

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 179

THURSDAY, 21 AUGUST 1980

1 The House met, at 10.30 a.m., pursuant to adjournment. Mr Speaker (the Right Honourable Sir Billy Snedden) took the Chair, and read Prayers.

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

Mr Baillieu, Dr Cass, Mr Chapman, Mr Drummond, Mr Ellicott, Mr Giles, Mr B. O. Jones, Mr Lloyd, Mr Lynch, Mr Martyr and Mr Yates—from certain citizens praying that funding of the Preston Institute of Technology Chiropractic Program be no longer delayed.

Mr Short—from certain electors of the Electoral Division of Ballarat in the same terms.

Mr Burns, Mr Ellicott, Mr Holding and Mr Morris—from certain citizens praying that pensions and benefits be increased and adjusted quarterly and that greater taxation relief be given to pensioners and others on low incomes.

Mr Dawkins and Mr Morris—from certain citizens praying that any proposal to legislate for the establishment of plant breeders' rights in Australia be rejected.

Mr Holding and Mr James—from certain citizens praying that a treaty be negotiated between the Aboriginal people of Australia and the Commonwealth.

Dr Jenkins and Mr Martyr—from certain citizens praying that the National Women's Advisory Council be abolished.

Mr Humphreys—from certain citizens praying that legislation be introduced to require labelling of perfumes, cosmetics and toilet preparations to indicate any use of animal ingredients during manufacture.

Mr Humphreys—from certain citizens praying that recognition be given to the rights of Australian workers in the textile, clothing and footwear industries and that the proposed tariff experiments of the Industries Assistance Commission in these industries be rejected.

Mr Humphreys—from certain citizens praying that the decision to close the Rosemount Repatriation Hospital, Qld, be reversed.

Mr C. K. Jones—from certain citizens praying that the funding of women's health centres and rape crisis centres be increased.

Mr C. K. Jones—from certain citizens praying that steps be taken to allow child-care expenses as a deductible item from taxpayers' assessable income.

Mr Morris—from certain citizens praying that certain religious organisations be investigated with a view to introducing appropriate legislation to restrict their activities.

Mr Morris—from certain citizens praying that a system of double income tax on personal incomes not be introduced.

Petitions received.

3 QUESTIONS: Questions without notice being asked—

Distinguished visitor: Mr Speaker informed the House that the Honourable John Naupa, Minister for Transport and Communications in the Government of Vanuatu, was present in the gallery.

Questions without notice continued.

4 PARLIAMENTARY INFORMATION STUDY—REPORT—STATEMENT BY MR SPEAKER: Mr Speaker presented the following paper:

Planning and design study for the information systems and information services of the Parliament—Report (Volume 1), dated May 1980.

Mr Speaker made a statement in connection with the report.

5 PAPERS: The following papers were presented:

By command of His Excellency the Governor-General:

Employment prospects by industry and occupation—A labour market analysis—Report by Department of Employment and Youth Affairs—July 1980.

Industries Assistance Commission—Reports—

Asbestos, dated 30 October 1979.

Coated paper for use in the production of carbonless copying paper (By-law), dated 17 July 1980.

Polymeric plasticisers and certain polyester polyols, dated 5 May 1980.

National Committee on Discrimination in Employment and Occupation—6th Annual Report, for year 1978–79.

National Training Council—6th Annual Report, for 1979.

Petroleum Retailing Industry—Price discrimination—Report by the Trade Practices Commission, for period October 1979—May 1980.

Pursuant to statute:

Export Market Development Grants Act and Export Expansion Grants Act—Export Development Grants Board—5th Annual Report, for year 1979–80.

Schools Commission Act—Schools Commission—Triennium 1979–81—Report for 1981.

Tertiary Education Commission Act—Tertiary Education Commission—Triennium 1979–81—Report—Volume 4—Recommendations for 1981.

6 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.

Suspension of standing orders—Extended time for Grievance debate: Mr Ellicott (Minister for Home Affairs), by leave, moved—That so much of the standing orders be suspended as would prevent the consideration of order of the day No. 1, government business (Grievance debate), being continued until 1 p.m.

Question—put and passed.

Debate continued.

It being 1 p.m., the debate was interrupted.

Question—That grievances be noted—put and passed.

7 SUSPENSION OF STANDING ORDERS MOVED: Mr West moved—That so much of the standing orders be suspended as would prevent the honourable Member for Cunningham (Mr West) moving—That the House of Representatives Standing Committee on Aboriginal Affairs be requested, pursuant to sub-paragraph 1 (b) (i) of its terms of reference, to urgently report to the House on what Federal action is required to terminate the rising racial tension and confrontation in Western Australia which is resulting from the determination of the Court State Government to enforce oil drilling on Aboriginal sacred sites at Noonkanbah.

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

Question—put.

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

AYES, 72

Mr Adermann	Mr Carlton	Mr Hunt	Mr Neil
Mr Aldred	Mr Chapman	Mr Hyde	Mr Newman
Mr Anthony	Mr Corbett*	Mr P. F. Johnson	Mr Nixon
Mr Baillieu	Mr Cotter	Mr Johnston	Mr O'Keefe
Mr Baume	Mr Dean	Mr Jull	Mr Peacock
Mr Birney	Mr Drummond	Mr Katter	Mr Porter
Mr Bouchier	Dr Edwards	Mr Killen	Mr Ruddock
Mr Bradfield	Mr Ellicott	Mr Lloyd	Mr Sainsbury
Mr Braithwaite	Mr Fife	Mr Lucock	Mr Shack
Mr N. A. Brown	Mr Fisher	Mr Lynch	Mr Shipton
Mr Bungey	Mr Giles	Mr MacKellar	Mr Simon
Mr Burns	Mr Gillard	Mr MacKenzie	Mr Sinclair
Mr Burr	Mr Goodluck	Mr McLean	Mr Staley
Mr Cadman	Mr Graham	Mr J. E. McLeay	Mr Street
Mr Cairns	Mr Groom	Sir William McMahon	Mr Thomson
Mr Calder	Mr Haslem	Mr McVeigh	Mr Viner
Mr D. M. Cameron	Mr Hodges*	Mr Macphee	Mr Wilson
Mr E. C. Cameron	Mr Hodgman	Mr Moore	Mr Yates

NOES, 26

Mr Armitage	Mr Dawkins	Mr L. K. Johnson*	Mr Scholes
Dr Blewett	Dr Everingham	Mr L. R. Johnson*	Mr Uren
Mr Bowen	Mr Fry	Mr C. K. Jones	Mr Wallis
Mr J. J. Brown	Mr Holding	Mr Kerin	Mr West
Mr Bryant	Mr Humphreys	Dr Klugman	Mr Willis
Dr Cass	Mr Hurford	Mr J. L. McMahon	
Mr Cohen	Mr James	Mr Morris	

* Tellers

And so it was resolved in the affirmative.

Mr Holding (seconded) addressing the House—

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

Question—put.

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

AYES, 73

Mr Adermann	Mr Chapman	Mr P. F. Johnson	Mr Nixon
Mr Aldred	Mr Corbett*	Mr Johnston	Mr O'Keefe
Mr Anthony	Mr Cotter	Mr Jull	Mr Peacock
Mr Baillieu	Mr Dean	Mr Katter	Mr Porter
Mr Baume	Mr Drummond	Mr Killen	Mr Ruddock
Mr Birney	Dr Edwards	Mr Lloyd	Mr Sainsbury
Mr Bouchier	Mr Ellicott	Mr Lucock	Mr Shack
Mr Bradfield	Mr Fife	Mr Lynch	Mr Shipton
Mr Braithwaite	Mr Fisher	Mr MacKellar	Mr Simon
Mr N. A. Brown	Mr Giles	Mr MacKenzie	Mr Sinclair
Mr Bungey	Mr Gillard	Mr McLean	Mr Staley
Mr Burns	Mr Goodluck	Mr J. E. McLeay	Mr Street
Mr Burr	Mr Graham	Sir William McMahon	Mr Thomson
Mr Cadman	Mr Groom	Mr McVeigh	Mr Viner
Mr Cairns	Mr Haslem	Mr Macphee	Mr Wilson
Mr Calder	Mr Hodges*	Mr Martyr	Mr Yates
Mr D. M. Cameron	Mr Hodgman	Mr Moore	
Mr E. C. Cameron	Mr Hunt	Mr Neil	
Mr Carlton	Mr Hyde	Mr Newman	

NOES, 26

Mr Armitage	Mr Dawkins	Mr L. K. Johnson*	Mr Scholes
Dr Blewett	Dr Everingham	Mr L. R. Johnson*	Mr Uren
Mr Bowen	Mr Fry	Mr C. K. Jones	Mr Wallis
Mr J. J. Brown	Mr Holding	Mr Keating	Mr West
Mr Bryant	Mr Humphreys	Dr Klugman	Mr Willis
Dr Cass	Mr Hurford	Mr J. L. McMahon	
Mr Cohen	Mr James	Mr Morris	

* Tellers

And so it was resolved in the affirmative.

Question—That the motion for the suspension of the standing orders be agreed to—put.
The House divided (the Deputy Speaker, Mr Millar, in the Chair)—

AYES, 29

Mr Armitage	Dr Everingham	Dr Jenkins	Mr Scholes
Dr Blewett	Mr FitzPatrick	Mr L. K. Johnson*	Mr Uren
Mr Bowen	Mr Fry	Mr L. R. Johnson*	Mr Wallis
Mr J. J. Brown	Mr Holding	Mr C. K. Jones	Mr West
Mr Bryant	Mr Howe	Mr Kerin	Mr Willis
Dr Cass	Mr Humphreys	Dr Klugman	
Mr Cohen	Mr Hurford	Mr J. L. McMahon	
Mr Dawkins	Mr James	Mr Morris	

NOES, 74

Mr Adermann	Mr Chapman	Mr Hyde	Mr Neil
Mr Aldred	Mr Corbett*	Mr Jarman	Mr Newman
Mr Anthony	Mr Cotter	Mr P. F. Johnson	Mr Nixon
Mr Baillieu	Mr Dean	Mr Johnston	Mr O'Keefe
Mr Baume	Mr Dobie	Mr Jull	Mr Porter
Mr Birney	Mr Drummond	Mr Katter	Mr Ruddock
Mr Bouchier	Dr Edwards	Mr Killen	Mr Sainsbury
Mr Bradfield	Mr Ellicott	Mr Lloyd	Mr Shack
Mr Braithwaite	Mr Fife	Mr Lucock	Mr Shipton
Mr N. A. Brown	Mr Fisher	Mr Lynch	Mr Simon
Mr Bungey	Mr Giles	Mr MacKellar	Mr Sinclair
Mr Burns	Mr Gillard	Mr MacKenzie	Mr Staley
Mr Burr	Mr Goodluck	Mr McLean	Mr Street
Mr Cadman	Mr Graham	Mr J. E. McLeay	Mr Thomson
Mr Cairns	Mr Groom	Sir William McMahon	Mr Viner
Mr Calder	Mr Haslem	Mr McVeigh	Mr Wilson
Mr D. M. Cameron	Mr Hodges*	Mr Macphee	Mr Yates
Mr E. C. Cameron	Mr Hodgman	Mr Martyr	
Mr Carlton	Mr Hunt	Mr Moore	

* Tellers

And so it was negatived.

- 8 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—PROPOSED AUSTRALIAN HYDROCARBON CORPORATION: Mr Deputy Speaker informed the House that Mr Cairns had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The tragedy for Australia in the event of the formation of the proposed Australian Hydrocarbon Corporation".

The proposed discussion having received the necessary support—
Mr Cairns addressed the House.

Distinguished visitors: Mr Deputy Speaker informed the House that a delegation from the People's Assembly of the Arab Republic of Egypt, led by Dr Soufi Abou Taleb, Speaker of the Assembly, was present in the gallery. On behalf of the House, Mr Deputy Speaker extended to the visitors a warm welcome.

Discussion ensued.
Discussion concluded.

- 9 AUSTRALIAN CAPITAL TERRITORY—JOINT COMMITTEE—REPORT—STATEMENT BY MEMBER: Mr Fry (Deputy Chairman) presented the following report from the Joint Committee on the Australian Capital Territory:

Report on the 70th series of proposed variations of the plan of lay-out of the City of Canberra and its environs, together with copies of extracts from the minutes of proceedings of the committee.

Ordered—That the report be printed.

Mr Fry, by leave, made a statement with reference to the report.

- 10 POSTPONEMENT OF NOTICE: Ordered—That notice No. 1, government business, be postponed until a later hour this day.

- 11 ATOMIC ENERGY AMENDMENT BILL (NO. 2) 1980: Mr Anthony (Minister for Trade and Resources), pursuant to notice, presented a Bill for an Act to amend the *Atomic Energy Act 1953*.
Bill read a first time.
Mr Anthony 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 BARLEY RESEARCH BILL 1980: Mr Nixon (Minister for Primary Industry) presented a Bill for an Act to provide for the collection of levy imposed by the *Barley Research Levy Act 1980* and to establish a Barley Research Trust Account, and for related purposes.
Bill read a first time.
Mr Nixon 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 BARLEY RESEARCH LEVY BILL 1980: Mr Nixon (Minister for Primary Industry) presented a Bill for an Act to impose a levy on certain barley produced in Australia.
Bill read a first time.
Mr Nixon 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 DAIRYING INDUSTRY RESEARCH AND PROMOTION LEVY AMENDMENT BILL 1980: Mr Nixon (Minister for Primary Industry) presented a Bill for an Act to amend the *Dairying Industry Research and Promotion Levy Act 1972*.
Bill read a first time.
Mr Nixon 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.
- 15 AUSTRALIAN MEAT AND LIVE-STOCK CORPORATION AMENDMENT BILL 1980: Mr Nixon (Minister for Primary Industry), pursuant to notice, presented a Bill for an Act to amend the *Australian Meat and Live-stock Corporation Act 1977*.
Bill read a first time.
Mr Nixon 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.
- 16 POSTPONEMENT OF NOTICE: Ordered—That notice No. 4, government business, be postponed until a later hour this day.
- 17 JUDICIAL APPOINTMENT (WESTERN SAMOA) BILL 1980: Mr Viner (Minister representing the Attorney-General), pursuant to notice, presented a Bill for an Act relating to the appointment of the Honourable Robert James Baldwin St John as Chief Justice of the Supreme Court of Western Samoa.
Bill read a first time.
Mr Viner 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.
- 18 POSTPONEMENT OF NOTICE: Ordered—That notice No. 6, government business, be postponed until a later hour this day.
- 19 MINISTERS OF STATE AMENDMENT BILL 1980: Mr J. E. McLeay (Minister for Administrative Services), pursuant to notice, presented a Bill for an Act to amend the *Ministers of State Act 1952*.
Bill read a first time.
Mr J. E. McLeay 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.

- 20 RAILWAY AGREEMENT (ADELAIDE TO CRYSTAL BROOK RAILWAY) BILL 1980: Mr Hunt (Minister for Transport), pursuant to notice, presented a Bill for an Act to approve an agreement between the Commonwealth and South Australia relating to the construction of a railway from Adelaide to Crystal Brook, and for other purposes.

Bill read a first time.

Mr Hunt 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.

- 21 POSTPONEMENT OF NOTICES: Ordered—That notices Nos. 8 and 9, government business, be postponed until a later hour this day.

- 22 AUSTRALIA COUNCIL AMENDMENT BILL 1980: 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.

The House resolved itself into a committee of the whole.

In the committee

Bill, by leave, taken as a whole.

On the motion of Mr Ellicott (Minister for Home Affairs), by leave, the following amendments were made together, after debate:

Amendments—

Clause 6—

Pages 2 and 3, paragraph (f), omit proposed paragraph (e), substitute the following paragraph:

“(e) subject to sub-sections (1) and (3A), such number of other persons who practise or have practised the arts or are otherwise associated with the arts as the Governor-General thinks fit.”;

Page 3, after proposed sub-section (3), insert the following sub-section:

“(3A) In appointing members of the Council referred to in paragraph (2) (e), the Governor-General shall endeavour to ensure that—
 (a) a majority of the members holding office pursuant to that paragraph are persons who practise or have practised the arts; and
 (b) the membership of the Council includes a reasonable balance of persons who practise or have practised the various arts.”.

Clause 9, page 4, line 1, insert “without reasonable excuse” after “fails”.

New clauses—

Page 3, after clause 9, insert the following new clause:

“9A. Section 19 of the Principal Act is repealed and the following section substituted:

Disclosure of interest

‘19. (1) A member of the Council who has a direct or indirect pecuniary interest in a matter being considered or about to be considered by the Council shall, as soon as possible after the relevant facts have come to his knowledge, disclose the nature of his interest at a meeting of the Council.

‘(2) A disclosure under sub-section (1) shall be recorded in the minutes of the meeting of the Council and the member shall not—

- (a) be present during any deliberation of the Council with respect to that matter; or
- (b) take part in any decision of the Council with respect to that matter.’.”.

Page 4, after clause 10, insert the following new clause:

Termination of office

“10A. Section 19F of the Principal Act is amended by inserting in paragraph (e) of sub-section (2) ‘without reasonable excuse’ after ‘fails’.”.

Page 4, after clause 14, insert the following new clause:

Termination of office

“14A. Section 27 of the Principal Act is amended by adding at the end thereof the following sub-section:

‘(2) If a member of a Board fails without reasonable excuse to comply with his obligations under section 19 or 31, the Minister shall terminate the appointment of the member.’”.

Page 5, after clause 15, insert the following new clause:

“15A. Section 31 of the Principal Act is repealed and the following section substituted:

Disclosure of interest

‘31. (1) A member of a Board who has a direct or indirect pecuniary interest in a matter being considered or about to be considered by the Board shall, as soon as possible after the relevant facts have come to his knowledge, disclose the nature of his interest at a meeting of the Board.

‘(2) A disclosure under sub-section (1) shall be recorded in the minutes of the meeting of the Board and the member shall not—

(a) be present during any deliberation of the Board with respect to that matter;

or

(b) take part in any decision of the Board with respect to that matter.’”.

Amendment—

Clause 22, page 6, omit sub-clause (1), substitute the following sub-clause:

“(1) Notwithstanding the amendment made by paragraph 6 (c), a person who—

(a) immediately before the commencement of this section held office as a member of the Australia Council by reason of his being the Chairman of a Board; and

(b) was appointed to be the Chairman of that Board before 1 July 1980, continues to hold office as a member of that Council until the expiration of his period of appointment as the Chairman of that Board unless he earlier ceases to be the Chairman of that Board in accordance with the *Australia Council Act 1975*, as in force from time to time.”.

Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr Millar reported accordingly.

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

23 INTERNATIONAL MONETARY AGREEMENTS (QUOTA INCREASE) BILL 1980: Mr Macphee (Minister Assisting the Treasurer), pursuant to notice, presented a Bill for an Act relating to the International Monetary Fund.

Bill read a first time.

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

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

24 STATES GRANTS (CAPITAL ASSISTANCE) BILL 1980: Mr Macphee (Minister Assisting the Treasurer), pursuant to notice, presented a Bill for an Act to grant financial assistance to the States in connection with expenditure of a capital nature and to authorize the borrowing of certain moneys by the Commonwealth.

Bill read a first time.

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

Debate adjourned (Mr Bowen—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.

25 MESSAGE FROM THE SENATE—ADMINISTRATIVE DECISIONS (JUDICIAL REVIEW) AMENDMENT BILL 1980: Message No. 509, dated 20 August 1980, from the Senate was reported transmitting for the concurrence of the House a Bill for “*An Act to amend the ‘Administrative Decisions (Judicial Review) Act 1977’*”.

Bill read a first time.

Mr Viner (Minister representing the Attorney-General) moved—That the Bill be now read a second time.

Debate, by leave, ensued.

Question—put.

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

AYES, 66

Mr Adermann	Mr Cotter	Mr Jull	Mr O’Keefe
Mr Anthony	Mr Dean	Mr Katter	Mr Porter
Mr Birney	Mr Dobie	Mr Lloyd	Mr I. L. Robinson
Mr Bourchier	Dr Edwards	Mr Lucock	Mr Ruddock
Mr Bradfield	Mr Ellicott	Mr Lusher	Mr Sainsbury
Mr Braithwaite	Mr Fisher	Mr Lynch	Mr Shack
Mr N. A. Brown	Mr Giles	Mr MacKellar	Mr Shipton
Mr Bungey	Mr Gillard	Mr McLean	Mr Simon
Mr Burns	Mr Goodluck	Mr J. E. McLeay	Mr Sinclair
Mr Burr	Mr Graham	Sir William McMahan	Mr Staley
Mr Cairns	Mr Haslem	Mr McVeigh	Mr Street
Mr Calder	Mr Hodges*	Mr Macphee	Mr Thomson
Mr D. M. Cameron	Mr Hodgman	Mr Martyr	Mr Viner
Mr E. C. Cameron	Mr Hunt	Mr Millar	Mr Wilson
Mr Carlton	Mr Hyde	Mr Moore	Mr Yates
Mr Chapman	Mr P. F. Johnson	Mr Newman	
Mr Corbett*	Mr Johnston	Mr Nixon	

NOES, 30

Mr Armitage	Mr FitzPatrick	Mr James	Mr L. J. McMahon
Mr Bowen	Mr Fry	Dr Jenkins	Mr Morris
Mr Bryant	Mr Holding	Mr L. K. Johnson*	Mr Scholes
Mr C. R. Cameron	Mr Howe	Mr L. R. Johnson*	Mr Wallis
Dr Cass	Mr Humphreys	Mr B. O. Jones	Mr West
Mr Cohen	Mr Hurford	Mr C. K. Jones	Mr Willis
Mr Dawkins	Mr Innes	Mr Kerin	
Dr Everingham	Mr Jacobi	Mr L. B. McLeay	

* Tellers

And so it was resolved in the affirmative—Bill read a second time.

Paper: Mr Deputy Speaker, pursuant to statute, presented:

Reserve Bank Act—Reserve Bank of Australia—Report and financial statements, together with the Auditor-General’s Report, for year 1979–80.

The House resolved itself into a committee of the whole.

In the committee

Bill, by leave, taken as a whole.

Mr Bowen (Deputy Leader of the Opposition), by leave, moved the following amendments together:

Schedule—

Schedule 1, page 7, omit paragraphs (h), (j) and (l).

Schedule 2, pages 8 to 10, omit the Schedule.

Debate continued.

Amendments negatived.

Bill agreed to.

Bill to be reported without amendment.

The House resumed; Mr Millar reported accordingly.

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

26 PREFERENCE TO AUSTRALIAN GOODS (COMMONWEALTH AUTHORITIES) BILL 1980: 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.

The House resolved itself into a committee of the whole.

In the committee

Bill, by leave, taken as a whole.

On the motion of Mr J. E. McLeay (Minister for Administrative Services), by leave, the following amendments were made together, after debate:

Amendments—

Clause 10, page 6, omit sub-clause (2), substitute the following sub-clause:

“(2) Where the regulations make provision for the determination of the origin of goods of a particular kind, a reference in this Act (other than this section) to the origin of goods shall, in relation to goods of that kind, be read as a reference to the origin of the goods as determined in accordance with the regulations.”.

Clause 11, page 6, omit sub-clauses (1) and (2), substitute the following sub-clauses:

“(1) Where—

(a) a Commonwealth authority invites tenders for the supply of goods; and
(b) the estimated cost of the goods exceeds such amount as is prescribed, the Commonwealth authority shall require that there be set out in the tender the Australian content of the goods.

“(2) Subject to sub-section (1), where a Commonwealth authority requests tenders or representative quotations for the supply of goods, the Commonwealth authority shall, at its option—

(a) require that there be set out in the tender or quotation the Australian content of the goods; or
(b) require that there be set out in the tender or quotation the origin of the goods.”.

Clause 12, page 6, omit the clause, substitute the following clause:

Method of adjustment of tender price

“12. (1) Where a call for tenders or quotations requires that there be set out in each tender or quotation the Australian content of the goods, the tender price of goods the subject of a tender or quotation submitted in response to that call, being goods having an Australian content, shall be adjusted, for the purposes of section 13, by subtracting from that price an amount equal to 20%, or such other percentage as is prescribed, of the value of the Australian content of the goods, being that value calculated in accordance with the method prescribed in the regulations in force under sub-section 9 (1).

“(2) Where a call for tenders or quotations requires that there be set out in each tender or quotation the origin of the goods, the tender price of goods the subject of a tender or quotation submitted in response to that call, being goods the origin of which is a country other than Australia, shall be adjusted, for the purposes of section 13, by adding to that price an amount equal to 20%, or such other percentage as is prescribed, of that price.”.

Clause 13—

Page 7, line 3, omit “, subject to sub-section (2).”.

Page 7, line 4 omit "regulations in force under", substitute "the provisions of".
Page 7, omit sub-clause (2).

Page 7, line 22, omit "the question which of".

Page 7, line 24, omit "is to be accepted,".

Page 7, line 26, omit "\$50,000", substitute "\$100,000".

Page 8, omit sub-clauses (10) and (11), substitute the following sub-clause:

"(10) In considering a reference under sub-section (6), the Minister shall take into account all the circumstances of the case and may have regard to the national interest and may, by instrument in writing—

- (a) direct the acceptance of that one of the tenders received for the supply of the goods that, in his view, is the appropriate tender;
- (b) direct the Commonwealth authority concerned to inform each of the tenderers that no tender will be accepted; or
- (c) where in the call for tenders the Commonwealth reserves the right to accept separate tenders for each or any item, or any part of an item, to which the call relates—direct the acceptance of 2 or more tenders that, in his view, are the appropriate tenders."

New clause—

Page 8, after clause 13, insert the following new clause:

Section 13 not to apply in relation to certain tenders

"13A. (1) Unless the Minister otherwise directs in a particular case, section 13 does not apply in relation to tenders received for the supply of goods for a Commonwealth authority if the tenders set out the Australian content of the goods concerned and—

- (a) all the percentage figures representing Australian content of goods that are set out in such of those tenders as are suitable tenders are equal; or
- (b) the lowest of those percentage figures is less by not more than 10 than the highest of those percentage figures.

"(2) A Commonwealth authority may refer to the Minister for his direction the question whether a tender should be treated as unsuitable for further consideration, and shall do so in any case where the regulations so provide.

"(3) In this section, 'tender' includes any quotation for the supply of goods."

Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr Millar reported accordingly.

On the motion of Mr J. E. McLeay, by leave, the House adopted the report, and, by leave, the Bill was read a third time.

27 MESSAGE FROM THE SENATE—PARLIAMENT HOUSE—DECLARED STAGES—DESIGN AND SITE PREPARATION: The following message from the Senate was reported:

Mr Speaker,

Message No. 510

The Senate transmits to the House of Representatives the following Resolution which was agreed to by the Senate this day:

That, in accordance with the provisions of section 8 of the *Parliament House Construction Authority Act 1979*, the Senate—

- (a) declares the preparation of a detailed design of Parliament House (including specifications and tender documents) to be a declared stage in the design of Parliament House for the purposes of that section; and
- (b) declares the preparation and excavation of the site of Parliament House to be a declared stage in the construction of Parliament House for the purposes of that section.

C. L. LAUCKE
President

The Senate,
Canberra, 21 August 1980

28 MESSAGE FROM THE SENATE—PARLIAMENT HOUSE—DECLARED STAGES—DESIGN AND SITE PREPARATION—AUTHORIZATION OF COMMENCEMENT OF WORK: The following message from the Senate was reported:

Mr Speaker,

Message No. 511

The Senate transmits to the House of Representatives the following Resolution which was agreed to by the Senate this day: That, for the purpose of sub-section 8 (2) of the *Parliament House Construction Authority Act 1979*, the Senate—

- (a) authorizes the commencement of work on the following declared stage in the design of Parliament House, namely, the preparation of a detailed design of Parliament House (including specifications and tender documents); and
- (b) authorizes the commencement of work on the following declared stage in the construction of Parliament House, namely, the preparation and excavation of the site of Parliament House.

The Senate,
Canberra, 21 August 1980

C. L. LAUCKE
President

29 PAPER: Mr Sinclair (Leader of the House), by command of His Excellency the Governor-General, presented the following paper:

Parliament House—Design competition—Assessors' final report, dated 25 June 1980.

30 PARLIAMENT HOUSE—DECLARED STAGES—DESIGN AND SITE PREPARATION—AUTHORIZATION OF COMMENCEMENT OF WORK: Mr Sinclair (Leader of the House), for Mr Fraser (Prime Minister), pursuant to notice, moved—

- (1) That, for the purpose of sub-section 8 (2) of the *Parliament House Construction Authority Act 1979*, the House of Representatives—
 - (a) authorizes the commencement of work on the following declared stage in the design of Parliament House, namely, the preparation of a detailed design of Parliament House (including specifications and tender documents); and
 - (b) authorizes the commencement of work on the following declared stage in the construction of Parliament House, namely, the preparation and excavation of the site of Parliament House.
- (2) That a message be sent to the Senate acquainting it of the resolution agreed to by the House of Representatives.

Debate ensued.

Mr L. K. Johnson addressing the House—

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

Mr Sinclair requiring the question to be put forthwith without debate—
Question—put and negatived.

Mr L. K. Johnson continued his speech.

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

31 PAPER: Mr Sinclair (Leader of the House), by command of His Excellency the Governor-General, presented the following paper:

Estimates Committees A, B, C and D—Proposed pattern of sittings.

32 ADJOURNMENT: Mr Sinclair (Leader of the House) 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 Tuesday next at 2.15 p.m.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Keating and Mr Martin.

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