

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 27

WEDNESDAY, 10 MAY 1978

- 1 The House met, at 10 a.m., pursuant to adjournment. Mr Speaker (the Right Honourable Sir Billy Snedden) took the Chair, and read Prayers.
- 2 **DEATH OF FORMER SENATOR (THE HONOURABLE SIR DENHAM HENTY):** Mr Fraser (Prime Minister) referred to the death of the Honourable Sir Denham Henty, and moved—That this House expresses its deep regret at the death, on 9 May, of the Honourable Sir Denham Henty, K.B.E., a Senator for Tasmania from 1950 to 1968 and a Minister of the Crown from 1956 to 1968; places on record its deep appreciation of his long and meritorious public service and tenders its sympathy to his family in their bereavement.
And Mr Hayden (Leader of the Opposition) having seconded the motion, and Mr Sinclair (Deputy Leader of the National Country Party of Australia) and other honourable Members having addressed the House in support thereof, and all Members present having risen, in silence—
Question—passed.
- 3 **DEATH OF MR ALDO MORO:** Mr Fraser (Prime Minister), by leave, referred to the murder by terrorists of Mr Aldo Moro, a former Prime Minister of Italy, and associated the House with expressions of sympathy to the people and Government of Italy and members of Mr Moro's family.
Mr Hayden (Leader of the Opposition), by leave, supported the remarks of the Prime Minister.
- 4 **PETITIONS:** The Clerk announced that the following Members had each lodged petitions for presentation, viz.:
 - Mr Baume, Mr L. K. Johnson and Mr Johnston—from certain citizens praying that item 6469 be removed from the standard medical benefits table.
 - Dr Klugman, Mr Morris and Mr Sainsbury—from certain citizens praying for the establishment of a fund whereby loans can be made to means tested pensioners for the necessary maintenance of their homes.
 - Mr Giles—from certain citizens praying for the protection of Australian grape growers by reducing excise duty on brandy produced in Australia, reducing the quantity of brandy imported and abolishing sales tax on brandy.
 - Mr Jarman—from certain members and ex-members of the citizens forces of Australia praying for the resumption of the award of several distinctive reserve forces decorations and medals for long service and good conduct.
 - Sir William McMahon—from certain citizens praying that the use of retrospectivity in the Income Tax Assessment Amendment Bill 1978 be rejected.
 - Mr Sinclair—from certain citizens praying that public funding of pre-term or abortion clinics be withdrawn and the provisions on abortion in the report of the Royal Commission on Human Relationships be rejected.
 - Mr Wilson—from certain citizens praying for the initiation of a national family policy and the use of the concept of family impact statements as a means of highlighting family needs.

Petitions received.

5 QUESTIONS: Questions without notice were asked.

6 MESSAGE FROM THE SENATE: A message from the Senate was reported returning the following Bill without amendment:

9 May 1978—Message No. 28—Softwood Forestry Agreements 1978.

7 INTER-PARLIAMENTARY UNION—SOFIA CONFERENCE, 1977—REPORT OF AUSTRALIAN DELEGATION—STATEMENTS BY MEMBERS: Dr Jenkins, by leave, presented the following paper:

Inter-Parliamentary Union—64th Conference, Sofia, Bulgaria, 21–30 September 1977—Report of the Australian Delegation.

Ordered to be printed.

Dr Jenkins, Mr McLean, Mr Fry and Mr Lusher, by leave, made statements in connection with the report.

8 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—AURUKUN AND MORNINGTON ISLAND PEOPLE: Mr Speaker informed the House that Mr Hayden (Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The failure of the Government to honour their expressed obligations to the people of Aurukun and Mornington Island”.

The proposed discussion having received the necessary support—

Mr Hayden addressed the House.

Discussion ensued.

Mr McLeay (Minister for Construction) moved—That the business of the day be called on.

Question—put.

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

AYES, 68

Mr Adermann	Mr Dobie	Mr Johnston	Mr I. L. Robinson
Mr Aldred	Mr Drummond	Mr Jull	Mr Ruddock
Mr Baillieu	Dr Edwards	Mr Katter	Mr Shack
Mr Baume	Mr Ellicott	Mr Lloyd	Mr Shipton
Mr Birney	Mr Falconer	Mr Lusher	Mr Short
Mr Bouchier	Mr Fife	Mr Lynch	Mr Simon
Mr Braithwaite	Mr Fisher	Mr MacKellar	Mr Sinclair
Mr N. A. Brown	Mr Giles	Mr MacKenzie	Mr Staley
Mr Burns	Mr Gillard	Mr McLean	Mr Street
Mr Burr	Mr Goodluck	Mr McLeay	Mr Thomson
Mr Cadman	Mr Graham	Mr McVeigh	Mr Wilson
Mr Cairns	Mr Groom	Mr Macphee	Mr Yates
Mr E. C. Cameron	Mr Haslem	Mr Moore	
Mr Carlton	Mr Hodgman	Mr Neil	
Mr Chapman	Mr Howard	Mr Nixon	
Mr Connolly	Mr Hunt	Mr O'Keefe	<i>Tellers:</i>
Mr Cotter	Mr Hyde	Mr Porter	Mr Corbett
Mr Dean	Mr Jarman	Mr E. L. Robinson	Mr Hodges

NOES, 30

Mr Armitage	Dr Everingham	Mr B. O. Jones	Mr Wallis
Dr Blewett	Mr FitzPatrick	Mr C. K. Jones	Mr West
Mr Bowen	Mr Fry	Dr Klugman	Mr Willis
Mr J. J. Brown	Mr Holding	Mr Martin	Mr Young
Mr Bryant	Mr Howe	Mr Morris	
Dr Cass	Mr Innes	Mr Scholes	<i>Tellers:</i>
Mr Cohen	Mr Jacobi	Mr Stewart	Mr L. R. Johnson
Mr Dawkins	Dr Jenkins	Mr Uren	Mr J. L. McMahon

And so it was resolved in the affirmative.

9 PIG SLAUGHTER LEVY AMENDMENT BILL 1978: Mr Sinclair (Minister for Primary Industry) presented a Bill for an Act to amend the *Pig Slaughter Levy Act 1971*.
Bill read a first time.

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

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

- 10 PUBLIC SERVICE ARBITRATION AMENDMENT BILL 1978: Mr Street (Minister for Employment and Industrial Relations), pursuant to notice, presented a Bill for an Act to amend the *Public Service Arbitration Act 1920*.

Bill read a first time.

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

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

- 11 MESSAGE FROM THE GOVERNOR-GENERAL, PROPOSED EXPENDITURE FOR SERVICE OF THE YEAR, 1978–79—INTERIM PROVISION—SUPPLY BILL (No. 1) 1978–79: Message No. 26, dated 9 May 1978, from His Excellency the Governor-General was announced—

- (a) transmitting to the House of Representatives particulars of proposed additional expenditure from the Consolidated Revenue Fund for the service of the year ending on 30 June 1979, for which interim provision is necessary and recommending an appropriation of the Consolidated Revenue Fund accordingly; and
- (b) recommending to the House of Representatives an appropriation of the Consolidated Revenue Fund for the service of the year ending on 30 June 1979, for the payment of such increases in salaries and wages and payments in the nature of salary, for which provision is made in the attached particulars of proposed expenditure as have become payable or become payable, or have commenced or commence to be paid, during that year in accordance with any law, or in accordance with an award, order or determination made under a law.

Mr Howard (Acting Minister for Finance) presented a Bill for an Act to make interim provision for the appropriation of moneys out of the Consolidated Revenue Fund for the service of the year ending on 30 June 1979.

Bill read a first time.

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

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

- 12 MESSAGE FROM THE GOVERNOR-GENERAL, CERTAIN PROPOSED EXPENDITURE, 1978–79—INTERIM PROVISION—SUPPLY BILL (No. 2) 1978–79: Message No. 27, dated 9 May 1978, from His Excellency the Governor-General was announced transmitting to the House of Representatives particulars of certain proposed expenditure from the Consolidated Revenue Fund in respect of the year ending on 30 June 1979, for which interim provision is necessary and recommending an appropriation of the Consolidated Revenue Fund accordingly.

Mr Howard (Acting Minister for Finance) presented a Bill for an Act to make interim provision for the appropriation of moneys out of the Consolidated Revenue Fund for certain expenditure in respect of the year ending on 30 June 1979.

Bill read a first time.

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

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

- 13 CUSTOMS TARIFF AMENDMENT BILL (No. 2) 1978: Mr Fife (Minister for Business and Consumer Affairs) presented a Bill for an Act relating to duties of Customs.

Bill read a first time.

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

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

- 14 HOUSING ASSISTANCE BILL 1978: Mr Groom (Minister for Environment, Housing and Community Development), pursuant to notice, presented a Bill for an Act relating to financial assistance to the States for the purpose of housing.

Bill read a first time.

- Mr Groom moved—That the Bill be now read a second time.
 Debate adjourned (Mr Uren), and the resumption of the debate made an order of the day for the next sitting.
- 1 ESTATE DUTY ASSESSMENT AMENDMENT BILL 1978: 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 Willis, viz.*—That all words after “That” be omitted with a view to substituting the following words: “the Bill be withdrawn until such time as an alternative form of tax on capital is introduced”—
 Debate resumed.
 Amendment negatived.
 Question—That the Bill be now read a second time—put and passed—Bill read a second time.
 Leave granted for third reading to be moved forthwith.
 On the motion of Mr Macphee (Minister for Productivity), the Bill was read a third time.
- 16 ESTATE DUTY AMENDMENT BILL 1978: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
 Question—put and passed—Bill read a second time.
 Leave granted for third reading to be moved forthwith.
 On the motion of Mr Macphee (Minister for Productivity), the Bill was read a third time.
- 17 GIFT DUTY ASSESSMENT AMENDMENT BILL 1978: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
 Question—put and passed—Bill read a second time.
 Leave granted for third reading to be moved forthwith.
 On the motion of Mr Macphee (Minister for Productivity), the Bill was read a third time.
- 18 GIFT DUTY AMENDMENT BILL 1978: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
 Question—put and passed—Bill read a second time.
 Leave granted for third reading to be moved forthwith.
 On the motion of Mr Macphee (Minister for Productivity), the Bill was read a third time.
- 19 BROADCASTING STATIONS LICENCE FEES AMENDMENT BILL 1978: 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 Staley (Minister for Post and Telecommunications), the Bill was read a third time.
- 20 TELEVISION STATIONS LICENCE FEES AMENDMENT BILL 1978: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
 Question—put and passed—Bill read a second time.
 Leave granted for third reading to be moved forthwith.
 On the motion of Mr Staley (Minister for Post and Telecommunications), the Bill was read a third time.
- 21 BROADCASTING AND TELEVISION AMENDMENT BILL 1978: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—
 Question—put and passed—Bill read a second time.
 Leave granted for third reading to be moved forthwith.
 On the motion of Mr Staley (Minister for Post and Telecommunications), the Bill was read a third time.

- 22 STATES GRANTS (SCHOOLS ASSISTANCE) AMENDMENT BILL 1978: 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. 28, dated 12 April 1978, from His Excellency the Governor-General was announced recommending an appropriation of revenue and moneys for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Newman (Minister for National Development), the Bill was read a third time.

- 23 STATES GRANTS (TERTIARY EDUCATION ASSISTANCE) AMENDMENT BILL 1978: 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. 29, dated 12 April 1978, from His Excellency the Governor-General was announced recommending an appropriation of revenue and moneys for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Newman (Minister for National Development), the Bill was read a third time.

- 24 MESSAGE FROM THE SENATE: A message from the Senate was reported returning the following Bill without amendment:

10 May 1978—Message No. 29—Aboriginal Land Rights (Northern Territory) Amendment 1978.

- 25 WOOL INDUSTRY AMENDMENT BILL 1978: 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 Keating who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not opposing the Bill the House calls upon the Government to present to Parliament and the industry a paper on the advisability of establishing a revolving market support fund”.

Debate continued.

Question—That the words proposed to be omitted stand part of the question—put.

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

AYES, 56

Mr Adermann	Dr Edwards	Mr Lusher	Mr Sainsbury
Mr Aldred	Mr Ellicott	Mr Lynch	Mr Shack
Mr Baillieu	Mr Falconer	Mr MacKellar	Mr Shipton
Mr Baume	Mr Fisher	Mr McLean	Mr Simon
Mr Birney	Mr Giles	Mr McLeay	Mr Staley
Mr N. A. Brown	Mr Groom	Sir William McMahon	Mr Street
Mr Burns	Mr Haslem	Mr Macphee	Mr Thomson
Mr Burr	Mr Hodgman	Mr Moore	Mr Wilson
Mr Cairns	Mr Howard	Mr Neil	Mr Yates
Mr E. C. Cameron	Mr Hunt	Mr Newman	
Mr Carlton	Mr Hyde	Mr Nixon	
Mr Chapman	Mr Johnston	Mr O’Keefe	
Mr Cotter	Mr Jull	Mr Porter	<i>Tellers:</i>
Mr Dobie	Mr Killen	Mr E. L. Robinson	Mr Corbett
Mr Drummond	Mr Lloyd	Mr Ruddock	Mr Hodges

NOES, 30

Mr Armitage	Mr Holding	Mr C. K. Jones	Mr Wallis
Dr Blewett	Mr Howe	Mr Keating	Mr West
Mr Bowen	Mr Hurford	Dr Klugman	Mr Willis
Mr Bryant	Mr Innes	Mr Martin	Mr Young
Mr Cohen	Mr Jacobi	Mr Morris	
Mr Dawkins	Mr James	Mr Scholes	<i>Tellers:</i>
Dr Everingham	Dr Jenkins	Mr Stewart	Mr L. R. Hodgson
Mr FitzPatrick	Mr B. O. Jones	Mr Uren	Mr J. L. McMahon

And so it was resolved in the affirmative.

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

Leave granted for third reading to be moved forthwith.

On the motion of Mr Adermann (Minister Assisting the Minister for Primary Industry), the Bill was read a third time.

- 26 WOOL TAX AMENDMENT BILLS (NOS. 1 TO 5) 1978: The order of the day having been read for the resumption of the debate on the question—That the Bills be now read a second time—

Question—put and passed—Bills together read a second time.

Leave granted for third readings to be moved forthwith.

On the motion of Mr Adermann (Minister Assisting the Minister for Primary Industry), the Bills were together read a third time.

- 27 STATES (PERSONAL INCOME TAX SHARING) AMENDMENT BILL 1978: 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 Willis who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not opposing the passage of the Bill, the House (a) rejects the new federalism on which the Bill is based and (b) notes the failure of the 1976 formula for determining the level of financial assistance to the States and directs attention to the likely failure of the new formula”.

Debate continued.

Question—That the words proposed to be omitted stand part of the question—put.

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

AYES, 60

Mr Adermann	Dr Edwards	Mr Lloyd	Mr Ruddock
Mr Aldred	Mr Ellicott	Mr Lucock	Mr Sainsbury
Mr Baillieu	Mr Falconer	Mr Lusher	Mr Shack
Mr Baume	Mr Fisher	Mr Lynch	Mr Shipton
Mr Birney	Mr Giles	Mr MacKellar	Mr Simon
Mr N. A. Brown	Mr Graham	Mr MacKenzie	Mr Staley
Mr Burns	Mr Groom	Mr McLean	Mr Street
Mr Burr	Mr Haslem	Mr McLeay	Mr Thomson
Mr Cadman	Mr Hodgman	Sir William McMahon	Mr Wilson
Mr Cairns	Mr Howard	Mr Macphee	Mr Yates
Mr E. C. Cameron	Mr Hunt	Mr Moore	
Mr Carlton	Mr Hyde	Mr Neil	
Mr Chapman	Mr Johnston	Mr Newman	
Mr Cotter	Mr Jull	Mr Nixon	<i>Tellers:</i>
Mr Dobie	Mr Katter	Mr Porter	Mr Corbett
Mr Drummond	Mr Killen	Mr E. L. Robinson	Mr Hodges

NOES, 29

Mr Armitage	Mr Holding	Mr C. K. Jones	Mr West
Dr Blewett	Mr Howe	Dr Klugman	Mr Willis
Mr J. J. Brown	Mr Hurford	Mr Martin	Mr Young
Mr Bryant	Mr Innes	Mr Morris	
Mr Cohen	Mr Jacobi	Mr Scholes	
Mr Dawkins	Mr James	Mr Stewart	<i>Tellers:</i>
Dr Everingham	Dr Jenkins	Mr Uren	Mr L. R. Johnson
Mr FitzPatrick	Mr B. O. Jones	Mr Wallis	Mr J. L. McMahon

And so it was resolved in the affirmative.

Adjournment negatived: It being past 10.30 p.m.—The question was proposed—That the House do now adjourn.

Mr Howard (Treasurer) requiring the question to be put forthwith without debate—

Question—put and negatived.

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

Message from the Governor-General: Message No. 30, dated 4 May 1978, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Howard, the Bill was read a third time.

28 COMMONWEALTH GRANTS COMMISSION AMENDMENT BILL 1978: The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

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

Leave granted for third reading to be moved forthwith.

On the motion of Mr Howard (Treasurer), the Bill was read a third time.

29 ADJOURNMENT: Mr Howard (Treasurer) moved—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 11 p.m.—Mr Deputy Speaker adjourned the House until tomorrow at 10 a.m.

PAPERS: The following papers were deemed to have been presented on 10 May 1978, pursuant to statute:

Air Force Act—Regulations—Statutory Rules 1978, No. 71.

Compensation (Commonwealth Government Employees) Act—Regulations—Statutory Rules 1978, No. 72.

Defence Act—Regulations—Statutory Rules 1978, No. 69.

Defence Act, Naval Defence Act and Air Force Act—Regulation—Statutory Rules 1978, No. 68.

National Health Act—Regulations—Statutory Rules 1978, No. 66.

Naval Defence Act—Regulation—Statutory Rules 1978, No. 70.

Nursing Homes Assistance Act—Regulations—Statutory Rules 1978, No. 67.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Anthony, Mr Bradfield, Mr Calder, Mr D. M. Cameron, Mr Garland, Mr L. K. Johnson, Mr P. F. Johnson, Mr Martyr, Mr Viner and Mr Whitlam.

J. A. PETTIFER,
Clerk of the House of Representatives