

1993-94-95

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 158

TUESDAY, 29 AUGUST 1995

1 The House met, at 12.30 p.m., pursuant to adjournment. The Speaker (the Honourable Stephen Martin) took the Chair, and read Prayers.

2 MESSAGE FROM THE SENATE—RACIAL HATRED BILL 1994

The following message from the Senate was reported:

Message No. 517

Mr Speaker,

The Senate returns to the House of Representatives the bill for "*An Act to prohibit certain conduct involving the hatred of other people on the ground of race, colour or national or ethnic origin, and for related purposes*", and acquaints the House that the Senate has agreed to the bill with the amendment indicated by the annexed schedule, in which amendment the Senate requests the concurrence of the House of Representatives.

MICHAEL BEAHAN
President

The Senate

Canberra, 24 August 1995

Ordered—That the amendment be considered at the next sitting.

3 SUPERANNUATION SUPERVISORY LEVY AMENDMENT BILL 1995

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

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

Leave granted for third reading to be moved forthwith.

On the motion of Mr Elliott (Parliamentary Secretary to the Treasurer), the Bill was read a third time.

4 ELECTORAL AND REFERENDUM AMENDMENT BILL (NO. 2) 1995

The order of the day having been read for the second reading—Mr Walker (Minister for Administrative Services) moved—That the Bill be now read a second time.

Debate ensued.

Mr Slipper addressing the House—

It being 3 p.m., the debate was interrupted in accordance with standing order 101A, and the resumption of the debate made an order of the day for a later hour this day.

5 QUESTIONS

Questions without notice being asked—

Paper: Mr Kerr (Minister for Justice) presented the following paper:

Department of Foreign Affairs and Trade—Copy of letter from Mr K. Aldred MP, to Mr Kerr, 21 July 1995.

Questions without notice continued.

6 PAPERS

The following papers were presented:

Agriculture and Resource Management Council of Australia and New Zealand—Record and resolutions—5th meeting, Canberra, 3 March 1995.

Defence Force Discipline Act—Judge Advocate General—Report for 1994.

Equal Employment Opportunity (Commonwealth Authorities) Act—Equal employment opportunity program—AeroSpace Technologies of Australia Limited—Report for 1994.

Housing Assistance Act—Report on operation of Commonwealth-State Housing Agreement for 1993-94.

7 COMMONWEALTH-STATE HOUSING AGREEMENT—REPORT—MOTION TO TAKE NOTE OF PAPER

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

Housing Assistance Act—Report on operation of Commonwealth-State Housing Agreement for 1993-94.

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

8 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—MINISTERIAL CONDUCT

The House was informed that Mr Reith had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The importance of Ministers adhering to established practice so as to maintain proper standards of ministerial conduct”.

The proposed discussion having received the necessary support—

Mr Reith addressed the House.

Discussion ensued.

Discussion concluded.

9 SELECTION COMMITTEE—REPORT

Mr Jenkins (Chair) presented the following report:

Selection Committee—Report relating to the program of business prior to 2.45 p.m. on Monday, 18 September 1995.

10 POSTPONEMENT OF ORDERS OF THE DAY

Ordered—That orders of the day Nos. 3 to 5, government business, be postponed until a later hour this day.

11 MATTER REFERRED TO MAIN COMMITTEE

Mr Bevis (Parliamentary Secretary to the Minister for Defence), for Mr McLeay (Chief Government Whip), pursuant to notice, moved—That the following order of the day, government business, be referred to the Main Committee for debate: Status of ILO conventions in Australia—Paper—Motion to take note of paper: Resumption of debate.

Question—put and passed.

12 ELECTORAL AND REFERENDUM AMENDMENT BILL (NO. 2) 1995

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

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

Message from the Governor-General: Message No. 300, dated 21 August 1995, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the Bill.

Consideration in detail

Clauses 1 to 5, by leave, taken together, and agreed to.

Schedule 1—

Mr Walker (Minister for Administrative Services) moved the following amendment: Page 3, item 5, omit the item, substitute:

“5. Paragraph 93(8)(b):

Omit the paragraph, substitute:

‘(b) is serving a sentence of 5 years or longer for an offence against the law of the Commonwealth or of a State or Territory; or’.”

Mr Connolly moved the following amendment to the proposed amendment: Omit “5 years”, substitute “12 months”.

Amendment to proposed amendment negatived.

Original amendment agreed to.

On the motion of Mr Walker, the following amendment was made: Page 5, item 16, omit the item.

Mr Walker moved the following amendment: Page 5, item 19, omit the item, substitute:

“19. Section 109:

Omit ‘and are under sentence for any offence punishable by imprisonment for 5 years or longer’, substitute ‘and are serving a sentence of 5 years or longer for any offence’.”

Mr Connolly moved the following amendment to the proposed amendment: Omit “a sentence of 5 years or longer”, substitute “a sentence of 12 months or longer”.

Amendment to proposed amendment negatived.

Original amendment agreed to.

On the motion of Mr Walker, by leave, the following amendments were made together:

Page 5, item 20, omit the item.

Page 6, after item 29 insert:

“29A. Section 185A:

Repeal the section.”.

Page 7, item 31, omit the item.

Page 7, item 32, omit the item.

Page 8, item 38, omit the item.

Page 8, item 39, omit the item.

Page 9, item 44, omit the item.

Schedule, as amended, agreed to.

Schedule 2—

On the motion of Mr Walker, by leave, the following amendments were made together:

Page 10, after item 5 insert:

“5A. Section 57:

Repeal the section.”.

Page 11, item 8, omit the item.

Page 11, item 9, omit the item.

Page 11, item 12, omit the item.

Schedule, as amended, agreed to.

Title agreed to.

Bill, as amended, agreed to.

Consideration in detail concluded.

On the motion of Mr Walker, by leave, the Bill was read a third time.

13 DECLARATION OF BILLS AS COGNATE BILLS

Mr Snowdon (Parliamentary Secretary to the Minister for the Environment, Sport and Territories), by leave, declared that the Ozone Protection Amendment Bill 1995, the Ozone Protection (Licence Fees—Imports) Bill 1995 and the Ozone Protection (Licence Fees—Manufacture) Bill 1995 were cognate Bills.

14 OZONE PROTECTION AMENDMENT BILL 1995

The order of the day having been read for the second reading—Mr Snowdon (Parliamentary Secretary to the Minister for the Environment, Sport and Territories) moved—That the Bill be now read a second time.

Debate ensued.

Mr Chynoweth addressing the House—

15 ADJOURNMENT

It being 7.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 8 p.m.—The Speaker adjourned the House until tomorrow at 9.30 a.m.

PAPERS

The following papers were deemed to have been presented on 29 August 1995:
Defence Act—Defence Force Remuneration Tribunal—Determination 1995
No. 18.

Public Service Act—Determinations 1995 Nos. 132, 134, LES 24.

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Baldwin, Mr Beale, Mr Bilney, Mrs Bishop, Mr Brereton, Mr Crean, Mr M. J. Evans, Mr Howe, Mr Johns, Mr Keating, Mr Lindsay and Mr Sciacca.

L. M. BARLIN

Clerk of the House of Representatives