

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 88

TUESDAY, 8 OCTOBER 1991

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- 1 The House met, at 2 p.m., pursuant to adjournment.
 - 2 **ABSENCE OF SPEAKER:** The Clerk having informed the House that the Speaker (the Honourable Leo McLeay) was absent on parliamentary business overseas, the Chairman of Committees (Mr R. F. Edwards) took the Chair as Acting Speaker, and read Prayers.
 - 3 **QUESTIONS:** Questions without notice being asked—
Paper: Mr Hawke (Prime Minister) presented the following paper:
Australian Council of Social Services (ACOSS)—Report for 1990-91—Copy of extract listing members and associates.
Questions without notice continued.
 - 4 **PAPERS:** The following papers were presented:
Aboriginal Land Commissioner—Report to the Minister for Aboriginal Affairs and the Administrator of the Northern Territory relating to Warumungu land claim (Report No. 31).
Fishing Industry Research Act—Report on the operation of the Act, for 1990-91.
Industry Commission Act—Industry Commission—Report No. 12—Exports of education services, 14 August 1991.
Insurance and Superannuation Commission—Report pursuant to requirements of the Life Insurance Act, Insurance Act, Insurance (Agents and Brokers) Act and Occupational Superannuation Standards Act, for 1990-91.
National Debt Sinking Fund Act—National Debt Commission—68th report, for 1990-91.
Veterans' Entitlements Act—Veterans' Review Board—Report for 1990-91.
 - 5 **NATIONAL DEBT COMMISSION—REPORT—MOTION TO TAKE NOTE OF PAPER:** Mr Humphreys (Minister for Veterans' Affairs) moved—That the House take note of the following paper:
National Debt Sinking Fund Act—National Debt Commission—68th report, for 1990-91.
Debate adjourned (Mr Fife), and the resumption of the debate made an order of the day for the next sitting.
 - 6 **ABORIGINAL LAND COMMISSIONER—REPORT—PUBLICATION OF PAPER:** Mr Humphreys (Minister for Veterans' Affairs), by leave, moved—That this House, in accordance with the provisions of the *Parliamentary Papers Act 1908*, authorises the publication of the report by the Aboriginal Land Commissioner to the Minister for Aboriginal Affairs and the Administrator of the Northern Territory relating to Warumungu land claim.
Question—put and passed.

- 7 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—WHOLESALE SALES TAX SYSTEM:** The House was informed that Mr Downer had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The enormous cost to business of the outdated and ramshackle wholesale sales tax system".
The proposed discussion having received the necessary support—
Mr Downer addressed the House.
Discussion ensued.
Discussion concluded.
- 8 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:
12 September 1991—Message No. 181—Law and Justice Legislation Amendment 1991.
27 September 1991—Message—
No. 182—Crimes Amendment 1991.
No. 183—Crimes (Aviation) 1991.
No. 184—Senate (Quorum) 1991.
No. 185—Freedom of Information Amendment 1991.
- 9 POSTPONEMENT OF NOTICE:** Ordered—That notice No. 1, government business, be postponed until the next sitting.
- 10 EXPORT FINANCE AND INSURANCE CORPORATION BILL 1991:** The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
Debate resumed.
Question—put and passed—Bill read a second time.
Message from the Governor-General: Message No. 186, dated 23 September 1991, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Free (Minister Assisting the Treasurer), the Bill was read a third time.
- 11 EXPORT FINANCE AND INSURANCE CORPORATION (TRANSITIONAL PROVISIONS AND CONSEQUENTIAL AMENDMENTS) BILL 1991:** The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
Question—put and passed—Bill read a second time.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Free (Minister Assisting the Treasurer), the Bill was read a third time.
- 12 POSTPONEMENT OF ORDERS OF THE DAY:** Ordered—That orders of the day Nos. 3 to 13, government business, be postponed until a later hour this day.
- 13 BROADCASTING AMENDMENT BILL 1991:** 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.
The House resolved itself into a committee of the whole.

In the committee

Bill, by leave, taken as a whole.

Mr Snowdon (Parliamentary Secretary to the Minister for Transport and Communications), by leave, moved the following amendments together:

Clause 5, page 4, proposed paragraph 90HA (3) (b), line 13, omit "that fact", substitute ", or has reason to believe, that this section so applies because of the proposal".

Clause 6—

Page 8, proposed paragraph 92EA (3) (b), line 12, omit "that fact", substitute ", or has reason to believe, that this section so applies because of the proposal".

Page 10, proposed subsection 92EA (13), lines 5 and 6, omit the proposed subsection.

Amendments agreed to.

Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr L. J. Scott reported accordingly.

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

- 14 **APPROPRIATION BILL (NO. 1) 1991-92:** The House, according to order, resolved itself into a committee of the whole for the further consideration of the Bill.
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In the committee

Schedule 3—

Proposed expenditures—

Department of the Prime Minister and Cabinet, \$132 489 000—

Department of Finance, \$180 547 000—

Department of the Treasury, \$1 457 829 000—

Advance to the Minister for Finance, \$170 000 000—
together debated.

Papers: Mr Aldred, by leave, presented the following papers:

Taxation avoidance—Copies of—

Extract from article entitled "Taxation in Australia", dated February 1989.

Letter from Secretary-General, Law Council of Australia, to Messrs Minter Ellison, dated 12 June 1990.

Newspaper articles (2).

Debate continued.

Proposed expenditures agreed to.

Proposed expenditure—Attorney-General's Department, \$804 154 000—debated. It being 10.30 p.m.—Progress to be reported.

The House resumed; Mr Truss reported accordingly.

Adjournment negatived: The question was proposed—That the House do now adjourn.

Mr Simmons (Minister for the Arts, Tourism and Territories) requiring the question to be put forthwith without debate—

Question—put and negatived.

The House again resolved itself into a committee of the whole.

In the committee

Debate continued.

Proposed expenditure agreed to.

Proposed expenditure—Department of Transport and Communications,
\$1 358 873 000—debated.

Progress to be reported, and leave asked to sit again.

The House resumed; Mr Truss reported accordingly.

Ordered—That the House will, at its next sitting, again resolve itself into the
said committee.

15 **ADJOURNMENT:** Mr Baldwin (Minister for Higher Education and Employment
Services) moved—That the House do now adjourn.

Question—put and passed.

And then the House, at 11.58 p.m., adjourned until tomorrow at 10 a.m.

PAPERS: The following papers were deemed to have been presented on 8 October
1991:

Aboriginal Land Rights (Northern Territory) Act—Regulations—Statutory
Rules 1991, No. 282.

Australian Capital Territory Supreme Court Act—Rules of Court—Statutory
Rules 1991, No. 294.

Australian Citizenship Act—Regulations—Statutory Rules 1991, No. 305.

Australian Telecommunications Corporation Act—
Direction under subsection 45(1), 7 August 1991.

Regulations—Statutory Rules 1991, No. 291.

Banks (Shareholdings) Act—Regulations—Statutory Rules 1991, No. 292.

Civil Aviation Act—

Civil Aviation Regulations—Civil Aviation Orders—Part 101—Amendment,
13 September 1991.

Regulations—Statutory Rules 1991, No. 287.

Corporations Act—Regulations—Statutory Rules 1991, No. 281.

Customs Act—

Instruments of approval—1991—Nos. 28, 29.

Regulations—Statutory Rules 1991, Nos. 288, 289, 290.

Data-matching Program (Assistance and Tax) Act—Guidelines under subsection
12(2), 27 September 1991.

Defence Act—Determinations under section 58B—1991—

No. 88—Household maintenance and assistance allowance.

No. 91—Household maintenance and assistance allowance and other
allowances.

No. 92—Education assistance—United States of America.

Defence Act, Naval Defence Act and Air Force Act—Regulations—Statutory
Rules 1991, No. 283.

Defence Housing Authority Act—Statements pursuant to paragraph 10(3)(a)
relating to joint ventures between the Defence Housing Authority and—

Delfin Property Group Limited entered into on 19 August 1991, for the
rehabilitation and refurbishment of the Holsworthy Village and Anzac
Village localities and the sale of properties within these localities.

Macleod Properties Pty Limited and Pioneer Property Group Limited,
entered into on 1 October 1991, for the development of land at
Macleod, Victoria.

- Export Control Act—Export Control (Orders) Regulations—Orders—1991—
No. 6—Export Control (Fees) Orders as amended.
- First Home Owners Act—Regulations—Statutory Rules 1991, No. 297.
- Fisheries Act—
Notices—1991—Nos. ORF 19, BSS 5.
- Plan of Management—No. BSS2—Bass Strait Scallop Fishery Preliminary
Management Plan (Amendment).
- Foreign Acquisitions and Takeovers Act—Regulations—Statutory Rules 1991,
No. 302.
- Great Barrier Reef Marine Park Act—Regulations—Statutory Rules 1991,
No. 296.
- Health Insurance Act—Statement of particulars of ministerial determination
made pursuant to section 106AA relating to Dr Ashok Kumar Gupta, 10
September 1991.
- Higher Education Funding Act—Determinations—1991—
Nos. T41, T42—Revised amounts of approved capital expenditure for
institutions.
Nos. T43, T44—Maximum Commonwealth contribution for projects.
No. T45—Allocation of funds transferred from TAFE to Higher Education
for the provision of art courses.
No. T46—Reimbursement of HECS for State funded places for Qld in
respect of the 1989 calendar year.
- Income Tax Assessment Act—Regulations—Statutory Rules 1991, Nos. 300,
301.
- Judiciary Act—Rule of Court, 28 August 1991.
- Meat Inspection Act—Meat Inspection (Orders) Regulations—Orders—1991—
No. 4—Meat Inspection (Fees) as amended (Amendment).
- Migration Act—
Regulations—Statutory Rules 1991, Nos. 285, 295, 298.
Statements (4) pursuant to subsection 115(5).
- Military Superannuation and Benefits Act—Instrument—1991—No. 1.
- National Health Act—
Determination—1991—No. BIT16.
Notice of determination of amount for the purposes of subsection 47(1), 9
September 1991.
- Navigation Act—Navigation (Orders) Regulations—Orders—1991—No. 3—
Marine, Part 43.
- Nursing Homes Assistance Act—Notice for the purpose of subsection 12(4C),
9 September 1991.
- Overseas Students (Refunds) Act—Regulations—Statutory Rules 1991, No. 284.
- Petroleum Excise (Prices) Act—Regulations—Statutory Rules 1991, No. 299.
- Privacy Act—
Code of conduct for credit reporting, 11 September 1991.
Determinations—
Pursuant to sub-subparagraph 11B(1)(b)(v)(B), 11 September 1991.
Pursuant to subsection 18E(3), 11 September 1991.
- Public Service Act—
Determinations—1991—Nos. 73, 92, 93, 197, 200, 201, 202, 203, 204,
205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 256, 257,
258, 260.
- Parliamentary Presiding Officers' Determination—1991—No. 16.
Regulations—Statutory Rules 1991, No. 286.
- Quarantine Act—Determination under section 86E—1991—No. 3.
- Radiocommunications Act—Standard—Statutory Rules 1991, No. 293.
- Remuneration Tribunal Act—Remuneration Tribunal—Determination—
1991/16—Chairperson and member, Australian Wool Realisation
Commission, and part-time holders of public offices on other bodies.

Superannuation Act 1976—

Declaration—Statutory Rules 1991, No. 304.

Determination pursuant to subsection 238(1)—No. 3—Period.

Superannuation Act 1990—Declaration—Statutory Rules 1991, No. 303.

Superannuation Benefits (Supervisory Mechanisms) Act—Determination—1991—No. 9.

Wheat Industry Fund Levy Act and Primary Industries Levies and Charges Collection Act—Regulations—Statutory Rules 1991, No. 306.

ATTENDANCE: All Members attended (at some time during the sitting) except Dr Blewett, Mr Chaney, Mrs Crosio, Mrs Darling*, Mr Filing, Mr Gear*, Mr Holding, Mr Jones, Mr McLeay, Mr Peacock, Mr Reid, Mr Rocher*, Mr Sciacca and Mrs Sullivan.

* On leave

L. M. BARLIN
Clerk of the House of Representatives