

1993

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 4

MONDAY, 10 MAY 1993

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

2 OATH OF ALLEGIANCE BY MEMBER

Peter Morris made and subscribed the oath of allegiance required by law.

3 ELECTION PETITION

The Clerk presented a copy of an election petition, dated 7 May 1993, which he had received from the Registrar of the High Court, sitting as the Court of Disputed Returns, under section 369 of the *Commonwealth Electoral Act 1918*, viz.: Petition of Ian Sykes in the matter of the *Commonwealth Electoral Act 1918* and in the matter of the election of each Member in the House of Representatives in the Commonwealth Parliament held on 13 March and 17 April 1993 and in the matter of the election of each Member for the Senate of the Commonwealth Parliament on 13 March 1993 (No. M47 of 1993).

4 QUESTIONS

Questions without notice were asked.

5 DEPUTY CHAIRMAN OF COMMITTEES

The following warrant revoking a nomination and nominating a Deputy Chairman of Committees pursuant to standing order 18, was laid on the Table by the Speaker:

HOUSE OF REPRESENTATIVES

Pursuant to the provisions of standing order 18, I revoke the nomination of John Vance Langmore to act as Deputy Chairman of Committees.

Pursuant to the provisions of standing order 18, I nominate Neville Joseph Newell to act as Deputy Chairman of Committees when requested to do so by the Chairman of Committees.

Given under my hand on 10 May 1993.

STEPHEN MARTIN
Speaker

6 AUDITOR-GENERAL'S REPORT—PUBLICATION OF PAPER

The Speaker presented the following paper:

Audit Act—Auditor-General—Audit report No. 30 of 1992-93—Efficiency audit—Senior officer work-related expenses.

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

- (1) this House authorises the publication of the Auditor-General's audit report No. 30 of 1992-93; and
- (2) the report be printed.

Question—put and passed.

7 PAPERS

The following papers were presented:

Australian Securities Commission Act—Companies and Securities Advisory Committee—Report for 1991-92.

Commonwealth Grants Commission Act—Commonwealth Grants Commission—Report—General revenue grant relativities—1993—

Volume I—Main report.

Volume II—Methods, assessments and analysis.

Volume III—Appendixes.

Complaints (Australian Federal Police) Act—Federal Police Disciplinary Tribunal—Report for 1991-92.

8 COMMONWEALTH GRANTS COMMISSION—GENERAL REVENUE GRANT RELATIVITIES—REPORT—MOTION TO TAKE NOTE OF PAPER

Mr Beazley (Leader of the House) moved—That the House take note of the following paper:

Commonwealth Grants Commission Act—Commonwealth Grants Commission—Report—General revenue grant relativities—1993—

Volume I—Main report.

Volume II—Methods, assessments and analysis.

Volume III—Appendixes.

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

9 FEDERAL POLICE DISCIPLINARY TRIBUNAL—REPORT—MOTION TO TAKE NOTE OF PAPER

Mr Beazley (Leader of the House) moved—That the House take note of the following paper:

Complaints (Australian Federal Police) Act—Federal Police Disciplinary Tribunal—Report for 1991-92.

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

10 COMPANIES AND SECURITIES ADVISORY COMMITTEE—REPORT—MOTION TO TAKE NOTE OF PAPER

Mr Beazley (Leader of the House) moved—That the House take note of the following paper:

Australian Securities Commission Act—Companies and Securities Advisory Committee—Report for 1991-92.

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

11 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—TAXATION—ELECTION PROMISE

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 need for the Government to fulfil its election promise not to increase taxation".

The proposed discussion having received the necessary support—

Mr Downer addressed the House.

Discussion ensued.

Discussion concluded.

12 SUSPENSION OF STANDING 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 orders be 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:

Appropriation Bill (No. 5) 1992-93;

Appropriation Bill (No. 6) 1992-93;

Appropriation (Parliamentary Departments) Bill (No. 2) 1992-93;

Supply Bill (No. 1) 1993-94;

Supply Bill (No. 2) 1993-94;

Supply (Parliamentary Departments) Bill 1993-94;

Broadcasting Services Amendment Bill (No. 2) 1993;

Australian Wool Realisation Commission Amendment Bill 1993;

Excise Tariff Amendment Bill 1993;

Road Transport Charges (Australian Capital Territory) Bill 1993;

Taxation Laws Amendment Bill 1993;

Taxation Laws Amendment Bill (No. 2) 1993;

Taxation Laws Amendment (Superannuation) Bill 1993;

Bankruptcy Amendment Bill 1993;

Dairy Produce Amendment Bill 1993;

Telecommunications Amendment Bill 1993;

Social Security Amendment Bill 1993;

Veterans' Affairs Legislation Amendment Bill 1993;

Protection of the Sea (Oil Pollution Compensation Fund) Bill 1993;

Protection of the Sea (Imposition of Contributions to Oil Pollution Compensation Fund—General) Bill 1993;

Protection of the Sea (Imposition of Contributions to Oil Pollution Compensation Fund—Customs) Bill 1993;

Protection of the Sea (Imposition of Contributions to Oil Pollution Compensation Fund—Excise) Bill 1993;

International Development Association (Further Payment) Bill 1993;

Aboriginal and Torres Strait Islander Commission Amendment Bill 1993;

Aboriginal Land Rights (Northern Territory) Amendment Bill 1993;

Great Barrier Reef Marine Park Amendment Bill 1993;

Great Barrier Reef Marine Park (Environmental Management Charge—General) Bill 1993;

Great Barrier Reef Marine Park (Environmental Management Charge—Excise) Bill 1993;

Employment, Education and Training Amendment Bill 1993; and

Australian National Training Authority Amendment Bill 1993.

Debate ensued.

Question—put.

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

AYES, 75

Mr Adams	Mr Duncan	Mr Humphreys	Mr Punch
Mr Baldwin	Mrs Easson	Mr Johns	Mr Quick
Mr Beazley	Mr Elliott	Mrs Kelly	Mr Sawford
Mr Beddall	Ms Fatin	Mr Kerin	Mr Sciacca
Mr Bevis	Mr Ferguson	Mr Kerr	Mr L. J. Scott
Mr Bilney	Mr Fitzgibbon	Mr Knott	Mr Simmons
Dr Blewett	Mr Free	Mr Langmore	Mrs S. J. Smith
Mr Brereton	Mr Gear	Mr Lavarch	Mr S. F. Smith
Mr Brown	Mr Gibson	Mr Lee	Mr Snow
Mr Campbell	Mr Gorman	Mr Lindsay	Mr Snowdon
Mr Chynoweth	Mr Grace*	Ms McHugh	Mr Staples
Mr Cleeland	Mr Griffin	Mr McLeay*	Mr Swan
Ms Crawford	Mr Griffiths	Mr Melham	Mr Tanner
Mr Crean	Mr Haviland	Mr A. A. Morris	Dr Theophanous
Mrs Crosio	Ms Henzell	Mr P. F. Morris	Mr Tickner
Mr Cunningham	Mr Holding	Mr Newell	Mr Walker
Ms Deahm	Mr Hollis	Mr O'Connor	Mr Willis
Mr Dodd	Mr Horne	Mr O'Keefe	Mr Woods
Mr Duffy	Mr Howe	Mr Price	

NOES, 62

Mr Aldred	Mr Downer	Mr McGauran	Mr B. C. Scott
Mr Anderson	Mr Evans	Mr Mack	Mr Sharp
Mr J. N. Andrew	Mr Filing*	Mr MacKellar	Mr Sinclair
Mr K. J. Andrews	Mr Fischer	Mr McLachlan	Mr Slipper
Mr Atkinson	Mr Forrest	Mr Miles	Mr Somlyay
Mr Beale	Mrs Gallus	Mr Moore	Mrs Sullivan
Mr Bradford	Mr Hall	Mrs Moylan	Mr Taylor
Mr Braithwaite	Mr Hawker	Mr Nehl	Mr Truss
Mr Cadman	Mr Hicks*	Mr Neville	Mr Tuckey
Mr Cameron	Mr Howard	Mr Nugent	Mr Vaile
Mr Carlton	Mr Jull	Mr Prosser	Mr Wakelin
Mr Charles	Mr Katter	Mr Pyne	Mr Williams
Mr Cleary	Dr Kemp	Mr Reid	Dr Wooldridge
Mr Cobb	Mr Lieberman	Mr Reith	Ms Worth
Mr Connolly	Mr Lloyd	Mr Rocher	
Mr Costello	Mr McArthur	Mr Ronaldson	

* Tellers

And so it was resolved in the affirmative.

13 DECLARATION OF BILLS AS URGENT BILLS—LIMITATION OF DEBATE

Mr Beazley (Leader of the House) declared that the Appropriation Bill (No. 5) 1992-93, Appropriation Bill (No. 6) 1992-93, Appropriation (Parliamentary Departments) Bill (No. 2) 1992-93, Supply Bill (No. 1) 1993-94, Supply Bill (No. 2) 1993-94, Supply (Parliamentary Departments) Bill 1993-94, Broadcasting Services Amendment Bill (No. 2) 1993, Australian Wool Realisation Commission Amendment Bill 1993, Excise Tariff Amendment Bill 1993, Road Transport Charges (Australian Capital Territory) Bill 1993, Taxation Laws Amendment Bill 1993, Taxation Laws Amendment Bill (No. 2) 1993, Taxation Laws Amendment (Superannuation) Bill 1993, Bankruptcy Amendment Bill 1993, Dairy Produce Amendment Bill 1993, Telecommunications Amendment Bill 1993, Social Security Amendment Bill 1993, Veterans' Affairs Legislation Amendment Bill 1993, Protection of the Sea (Oil Pollution Compensation Fund) Bill 1993, Protection of the Sea (Imposition of Contributions to Oil Pollution Compensation Fund—General) Bill 1993, Protection of the Sea (Imposition of Contributions to Oil Pollution Compensation Fund—Customs) Bill 1993, Protection of the Sea (Imposition of Contributions to Oil Pollution Compensation Fund—Excise) Bill 1993, International Development Association (Further Payment) Bill 1993, Aboriginal and Torres Strait Islander Commission Amendment Bill 1993, Aboriginal Land Rights (Northern Territory) Amendment Bill 1993, Great Barrier Reef Marine Park Amendment Bill 1993, Great Barrier Reef Marine Park (Environmental Management Charge—General) Bill 1993, Great Barrier Reef Marine Park (Environmental Management Charge—Excise) Bill 1993, Employment, Education and Training Amendment Bill 1993 and Australian National Training Authority Amendment Bill 1993 were urgent Bills.

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

Allotment of time

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

- (1) Appropriation Bill (No. 5) 1992-93—For the remaining stages, until midnight this day.
- (2) Appropriation Bill (No. 6) 1992-93—For the remaining stages, until 12.05 a.m. on Tuesday, 11 May.
- (3) Appropriation (Parliamentary Departments) Bill (No. 2) 1992-93—For the remaining stages, until 12.10 a.m. on Tuesday, 11 May.
- (4) Supply Bill (No. 1) 1993-94—For the remaining stages, until 12.15 a.m. on Tuesday, 11 May.
- (5) Supply Bill (No. 2) 1993-94—For the remaining stages, until 12.20 a.m. on Tuesday, 11 May.
- (6) Supply (Parliamentary Departments) Bill 1993-94—For the remaining stages, until 12.25 a.m. on Tuesday, 11 May.
- (7) Broadcasting Services Amendment Bill (No. 2) 1993—For the remaining stages, until 6.30 p.m. on Tuesday, 11 May.
- (8) Excise Tariff Amendment Bill 1993—For the remaining stages, until 8.40 p.m. on Tuesday, 11 May.
- (9) Road Transport Charges (Australian Capital Territory) Bill 1993—For the remaining stages, until 9.20 p.m. on Tuesday, 11 May.

- (10) Australian Wool Realisation Commission Amendment Bill 1993—For the remaining stages, until 11.20 p.m. on Tuesday, 11 May.
- (11) Taxation Laws Amendment Bill 1993—For the remaining stages, until 11.10 a.m. on Wednesday, 12 May.
- (12) Taxation Laws Amendment Bill (No. 2) 1993—
 - (a) for the second reading, until 11.15 a.m. on Wednesday, 12 May,
 - (b) for the committee stage, until 11.20 a.m. on Wednesday, 12 May, and
 - (c) for the remaining stages, until 11.25 a.m. on Wednesday, 12 May.
- (13) Taxation Laws Amendment (Superannuation) Bill 1993—For the remaining stages, until 11.30 a.m. on Wednesday, 12 May.
- (14) Bankruptcy Amendment Bill 1993—For the remaining stages, until 12.10 p.m. on Wednesday, 12 May.
- (15) Dairy Produce Amendment Bill 1993—For the remaining stages, until 12.40 p.m. on Wednesday, 12 May.
- (16) Telecommunications Amendment Bill 1993—For the remaining stages, until 5 p.m. on Wednesday, 12 May.
- (17) Social Security Amendment Bill 1993—For the remaining stages, until 6.25 p.m. on Wednesday, 12 May.
- (18) Veterans' Affairs Legislation Amendment Bill 1993—For the remaining stages, until 6.30 p.m. on Wednesday, 12 May.
- (19) Protection of the Sea (Oil Pollution Compensation Fund) Bill 1993—For the remaining stages, until 7.15 p.m. on Wednesday, 12 May.
- (20) Protection of the Sea (Imposition of Contributions to Oil Pollution Compensation Fund—General) Bill 1993—For the remaining stages, until 7.20 p.m. on Wednesday, 12 May.
- (21) Protection of the Sea (Imposition of Contributions to Oil Pollution Compensation Fund—Customs) Bill 1993—For the remaining stages, until 7.25 p.m. on Wednesday, 12 May.
- (22) Protection of the Sea (Imposition of Contributions to Oil Pollution Compensation Fund—Excise) Bill 1993—For the remaining stages, until 7.30 p.m. on Wednesday, 12 May.
- (23) International Development Association (Further Payment) Bill 1993— For the remaining stages, until 8.30 p.m. on Thursday, 13 May.
- (24) Aboriginal and Torres Strait Islander Commission Amendment Bill 1993—For the remaining stages, until 9.25 p.m. on Thursday, 13 May.
- (25) Aboriginal Land Rights (Northern Territory) Amendment Bill 1993—For the remaining stages, until 9.30 p.m. on Thursday, 13 May.
- (26) Great Barrier Reef Marine Park Amendment Bill 1993—For the remaining stages, until 10.50 p.m. on Thursday, 13 May.
- (27) Great Barrier Reef Marine Park (Environmental Management Charge—General) Bill 1993—For the remaining stages, until 10.55 p.m. on Thursday, 13 May.
- (28) Great Barrier Reef Marine Park (Environmental Management Charge—Excise) Bill 1993—For the remaining stages, until 11 p.m. on Thursday, 13 May.
- (29) Employment, Education and Training Amendment Bill 1993—For the remaining stages, until 11.55 p.m. on Thursday, 13 May.
- (30) Australian National Training Authority Amendment Bill 1993—For the remaining stages, until midnight on Thursday, 13 May.

Debate ensued.

Question—put and passed.

14 ADDRESS IN REPLY TO THE GOVERNOR-GENERAL'S SPEECH

The order of the day having been read for the resumption of the debate on the question—That the following Address in Reply to the speech of His Excellency the Governor-General be agreed to:

May it please Your Excellency:

We, the House of Representatives of the Commonwealth of Australia, in Parliament assembled, express our loyalty to the Sovereign, and thank Your Excellency for the speech you have been pleased to address to the Parliament—

Debate resumed.

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

15 APPROPRIATION BILL (NO. 5) 1992-93

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—*And on the amendment moved thereto by Mr Costello, viz.*—That all words after “That” be omitted with a view to substituting the following words: “whilst not declining to give the Bill a second reading, the House:

- (1) notes the dramatic deterioration in the Budget position estimated in the August Budget as a \$13.4 billion deficit and subsequently revised to a \$15.9 billion deficit;
- (2) notes the fact that in the last three years there has been an effective fiscal deterioration of \$33 billion;
- (3) notes the Government is pledged to introduce no new taxes; but has no strategy to reduce the budget deficit by reducing outlays; and
- (4) condemns the Government for its failure of economic management”—

Debate resumed.

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

Department of Employment, Education and Training—Documents (24) relating to the awarding of consultancies for developing training programs for the Department—1987-93.

Debate continued.

The House continuing to sit until after midnight—

TUESDAY, 11 MAY 1993

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

Amendment negatived.

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

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

16 APPROPRIATION BILL (NO. 6) 1992-93

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 12.05 a.m., the Deputy Speaker having called the attention of the House to the fact that the time allotted for the remaining stages of the Bill had expired—

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

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

17 APPROPRIATION (PARLIAMENTARY DEPARTMENTS) BILL (NO. 2) 1992-93

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 12.10 a.m., the Deputy Speaker having called the attention of the House to the fact that the time allotted for the remaining stages of the Bill had expired—

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

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

18 SUPPLY BILL (NO. 1) 1993-94

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 12.15 a.m., the Deputy Speaker having called the attention of the House to the fact that the time allotted for the remaining stages of the Bill had expired—

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

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

19 SUPPLY BILL (NO. 2) 1993-94

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 12.20 a.m., the Deputy Speaker having called the attention of the House to the fact that the time allotted for the remaining stages of the Bill had expired—

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

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

20 SUPPLY (PARLIAMENTARY DEPARTMENTS) BILL 1993-94 .

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 12.25 a.m., the Speaker having called the attention of the House to the fact that the time allotted for the remaining stages of the Bill had expired—

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

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

21 ADJOURNMENT

Mr Willis (Minister for Finance) moved—That the House do now adjourn.

Question—put and passed.

And then the House, at 12.26 a.m., adjourned until this day at 2 p.m.

PAPERS

The following papers were deemed to have been presented on 10 May 1993:

Health Insurance Act—Determination—1993 No. INS 6.

Higher Education Funding Act—Determinations—Nos. T37/92, T38/92.

Public Service Act—Determinations—1993 Nos. 120, LES 9.

Treaties—Text of—

Which have been signed for Australia but requiring further action before entering into force for Australia—

- (1) Agreement with Indonesia on the Promotion and Protection of Investments, and Exchange of Letters, done at Jakarta on 17 November 1992.
- (2) Agreement with Indonesia on the Protection and Enforcement of Copyright, done at Jakarta on 17 November 1992.
- (3) International Telecommunication Union Constitution, Convention, and Optional Protocol on Dispute Settlement, done at Geneva on 22 December 1992. Signed for Australia, subject to ratification, on 22 December 1992.
- (4) Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on their Destruction, done at Paris on 13 January 1993 and signed for Australia on the same date, subject to ratification.
- (5) Agreement with France on Mutual Assistance in Criminal Matters, done at Paris on 14 January 1993.

Which have been signed for Australia and which have entered into force for Australia—

- (6) Agreement with the United States of America on the Exchange of Electronic Warfare Officers, done at Washington on 26 August 1992. Entry into force 26 August 1992.
- (7) Exchange of Letters, done at Canberra-Waigani on 15 October-9 November 1992, constituting an Agreement with Papua New Guinea pursuant to Articles 3-5 of the Treaty on Development Co-operation of 24 May 1989. Entry into force 9 November 1992.
- (8) Subsidiary Agreement with Japan on Tuna Long-Line Fishing, done at Melbourne on 21 December 1992. Entry into force 21 December 1992.

- (9) Exchange of Notes constituting an Agreement with the Multinational Force and Observers (MFO) on the Resumption of Australian participation in the MFO, done at Rome on 4 January 1993 with entry into force on the same date.
- (10) Establishment Agreement for the Center for International Forestry Research (CIFOR), done at Canberra on 5 March 1993 with entry into force on the same date.
- (11) Agreement with Singapore for Cooperation in Defence Science and Technology, done at Canberra on 24 March 1993 with entry into force on the same date.
- (12) Exchange of Notes constituting an Agreement with the United States of America concerning Meat Exports by Australia to the United States of America in 1993, done at Washington 19 January-23 February 1993. Entry into force 23 February 1993.

Which have been ratified by Australia—

- (13) ILO Convention (No. 158) concerning Termination of Employment at the Initiative of the Employer, done at Geneva on 22 June 1982. Ratified for Australia on 26 February 1993, with effect from 26 February 1994.
- (14) ILO Convention (No. 135) concerning Protection and Facilities to be Afforded to Workers' Representatives in the Undertaking, done at Geneva on 23 June 1971. Ratified for Australia on 26 February 1993, with effect from 26 February 1994.
- (15) International Sugar Agreement, 1992, done at Geneva on 20 March 1992. Signed for Australia at New York on 24 December 1992 and ratified on the same date. Provisional entry into force on 20 January 1993.

Which have been acceded to, or accepted by, Australia—

- (16) Convention for the Mutual Recognition of Inspections in respect of the Manufacture of Pharmaceutical Products, done at Geneva on 8 October 1970. Instrument of accession deposited for Australia on 27 October 1992, with effect from 25 January 1993.
- (17) Convention for the Suppression of Unlawful Acts Against the Safety of Maritime Navigation, done at Rome on 10 March 1988. Instrument of accession deposited for Australia on 19 February 1993, with effect from 20 May 1993.
- (18) Protocol for the Suppression of Unlawful Acts against the Safety of Fixed Platforms located on the Continental Shelf, done at Rome on 10 March 1988. Instrument of accession deposited for Australia on 19 February 1993, with effect from 20 May 1993.

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Dawkins, Mr Dobie, Mr Halverson and Mr Jones.

L. M. BARLIN

Clerk of the House of Representatives