

1993-94-95

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 181

MONDAY, 27 NOVEMBER 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 AUSTRALIAN PARLIAMENTARY DELEGATION—REPORT—STATEMENTS BY MEMBERS

The Speaker presented the following paper:

Australian Parliamentary Delegation to Slovenia and the Inter-Parliamentary Union—94th Conference, Bucharest, October 1995—Report—

and made a statement in connection with the report.

Mr McLeay also made a statement in connection with the report.

3 NATIONAL CAPITAL AND EXTERNAL TERRITORIES—JOINT STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER

Mr Chynoweth (Chairman) presented the following papers:

National Capital and External Territories—Joint Standing Committee—National Capital Plan—Draft amendment No. 14 (Broadacre areas) to the National Capital Plan—

Report, incorporating a dissenting report, October 1995.

Evidence received by the committee.

Ordered—That the report be printed.

Mr Chynoweth, Mr Langmore and Mr B. M. Smyth made statements in connection with the report.

The time allotted for making statements on the report having expired—

Mr Chynoweth moved—That the House take note of the report.

In accordance with standing order 102B, the debate was adjourned, the resumption of the debate made an order of the day for the next sitting Monday, and Mr Chynoweth was granted leave to continue his speech when the debate is resumed.

4 CORPORATIONS AND SECURITIES—PARLIAMENTARY JOINT COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER

Mr S. F. Smith (Chairman) presented the following papers:

Corporations and Securities—Parliamentary Joint Committee—Report—Section 1316 of the Corporations Law—

Report, 27 November 1995.

Evidence received by the committee.

Ordered—That the report be printed.

Mr S. F. Smith and Mr Sinclair made statements in connection with the report.

Mr S. F. Smith moved—That the House take note of the report.

In accordance with standing order 102B, the debate was adjourned, the resumption of the debate made an order of the day for the next sitting Monday, and Mr S. F. Smith was granted leave to continue his speech when the debate is resumed.

5 TRANSPORT, COMMUNICATIONS AND INFRASTRUCTURE—STANDING COMMITTEE—REPORTS—STATEMENTS BY MEMBERS—MOTIONS TO TAKE NOTE OF PAPERS

Mr P. F. Morris (Chair) presented the following papers:

Transport, Communications and Infrastructure—Standing Committee—Reports and minutes of proceedings—

Warehouse to wharf: Efficiency of the interface between seaports and land transport—Final report, 20 November 1995.

Oil spills—A response strategy: Review of the Auditor-General's audit report No. 9 of 1994-95—Project audit—Is Australia ready to respond to a major oil spill?: Australian Maritime Safety Authority, 20 November 1995.

Ordered—That each report be printed.

Mr P. F. Morris and Mr Hollis made statements in connection with the reports.

The time allotted for making statements on the reports having expired—

Mr P. F. Morris moved—That the House take note of each report.

In accordance with standing order 102B, the debate on each motion was adjourned, the resumption of each debate made an order of the day for the next sitting Monday, and Mr P. F. Morris was granted leave to continue his speech when each debate is resumed.

6 PRIVATE MEMBERS' BUSINESS NOTICE

Upon notice No. 1, private Members' business, being called on, Mr Braithwaite fixed the next sitting Monday as the day for presenting the Subcontractors (Commonwealth Departments and Authorities Payments) Bill 1995.

7 DEVASTATION CAUSED TO SMALL BUSINESS AND RURAL COMMUNITIES

Mr Cleeland, pursuant to notice, moved—That this House takes note of the devastation caused to small business and rural communities by the Kennett Government's policies.

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 Monday.

8 ROADS

Mr Nehl, pursuant to notice, moved—That the House:

- (1) acknowledges the vital role of roads as the basic transport infrastructure of the Australian national economy;
- (2) realises the need for more road funding from the Commonwealth in regional and rural areas;
- (3) calls for the urgent re-introduction of the black spots road program; and
- (4) endorses the need for special priority funding for the Pacific Highway.

Debate ensued.

It being 2.45 p.m., the debate was interrupted in accordance with standing order 104A, the resumption of the debate made an order of the day for the next sitting Monday, and Mr Vaile was granted leave to continue his speech when the debate is resumed.

9 MEMBERS' STATEMENTS

Members' statements were made.

10 MINISTERIAL ARRANGEMENTS

Mr Keating (Prime Minister) informed the House that, during the absence of Mr Lavarch (Attorney-General), Mr Kerr (Minister for Justice) would answer questions on his behalf.

11 QUESTIONS

Questions without notice being asked—

Suspension of standing and sessional orders moved

Mr Howard (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Leader of the Opposition moving forthwith—That this House censures the Prime Minister for his paralysis of leadership and:

- (1) his failure to sack a Minister who has been exposed as having lied;
- (2) his failure to disclose that he had been told by the Western Australian Labor leader that his Minister's claims were wrong;
- (3) his use of taxpayers' money in an attempt to cover up the truth;
- (4) his industrial relations incompetence which enabled a disastrous strike to go ahead;
- (5) his inability to insist on truth from those around him; and
- (6) his preoccupation with power plays involving himself, Mr Hawke and Mr Kelty rather than focussing on the needs of battling Australians.

Closure of Member: Mr Beazley (Leader of the House) moved—That the Member be not further heard.

Question—put.

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

AYES, 76

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

NOES, 63

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

* Tellers

And so it was resolved in the affirmative.

Mr Costello (Deputy Leader of the Opposition—second) addressing the House—

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

Question—put.

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

AYES, 77

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

NOES, 62

Mr Abbott	Mr Dobie	Mr McLachlan	Mr Sinclair
Mr Aldred	Mr Downer	Mr Miles	Mr Slipper
Mr Anderson	Mr R.D.C. Evans	Mr Moore	Mr B. M. Smyth
Mr J. N. Andrew	Mr Filing	Mrs Moylan	Mr Somlyay
Mr K. J. Andrews	Mr Forrest	Mr Nehl	Mrs Sullivan
Mr Atkinson	Mrs Gallus	Mr Neville	Mr Taylor
Mr Beale	Mr Hall	Mr Nugent	Mr Thomson
Mrs Bishop	Mr Halverson	Mr Prosser	Mr Truss
Mr Bradford	Mr Hawker*	Mr Pyne	Mr Tuckey
Mr Braithwaite	Mr Hicks*	Mr Reid	Mr Vaile
Mr Cadman	Mr Howard	Mr Reith	Mr Wakelin
Mr Cameron	Mr Katter	Mr Rocher	Mr Williams
Mr Charles	Dr Kemp	Mr Ronaldson	Dr Wooldridge
Mr Cobb	Mr Lieberman	Mr Ruddock	Ms Worth
Mr Connolly	Mr Lloyd	Mr B. C. Scott	
Mr Costello	Mr McGauran	Mr Sharp	

* Tellers

And so it was resolved in the affirmative.

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

Question—That the question be now put—put.

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

AYES, 77

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

NOES, 62

Mr Abbott	Mr Dobie	Mr McLachlan	Mr Sinclair
Mr Aldred	Mr Downer	Mr Miles	Mr Slipper
Mr Anderson	Mr R.D.C. Evans	Mr Moore	Mr B. M. Smyth
Mr J. N. Andrew	Mr Filing	Mrs Moylan	Mr Somlyay
Mr K. J. Andrews	Mr Forrest	Mr Nehl	Mrs Sullivan
Mr Atkinson	Mrs Gallus	Mr Neville	Mr Taylor
Mr Beale	Mr Hall	Mr Nugent	Mr Thomson
Mrs Bishop	Mr Halverson	Mr Prosser	Mr Truss
Mr Bradford	Mr Hawker*	Mr Pyne	Mr Tuckey
Mr Braithwaite	Mr Hicks*	Mr Reid	Mr Vaile
Mr Cadman	Mr Howard	Mr Reith	Mr Wakelin
Mr Cameron	Mr Katter	Mr Rocher	Mr Williams
Mr Charles	Dr Kemp	Mr Ronaldson	Dr Wooldridge
Mr Cobb	Mr Lieberman	Mr Ruddock	Ms Worth
Mr Connolly	Mr Lloyd	Mr B. C. Scott	
Mr Costello	Mr McGauran	Mr Sharp	

* Tellers

And so it was resolved in the affirmative.

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

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

AYES, 62

Mr Abbott	Mr Dobie	Mr McLachlan	Mr Sinclair
Mr Aldred	Mr Downer	Mr Miles	Mr Slipper
Mr Anderson	Mr R.D.C. Evans	Mr Moore	Mr B. M. Smyth
Mr J. N. Andrew	Mr Filing	Mrs Moylan	Mr Somlyay
Mr K. J. Andrews	Mr Forrest	Mr Nehl	Mrs Sullivan
Mr Atkinson	Mrs Gallus	Mr Neville	Mr Taylor
Mr Beale	Mr Hall	Mr Nugent	Mr Thomson
Mrs Bishop	Mr Halverson	Mr Prosser	Mr Truss
Mr Bradford	Mr Hawker*	Mr Pyne	Mr Tuckey
Mr Braithwaite	Mr Hicks*	Mr Reid	Mr Vaile
Mr Cadman	Mr Howard	Mr Reith	Mr Wakelin
Mr Cameron	Mr Katter	Mr Rocher	Mr Williams
Mr Charles	Dr Kemp	Mr Ronaldson	Dr Wooldridge
Mr Cobb	Mr Lieberman	Mr Ruddock	Ms Worth
Mr Connolly	Mr Lloyd	Mr B. C. Scott	
Mr Costello	Mr McGauran	Mr Sharp	

NOES, 77

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

* Tellers

And so it was negated.

Questions without notice concluded.

12 SUSPENSION OF STANDING AND SESSIONAL ORDERS—GRIEVANCE DEBATE

Mr Beazley (Leader of the House), by leave, moved—That so much of the standing and sessional orders be suspended as would prevent order of the day No. 1, government business (Grievance debate) when called on, continuing until 5.30 p.m.

Question—put and passed.

13 PETITIONS

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

Mr Abbott, Mr Anderson and Mr Snow, from 31, 6 and 23 petitioners, respectively, praying that the exclusiveness of marriage as being between one male and one female be preserved and that the Marriage Act be amended to prohibit certain marriages.

Mr Costello, from 9 electors of the Division of Higgins, and Mr Georgiou, from 25 electors of the Division of Kooyong, respectively, praying that a new Telecommunications National Code be introduced with more power for local councils.

Mr Atkinson, from 26 772 residents of Victoria, praying that certain action be taken to support family owned and operated newsagents.

Mr Beale, from 80 petitioners, praying for certain changes to the Family Law Act and the Child Support Scheme.

Mr Beale, from 20 residents of Victoria, praying that certain action be taken to eradicate landmines.

Mr Cameron, from 1288 residents of Western Australia, praying that action be taken to stop the practice in China of extracting bile from caged bears for medical purposes.

Mr Cleeland, from 3798 petitioners, praying that the sale of Australian electricity systems to foreign corporations be opposed.

Mr Cobb, from 10 members of the Orana Education Centre, NSW, praying that federal funding to the Commonwealth Education Centres Program be restored.

Mr Connolly, from 30 petitioners, praying that all three runways at Sydney (Kingsford-Smith) Airport be used.

Ms Crawford, from 92 students of Mabel Park State High School, Slacks Creek, Qld, praying that all possible pressure be maintained on the French Government to cease nuclear testing.

Mr Duncan, from 1021 residents of South Australia, praying that the Darwin to Alice Springs railway line be built.

Dr Lawrence, from 3678 petitioners, praying that the remaining high conservation value old growth forests of Western Australia be protected.

Mr Mack, from 221 petitioners, praying that certain actions be taken to protect all native old growth, wilderness and other high conservation value forests in Australia.

Mr Mack, from 160, 151 and 16 petitioners, in similar terms.

Mr Mack, from 32 petitioners, praying that legislative action be taken to implement the Earth Repair Charter.

Mr Miles, from 40 petitioners, praying that radio Triple J be broadcast in North-west Tasmania.

Mr Miles, from 28 petitioners, praying that the House call on the Minister for Human Services and Health to withdraw her endorsement of the sex guide published in the December 1994 issue of *Cleo* magazine and on the Prime Minister to indicate his disapproval of it.

Mr Moore, from 20 petitioners, praying that the national flag not be changed, replaced or diminished without being approved by a referendum.

Mr P. F. Morris, from 211 electors of the Division of Shortland, praying that the Health Insurance Commission re-establish a Medicare/Medibank service in Toukley, NSW.

Mr Pyne, from 174 petitioners, praying that the recommendations of the Prices Surveillance Authority be effected to allow parallel importing of compact discs to reduce costs to consumers.

Mr S. F. Smith, from 27 petitioners, praying that a classification system be applied to all audio tapes and compact discs and that certain items be restricted from sale to minors.

Mr Wakelin, from 91 petitioners, praying that certain Austudy payments be increased in line with other Commonwealth payments.

Mr Wakelin, from 37 residents of rural areas of South Australia, praying that access to mobile phone networks be provided to rural areas of South Australia.

Petitions received.

14 GRIEVANCE DEBATE

Pursuant to the provisions of standing order 106, the order of the day having been read—

Question proposed—That grievances be noted.

Debate ensued.

It being 5.30 p.m., the debate was interrupted in accordance with the resolution agreed to this day.

Question—That grievances be noted—put and passed.

15 MAIN COMMITTEE—DAY OF NEXT MEETING

The Second Deputy Speaker reported that the Deputy Speaker had fixed Tuesday, 28 November 1995, at 1 p.m., for the next meeting of the Main Committee.

16 MATTERS REFERRED TO MAIN COMMITTEE

Mr McLeay (Chief Government Whip), by leave, moved—That:

- (1) the following bills be referred to the Main Committee for consideration:

Transport Legislation Amendment (No. 3) 1995; and

Family Law Reform (Consequential Amendments) 1995; and

- (2) the following orders of the day, committee and delegation reports, be referred to the Main Committee for debate:

Transport, Communications and Infrastructure—Standing Committee—Final report on the efficiency of the interface between seaports and land transport—Motion to take note of paper: Resumption of debate;

Transport, Communications and Infrastructure—Standing Committee—Report on review of the Auditor-General's audit report: Is Australia ready to respond to a major oil spill?: Australian Maritime Safety Authority—Motion to take note of paper: Resumption of debate;

Foreign Affairs, Defence and Trade—Joint Standing Committee—Report—Australia's relations with Thailand—Motion to take note of paper: Resumption of debate;

Foreign Affairs, Defence and Trade—Joint Standing Committee—Report on provision of academic studies and professional military education to officer cadets and officers of the Australian Defence Force—Motion to take note of paper: Resumption of debate; and

Foreign Affairs, Defence and Trade—Joint Standing Committee—Report on lack of progress towards democracy in Myanmar—Motion to take note of paper: Resumption of debate.

Question—put and passed.

17 POSTPONEMENT OF ORDERS OF THE DAY

Ordered—That orders of the day Nos. 2 to 10, government business, be postponed until a later hour this day.

18 TAXATION LAWS AMENDMENT (FBT COST OF COMPLIANCE) BILL 1995—SENATE'S AMENDMENTS

The order of the day having been read for the consideration of the amendments made by the Senate, viz.:

SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE

No. 1—Schedule 1, page 3, item 1, after proposed section 37AA insert the following section:

Employee contributions to be excluded

“ 37AAA. For the purposes of this Division any reference to expenses or expenditure in relation to meal entertainment or meal entertainment benefits excludes any contribution from an employee or an associate of an employee that is not subject to reimbursement by the employer.”

No. 2—Schedule 1, page 9, item 6, proposed subsection 51AEA(1), after “If a” insert “meal entertainment fringe benefit arises for a taxpayer for an FBT year and the”.

No. 3—Schedule 1, page 9, item 6, proposed subsection 51AEA(1), omit “for an FBT year”, substitute “for the FBT year”.

No. 4—Schedule 2, pages 11 to 18, omit the Schedule.

No. 5—Schedule 3, page 19, item 1, omit the item, substitute the following item:

“1. Paragraph 39A(a):

Add at the end:

‘and (iii) the lowest fee charged by the operator of any such commercial parking station in the ordinary course of business to members of the public for all-day parking on the first business day of the FBT year is more than the car parking threshold;’.”

No. 6—Schedule 3, page 19, after item (1) insert the following item:

“1A. Section 39A:

Add at the end:

‘(2) For the purposes of this section:

(a) the carparking threshold for the FBT year beginning on 1 April 1995 is \$5.00; and

- (b) for later years the carparking threshold is the threshold for the previous FBT year as adjusted on the first business day of the later FBT year by a factor equivalent to the movement in the preceding twelve months in the All Groups Consumer Price Index number (being the weighted average of the 8 capital cities) published by the Australian Statistician.

‘(3) Subject to subsection (4), if at any time, whether before or after the commencement of this Act, the Australian Statistician has published or publishes an index number in respect of a quarter in substitution for an index number previously published by the Australian Statistician in respect of that quarter, the publication of the later index number is to be disregarded for the purposes of this section.

‘(4) If at any time, whether before or after the commencement of this section, the Australian Statistician has changed or changes the reference base for the Consumer Price Index, then, for the purposes of the application of this section after the change, regard is to be had only to the index numbers published in terms of the new reference base.’.

No. 7—Schedule 3, page 21, item 4, proposed subsection 39FA(4), formula, omit the formula, substitute the following formula:

$$\text{“Daily rate amount} \times \frac{\text{Number of days in availability}}{\text{periods in relation to the space}} \times 228\text{”}.$$

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No. 8—Schedule 3, page 23, item 4, proposed section 39FC, omit the section, substitute the following section:

Meaning of *daily rate amount*

“39FC. The *daily rate amount* for a space is the amount that would be worked out using whichever of the following methods that the taxpayer chooses:

- (a) the commercial parking station method;
- (b) the market value method;
- (c) the average cost method;

as the taxable value of the car parking fringe benefit for the space, if there were no recipients contribution.”.

No. 9—Schedule 4, page 44, item 2, proposed paragraph 58Z(1)(b), omit the paragraph, substitute the following paragraph:

“(b) commences between 7.00 p.m. and 7.00 a.m.”—

On the motion of Mr Snowdon (Parliamentary Secretary to the Minister for Employment, Education and Training), the amendments were agreed to.

19 TAXATION LAWS AMENDMENT BILL (NO. 3) 1995—SENATE’S AMENDMENT

The order of the day having been read for the consideration of the amendment made by the Senate, viz.:

SCHEDULE OF THE AMENDMENT MADE BY THE SENATE

Schedule 1, page 7, item 20, omit “ending”, substitute “commencing”—

On the motion of Mr Snowdon (Parliamentary Secretary to the Minister for Employment, Education and Training), the amendment was agreed to.

20 CORPORATIONS AND SECURITIES—PARLIAMENTARY JOINT COMMITTEE—STATEMENTS BY MEMBERS

Mr S. F. Smith (Chairman), by leave, made a statement concerning the work of the Parliamentary Joint Committee on Corporations and Securities.

Mr Sinclair, by leave, also made a statement in connection with the matter.

21 NATIVE TITLE AND THE ABORIGINAL AND TORRES STRAIT ISLANDER LAND FUND—PARLIAMENTARY JOINT COMMITTEE—REPORT—STATEMENT BY MEMBER

Mr Quick presented the following paper:

Native Title and the Aboriginal and Torres Strait Islander Land Fund—Parliamentary Joint Committee—Third report—Committee exchange with New Zealand, August 1995—Report, November 1995.

Ordered to be printed.

Mr Quick, by leave, made a statement in connection with the report.

22 APPROPRIATION BILL (NO. 3) 1995-96

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.

23 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 Deputy Speaker adjourned the House until tomorrow at 12.30 p.m.

PAPERS

The following papers were deemed to have been presented on 27 November 1995:

Australian Bureau of Statistics Act—Australian Bureau of Statistics—Proposals 1995 Nos. 28, 29, 30, 31.

Christmas Island Act—Casino Control Ordinance—Appointment of Deputy Casino Controller, 16 November 1995.

Civil Aviation Act—Civil Aviation Regulations—

Civil Aviation Orders—

Exemptions Nos. 91/FRS/103/1995, 92/FRS/104/1995.

Parts—

105—Amendments 1995, 31(2) October, 7, 8(2), 9, 10(2), 15(2), 16(3), 17(4), 22(11) November.

107—Amendment 24 November 1995.

Classification (Publications, Films and Computer Games) Act—

Guidelines for the classification of—

Computer games, 20 November 1995.

Films and videotapes, 20 November 1995.

Printed matter, 20 November, 1995.

National classification code (Amendment) (No. 1).

Defence Act—Determinations under section 58B 1995 Nos. 31, 32, 33.

Parliament Act—Parliamentary Zone—Proposal to install additional lighting in the car parks adjacent to the Treasury building.

Public Service Act—Determinations 1995 Nos. 147, LES 32, LES 34, LES 35.

Veterans' Entitlements Act—Instruments 1995 Nos. 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391.

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Fischer, Mr Georgiou, Mr Jull*, Mr Lavarch and Mr McArthur.

* On leave

L. M. BARLIN

Clerk of the House of Representatives