omitting '1992' from subsection (5) and substituting '1995'.

Financial assistance for upgrading of prescribed services

"10J. Section 14 of the Principal Act is amended:

- (a) by adding at the end of paragraph (4) (c) ', being terms and conditions with respect to matters specified in paragraphs (5) (a) to (g) (inclusive).';
- (b) by omitting from subsection (5) all words preceding paragraph (a) and substituting 'The terms and conditions that may be specified under paragraph (4) (c) are terms and conditions with respect to all or any of:';
- (c) by inserting after 'fulfilment of' in paragraph (5) (f) 'any specified'; and
- (d) by omitting from subsection (6) '1992' and substituting '1995'.

"10K. After section 16 of the Principal Act the following section is inserted in Division 4 of Part II:

Reviews of decisions under Part

'16A. (1) In subsection (2), "**reviewable decision**" means a decision (within the meaning of the *Administrative Appeals Tribunal Act 1975*) made:

- (a) by the Minister, or a delegate of the Minister, under section 10, 12, 13 or 14; or
- (b) by an officer of the Department in, or in connection with, the administration of this Part in relation to a member, or members, of the target group or the making of a grant of financial assistance under this Part, including, but without limiting the generality of the foregoing, the terms and conditions on which such a grant may be made.

'(2) Applications may be made to the Administrative Appeals Tribunal for review of reviewable decisions.

'(3) Decision of kinds referred to in paragraph (b) of the definition of "reviewable decision" in subsection (1) are decisions to which the *Administrative Decisions (Judicial Review) Act 1977* applies.'

Approvals etc. to be tabled in the Parliament and disallowable

"10L. Section 31 of the Principal Act is amended by omitting paragraph (1) (a).

Approvals etc. to be in writing

"10M. Section 32 of the Principal Act is amended by omitting 'principle, objective, guideline'."

After Note 1 at the end of the Bill insert the following Note:

"1^a. No. 129, 1986, as amended. For previous amendments, see Nos. 80 and 99, 1988."

Debate continued.

Question—That the amendment to the motion be agreed to—put.

The committee divided (the Chairman, Mr R. F. Edwards, in the Chair)—

AYES, 63

Mr Aldred	Mr Dobie	Mr Lloyd	Mr Ruddock
Mr Anderson	Mr Downer	Mr McArthur	Mr B. C. Scott
Mr Andrew*	Dr H. R. Edwards	Mr Mack	Mr Shack
Mr Atkinson	Mr Fife	Mr MacKellar	Mr Sharp
Mrs Bailey	Mr Filing	Mr McLachlan	Mr Sinclair
Mr Beale	Mr T. A. Fischer	Mr Miles	Mr Smith
Mr Bradford	Mr P. S. Fisher	Mr Moore	Mr Somlyay
Mr Braithwaite	Mr Ford	Mr Nehl	Mrs Sullivan
Mr Broadbent	Mrs Gallus	Mr Nugent	Mr Taylor
Mr Burr	Mr Goodluck	Mr Peacock	Mr Truss
Mr Cadman	Mr Hall	Mr Prosser	Mr Tuckey
Mr Cameron	Mr Halverson	Mr Reid	Mr Webster
Mr Cobb	Mr Hawker	Mr Reith	Mr Wilson
Mr Connolly	Mr Hicks*	Mr Riggall	Dr R. L. Woods
Mr Costello	Mr Jull	Mr Rocher	Dr Wooldridge
Mr Cowan	Dr Kemp	Mr Ronaldson	

NOES, 70

Mr Baldwin	Mr Elliott	Mr Johns	Mr Sawford
Mr Beazley	Ms Fatin	Mr Jones	Mr Scholes
Mr Beddall	Mr Ferguson	Mr Keating	Mr Sciacca
Mr Bevis	Mr Fitzgibbon	Mrs Kelly	Mr J. L. Scott
Mr Bilney	Mr Free	Mr Kerin	Mr L. J. Scott
Mr Brereton	Mr Gear*	Mr Kerr	Mr Simmons
Mr R. J. Brown	Mr Gibson	Mr Langmore	Mr Snow
Mr Campbell	Mr Gorman	Mr Lavarch	Mr Snowdon
Dr Catley	Mr Grace*	Mr Lee	Mr Staples
Dr Charlesworth	Mr Griffiths	Mr Lindsay	Dr Theophanous
Mr Courtice	Mr Hand	Ms McHugh	Mr Tickner
Ms Crawford	Mr Holding	Mr Martin	Mr Walker
Mr Crean	Mr Hollis	Mr Melham	Mr West
Mrs Crosio	Mr Howe	Mr A. A. Morris	Mr Willis
Mrs Darling	Mr Hulls	Mr P. F. Morris	Mr H. F. Woods
Mr Dawkins	Mr Humphreys	Mr Newell	Mr Wright
Mr Dubois	Mrs Jakobsen	Mr O'Keefe	
Mr Duncan	Mr Jenkins	Mr Punch	

* Tellers

And so it was negated.
Amendments agreed to.
Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.

On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the House adopted the report.

43 MESSAGE FROM THE SENATE—VETERANS' AFFAIRS LEGISLATION AMENDMENT BILL 1990: The following message from the Senate was reported:

Message No. 111

Mr Speaker,

The Senate returns to the House of Representatives the bill for "*An Act to amend the law relating to veterans' affairs, and for related matters*", 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, 18 December 1990

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—Clause 9, page 8, paragraph (q), proposed subsection 18 (5D), lines 3 to 5, omit the subsection, substitute the following subsection:

“(5D) Guidelines approved by the Minister in accordance with this section are disallowable instruments for the purposes of section 46A of the *Acts Interpretation Act 1901*.”

No. 2—Clause 11, page 9, proposed subsection 20 (5), lines 13 to 15, omit the subsection, substitute the following subsection:

“(5) Guidelines approved by the Minister in accordance with this section are disallowable instruments for the purposes of section 46A of the *Acts Interpretation Act 1901*.”

No. 3—Clause 12, page 9, proposed subsection 21 (4), lines 28 to 30, omit the subsection, substitute the following subsection:

“(4) Guidelines approved by the Minister in accordance with this section are disallowable instruments for the purposes of section 46A of the *Acts Interpretation Act 1901*.”

No. 4—Page 10, clause 14, page 10, proposed subsection 23 (7), lines 23 to 25, omit the subsection, substitute the following subsection:

“(7) Guidelines approved by the Minister in accordance with this section are disallowable instruments for the purposes of section 46A of the *Acts Interpretation Act 1901*.”

On the motion of Mr Humphreys (Minister for Veterans' Affairs), the amendments were agreed to, after debate.

Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.

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

44 MESSAGE FROM THE SENATE—STATES GRANTS (SCHOOLS ASSISTANCE) AMENDMENT BILL 1990: The following message from the Senate was reported:

Message No. 117

Mr Speaker,

The Senate returns to the House of Representatives the bill for “*An Act to amend the States Grants (Schools Assistance) Act 1988*”, 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, 18 December 1990

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—Clause 3, page 2, paragraph (d), lines 17 to 21, proposed definition of “**additional expenditure**”, omit the definition, substitute the following definition:

“**‘additional expenditure’** means:

(a) in relation to complying with an approved award or agreement in a program year—expenditure in that year of a greater amount

than the amount that would have been spent if the award or agreement had not been made; or

- (b) in relation to complying with terms or conditions referred to in subsection 40F (3) in a program year—expenditure in that year of a greater amount than the amount that would have been spent if the terms and conditions had not been restructured as mentioned in that subsection;

and, in either case, if the expenditure of an approved authority of an approved school system or of a non-systemic school in that year on the salary of a principal or a deputy principal of a school is greater than the amount that would have been spent if the award or agreement had not been made, or the terms and conditions had not been restructured, as the case may be—includes that greater expenditure, even if the principal or deputy principal is not covered by the approved award or agreement, or is not subject to the terms and conditions;”.

No. 2—Clause 21, page 13, at end of proposed section 40F add the following subsection:

“(3) If:

- (a) school teachers employed by the approved authority of an approved school system or of a non-systemic school are not covered by an approved award or agreement; and
- (b) the Minister is satisfied:
- (i) that the approved authority will incur additional expenditure in relation to a program year as a result of restructuring the terms and conditions of employment of the school teachers; and
- (ii) that as a result of the restructuring, elements of those terms and conditions are comparable to elements of the terms and conditions of school teachers under an approved award or agreement;

the Minister may, by determination in writing, authorise payment to the State for the approved authority by way of financial assistance towards that additional expenditure.”.

On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the amendments were agreed to, after debate. Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.

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

45 MESSAGE FROM THE SENATE—SOCIAL SECURITY LEGISLATION AMENDMENT BILL 1990: The following message from the Senate was reported:

Message No. 122

Mr Speaker,

The Senate returns to the House of Representatives the bill for “*An Act to amend the law relating to social welfare, 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, 19 December 1990 a.m.

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

46 MESSAGE FROM THE SENATE—TAXATION LAWS AMENDMENT BILL (NO. 4) 1990: The following message from the Senate was reported:

Message No. 124

Mr Speaker,

The Senate returns to the House of Representatives the bill for "*An Act to amend the law relating to taxation*", 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.

KERRY SIBRAA
President

The Senate,
Canberra, 19 December 1990

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 2, after clause 7 insert the following clause:

"7A. After section 82KZA of the Principal Act the following section is inserted:

Relief from substantiation requirements in special circumstances

'82KZAA. (1) Where:

- (a) a taxpayer claims to have incurred an expense during a year of income; and
 - (b) having regard to:
 - (i) the nature and quality of evidence that the taxpayer has available to substantiate the claim; and
 - (ii) special circumstances affecting the taxpayer, including, but not limited to, the following:
 - (A) the extent to which the taxpayer attempted to comply with the substantiation sections;
 - (B) whether the taxpayer's failure to comply with the substantiation sections was inadvertent or deliberate;
- the Commissioner, in the course of reviewing the claim after the making of the assessment of the taxpayer's taxable income of the year of income, is satisfied that:
- (iii) the expense was incurred by the taxpayer during the year of income; and
 - (iv) it would be unreasonable for the substantiation sections to apply in relation to the taxpayer in relation to the expense; and
- (c) the Commissioner's review is undertaken:
 - (i) of the Commissioner's own motion; or
 - (ii) in considering an objection against the assessment of the taxpayer's taxable income of the year of income; or
 - (iii) in considering whether to make an amendment of the assessment of the taxpayer's taxable income of the year of income in response to a request made by the taxpayer before the commencement of this section;

the substantiation sections do not apply in relation to the taxpayer in relation to the expense.

'(2) For the purposes of this section, the Commissioner is taken to have made an assessment of the taxpayer's taxable income of the year of

income if the Commissioner has served notice in respect of the taxpayer to the effect that:

- (a) the taxpayer's taxable income of the year of income is nil; or
- (b) no tax is payable on the taxpayer's taxable income of the year of income.

'(3) Where:

- (a) a taxpayer makes an application under subsection 188 (1) or (2); and
- (b) the period referred to in the subsection concerned ended before the commencement of this section;

the following provisions have effect:

- (c) the Commissioner, the Tribunal or the Federal Court of Australia, as the case requires, when making a decision on the application, must disregard subsection (1) of this section;
- (d) if the Commissioner, the Tribunal or the Federal Court of Australia, as the case requires, grants the application:
 - (i) the taxpayer's objection has no effect to the extent that it relates to grounds based on subsection (1) of this section; and
 - (ii) the Tribunal or the Federal Court of Australia, when making a decision under paragraph 190 (a), must disregard subsection (1) of this section.

'(4) This section applies to an expense incurred before, at or after the commencement of this section.'".

On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the amendment was agreed to, after debate.

Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.

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

47 MESSAGE FROM THE SENATE—CATTLE TRANSACTION LEVY BILL 1990:

The following message from the Senate was reported:

Message No. 126

Mr Speaker,

The Senate returns to the House of Representatives the bill for "*An Act to impose a levy on certain transactions and other dealings involving cattle*", and requests the House to amend the bill as indicated by the annexed schedule.

KERRY SIBRAA
President

The Senate,
Canberra, 19 December 1990

Ordered—That the amendments requested by the Senate be taken into consideration, in committee of the whole House, forthwith.

In the committee

SCHEDULE OF THE REQUESTS BY THE SENATE FOR AMENDMENTS

No. 1—Clause 2, page 1, lines 5 and 6, omit the clause, substitute the following clause:

Commencement

"2. (1) Subject to subsection (2), this Act commences on a day to be fixed by Proclamation.

"(2) If this Act does not commence under subsection (1) within the period of 6 months beginning on the day on which it receives the Royal Assent, it commences on the first day after the end of that period."

No. 2—Clause 5, page 3, after paragraph (1) (b) insert the following paragraph:
“(ba) on the exportation from Australia of cattle in respect of which levy is not otherwise payable; or”.

No. 3—Clause 5, page 3, after paragraph (2) (c) insert the following paragraph:

“(ca) on the delivery of cattle to a processor for slaughter on behalf of the person delivering the cattle if:

- (i) the delivery occurs within 14 days after the cattle are acquired by that person; and
- (ii) the cattle are subsequently slaughtered; and
- (iii) the person continues to own the cattle immediately after their hot carcass weight within the meaning of the *Beef Production Levy Act 1990* is determined or is taken, for the purposes of that Act, to have been determined, as the case requires; or”.

No. 4—Clause 7, page 3, after subclause (2) insert the following subclause:

“(2A) Levy on cattle that are exported from Australia, being cattle referred to in paragraph 5 (1) (ba), is payable by the exporter of the cattle.”.
On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the requested amendments were made, after debate.
Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.
On the motion of Mr Sciacca, the House adopted the report.

48 MESSAGE FROM THE SENATE—BEEF PRODUCTION LEVY BILL 1990: The following message from the Senate was reported:

Message No. 127

Mr Speaker,

The Senate returns to the House of Representatives the bill for “*An Act to impose a levy on the production of beef*”, and requests the House to amend the bill as indicated by the annexed schedule.

KERRY SIBRAA
President

The Senate,
Canberra, 19 December 1990

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

In the committee

SCHEDULE OF THE REQUEST BY THE SENATE FOR AN AMENDMENT
Clause 2, page 1, line 6, omit “1 January 1991”, substitute “the day on which the *Cattle Transaction Levy Act 1990* commences”.

On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the requested amendment was made.
Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.
On the motion of Mr Sciacca, the House adopted the report.

49 MESSAGE FROM THE SENATE—CATTLE EXPORT CHARGE BILL 1990: The following message from the Senate was reported:

Message No. 128

Mr Speaker,

The Senate returns to the House of Representatives the bill for "*An Act to impose a charge on the export of cattle*", and requests the House to amend the bill as indicated by the annexed schedule.

KERRY SIBRAA
President

The Senate,
Canberra, 19 December 1990

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

In the committee

SCHEDULE OF THE REQUEST BY THE SENATE FOR AN AMENDMENT
Clause 2, page 1, line 6, omit "1 January 1991", substitute "the day on which the *Cattle Transaction Levy Act 1990* commences".

On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the requested amendment was made.
Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.
On the motion of Mr Sciacca, the House adopted the report.

50 MESSAGE FROM THE SENATE—CATTLE AND BEEF LEVY COLLECTION BILL 1990: The following message from the Senate was reported:

Message No. 129

Mr Speaker,

The Senate returns to the House of Representatives the bill for "*An Act to make provision for the collection of levies and charges imposed under the 'Beef Production Levy Act 1990', the 'Cattle Export Charge Act 1990' and the 'Cattle Transaction Levy Act 1990', 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, 19 December 1990

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

In the committee

SCHEDULE OF THE AMENDMENT MADE BY THE SENATE
No. 1—Clause 2, page 1, line 7, omit "1 January 1991", substitute "the day on which the *Cattle Transaction Levy Act 1990* commences".

No. 2—Clause 15, page 8, subclause (1), line 27, omit "may", substitute "must".

On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the amendments were agreed to.
Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.

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

- 51 MESSAGE FROM THE SENATE—CATTLE INDUSTRY LEGISLATION (CONSEQUENTIAL PROVISIONS) BILL 1990: The following message from the Senate was reported:

Message No. 130

Mr Speaker,

The Senate returns to the House of Representatives the bill for "*An Act to amend certain Acts because of the enactment of the 'Beef Production Levy Act 1990', the 'Cattle and Beef Levy Collection Act 1990', the 'Cattle Export Charge Act 1990' and the 'Cattle Transaction Levy Act 1990', 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.

KERRY SIBRAA
President

The Senate,
Canberra, 19 December 1990

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

Clause 2, page 2, line 2, omit "1 January 1991", substitute "the day on which the *Cattle Transaction Levy Act 1990* commences".

On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the amendment was agreed to.

Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.
On the motion of Mr Sciacca, the House adopted the report.

- 52 MESSAGE FROM THE SENATE—LIVE-STOCK SLAUGHTER LEVY AMENDMENT BILL 1990: The following message from the Senate was reported:

Message No. 131

Mr Speaker,

The Senate returns to the House of Representatives the bill for "*An Act to amend the 'Live-stock Slaughter Levy Act 1964'*", and requests the House to amend the bill as indicated by the annexed schedule.

KERRY SIBRAA
President

The Senate,
Canberra, 19 December 1990

Ordered—That the amendments requested by the Senate be taken into consideration, in committee of the whole House, forthwith.

In the committee

SCHEDULE OF THE REQUEST BY THE SENATE FOR AMENDMENTS

No. 1—Clause 2, page 1, line 9, omit "1 January 1991", substitute "the day on which the *Cattle Transaction Levy Act 1990* commences".

No. 2—Clause 3, page 2, paragraph (b), proposed subsection 6 (3), line 2, omit "31 December 1990", substitute "the *Cattle Transaction Levy Act 1990* commences".

- No. 3—Clause 4, page 2, paragraph (b), proposed subsection 6E (3), line 9, omit “31 December 1990”, substitute “the *Cattle Transaction Levy Act 1990* commences”.
- No. 4—Clause 5, page 2, paragraph (b), proposed subsection 6F (3), lines 16 and 17, omit “31 December 1990”, substitute “the *Cattle Transaction Levy Act 1990* commences”.
- No. 5—Clause 6, page 2, proposed subsection 6G (1), line 23, omit “1 January 1991”, substitute “the day on which the *Cattle Transaction Levy Act 1990* commences”.
- No. 6—Clause 6, page 2, proposed subsection 6G (1), line 34, omit “1 January 1991”, substitute “the first-mentioned day”.
- On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the requested amendments were made.
Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.
On the motion of Mr Sciacca, the House adopted the report.

53 MESSAGE FROM THE SENATE—LIVE-STOCK EXPORT CHARGE AMENDMENT BILL 1990: The following message from the Senate was reported:

Message No. 132

Mr Speaker,

The Senate returns to the House of Representatives the bill for “*An Act to amend the ‘Live-stock Export Charge Act 1977’*”, and requests the House to amend the bill as indicated by the annexed schedule.

KERRY SIBRAA
President

The Senate,
Canberra, 19 December 1990

Ordered—That the amendments requested by the Senate be taken into consideration, in committee of the whole House, forthwith.

In the committee

SCHEDULE OF THE REQUEST BY THE SENATE FOR AMENDMENTS

- No. 1—Clause 2, page 1, line 9, omit “1 January 1991”, substitute “the day on which the *Cattle Transaction Levy Act 1990* commences”.
- No. 2—Clause 3, page 2, paragraph (b), proposed subsection 7 (3), line 2, omit “31 December 1990”, substitute “the *Cattle Transaction Levy Act 1990* commences”.
- No. 3—Clause 4, page 2, proposed subsection 7A (1), line 9, omit “1 January 1991”, substitute “the day on which the *Cattle Transaction Levy Act 1990* commences”.
- No. 4—Clause 4, page 2, proposed subsection 7A (1), lines 18 and 19, omit “1 January 1991”, substitute “the first-mentioned day”.
- On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the requested amendments were made.
Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.
On the motion of Mr Sciacca, the House adopted the report.

54 MESSAGE FROM THE SENATE—AUSTRALIAN CENTENNIAL ROADS DEVELOPMENT AMENDMENT BILL 1990: The following message from the Senate was reported:

Message No. 133

Mr Speaker,

The Senate returns to the House of Representatives the bill for “*An Act to amend the ‘Australian Centennial Roads Development Act 1988’, 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.

KERRY SIBRAA
President

The Senate,
Canberra, 19 December 1990

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 6, after clause 14 insert the following clause:

“14A. The Principal Act is amended by adding after section 40 the following section:

Report by Minister

‘41.(1) The Minister shall, as soon as practicable after 30 June in each year, cause a report to be laid before each House of the Parliament setting out details of the operation of the Land Transport Fund including:

- (a) the moneys paid into the Fund;
- (b) the moneys paid out of the Fund;
- (c) a description of the progress made on all programs during the year under report;
- (d) a description of the progress made on all approved national highways, national arterial roads, urban public transport and provincial cities and rural highways projects during the year under report; and
- (e) the principles on which the allocation of funds for local roads were made.

‘(2) The report referred to in subsection (1) is to provide details of all payments made during each year in respect of each land transport project and the total cumulative amount of payments made in respect of each land transport project irrespective of when such payments were made.’.”

On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the amendment was agreed to.

Resolution to be reported.

The House resumed; Mr R. F. Edwards reported accordingly.

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

55 MESSAGE FROM THE SENATE—DEFENCE LEGISLATION AMENDMENT BILL (NO. 2) 1990: Message No. 112, dated 18 December 1990, from the Senate was reported transmitting for the concurrence of the House a bill for “*An Act to amend certain Acts relating to Defence, and for related purposes*”. Bill read a first time.

Mr Bilney (Minister for Defence Science and Personnel) moved—That the Bill be now read a second time.

Paper: Mr Bilney presented an explanatory memorandum to the Bill.

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

- 56 **MESSAGE FROM THE SENATE—INDUSTRIAL RELATIONS LEGISLATION AMENDMENT BILL 1990:** Message No. 110, dated 10 December 1990, from the Senate was reported transmitting for the concurrence of the House a bill for “*An Act to amend the ‘Industrial Relations Act 1988’ and the ‘Industrial Relations (Consequential Provisions) Act 1988’, and for related purposes*”.

Bill read a first time.

Mr Bilney (Minister for Defence Science and Personnel) moved—That the Bill be now read a second time.

Paper: Mr Bilney presented an explanatory memorandum to the Bill.

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

- 57 **DEFENCE LEGISLATION AMENDMENT BILL (NO. 2) 1990:** 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 Bilney (Minister for Defence Science and Personnel), the Bill was read a third time.

- 58 **MESSAGE FROM THE SENATE—DATA-MATCHING PROGRAM (ASSISTANCE AND TAX) BILL 1990:** Message No. 137, dated 18 December 1990, from the Senate was reported transmitting for the concurrence of the House a bill for “*An Act to provide for the matching of data in relation to certain assistance and tax and to amend the ‘Privacy Act 1988’*”.

Bill read a first time.

Mr Bilney (Minister for Defence Science and Personnel) moved—That the Bill be now read a second time.

Paper: Mr Bilney presented an explanatory memorandum to the Bill.

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

- 59 **INDUSTRIAL RELATIONS LEGISLATION AMENDMENT BILL 1990:** 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.

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

- 60 **ADJOURNMENT:** Mr Sciacca (Parliamentary Secretary to the Minister for Social Security) moved—That the House do now adjourn.

Debate ensued.

The House continuing to sit until after 12 midnight—

FRIDAY, 21 DECEMBER 1990

Debate continued.

Question—put and passed.

And then the House, at 12.19 a.m., adjourned until this day at 9 a.m., in accordance with the resolution agreed to at this sitting.

PAPERS: The following papers were deemed to have been presented on 20 December 1990:

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

Aboriginal and Torres Strait Islander Commission—Report for 1989-90.

Australian Institute of Health—Report for 1989-90.

Defence Science and Technology Organisation Commercial Activities Trust Account—Report for 1989-90.

Parliament House Construction Authority—Report for 1989-90.

Admiralty Act—Rules—Statutory Rules 1990, No. 392.

Air Force Act—Regulations—Statutory Rules 1990, No. 377.

Air Navigation Act—Regulations—Statutory Rules 1990, No. 397.

Archives Act—Regulations—Statutory Rules 1990, No. 393.

Audit Act—Regulations—Statutory Rules 1990, Nos. 380, 381, 382.

Australian National University Act—Statutes—

No. 212—Faculties (The Faculties) Amendment No. 24.

No. 213—Interpretation Amendment No. 4.

Broadcasting Act—Regulations—Statutory Rules 1990, No. 391.

Christmas Island Act—Ordinances—1990—

No. 1—Christmas Island Assembly (Amendment).

No. 2—Services Corporation (Amendment).

Civil Aviation Act—Civil Aviation Regulations—Civil Aviation Orders—Parts—

105—Amendments, dated 20 November 1990 and 4 December 1990 (7).

106—Amendments, dated 20 November 1990.

107—Amendments, dated 20 November 1990 and 4 December 1990.

Dairy Produce Act—Regulations—Statutory Rules 1990, No. 384.

Defence Act—

Determinations under section 58B—1990—

No. 142—Rates of Travelling Allowance—Washington and other allowances.

No. 155—Temporary Rental Allowance.

No. 167—Rates of Travelling Allowance—Zambia and other allowances.

No. 168—Rates of Travelling Allowance—Honolulu and other allowances.

No. 171—Revised rates of allowance and other allowances.

No. 172—Rates of Travelling Allowance—Sri Lanka and other allowances.

No. 173—Rates of Travelling Allowance—Venezuela and other allowances.

No. 176—Attendance Allowance and other allowances.

No. 177—Uniform Maintenance Allowance.

No. 178—Appointment of approving authorities.

No. 179—Rates of Travelling Allowance—New Zealand and other allowances.

No. 182—Transitional arrangements—Temporary Accommodation Allowance.

No. 183—Isolated Establishment Allowance.

No. 184—Post Allowance—Philippines and Post Allowance—Saudi Arabia.

No. 185—Revised rates of allowance and other allowances.

Regulations—Statutory Rules 1990, Nos. 375, 378.

- Export Control Act—Export Control (Orders) Regulations—Orders—1990—
 No. 5—Prescribed Goods (General) as amended (Amendment).
 No. 7—Export Control (Fees) as amended (Amendment).
- Extradition Act—Regulations—Statutory Rules 1990, No. 374.
- Family Law Act—Regulations—Statutory Rules 1990, No. 373.
- Fisheries Act—
 Copy of subsidiary agreement between the Government of Australia and
 the Government of Japan concerning Japanese tuna long-line fishing,
 dated 30 November 1990.
 Notices—Nos. ORF 10, ORF 11, TEC 3.
 Plan of Management—No. NPF 6—Northern Prawn Fishery Management
 Plan (Amendment).
- Honey Export Charge Collection Act—Regulations—Statutory Rules 1990,
 No. 385.
- Honey Levy Collection Act—Regulations—Statutory Rules 1990, No. 386.
- Income Tax Assessment Act—Regulations—Statutory Rules 1990, Nos. 390,
 398.
- Lands Acquisition Act—Statement of lands acquired by agreement authorised
 under subsection 40(1).
- Live-stock Slaughter Levy Collection Act—Regulations—Statutory Rules
 1990, No. 387.
- Maternity Leave (Commonwealth Employees) Act—Regulations—Statutory
 Rules 1990, No. 383.
- Meat Inspection Act—Meat Inspection (Orders) Regulations—
 Orders—1990—No. 6—Meat Inspection (Fees) as amended (Amendment).
- Migration Act—Regulations—Statutory Rules 1990, Nos. 371, 400.
- National Health Act—
 Pharmaceutical Benefits—Declarations—1990—Nos. PB6, PB7.
 Regulations—Statutory Rules 1990, No. 396.
- Naval Defence Act—Regulations—Statutory Rules 1990, No. 376.
- Pig Slaughter Levy Collection Act—Regulations—Statutory Rules 1990, No.
 388.
- Proclamation by His Excellency the Governor-General fixing 15 December
 1990 as the date on which the amendment of section 9, and the repeal
 of sections 32C and 33, of the *Defence Act 1903*, and the repeal of
 section 23 of the *Naval Defence Act 1910*, made by section 3 of the
Defence Legislation Amendment Act 1990, shall come into operation.
- Public Service Act—
 Determinations—1990—Nos. 130, 171, 185, 189, 190, 192, 195, 196,
 207, 213, 216, 220, LES 16.
 Parliamentary Presiding Officers' Determinations—1990—Nos. 32, 33, 34,
 36.
- Quarantine Act—Determination under section 86E—1990—No. 2.
- Seamen's Compensation Act—Regulations—Statutory Rules 1990, No. 389.
- Superannuation Act 1976*—
 Determination pursuant to subsection 238 (1)—No. 4—Period.
 Regulations—Statutory Rules 1990, No. 379.
- Superannuation Benefits (Supervisory Mechanisms) Act—
 Determinations—1990—Nos. 7, 8.
- Therapeutic Goods Act—Regulations—Statutory Rules 1990, No. 394.
- Therapeutic Goods (Charges) Act—Regulations—Statutory Rules 1990, No.
 395.
- Veterans' Entitlements Act—Approval, pursuant to subsection 29(3), varying
 the instrument dated 6 November 1990, revoking the Guide to the
 Assessment of Rates of Veterans' Pensions, dated 13 December 1990.
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ATTENDANCE: All Members attended (at some time during the sitting) except Dr Blewett, Mr N. A. Brown, Mr Chaney, Mr Charles, Mr Howard, Mr McGauran and Mr O'Neil.

A. R. BROWNING
Clerk of the House of Representatives