

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

No. 97

THURSDAY, 7 NOVEMBER 1991

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- 1 The House met, at 9.30 a.m., pursuant to adjournment. The Speaker (the Honourable Leo McLeay) took the Chair, and read Prayers.
- 2 **PETITIONS:** The Clerk announced that the following Members had each lodged petitions for presentation, viz.:
  - Mr Connolly, Mrs Crosio, Mr Free, Mr Ruddock and Dr R. L. Woods, from 50, 50, 34, 42 and 42 residents of New South Wales and Victoria, respectively, praying that a second frequency for SBS radio be approved.
  - Mr Cadman, Mr Grace and Mr Prosser, from 662, 14 and 16 petitioners, respectively, praying that the UN Convention on the Rights of the Child be amended to recognise the importance of the family unit and the rights and responsibilities of parents and that certain international treaties be debated in Parliament.
  - Mr Connolly, Mr Downer and Mr Wilson, from 19, 18 and 88 petitioners, respectively, praying that the Abortion Funding Abolition Bill 1990 be passed and that pregnant women with problems be helped to continue their pregnancies.
  - Mr Cadman and Mr Chaney, from 3 and 24 petitioners, respectively, praying that funding of abortions through Medicare cease and certain other action be taken to protect the right to life of the unborn.
  - Mr Ronaldson and Mr Webster, from 6 and 389 petitioners, respectively, in similar terms.
  - Mr Duncan and Mr Wilson, from 51 and 88 petitioners, respectively, praying that those parts of the UN Convention on the Rights of the Child which could undermine the parent-child relationship be denounced.
  - Mr Hicks and Mr Sharp, from 65 and 9 petitioners, respectively, praying that AIDEX 1991 be closed down and certain other action be taken to minimise the arms trade.
  - Mr Simmons, from 312 petitioners, in similar terms.
  - Mrs Kelly and Mr Mack, from 242 and 2083 petitioners, respectively, praying that certain action be taken to prevent the construction of a spaceport at Temple Bay, Qld, and to protect the ecological integrity and wilderness values of Cape York Peninsula.
  - Mr Aldred, from 994 petitioners, praying that the Commonwealth Ombudsman be empowered to investigate any action that relates to programming decisions of the ABC.
  - Mr Baldwin, from 5861 residents of New South Wales, praying that the decision to decrease the Medicare rebate and introduce patient co-payment be reversed.
  - Mr Beale, from 4 petitioners, praying that legislation preventing the right to advertise electoral material on radio and television be rejected.

- Mr Beddall, from 19 petitioners, praying that the Republic of Croatia be recognised as an independent and sovereign state and that any action or force against the Republic and its people be condemned.
- Mr Cadman, from 119 petitioners, praying that funding of abortions through Medicare cease and that the right to life of the unborn be protected.
- Mr Cameron, from 118 electors of the Division of Indi, praying that rejection of Mr Aka Vana's application for citizenship be reviewed.
- Mr Filing, from 88 petitioners, praying that a hard core pornographic telephone message service not be introduced.
- Mr T. A. Fischer, from 34 petitioners, praying that sex and fantasy audio text services on Telecom's 0055 service be disbanded.
- Mr Grace, from 481 residents of the Division of Fowler, praying that immediate recognition be given to Croatia as a sovereign nation.
- Mr Humphreys, from 246 petitioners, praying that the measurement of the CPI include consideration of the spending patterns of pensioners and that pensions be increased by \$4.50 to compensate for wage/tax deals between the Government and unions.
- Mr Jull, from 17 petitioners, praying that an extended cross runway be funded for the Brisbane Airport and that flight paths over certain Brisbane suburbs be changed.
- Mr Lindsay, from 14 residents of Queensland, praying that sufficient funds be made available to enable the construction of the Burdekin Dam Scheme to its maximum capacity of water conservation and hydro-electric power.
- Mr Mack, from 41 627 petitioners, praying that immediate steps be taken to ban all uses of organochlorine pesticides, particularly for urban termite control.
- Mr Mack, from 1495 petitioners, praying that the Republic of Slovenia be recognised as an independent and sovereign state and that any action or force against the Republic and its people be condemned.
- Mr Mack, from 1310 petitioners, praying that immediate recognition be given to Croatia and certain other action be taken with respect to the situation in Croatia.
- Mr Mack, from 108 residents of the western suburbs of Melbourne, praying for action to halt the arms trade and the cancellation of AIDEX.
- Mr MacKellar, from 41 petitioners, praying that support for AIDEX be withdrawn, that equipment destined for display at AIDEX not be allowed into Australia and that compensation for firms having spent money on AIDEX be considered.
- Mr Melham, from 12 petitioners, praying that certain action be taken to ban international sales of armaments and arms-related technology.
- Mr Nehl, from 680 petitioners, praying that adult information and entertainment not be available on Telecom's 0055 service to persons under the age of 18.
- Mr Nehl, from 185 electors of the Division of Cowper, praying that controls over media be amended to ensure that the unjustifiably offensive use of the name of Jesus Christ is restrained.
- Mr Nehl, from 160 petitioners, praying that action be taken to provide SBS TV facilities in the mid north coast area of New South Wales.
- Mr Nehl, from 127 residents of New South Wales, praying that certain action be taken in the 1991-92 Budget to redress falls in the real value of the pension relative to wages and alleviate poverty among low-income Australians.

Mr Ronaldson, from 35 petitioners, praying that Australia express concern to the Government of Myanmar at continuing human rights violations in Myanmar.

Mr Ronaldson, from 21 petitioners, praying that the Disadvantaged Schools Program and Country Education Project remain Commonwealth special purpose programs and that certain action be taken to fund and improve services for schools.

Mr Smith, from 847 Tasrail workers, praying that certain action be taken to resolve the situation of Tasrail employees being made redundant.

Mr Snowdon, from 158 residents of the Northern Territory, praying that action be taken to increase concessions available for use of the public transport system in Darwin by the aged.

Mr Taylor, from 166 petitioners, praying that the decision to close RAAF No. 7 Stores Depot at Toowoomba be delayed until there has been full debate on the political, cost efficiency and strategic implications of the decision.

Mr Taylor, from 17 petitioners, praying that action be taken to encourage the use of recycled materials, minimise the use of new materials and prevent the generation of toxic wastes.

Dr Theophanous, from 287 petitioners, praying that grievances of Hungarian listeners of SBS Radio 3EA be addressed.

Mr Webster, from 1276 petitioners, praying that Government funding of abortion be abolished.

Mr Wilson, from 345 petitioners, praying that the Abortion Funding Abolition Bill 1990 be passed and other action be taken to protect the right to life of the unborn.

Petitions received.

**3 DISCHARGE OF ORDERS OF THE DAY:** Mr R. F. Edwards, by leave, moved—That the following orders of the day, committee and delegation reports, be discharged:

Public Accounts—Joint Committee—Report on business migration program—Motion to take note of paper: Resumption of debate.

Australian Capital Territory—Joint Committee—Report—Motion to take note of paper: Resumption of debate.

Televising of the House of Representatives—Select Committee—Report—Motion to take note of paper: Resumption of debate.

Certain Aspects of the Operation and Interpretation of the Family Law Act—Joint Select Committee—Report—Motion to take note of paper: Resumption of debate.

Foreign Affairs, Defence and Trade—Joint Committee—Report on visit to North Queensland and the Torres Strait—Motion to take note of paper: Resumption of debate.

Question—put and passed.

**4 FOREIGN AFFAIRS, DEFENCE AND TRADE—JOINT COMMITTEE—REPORT ON AUSTRALIA'S CURRENT ACCOUNT DEFICIT AND OVERSEAS DEBT—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 Langmore—That the House take note of the paper (*presented on 17 October 1991*), viz.:

Foreign Affairs, Defence and Trade—Joint Committee—Australia's current account deficit and overseas debt—Report, incorporating a dissenting report, 10 October 1991—

Debate resumed.

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.

**5 MINING ON ANTARCTICA:** Mr Hollis, pursuant to notice, moved—That this House:

- (1) notes that 39 nations recently signed a Protocol banning mining on Antarctica for 50 years;
- (2) notes with pleasure that this Protocol came about as a result of an initiative by Australia's Prime Minister in 1989 to set up a World Park in Antarctica; and
- (3) urges all nations to respect the fragile environment in Antarctica and so preserve it for future generations.

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.

**6 PROPOSED REFERENCE TO COMMITTEE OF PRIVILEGES:** Mr Peacock, pursuant to notice, moved—That the House refer to the Committee of Privileges for inquiry and report the question of whether certain Government Members of the House were subjected to intimidation or improper interference on account of action or statements by Mr Bill Ludwig of the Australian Workers' Union in connection with the recent Government leadership challenge.

Debate ensued.

Debate adjourned, and the resumption of the debate made an order of the day for the next sitting Thursday.

**7 WATER RESOURCES:** Mr Johns, pursuant to notice, moved—That this House:

- (1) notes that:
  - (a) water is one of Australia's most valuable resources;
  - (b) its use, treatment and availability vary enormously throughout the nation;
  - (c) there is debate as to whether this resource is managed sufficiently well so that the water available to the next generation will be at least as good as that currently available; and
  - (d) together, water and sewerage activities involve total employment of 35 000 workers and \$2 billion worth of investment annually; and
- (2) calls on the Government, in conjunction with the States and other authorities, to:
  - (a) consider how Australia can achieve more efficient and environmentally sound use of its water resources; and
  - (b) develop a national strategy for sustainable water quality management.

Debate ensued.

It being approximately 12.30 p.m., the debate was interrupted in accordance with sessional order 104A and the resumption of the debate made an order of the day for the next sitting Thursday.

**8 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.

*Papers:* Mr Connolly, by leave, presented the following papers:

Asia-Pacific Parliamentarians Forum—Copies of—

Discussion paper for delegates to the Steering Committee meeting, Singapore, 26-28 August 1991.

Memorandum of understanding.

Debate continued.

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

Question—That grievances be noted—put and passed.

9 MEMBERS' STATEMENTS: Members' statements were made.

10 QUESTIONS: Questions without notice being asked—

*Papers:* Mr Duffy (Attorney-General) presented the following papers:

Solicitor-General of the Commonwealth—Dr G. Griffith, AO, QC—Copies of—

Determination of terms and conditions, 21 April 1988.

Instruments of appointment, 21 December 1983 and 17 December 1990.

Questions without notice continued.

11 PAPERS: The following papers were presented:

Advance to the Minister for Finance—

Statement for October 1991.

Supporting applications of issues from the Advance during October 1991.

Australian Capital Territory—Joint Committee—Report—Proposal to amend the National Capital Plan: Amendment No. 1—Sections 10 (part), 37 and 62 City, 9 September 1991—Government response.

Australian Capital Territory (Planning and Land Management) Act—National Capital Plan—Amendment No. 1, November 1991.

Australian Postal Corporation Act—Australian Postal Corporation (Australia Post)—Report for 1990-91.

Industry Commission Act—Industry Commission—Report No. 14—Australian dairy industry, 26 September 1991.

12 ADVANCE TO THE MINISTER FOR FINANCE—PAPERS—MOTION TO TAKE

NOTE OF PAPERS: Mr Beazley (Leader of the House) moved—That the House take note of the following papers:

Advance to the Minister for Finance—

Statement for October 1991.

Supporting applications of issues from the Advance during October 1991.

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

13 PRIME MINISTER—MOTION OF CENSURE: Dr Hewson (Leader of the Opposition), by leave, moved—That the Prime Minister no longer possesses the confidence of this House.

Debate ensued.

Ordered—That Mr Hawke (Prime Minister) be granted an extension of time.

Debate continued.

*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 Speaker, Mr McLeay, in the Chair)—

AYES, 71

Mr Baldwin	Mr Elliott	Mr Jenkins	Mr Price
Mr Beazley	Ms Fatin	Mr Johns	Mr Punch
Mr Beddall	Mr Ferguson	Mr Keating	Mr Sawford*
Mr Bevis	Mr Fitzgibbon	Mrs Kelly	Mr Scholes
Mr Bilney	Mr Free	Mr Kerin	Mr J. L. Scott
Dr Blewett	Mr Gayler	Mr Kerr	Mr L. J. Scott
Mr Breerton	Mr Gibson	Mr Langmore	Mr Simmons
Mr R. J. Brown	Mr Gorman	Mr Lavarch	Mr Snow
Mr Campbell	Mr Grace*	Mr Lee	Mr Snowdon
Dr Charlesworth	Mr Griffiths	Mr Lindsay	Mr Staples
Mr Courtice	Mr Hand	Ms McHugh	Dr Theophanous
Ms Crawford	Mr Hawke	Mr Mack	Mr Tickner
Mrs Crosio	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 Newell	Mr H. F. Woods
Mr Duncan	Mr Humphreys	Mr O'Keefe	Mr Wright
Mr R. F. Edwards	Mrs Jakobsen	Mr O'Neil	

## NOES, 64

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

\* 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 Speaker, Mr McLeay, in the Chair)—

## AYES, 64

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

## NOES, 71

Mr Baldwin	Mr Elliott	Mr Jenkins	Mr Price
Mr Beazley	Ms Fatin	Mr Johns	Mr Punch
Mr Beddall	Mr Ferguson	Mr Keating	Mr Sawford*
Mr Bevis	Mr Fitzgibbon	Mrs Kelly	Mr Scholes
Mr Bilney	Mr Free	Mr Kerin	Mr J. L. Scott
Dr Blewett	Mr Gayler	Mr Kerr	Mr L. J. Scott
Mr Brereton	Mr Gibson	Mr Langmore	Mr Simmons
Mr R. J. Brown	Mr Gorman	Mr Lavarch	Mr Snow
Mr Campbell	Mr Grace*	Mr Lee	Mr Snowdon
Dr Charlesworth	Mr Griffiths	Mr Lindsay	Mr Staples
Mr Courtice	Mr Hand	Ms McHugh	Dr Theophanous
Ms Crawford	Mr Hawke	Mr Mack	Mr Tickner
Mrs Crosio	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 Newell	Mr H. F. Woods
Mr Duncan	Mr Humphreys	Mr O'Keefe	Mr Wright
Mr R. F. Edwards	Mrs Jakobsen	Mr O'Neil	

\* Tellers

And so it was negated.

**14 BROADCASTING SERVICES BILL 1992—DRAFT—PAPERS AND MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPERS: Mr Beazley (Minister for Transport and Communications) presented the following papers:**

Broadcasting Services Bill 1992—

Exposure draft.

Explanatory papers.

Mr Beazley, by leave, made a ministerial statement on the overall directions of key provisions in the exposure draft of the Broadcasting Services Bill 1992 and its status and presented the following paper:

Broadcasting Services Bill 1992—Ministerial statement.

Mr Griffiths (Minister for Resources) moved—That the House take note of the papers.

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

- 15 **SELECTION COMMITTEE—REPORT:** Mr R. F. Edwards (Chairman) presented the following report:

Selection Committee—Report relating to the program of business prior to 12.30 p.m. on Thursday, 14 November 1991.

- 16 **AUSTRALIA'S INTERNATIONAL DEVELOPMENT COOPERATION PROGRAM—PAPERS AND MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPERS:** Dr Blewett (Minister for Trade and Overseas Development) presented the following papers:

Australia's International Development Cooperation Program—

Annual audit of the environment in the Program, October 1991—

Volume 1.

Volume 2.

Second annual report to Parliament, 7 November 1991—

and, by leave, made a ministerial statement in connection with the papers.

Mr Griffiths (Minister for Resources) moved—That the House take note of the papers.

Debate ensued.

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

- 17 **PROPOSED DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—UNEMPLOYMENT:** The House was informed that Mr Howard had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The failure of the Government to place concern for the unemployed ahead of internal power rivalry".

The proposed discussion having received the necessary support—

Mr Howard rising to address the House—

Dr Blewett (Minister for Trade and Overseas Development) moved—That the business of the day be called on.

Question—put.

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

AYES, 69

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

## NOES, 61

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

\* Tellers

And so it was resolved in the affirmative.

**18 CORPORATIONS (UNLISTED PROPERTY TRUSTS) AMENDMENT BILL 1991:**

Mr Duffy (Attorney-General), pursuant to notice, presented a Bill for an Act to change the Corporations Law and the Corporations Regulations.

Bill read a first time.

Mr Duffy moved—That the Bill be now read a second time.

*Paper:* Mr Duffy presented an explanatory memorandum to the Bill.

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

**19 CORPORATIONS LEGISLATION AMENDMENT BILL (NO. 2) 1991:** Mr Duffy

(Attorney-General), pursuant to notice, presented a Bill for an Act to amend laws relating to corporations and securities.

Bill read a first time.

Mr Duffy moved—That the Bill be now read a second time.

*Paper:* Mr Duffy presented an explanatory memorandum to the Bill.

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

**20 SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED:** Mr Peacock

moved—That so much of the standing and sessional orders be suspended as would prevent the honourable Member for Kooyong moving forthwith “That the House censures the Attorney-General for failing to account to the Parliament the true nature and the reasons for the Government’s financial deal with the Solicitor-General and for the Attorney-General’s failure to uphold the letter and spirit of the law”.

*Closure of Member:* Mr Hand (Minister for Immigration, Local Government and Ethnic Affairs) moved—That the honourable Member be not further heard.

Question—put.

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



## AYES, 65

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

## NOES, 62

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

\* Tellers

And so it was resolved in the affirmative.

Mr K. J. Andrews (seconder) addressing the House—

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

Question—put.

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

## AYES, 67

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

## NOES, 62

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

\* Tellers

And so it was resolved in the affirmative.

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

Question—That the question be now put—put.

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

## AYES, 67

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

## NOES, 62

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

\* 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 Deputy Speaker, Mr Nehl, in the Chair)—

## AYES, 62

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

## NOES, 67

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

\* Tellers

And so it was negatived.

- 21 **MIGRATION (HEALTH SERVICES) CHARGE BILL 1991:** Mr Hand (Minister for Immigration, Local Government and Ethnic Affairs) presented a Bill for an Act to impose on persons a charge on the granting of certain visas and entry permits.

Bill read a first time.

Mr Hand moved—That the Bill be now read a second time.

*Paper:* Mr Hand presented an explanatory memorandum to the following Bills:

Migration (Health Services) Charge 1991.

Migration Amendment (No. 3) 1991.

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

- 22 **POSTPONEMENT OF NOTICES:** Ordered—That notices Nos. 3 to 5, government business, be postponed until a later hour this day.
- 23 **SUSPENSION OF SESSIONAL ORDER 48A AND STANDING ORDER 103:** Mr Beazley (Leader of the House), pursuant to notice, moved—That sessional order 48A (adjournment of House) and standing order 103 (11 o'clock rule) be suspended for the remainder of this period of sittings.

Debate ensued.

Question—put and passed.

- 24 **SUSPENSION OF STANDING AND SESSIONAL ORDERS—BILLS—LIMITATION OF DEBATE:** Mr Beazley (Leader of the House), pursuant to notice, moved—That, in relation to the proceedings on the following Bills, so

much of the standing and sessional orders by suspended as would prevent the Leader of the House making one declaration of urgency and moving one motion for the allotment of time in respect of all the Bills:

Health Insurance Amendment Bill 1991;  
 Health Insurance Amendment Bill (No. 2) 1991;  
 Migration Amendment Bill (No. 2) 1991;  
 Fringe Benefits Tax Amendment Bill 1991;  
 Income Tax (International Agreements) Amendment Bill (No. 2) 1991;  
 Taxation Laws Amendment Bill (No. 3) 1991;  
 Income Tax (Deferred Interest Securities) (Tax File Number Withholding Tax) Bill 1991;  
 Medicare Levy Amendment Bill 1991;  
 States Grants (TAFE Assistance) Amendment Bill (No. 2) 1991;  
 Higher Education Funding Amendment Bill (No. 2) 1991; and  
 Financial Legislation Amendment Bill 1991.

Debate ensued.

Question—put and passed.

- 25 **DECLARATION OF BILLS AS URGENT BILLS—LIMITATION OF DEBATE:** Mr Beazley (Leader of the House) declared that the Health Insurance Amendment Bill 1991, Health Insurance Amendment Bill (No. 2) 1991, Migration Amendment Bill (No. 2) 1991, Fringe Benefits Tax Amendment Bill 1991, Income Tax (International Agreements) Amendment Bill (No. 2) 1991, Taxation Laws Amendment Bill (No. 3) 1991, Income Tax (Deferred Interest Securities) (Tax File Number Withholding Tax) Bill 1991, Medicare Levy Amendment Bill 1991, States Grants (TAFE Assistance) Amendment Bill (No. 2) 1991, Higher Education Funding Amendment Bill (No. 2) 1991 and Financial Legislation Amendment Bill 1991 were urgent Bills.

Question—That the Bills be considered urgent Bills—put.

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

AYES, 66

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

NOES, 59

Mr Anderson	Mr Connolly	Mr Howard	Mr Ronaldson
Mr J. N. Andrew*	Mr Costello	Dr Kemp	Mr Ruddock
Mr K. J. Andrews	Mr Cowan	Mr Lloyd	Mr B. C. Scott
Mr Atkinson	Mr Dobie	Mr McArthur	Mr Sharp
Mrs Bailey	Mr Downer	Mr McGauran	Mr Smith
Mr Beale	Dr H. R. Edwards	Mr Mack	Mr Somlyay
Mr Bradford	Mr Fife	Mr MacKellar	Mrs Sullivan
Mr Braithwaite	Mr Filing	Mr McLachlan	Mr Taylor
Mr Broadbent	Mr T. A. Fischer	Mr Miles	Mr Truss
Mr Burr	Mr P. S. Fisher	Mr Nehi	Mr Tuckey
Mr Cadman	Mr Ford	Mr Nugent	Mr Webster
Mr Carlton	Mr Goodluck	Mr Prosser	Mr Wilson
Mr Chaney	Mr Halverson	Mr Reid	Dr R. L. Woods
Mr Charles	Mr Hawker	Mr Reith	Dr Wooldridge
Mr Cobb	Mr Hicks*	Mr Riggall	

\* Tellers

And so it was resolved in the affirmative.

*Allotment of time:* Mr Beazley then moved—That the time allotted in connection with the Bills be as follows:

- (1) Health Insurance Amendment Bill 1991—
  - (a) For the second reading, until 9.30 p.m. this day;
  - (b) For the committee stage, until 9.33 p.m. this day;
  - (c) For the remaining stages, until 9.36 p.m. this day.
- (2) Health Insurance Amendment Bill (No. 2) 1991—
  - (a) For the second reading, until 9.39 p.m. this day;
  - (b) For the committee stage, until 9.42 p.m. this day;
  - (c) For the remaining stages, until 9.45 p.m. this day.
- (3) Migration Amendment Bill (No. 2) 1991—
  - (a) For the second reading, until 11 p.m. this day;
  - (b) For the committee stage, until 11.05 p.m. this day;
  - (c) For the remaining stages, until 11.10 p.m. this day.
- (4) Fringe Benefits Tax Amendment Bill 1991—For the remaining stages, until 5.10 p.m. on Monday, 11 November.
- (5) Income Tax (International Agreements) Amendment Bill (No. 2) 1991—For the remaining stages, until 5.15 p.m. on Monday, 11 November.
- (6) Taxation Laws Amendment Bill (No. 3) 1991—
  - (a) For the second reading, until 5.20 p.m. on Monday, 11 November;
  - (b) For the committee stage, until 5.25 p.m. on Monday, 11 November;
  - (c) For the remaining stages, until 5.30 p.m. on Monday, 11 November.
- (7) Income Tax (Deferred Interest Securities) (Tax File Number Withholding Tax) Bill 1991—For the remaining stages, until 5.35 p.m. on Monday, 11 November.
- (8) Medicare Levy Amendment Bill 1991—For the remaining stages, until 5.40 p.m. on Monday, 11 November.
- (9) States Grants (TAFE Assistance) Amendment Bill (No. 2) 1991—For the remaining stages, until 9.55 p.m. on Monday, 11 November.
- (10) Higher Education Funding Amendment Bill (No. 2) 1991—For the remaining stages, until 10 p.m. on Monday, 11 November.
- (11) Financial Legislation Amendment Bill 1991—For the remaining stages, until 10.40 p.m. on Monday, 11 November.

Question—put and passed.

**26 MIGRATION AMENDMENT BILL (NO. 3) 1991:** Mr Hand (Minister for Immigration, Local Government and Ethnic Affairs) presented a Bill for an Act to amend the *Migration Act 1958*.

Bill read a first time.

Mr Hand moved—That the Bill be now read a second time.

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

**27 AUSTRALIAN CITIZENSHIP AMENDMENT BILL 1991:** Mr Hand (Minister for Immigration, Local Government and Ethnic Affairs), pursuant to notice, presented a Bill for an Act to amend the *Australian Citizenship Act 1948*.

Bill read a first time.

Mr Hand moved—That the Bill be now read a second time.

*Paper:* Mr Hand presented an explanatory memorandum to the Bill.

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

**28 STATES GRANTS (SCHOOLS ASSISTANCE) AMENDMENT BILL 1991:** Mr Staples (Minister for Aged, Family and Health Services), for Mr Dawkins

(Minister for Employment, Education and Training), pursuant to notice, presented a Bill for an Act to amend the *States Grants (Schools Assistance) Act 1988*.

Bill read a first time.

Mr Staples moved—That the Bill be now read a second time.

*Paper:* Mr Staples presented an explanatory memorandum to the Bill.

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

- 29 **BANK INTEGRATION BILL 1991:** Mr Free (Minister Assisting the Treasurer), pursuant to notice, presented a Bill for an Act to facilitate the integration of certain banks, and for related purposes.

Bill read a first time.

Mr Free moved—That the Bill be now read a second time.

*Paper:* Mr Free presented an explanatory memorandum to the Bill.

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

- 30 **SALES TAX LAWS AMENDMENT BILL (NO. 3) 1991:** Mr Kerin (Treasurer) presented a Bill for an Act to amend the law relating to sales tax.

Bill read a first time.

Mr Kerin moved—That the Bill be now read a second time.

*Paper:* Mr Kerin presented an explanatory memorandum to the Bill.

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

- 31 **HEALTH INSURANCE 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.

*Limitation of debate:* At 9.30 p.m., the Deputy Speaker having called the attention of the House to the fact that the time allotted for the second reading had expired—

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

*Messages from the Governor-General:* The following messages from His Excellency the Governor-General were announced:

No. 201, dated 23 August 1991, recommending an appropriation of revenue for the purposes of the Bill; and

No. 202, dated 29 October 1991, recommending an appropriation of revenue for the purposes of amendments and new clauses to be moved to the Bill by a Minister.

The House resolved itself into a committee of the whole.

*In the committee*

Bill, by leave, taken as a whole.

Mr Howe (Minister for Health, Housing and Community Services), by leave, moved the following amendments together:

Clause 2, pages 1 and 2, omit subclauses (2), (3) and (4), substitute the following subclause:

“(2) The remaining provisions of this Act commence on 1 December 1991.”.

Clause 3—

Page 2, proposed subsection 8(1A), before the definition of “benefit” insert the following definition:

“‘approved investment’ means an investment in:

(a) an account with a financial institution; or

- (b) a loan, including a loan by way of debentures, bonds or other securities; or
- (c) an accruing return investment; or
- (d) a market-linked investment; or
- (e) an immediate annuity; or
- (f) shares;

within the meaning of the *Social Security Act 1991*”.

Page 2, proposed subsection 8(1A), before the definition of “**General Manager**” insert the following definitions:

“**concessional beneficiary**” means:

- (a) a person to whom or in respect of whom:
  - (i) a social security pension (within the meaning of the *Social Security Act 1991*); or
  - (ii) a pension under Part III of the *Veterans’ Entitlements Act 1986*;
    - is being paid; or
- (b) a person:
  - (i) to whom subparagraph (a)(i) applied on 28 February 1991; and
  - (ii) to whom the subparagraph would continue to apply apart from section 4D of the *Social Security Act 1947* or Division 1A of Part 3.10 of the *Social Security Act 1991*; or
- (c) a person:
  - (i) to whom subparagraph (a)(ii) applied on 28 February 1991; and
  - (ii) to whom the subparagraph would continue to apply apart from section 50C of the *Veterans’ Entitlements Act 1986* or Division 8A of Part III of that Act; or
- (d) a person:
  - (i) to whom subparagraph (a)(i) applied at any time after 21 August 1990 and before 28 March 1991; and
  - (ii) to whom the subparagraph does not apply merely because the person has invested his or her available money (within the meaning of section 4D of the *Social Security Act 1947*), or reinvested his or her deposit money (within the meaning of that section) in an approved investment in anticipation of, or because of, that section or of Division 1A of Part 3.10 of the *Social Security Act 1991*; or
- (e) a person:
  - (i) to whom subparagraph (a)(ii) applied at any time after 21 August 1990 and before 21 March 1991; and
  - (ii) to whom the subparagraph does not apply merely because the person has invested his or her money (within the meaning of section 50C of the *Veterans’ Entitlements Act 1986*), or reinvested his or her deposit money (within the meaning of that section), in an approved investment in anticipation of, or because of, that section or of Division 8A of Part III of that Act;
    - or
- (f) a person to whom or in respect of whom a social security benefit within the meaning of the *Social Security Act 1991* is being paid; or
- (g) a person who is qualified to receive a family allowance supplement in respect of a child under section 895 of the *Social Security Act 1991*; or

- (h) a person who:
- (i) is eligible for treatment under subsection 85(1) or (2) of the *Veterans' Entitlements Act 1986*; or
  - (ii) is eligible for treatment under subsection 85(3), (4), (5), (6), (7) or (8) of that Act; or
  - (iii) is eligible for treatment under subsection 86(1) or (2) of that Act; or
  - (iv) is a child eligible for treatment under section 86 of that Act (not being a child eligible only under subsection (5) of that section); or
- (i) a person who is a disadvantaged person within the meaning of this Act; or
- (j) a pensioner within the meaning of section 4 or 4AAA of the *National Health Act 1953*;
- 'dependant'**, in relation to a concessional beneficiary, means:
- (a) in relation to a person who is a concessional beneficiary to whom paragraph (a), (b), (c), (d), (e), (f), (g) or (j) of the definition of "concessional beneficiary" applies:
    - (i) the spouse of the person; or
    - (ii) a child under 16 who is in the custody, care and control of the person or of the spouse of the person; or
  - (iii) a person who:
    - (A) is 16 or more but under 25; and
    - (B) is receiving full-time education at school, college or university; and
    - (C) is not being paid an invalid pension under the *Social Security Act 1991* or, in a case where he or she is being paid a rehabilitation allowance under that Act, was not eligible to receive such a pension immediately before he or she became eligible to receive that allowance; and
    - (D) is wholly or substantially dependent on the person or on the spouse of the person; and
  - (b) in relation to a person to whom paragraph (i) of that definition applies—a person who is, under section 3 of this Act, a dependant of that person;"

Page 2, proposed subsection 8(1A), after the definition of "**General Manager**" insert the following definition:

"**maximum co-payment amount**' means \$2.50;"

Page 2, lines 20 to 28, omit paragraphs (b), (c) and (d) of the proposed definition of "**patient contribution**", substitute the following paragraphs:

"(b) if benefit is assigned under section 20A and the practitioner concerned is entitled under that section to charge an amount not more than the maximum co-payment amount in respect of the service—the maximum co-payment amount; and

(c) in any other case—nil;"

Page 2, lines 29 and 30, omit the proposed definition of "**prescribed GP service**", substitute the following definition:

"**prescribed GP service**' means a service:

(a) to which an item in Group A1 or Group A7 of the general medical services table relates; and

(b) that is prescribed for the purposes of this Part;"

Page 2, lines 36 to 39, omit the proposed definition of "**safety-net amount**", substitute the following definition:

"**safety-net amount**' means \$246;"



Clause 4—

Page 3, lines 16 to 20, omit proposed subparagraphs 10(2)(c)(i), (ii) and (iii), substitute the following subparagraphs:

- “(i) in the period beginning on 1 December 1991 and ending on 31 October 1992—\$3.50; or
- (ii) in the year beginning on 1 November 1992 or a later year beginning on 1 November—\$5.”.

Page 3, line 29 to page 5, line 31, omit the proposed definitions of “approved investment”, “concessional beneficiary” and “dependant”.

Page 5, lines 32 and 33, proposed definition of “greatest permissible gap”, omit “or \$26.80 indexed under section 10A, whichever is the greater”.

Clause 6—

Page 15, lines 10 to 19, omit the proposed definition of “year”, substitute the following definition:

“‘year’ means:

- (a) for the purpose of the indexation of the amount specified in subparagraph 10(2)(c)(ii)—the year beginning on 1 November 1993 or a later year beginning on 1 November; or
- (b) for the purpose of the indexation of the amount of the greatest permissible gap—the year beginning on 1 November 1992 or a later year beginning on 1 November; or
- (c) for the purpose of the indexation of the safety-net amount—the year beginning on 1 January 1993 or a later year beginning on 1 January; or
- (d) for the purpose of the indexation of the maximum co-payment amount—the year beginning on 1 November 1993 or a later year beginning on 1 November; or
- (e) for the purpose of the indexation of the amount payable to a practitioner under section 20C—the year beginning on 1 November 1993 or a later year beginning on 1 November.

Note 1: greatest permissible gap is defined in subsection 10(5).”.

Page 15, omit the CPI indexation table, substitute the following table:

“

CPI INDEXATION TABLE			
Item	Amount	Indexation day	Reference quarter
1.	The amount specified in subparagraph 10(2)(c)(ii)	1 November	June
2.	The amount of the greatest permissible gap	1 November	June
3.	The safety-net amount	1 January	September
4.	The maximum co-payment amount	1 November	June
5.	The amount payable to a practitioner under section 20C	1 November	June

”.

Clause 7, page 16, lines 5 to 10, omit paragraph (b), substitute the following paragraph:

“(b) by inserting after subsection (1) the following subsections:

‘(1A) If:

- (a) a prescribed GP service is rendered to a person on or after 1 January 1992; and
- (b) the right to benefit in respect of that service is assigned to the practitioner;

then, despite the assignment, the practitioner may charge for the prescribed GP service an amount not more than the maximum co-payment amount unless the practitioner is satisfied:

- (c) that the person is a concessional beneficiary or a concessional beneficiary's dependant; or
- (d) that the amount of the medicare benefit in respect of the service is subject to an increase under section 10AC or 10AD.

'(1B) If a practitioner renders a prescribed GP service to a person (in this subsection called the "patient") and:

- (a) there is produced to the practitioner evidence of a type determined by the General Manager, in writing, to be evidence that the patient is a concessional beneficiary or a concessional beneficiary's dependant; or
- (b) if that evidence cannot be produced, the patient, or another person on the patient's behalf, signs a document in the form approved by the General Manager to the effect that the patient is a concessional beneficiary or a concessional beneficiary's dependant and produces any other evidence of identity required by that form to be produced;

the practitioner is entitled to be satisfied that the patient is a concessional beneficiary or a concessional beneficiary's dependant.

'(1C) A person must not, for the purpose of demonstrating that he or she, or some other person on whose behalf he or she is acting, is a concessional beneficiary or a concessional beneficiary's dependant:

- (a) produce evidence of a type referred to in paragraph (1B)(a); or
- (b) sign a document of the kind referred to in paragraph (1B)(b); unless he or she, or the person on whose behalf he or she is acting (as the case may be), is a concessional beneficiary or a concessional beneficiary's dependant.

Penalty for contravention of this subsection: \$1,000.

'(1D) If a practitioner renders a prescribed GP service to a person and there is produced to the practitioner a current safety-net concession card relating to that person, the practitioner is entitled to be satisfied that the benefit in respect of the service is subject to an increase under section 10AC or 10AD.

'(1E) A person must not, for the purpose of demonstrating that the benefit in respect of a prescribed GP service is subject to an increase under section 10AC or 10AD, produce to the practitioner any document purporting to be a current safety-net concession card relating to the person to whom the service was rendered unless it is such a safety-net concession card.

Penalty for contravention of this subsection: \$1,000.'".

Clause 8, page 16, lines 11 to 19, omit the clause, substitute the following clauses:

"8. After section 20B of the Principal Act the following sections are inserted:

**Additional fees payable in certain bulk billing cases**

'20C. If a benefit in respect of a prescribed GP service for which a practitioner would have a right to charge an amount under subsection 20A(1A) is assigned to that practitioner, the Commission must pay the practitioner, at the time of payment of that benefit, an additional amount of \$1.00 in respect of the provision of that service.

**Adjustment of benefit and refund of co-payment in certain circumstances**

'20D.(1) If:

- (a) a prescribed GP service has been rendered to a person (in this section called the "patient"); and
- (b) the right to benefit in respect of that service has been assigned to the practitioner; and
- (c) the claim for benefit in respect of that service was submitted to the Commission as a claim in respect of benefit under paragraph 10(2)(c); and
- (d) the Commission is or becomes aware that, at the time the service was rendered:
  - (i) the patient was in fact a concessional beneficiary or a concessional beneficiary's dependant; or
  - (ii) the service was in fact a service that was subject to an increased benefit under section 10AC or 10AD;

the Commission may, in the circumstances provided for in subsection (3):

- (e) refund any amount charged by the practitioner under subsection 20A(1A) (in this section called a "co-payment") in respect of that service; and
- (f) adjust the amount of any benefit paid to the practitioner in respect of that service so that the total amount received by the practitioner is equal to 85% of the Schedule fee.

'(2) In adjusting the amount of benefit paid to the practitioner, the Commission must take account of the following amounts paid in respect of the service:

- (a) any co-payment paid to the practitioner;
- (b) any benefit already paid to the practitioner by the Commission; and
- (c) any additional amount paid under section 20C by the Commission.

'(3) The Commission may do the things provided for in paragraphs (1)(e) and (f):

- (a) on its own initiative; or
- (b) on written application, supported by such evidence as it requires, by:
  - (i) the patient to whom the service was rendered; or
  - (ii) the practitioner who rendered the service; or
  - (iii) the person who paid the co-payment (if any) in respect of the service.

'(4) For the purpose of subsection (1), if the right to benefit in respect of a service is assigned under section 20A, the claim for benefit in respect of that service is taken to have been submitted to the Commission as a claim in respect of benefit under paragraph 10(2)(c) if:

- (a) neither the assignment form nor any accompanying document indicates that the patient is a concessional beneficiary or a concessional beneficiary's dependant; and
- (b) the assignment form does not indicate that the patient is the holder of a safety-net concession card.

'(5) If the Commission adjusts the amount of the benefit paid to a practitioner in respect of a prescribed GP service by taking into account the amount of any co-payment or any additional amount paid to the practitioner under section 20C, then the amount of that co-payment or that additional amount is to be treated, for all purposes of this Act, as if it were an amount paid

to the practitioner by the Commission on behalf of the Commonwealth as a part of the benefit payable in respect of that service.’

**Transitional provision—safety-net entitlements**

“9.(1) If a person has become, or, at any time after this section commences, becomes, entitled to increased benefits under subsection 10(3) of the Principal Act in respect of professional services in respect of which medical expenses were incurred before 1 July 1991, the person’s entitlement to those increased benefits is unaffected by this section.

“(2) Despite the amendments of section 10 of the Principal Act made by this Act, subsection 10(3) of that Act is taken to have applied in respect of the year commencing on 1 January 1991 (in this section called the ‘transitional year’) as if the transitional year were a year for the purposes of that subsection but subject:

- (a) to the modifications to that section set out in subsections (3), (4), (5) and (6); and
- (b) to the modifications to sections 20A, 20C and 20D of the Principal Act as amended by this Act that are set out in sections 10, 11 and 12 of this Act.

“(3) For the purposes of subsection 10(3) of the Principal Act as so applied:

- (a) any patient contribution in respect of a professional service to which subsection (1) of this section applies is to be disregarded in computing a person’s entitlement to increased benefits; and
- (b) any patient contribution in respect of any other professional service in respect of which medical expenses were incurred during the transitional year is to be taken into account in computing a person’s entitlement to increased benefits; and
- (c) subsection 10(4A) of the Principal Act continues to apply, despite its repeal, for the whole of the transitional year; and
- (d) subsections 10(5) and (6) of the Principal Act are to be treated as if they had been repealed on 1 January 1991.

“(4) If, as a result of an assignment to a medical practitioner under section 20A of the Principal Act by a person of his or her right to the payment of a benefit in respect of a professional service rendered on or after 1 December 1991, the Commission makes a payment of medicare benefit to the practitioner, subsection 10(3) of the Principal Act as so applied has effect as if:

- (a) that person had made a claim for a benefit in respect of that service; and
- (b) that claim had been accepted by the Commission; and
- (c) the medical expenses in respect of that service had been paid.

“(5) For the purposes of subsection 10(3) of the Principal Act as so applied:

- (a) where a person to whom medicare benefit is payable in respect of a professional service is given or sent a cheque under subsection 20(2) of the Principal Act for the amount of the medicare benefit, the person is taken to have paid so much of the medical expenses in respect of that service as is represented by the amount of the medicare benefit; and
- (b) a reference to a professional service is to be taken, if the service is a service in respect of which expenses are incurred before 1 December 1991, to be a reference to a service:
  - (i) in respect of which medicare benefit is payable; and

- (ii) the medical expenses in respect of which exceed the amount of medicare benefit that, but for subsection 10(3) of the Principal Act as so applied, would be payable in respect of the service.

“(6) For the purposes of subsection 10(3) of the Principal Act as so applied:

‘**medicare benefit**’ has the meaning:

- (a) before 1 December 1991—given by subsections 10(2), (2A) and (4) of the Principal Act; and
- (b) on or after 1 December 1991—given by subsections 10(2), (3) and (4) of the Principal Act as amended by this Act;

‘**patient contribution**’, in relation to a claim for medicare benefit in respect of a professional service for which medical expenses were incurred before 1 December 1991, means an amount equal to the difference between:

- (a) the Schedule fee or, if the medical expenses in respect of the service are less than that fee, those medical expenses; and
- (b) the amount of medicare benefit that, but for subsection 10(3) of the Principal Act as so applied, would be payable in respect of that service;

‘**patient contribution**’, in relation to a claim for benefit in respect of a professional service in respect of which medical expenses are incurred on or after 1 December 1991, means:

- (a) if benefit is payable under section 20 of the Principal Act as amended by this Act—an amount equal to the difference between:
  - (i) the Schedule fee or, if the medical expenses in respect of the service are less than that fee, those expenses; and
  - (ii) the amount of benefit that apart from subsection 10(3) of the Principal Act as it applies to the transitional year, would be payable in respect of the service; and
- (b) if benefit is assigned under section 20A of the Principal Act as amended by this Act and the practitioner concerned is entitled under that section to charge an amount not exceeding \$2.50 in respect of the service—\$2.50; and
- (c) in any other case—nil;

‘**relevant amount**’ means \$246;

‘**Schedule fee**’, in relation to a professional service, means the fee specified in the table in respect of that service.

#### **Transitional provision—assignment of medicare benefit**

“10. Section 20A of the Principal Act as amended by this Act is taken as having effect, in respect of prescribed GP services rendered during the period from 1 December 1991 to 31 December 1991, as if:

- (a) subsection (1A) had read as follows:

‘(1A) If:

- (a) a prescribed GP service is rendered to a person on or after 1 December 1991 and before 1 January 1992; and
- (b) the right to medicare benefit in respect of that service is assigned to the practitioner;

then, despite the assignment, the practitioner may charge for the service an amount not more than \$2.50 unless the practitioner is satisfied:

- (c) that the person is a concessional beneficiary or a concessional beneficiary’s dependant; or

- (d) that the amount of the medicare benefit in respect of that service is subject to an increase under subsection 10(3) of the Principal Act as that subsection is applied in respect of the year commencing on 1 January 1991.; and
- (b) the references in subsections (1D) and (1E) to a current safety-net concession card relating to a person were a reference to such evidence as the General Manager determines in respect of the person for the purpose of this provision; and
- (c) the references in subsections (1D) and (1E) to section 10AC or 10AD were references to subsection 10(3) of the Principal Act as that subsection is applied in respect of the year commencing on 1 January 1991.

**Transitional provision—additional fees**

“11. Section 20C of the Principal Act as amended by this Act is to be taken to have effect, in respect of prescribed GP services rendered during the period from 1 December 1991 to 31 December 1991, as if the reference in that section to a right to charge an amount under subsection 20A(1A) of the Principal Act were a reference to a right to charge an amount under that subsection as it has effect in accordance with section 10 of this Act.

**Transitional provision—adjustment of benefit and refund of co-payment in certain circumstances**

“12. Section 20D of the Principal Act as amended by this Act is taken to have effect, in respect of prescribed GP services rendered during the period from 1 December 1991 to 31 December 1991 as if:

- (a) the reference in that section to subsection 20A(1A) was a reference to that subsection as it has effect in accordance with section 10 of this Act; and
- (b) the references in that section to section 20C were references to that section as it has effect in accordance with section 11 of this Act; and
- (c) the reference in that section to section 10AC or 10AD was a reference to subsection 10(3) of the Principal Act as that subsection is applied in respect of the year commencing on 1 January 1991; and
- (d) the reference in that section to the holder of a safety-net concession card was a reference to a person in respect of whom there is available such evidence as the General Manager determines to be appropriate for the purposes of section 20A as that section has effect in accordance with section 10 of this Act.

**Retrospective payment of benefit increases**

“13. If:

- (a) a claim in respect of a professional service had been accepted by the Commission before 1 December 1991; and
- (b) under subsection 10(3) of the Principal Act as modified by section 9 of this Act, that claim is to be taken into account in computing a person's entitlement to increased benefits in respect of the year beginning on 1 January 1991; and
- (c) if the claim had been taken into account for that purpose when it was accepted the person would have been entitled to an increased benefit in respect of that service;

the Commission must pay the amount of that increase to that person on, or as soon as practicable after, 1 December 1991.

**Payments by the Commonwealth**

“14. Section 125 of the Principal Act has effect:

- (a) for the purpose of enabling payments (including retrospective payments) of increased medicare benefits in respect of professional services for which medical expenses were incurred during the year commencing on 1 January 1991; and
- (b) for the purpose of making additional payments to practitioners under section 20C of that Act as it applies in respect of prescribed GP services rendered during the period from 1 December 1991 to 31 December 1991; and
- (c) for the purpose of making payments by way of refund under section 20D of that Act as it applies in respect of prescribed GP services rendered during the period from 1 December 1991 to 31 December 1991;

as if the reference in subsection (1) of that section to amounts payable in Part II of that Act included a reference to any amounts payable by virtue of the operation of sections 9, 10, 11, 12 and 13 of this Act.”.

Title, page 1, insert at the end “, and for related purposes”.

*Limitation of debate:* At 9.33 p.m., the Chairman having called the attention of the committee to the fact that the time allotted for the committee stage had expired—

Question—That the amendments be agreed to—put and passed.

Further question—That the Bill, as amended, be agreed to and that the Bill be reported with amendments, and with an amended title—put and passed.

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

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

32 **HEALTH INSURANCE AMENDMENT BILL (NO. 2) 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—

*Limitation of debate:* The time allotted for the second reading having expired—

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

The House resolved itself into a committee of the whole.

*In the committee*

Bill, by leave, taken as a whole.

Mr Howe (Minister for Health, Housing and Community Services), by leave, moved the following amendments together:

*Amendment—*

Clause 2, page 1, line 10, omit “November”, substitute “December”.

*New clause—*

After clause 4, page 2, insert the following new clause:

**Medicare benefit not payable in respect of services rendered by disqualified practitioners**

“4A. Section 19B of the Principal Act is amended:

- (a) by inserting in subparagraph (2)(a)(i) ‘, 124FAA(2)(e)’ after ‘124F(2)(e)’;
- (b) by inserting in subparagraph (2)(b)(i) ‘, 124FAA(2)(d)’ after ‘, 124F(2)(d)’.”.

*Limitation of debate:* At 9.42 p.m., the Chairman having called the attention of the committee to the fact that the time allotted for the committee stage had expired—

Question—That the amendments be agreed to—put and passed.

Further question—That the Bill, as amended, be agreed to and that the Bill be reported with amendments—put and passed.

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

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

33 **MIGRATION AMENDMENT BILL (NO. 2) 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 by Mr Ruddock who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not declining to give the Bill a second reading, the House deplores the Government’s failure, in a timely fashion to:

- (1) maintain effective control over Australia’s borders as evidenced by the existence of some 70,000 to 150,000 illegal entrants currently in Australia;
- (2) locate and remove illegal entrants from Australia expeditiously;
- (3) administer effectively areas of the immigration program to eliminate areas where fraud and abuse are evident; and
- (4) establish a fair and expeditious refugee determination process”.

Debate continued.

*Limitation of debate:* At 11 p.m., the Deputy Speaker having called the attention of the House to the fact that the time allotted for the second reading had expired—

Amendment negatived.

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

The House resolved itself into a committee of the whole.

#### *In the committee*

Bill, by leave, taken as a whole.

Mr Hand (Minister for Immigration, Local Government and Ethnic Affairs), by leave, moved the following amendments together:

Clause 8—

Page 5, proposed heading to proposed Subdivision B in Division 3, line 24, insert “etc.” after “spouses”.

Page 5, proposed subsection 83A, after proposed paragraph 83A(a) insert the following paragraph:

“(aa) under the regulations, a person satisfies a criterion for certain other permits and visas that give, or might lead to, authorisation for the person’s permanent residence in Australia if the person has an interdependency relationship with either an Australian citizen or a permanent resident of Australia that is genuine and will continue; and”.

Page 5, proposed paragraph 83A(b), after proposed subparagraph 83A(b)(ii) insert the following word and subparagraph:

“; or (iii) pretending to have an interdependency relationship.”.



Page 6, proposed section 83B, after the proposed definition of “**critterion**” insert the following definition:

“**interdependency relationship**’ means a relationship:

- (a) between 2 persons who are not:
  - (i) spouses, or other relatives, of each other under any of the regulations; or
  - (ii) members of the same family unit under any of the regulations otherwise than because of an agreement to marry; and
- (b) that is acknowledged by both; and
- (c) that involves:
  - (i) residing together; and
  - (ii) being closely interdependent; and
  - (iii) having a continuing commitment to mutual emotional and financial support;”.

Page 6, after proposed section 83E insert the following proposed section:

**Offence to arrange pretended interdependency relationship to obtain permanent residence**

“83EA.(1) If a person knows or believes on reasonable grounds that there is no interdependency relationship between 2 other persons, the person must not make arrangements to make, or help to make, it look as if there is such a relationship between those other persons for the purpose of assisting one of those other persons to get a stay permit by appearing to satisfy a criterion for the permit because of the relationship.

‘(2) Subsection (1) applies whether or not the purpose is achieved.

Penalty: \$100,000 or imprisonment for 10 years, or both.”.

Page 7, after proposed section 83F insert the following proposed section:

**Offences relating to an application for permanent residence because of interdependency relationship**

“83FA.(1) A person must not apply for a stay permit on the basis of satisfying a criterion for the permit because of having an interdependency relationship with another person if, at the time of the application, the applicant does not intend to have such a relationship with the other person that is genuine and will continue.

‘(2) A non-citizen in Australia convicted of an offence under subsection (1) becomes an illegal entrant.

‘(3) A person must not nominate an applicant for a stay permit on the basis of the applicant satisfying a criterion for the permit because of an interdependency relationship between them if, at the time of the application, the person does not intend to have such a relationship with the applicant that is genuine and will continue.

Penalty: Imprisonment for 2 years.”.

Page 7, proposed subsection 83G(1), line 21, omit “either”, substitute “any”.

Page 7, proposed subsection 83G(1), after proposed paragraph 83G(1)(b) insert the following paragraph:

“(c) whether or not there is an interdependency relationship between 2 other persons;”.

Page 7, proposed subsection 83G(3), line 34, omit “either”, substitute “any”.

Page 7, proposed subsection 83G(3), after proposed paragraph 83G(3)(b) insert the following paragraph:

“(ba) whether or not there is an interdependency relationship between 2 other persons;”.

Clause 10, page 8, after subclause (2) insert the following subclause:

“(3) If a person began before, and continues after, the commencement of section 83EA of the Principal Act as amended by this Act to make arrangements of the kind described in that section, then that section applies to those arrangements.”.

*Limitation of debate:* At 11.05 p.m., the Deputy Chairman having called the attention of the committee to the fact that the time allotted for the committee stage had expired—

Question—That the amendments be agreed to—put and passed.

Further question—That the Bill, as amended, be agreed to, and that the Bill be reported with amendments—put and passed.

The House resumed; Mr Scholes reported accordingly.

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

Mr Hand moved—That the Bill be now read a third time.

*Limitation of debate:* At 11.10 p.m., the Speaker having called the attention of the House to the fact that the time allotted for the remaining stages had expired—

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

- 34 **HEALTH INSURANCE (PATHOLOGY) AMENDMENT BILL 1991:** Mr Howe (Minister for Health, Housing and Community Services), pursuant to notice, presented a Bill for an Act to amend certain provisions of the *Health Insurance Act 1973* relating to pathology services, and for related purposes. Bill read a first time.

Mr Howe moved—That the Bill be now read a second time.

*Paper:* Mr Howe presented an explanatory memorandum to the following Bills:

Health Insurance (Pathology) Amendment 1991.

Health Insurance (Pathology) Amendment (No. 2) 1991.

Health Insurance (Pathology) (Licence Fee) 1991.

Health Insurance (Pathology) (Fees) 1991.

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

- 35 **HEALTH INSURANCE (PATHOLOGY) AMENDMENT (NO. 2) BILL 1991:** Mr Howe (Minister for Health, Housing and Community Services), pursuant to notice, presented a Bill for an Act to amend certain provisions of the *Health Insurance Act 1973* relating to pathology services. Bill read a first time.

Mr Howe moved—That the Bill be now read a second time.

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

- 36 **HEALTH INSURANCE (PATHOLOGY) (FEES) BILL 1991:** Mr Howe (Minister for Health, Housing and Community Services) presented a Bill for an Act relating to fees payable for certain purposes of the *Health Insurance Act 1973*. Bill read a first time.

Mr Howe moved—That the Bill be now read a second time.

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

- 37 **HEALTH INSURANCE (PATHOLOGY) (LICENCE FEE) BILL 1991:** Mr Howe (Minister for Health, Housing and Community Services) presented a Bill for an Act relating to the fee payable on the grant of a licence in respect of a specimen collection centre under the *Health Insurance Act 1973*.

Bill read a first time.

Mr Howe moved—That the Bill be now read a second time.

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

- 38 AUSTRALIAN INSTITUTE OF HEALTH AMENDMENT BILL 1991: Mr Howe (Minister for Health, Housing and Community Services), pursuant to notice, presented a Bill for an Act to amend the *Australian Institute of Health Act 1987*.

Bill read a first time.

Mr Howe moved—That the Bill be now read a second time.

*Paper:* Mr Howe presented an explanatory memorandum to the Bill.

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

- 39 HEALTH AND COMMUNITY SERVICES LEGISLATION AMENDMENT BILL 1991: Mr Staples (Minister for Aged, Family and Health Services), pursuant to notice, presented a Bill for an Act to amend the *National Health Act 1953* in relation to private health insurance, nursing homes and pharmaceutical benefits, to amend the *Health Insurance Act 1973* in relation to diagnostic imaging and pathology services, to repeal certain redundant provisions of the *Health Insurance Amendment Act 1982*, to amend the *Aged or Disabled Persons Homes Act 1954* in relation to hostels and community aged care services, to amend certain other Acts relating to health and community services, and for incidental purposes.

Bill read a first time.

Mr Staples moved—That the Bill be now read a second time.

The House continuing to sit until after midnight—

#### FRIDAY, 8 NOVEMBER 1991

*Paper:* Mr Staples presented an explanatory memorandum to the Bill.

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

- 40 SOCIAL SECURITY LEGISLATION AMENDMENT BILL (NO. 4) 1991: Mr Staples (Minister for Aged, Family and Health Services), for Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), pursuant to notice, presented a Bill for an Act to amend the *Social Security Act 1991*, and for related purposes.

Bill read a first time.

Mr Staples moved—That the Bill be now read a second time.

*Paper:* Mr Staples presented an explanatory memorandum to the Bill.

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

- 41 ADJOURNMENT: Mr Staples (Minister for Aged, Family and Health Services) moved—That the House do now adjourn.

Debate ensued.

Question—put and passed.

And then the House, at 12.13 a.m., adjourned until Monday next at 2 p.m.

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PAPERS: The following papers were deemed to have been presented on 7 November 1991:

Health Insurance Act—Statement of particulars of ministerial determination made pursuant to section 106AA relating to Dr William Peter Gover Jones, 30 October 1991.

Lands Acquisition Act—Statement of lands acquired by agreement authorised under subsection 40(1).  
States Grants (TAFE Assistance) Act—Determination—No. TAFE 20/91.

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**ATTENDANCE:** All Members attended (at some time during the sitting) except Mr Cameron, Dr Catley, Mrs Darling\*, Mr Gear\*, Mr Jones\*, Mr P. F. Morris and Mr Rocher\*.

\*On leave

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**L. M. BARLIN**  
Clerk of the House of Representatives