

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA
HOUSE OF REPRESENTATIVES
VOTES AND PROCEEDINGS

No. 14

WEDNESDAY, 11 MARCH 1981

1 The House met, at 2.15 p.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 Baume, Mr Bradfield, Mr N. A. Brown, Mr I. M. D. Cameron, Mr Carlton, Mr Cunningham, Mrs Darling, Mr Fisher, Mr Millar, Mr Peacock and Mr Young—from certain citizens praying that the Metric Conversion Act be repealed and the traditional and familiar weights and measures be restored.

Mr Beazley, Mr Charles, Mrs Darling, Mr Duffy, Mr Free, Mr Kent, Mr Mildren and Mr Scott—from certain citizens praying that insulin syringes for diabetics be made available on the National Health Scheme and insulin prescriptions revert to 10 bottles.

Mr Free, Mrs Kelly, Mr J. L. McMahon, Mr Mountford, Mr Scott and Mr Wallis—from certain citizens praying that funding of children's services be restored to at least the real value of funding allocated in the 1975-76 Budget and future allocations be spent in full for the purposes designated.

Mr Bungey, Mr Drummond, Mr Hyde, Mr Shack and Mr Viner—from certain residents of Western Australia praying that steps be taken to formulate an airline policy providing for greater competition so that prices and service are determined by free market forces.

Dr Blewett, Mr Hurford, Mr Jacobi and Mr Young—from certain residents of South Australia praying that the future of the Aboriginal Community College, North Adelaide, S.A., be guaranteed by a permanent source of funding and that certain other actions be taken in relation to its operation.

Mr Scott and Mr Wallis—from certain members of the aboriginal community of South Australia in the same terms as the last preceding petition.

Mr Free—from certain electors of the Electoral Division of Macquarie praying that Telecom Australia be directed to provide an adequate service to subscribers and users in the 047 telephone zone.

Mr Keating—from certain citizens praying that laws be passed to outlaw discrimination in employment and in the provision of unemployment benefits, based upon race, ethnic origin, marital status and sex.

Mr Milton—from certain citizens praying that model railway products and allied modelling equipment be placed in a separate class for customs purposes and be exempt from customs duty.

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

Mr Morris—from certain citizens praying that any proposal to sell Trans Australia Airlines be rejected.

Mr Morris—from certain residents of New South Wales praying that cell therapy be made available in Australia for children suffering from Down's Syndrome.

Mr Sainsbury—from certain citizens praying that requests for export permits covering mineral sand products from Moreton Island, Qld, be refused.

Mr Scholes—from certain employees of the Government Aircraft Factory, Avalon Airfield, Vic., praying that the building of an intractable waste disposal unit in proximity to the Avalon Airfield area not be proceeded with.

Mr Scott—from certain citizens praying that Service Pensions be extended to all merchant seamen who served in theatres of war.

Petitions received.

3 QUESTIONS: Questions without notice were asked.

4 SUSPENSION OF STANDING ORDERS MOVED: Mr Hawke moved—That so much of the standing orders be suspended as would prevent the honourable Member for Wills moving—That this House censures the Minister for Employment and Youth Affairs for deliberately and persistently misleading the House in respect of the possible extension of SAMIN—Statistical and Management Network—in the Commonwealth Employment Service beyond Brisbane on a national basis.

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

Question—put.

The House divided (the Speaker, Sir Billy Snedden, in the Chair)—

AYES, 67

Mr Adermann	Mr Cowan	Mr Hyde	Mr Peacock
Mr Anthony	Mr Dean	Mr Jarman	Mr Porter
Mr Baume	Mr Dobie	Mr Jull	Mr Robinson
Mr Birney	Mr Drummond	Mr Katter	Mr Rocher
Mr Bouchier	Dr Edwards	Mr Killen	Mr Ruddock
Mr Bradfield	Mr Falconer	Mr Lloyd	Mr Sainsbury
Mr Braithwaite	Mr Fife	Mr Lusher	Mr Shack
Mr N. A. Brown	Mr Fisher*	Mr MacKellar	Mr Shipton
Mr Bungey	Mr Giles	Mr MacKenzie	Mr Sinclair
Mr Burr	Mr Groom	Mr McLean	Mr Spender
Mr Cadman	Mr Hall	Sir William McMahan	Mr Tambling
Mr D. M. Cameron	Mr Harris	Mr McVeigh	Mr Thomson
Mr E. C. Cameron	Mr Hicks	Mr Macphee	Mr Tuckey
Mr I. M. D. Cameron	Mr Hodges*	Mr Millar	Mr Viner
Mr Carlton	Mr Hodgman	Mr Newman	Mr White
Mr Chapman	Mr Howard	Mr Nixon	Mr Wilson
Mr Connolly	Mr Hunt	Mr O'Keefe	

NOES, 48

Mr Armitage	Mrs Darling	Mr Jacobi	Mr Mildren
Mr Beazley	Mr Dawkins	Dr Jenkins	Mr Milton
Dr Blewett	Mr Duffy	Mr Johnson*	Mr Morris
Mr Bowen	Dr Everingham	Mr B. O. Jones	Mr Morrison
Mr J. J. Brown	Mr Free	Mr C. K. Jones	Mr Mountford
Mr R. J. Brown	Mr Fry	Mr Keating	Mr Scholes
Mr Campbell	Mr Hawke	Mrs Kelly	Mr Scott
Dr Cass	Mr Holding	Mr Kent	Dr Theophanous
Mr Charles	Mr Howe	Mr Kerin	Mr Wallis
Mr Cohen	Mr Humphreys*	Dr Klugman	Mr West
Mr Cross	Mr Hurford	Mr McLeay	Mr Willis
Mr Cunningham	Mr Innes	Mr J. L. McMahon	Mr Young

* Tellers

And so it was resolved in the affirmative.

Mr Holding (seconder) addressing the House—

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

Question—put and passed.

Mr Scholes addressing the House—

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

Question—That the question be now put—put and passed.

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

The House divided (the Speaker, Sir Billy Snedden, in the Chair)—

AYES, 49

Mr Armitage	Mr Dawkins	Mr Johnson*	Mr Morrison
Mr Beazley	Mr Duffy	Mr B. O. Jones	Mr Mountford
Dr Blewett	Dr Everingham	Mr C. K. Jones	Mr Scholes
Mr Bowen	Mr Free	Mr Keating	Mr Scott
Mr J. J. Brown	Mr Fry	Mrs Kelly	Dr Theophanous
Mr R. J. Brown	Mr Hawke	Mr Kent	Mr Uren
Mr Campbell	Mr Holding	Mr Kerin	Mr Wallis
Dr Cass	Mr Howe	Dr Klugman	Mr West
Mr Charles	Mr Humphreys*	Mr McLeay	Mr Willis
Mr Cohen	Mr Hurford	Mr J. L. McMahon	Mr Young
Mr Cross	Mr Innes	Mr Mildren	
Mr Cunningham	Mr Jacobi	Mr Milton	
Mrs Darling	Dr Jenkins	Mr Morris	

NOES, 67

Mr Adermann	Mr Cowan	Mr Hyde	Mr Peacock
Mr Anthony	Mr Dean	Mr Jarman	Mr Porter
Mr Baume	Mr Dobie	Mr Jull	Mr Robinson
Mr Birney	Mr Drummond	Mr Katter	Mr Rocher
Mr Bouchier	Dr Edwards	Mr Killen	Mr Ruddock
Mr Bradfield	Mr Falconer	Mr Lloyd	Mr Sainsbury
Mr Braithwaite	Mr Fife	Mr Lusher	Mr Shack
Mr N. A. Brown	Mr Fisher*	Mr MacKellar	Mr Shipton
Mr Bungey	Mr Giles	Mr MacKenzie	Mr Sinclair
Mr Burr	Mr Groom	Mr McLean	Mr Spender
Mr Cadman	Mr Hall	Sir William McMahon	Mr Tambling
Mr D. M. Cameron	Mr Harris	Mr McVeigh	Mr Thomson
Mr E. C. Cameron	Mr Hicks	Mr Macphee	Mr Tuckey
Mr I. M. D. Cameron	Mr Hodges*	Mr Millar	Mr Viner
Mr Carlton	Mr Hodgman	Mr Newman	Mr White
Mr Chapman	Mr Howard	Mr Nixon	Mr Wilson
Mr Connolly	Mr Hunt	Mr O'Keefe	

* Tellers

And so it was negatived.

5 MESSAGE FROM THE GOVERNOR-GENERAL—ASSENT TO BILLS: A message from His Excellency the Governor-General was announced informing the House that His Excellency, in the name of Her Majesty, had assented to the following Bills:

10 March 1981—Message No. 21—

National Companies and Securities Commission Amendment 1981.

Companies (Acquisition of Shares) Amendment 1981.

Securities Industry Amendment 1981.

Companies and Securities (Interpretation and Miscellaneous Provisions) Amendment 1981.

6 MESSAGES FROM THE SENATE: Messages from the Senate were reported returning the following Bills without amendment:

10 March 1981—Message—

No. 39—Currency Amendment 1981.

No. 40—Dairying Research Amendment 1981.

No. 41—Dried Vine Fruits Stabilization Legislation Repeal 1981.

No. 42—Apple and Pear Export Underwriting 1981.

No. 43—Apple and Pear Stabilization Amendment 1981.

No. 44—Australian Apple and Pear Corporation Amendment 1981.

No. 45—Bounty (Polyester-Cotton Yarn) Amendment 1981.

No. 46—Bounty (Non-adjustable Wrenches) 1981.

No. 47—Coal Excise Amendment 1981.

- 7 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—FOREIGN INVESTMENT: 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 ensure a fair and proper return to Australia from foreign investment".

The proposed discussion having received the necessary support—

Mr Hayden addressed the House.

Discussion ensued.

Discussion concluded.

- 8 COMMONWEALTH EMPLOYEES (REDEPLOYMENT AND RETIREMENT) AMENDMENT BILL 1981:
The House, according to order, resolved itself into a committee of the whole for the further consideration of the Bill.

—————
In the committee

Bill, as a whole, further debated, and agreed to.

Bill to be reported without amendment.

—————

The House resumed; Mr Drummond reported accordingly.

On the motion of Mr Viner (Minister Assisting the Prime Minister), the House adopted the report.

Mr Viner, by leave, moved—That the Bill be now read a third time.

Question—put.

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

AYES, 63

Mr Adermann	Mr Connolly	Mr Hyde	Mr Porter
Mr Anthony	Mr Cowan	Mr Jarman	Mr Robinson
Mr Baume	Mr Dean	Mr Jull	Mr Rocher
Mr Birney	Mr Drummond	Mr Katter	Mr Ruddock
Mr Bouchier	Dr Edwards	Mr Lloyd	Mr Sainsbury
Mr Bradfield	Mr Falconer	Mr Lusher	Mr Shack
Mr Braithwaite	Mr Fife	Mr MacKellar	Mr Shipton
Mr N. A. Brown	Mr Fisher*	Mr MacKenzie	Mr Sinclair
Mr Bungey	Mr Giles	Mr McLean	Mr Spender
Mr Burr	Mr Groom	Sir William McMahon	Mr Tambling
Mr Cadman	Mr Hall	Mr McVeigh	Mr Thomson
Mr D. M. Cameron	Mr Harris	Mr Macphee	Mr Tuckey
Mr E. C. Cameron	Mr Hicks	Mr Newman	Mr Viner
Mr I. M. D. Cameron	Mr Hodges*	Mr Nixon	Mr White
Mr Carlton	Mr Howard	Mr O'Keefe	Mr Wilson
Mr Chapman	Mr Hunt	Mr Peacock	

NOES, 48

Mr Armitage	Mrs Darling	Dr Jenkins	Mr Milton
Mr Beazley	Mr Dawkins	Mr Johnson*	Mr Morris
Dr Blewett	Mr Duffy	Mr B. O. Jones	Mr Morrison
Mr Bowen	Dr Everingham	Mr C. K. Jones	Mr Mountford
Mr J. J. Brown	Mr Free	Mr Keating	Mr Scholes
Mr R. J. Brown	Mr Fry	Mrs Kelly	Mr Scott
Mr Campbell	Mr Hawke	Mr Kent	Dr Theophanous
Dr Cass	Mr Holding	Mr Kerin	Mr Uren
Mr Charles	Mr Howe	Dr Klugman	Mr Wallis
Mr Cohen	Mr Humphreys*	Mr McLeay	Mr West
Mr Cross	Mr Hurford	Mr J. L. McMahon	Mr Willis
Mr Cunningham	Mr Innes	Mr Mildren	Mr Young

* Tellers

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

9 LEGISLATION COMMITTEES—SESSIONAL ORDERS: Mr Sinclair (Leader of the House), pursuant to notice, moved—That the following sessional orders to provide for the operation of legislation committees be adopted:

Committal and consideration in committee:

(1) Standing order 222 be amended to read—

“222. After the second reading, or when proceeding under standing order 221, after those proceedings have been disposed of, the House shall forthwith resolve itself into a committee of the whole for the consideration of the bill unless—

- (a) the bill has been referred to a select committee; or
- (b) the House refers the bill (not being an Appropriation or Supply Bill) to a legislation committee. Such referral shall be on motion moved by any Member, of which notice has been given, and shall be carried without any dissentient voice. A committee may be ordered to report by a specified date.

Provided that, in lieu of proceeding under the foregoing provisions of this standing order, the House may grant leave for the question ‘That this bill be now read a third time’ to be moved forthwith and thus supersede the committee stage.”.

Members:

- (2) Members of the legislation committee shall be nominated by either the Prime Minister, the Leader of the House, the Government Whip or the deputy Whip and either the Leader of the Opposition, the Deputy Leader of the Opposition, the Opposition Whip or the deputy Whip and every nomination of a member of the committee shall be forthwith notified in writing to the Speaker.
- (3) Members nominated to a legislation committee shall include the Member in charge of the bill and regard shall be had to the qualifications and interests of those Members nominated and to the composition of the House. Either the Prime Minister, the Leader of the House, the Government Whip or the deputy Whip and either the Leader of the Opposition, the Deputy Leader of the Opposition, the Opposition Whip or the deputy Whip, shall have power to discharge from time to time any of those Members nominated by them and to nominate others in substitution for those discharged. The Member in charge of the bill may nominate another Member to act for him as required.
- (4) The nomination of Members to a legislation committee shall be announced to the House as soon as practicable after a bill stands committed to a committee by the House.
- (5) Upon such an announcement being made any Member may, without notice, move a motion proposing an amendment of the membership nominated.
- (6) As many legislation committees as may be necessary for the consideration of bills shall be appointed. Each committee shall consist of not less than 13 Members and not more than 19 Members, excluding the Chairman.

Chairman:

- (7) The Chairman of a legislation committee shall be—
 - (a) the Chairman of Committees; or
 - (b) a Deputy Chairman of Committees to be appointed by the Chairman of Committees.
- (8) The Chairman of Committees, a Deputy Chairman of Committees or any member of the committee shall take the Chair temporarily whenever requested so to do by the Chairman of the Committee during a sitting of that committee.

Quorum:

- (9) The quorum of a legislation committee shall be 1/3 of the number of its members, excluding the Chairman.

Participation by other Members:

- (10) Members of the House, not being members of the committee, may participate, at the discretion of the Chairman, in the proceedings of the committee, but shall not vote or move any motion other than an amendment to the bill or be counted for the purpose of a quorum.

Minutes of Proceedings:

- (11) All proceedings of a committee shall be recorded by the Clerk to the Committee and such records shall constitute the Minutes of Proceedings of the committee, and shall be signed by the Clerk to the Committee.

Proceedings in legislation committee:

- (12) Consideration of a bill in a legislation committee shall follow, as far as possible, the procedures observed in a committee of the whole with the following exceptions:
- (a) Speech time limits (S.O. 91) shall not apply.
 - (b) Any amendment to be proposed to a bill shall be notified to the Clerk to the Committee in time for the amendment to be printed and circulated to members of the committee before the amendment is considered.
 - (c) The Chairman of the Committee shall have power to group related amendments together for the purpose of facilitating their consideration by the Committee.
 - (d) Voting shall be taken by a show of hands; tellers shall not be appointed.
 - (e) If a bill has been amended, the Clerk to the Committee shall prepare a schedule of the amendments made to the bill to accompany the bill, for report to the House by the Chairman of the Committee.

Time limits on report:

- (13) The following time limits shall operate for speeches during the report stage of a bill returned from a legislation committee—
- | | |
|--|-----------------------|
| Each question before the Chair— | |
| Minister or Member in charge | periods not specified |
| Any other Member, two periods each not exceeding | 10 minutes. |

Report from legislation committee, recommitment and adoption:

- (14) When a bill is reported a future day shall be appointed for taking the report into consideration; on then being considered the report may be adopted or amendments to the bill proposed.
- (15) A Member wishing to propose an amendment to the bill shall lodge notice of such amendment with the Clerk of the House prior to the consideration of the report; the Clerk shall circulate in the Chamber to all Members a copy of the proposed amendment.
- (16) Upon completion of the consideration of any amendment, a motion may be moved forthwith "That the bill as reported (and as further amended), be agreed to".
- (17) On the report from the committee being considered or on the motion for the adoption of the report, the bill may, on motion by any Member, be recommitted, either in whole or in part, to a committee of the whole or to the committee which previously considered it.

Third reading, passing, etc.:

- (18) Standing order 237 be amended to read—
 "237. When the report from the committee of the whole or a legislation committee is finally adopted, a future day shall be fixed, on motion, for the third reading."

Debate ensued.

Question—put and passed.

10 PROTECTION OF THE SEA (CIVIL LIABILITY) BILL 1981: 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.

Mr Tambling was granted leave to continue his speech when the debate is resumed.

Debate adjourned, and the resumption of the debate made an order of the day for a later hour this day.

11 UNITED STATES AIR FORCE B-52 FLIGHTS—STAGING THROUGH AUSTRALIA—MINISTERIAL STATEMENT AND PAPERS—MOTION TO TAKE NOTE OF PAPERS: Mr Fraser (Prime Minister), by leave, made a ministerial statement informing the House of an agreement between Australia and the United States of America on the staging of U.S. Air Force B-52 flights through Australia, and, by command of His Excellency the Governor-General, presented the following papers:

United States Air Force B-52 flights—Staging through Australia—
Ministerial statement, 11 March 1981.

Texts of Notes of Agreement exchanged between the Department of Foreign Affairs and the United States Embassy, dated 11 March 1981.

Mr Sinclair (Leader of the House) moved—That the House take note of the papers.

Debate adjourned (Mr Hayden—Leader of the Opposition), and the resumption of the debate made an order of the day for a later hour this day.

12 UNITED STATES AIR FORCE B-52 FLIGHTS—STAGING THROUGH AUSTRALIA—MINISTERIAL STATEMENT AND PAPERS—PAPERS NOTED: The order of the day having been read for the resumption of the debate on the motion of Mr Sinclair (Leader of the House)—That the House take note of the papers (*presented this day*), viz.:

United States Air Force B-52 flights—Staging through Australia—
Ministerial statement, 11 March 1981.

Texts of Notes of Agreement exchanged between the Department of Foreign Affairs and the United States Embassy, dated 11 March 1981—

Debate resumed.

Mr Bowen (Deputy Leader of the Opposition) moved, as an amendment—That the following words be added to the motion: “but the House is of the opinion that the Notes of Agreement made between the Australian Government and the Government of the United States of America should be varied by omitting from the Australian Note of 11 March 1981—

(1) clause (VII) and substituting the following clause:

‘(VII) It is hereby agreed that all aircraft, whether staging through Australia or flying over Australia, shall be unarmed.’, and

(2) all words after ‘expansion’ in clause (VIII).”

Debate continued.

Question—That the words proposed to be added be so added—put.

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

AYES, 45

Mr Armitage	Mr Duffy	Mr C. K. Jones	Mr Mountford
Mr Beazley	Dr Everingham	Mr Keating	Mr Scholes
Dr Blewett	Mr Free	Mrs Kelly	Mr Scott
Mr Bowen	Mr Fry	Mr Kent	Dr Theophanous
Mr J. J. Brown	Mr Hawke	Mr Kerin	Mr Uren
Mr R. J. Brown	Mr Holding	Dr Klugman	Mr Wallis
Dr Cass	Mr Howe	Mr McLeay	Mr West
Mr Charles	Mr Humphreys*	Mr J. L. McMahon	Mr Willis
Mr Cohen	Mr Hurford	Mr Mildren	Mr Young
Mr Cross	Mr Jacobi	Mr Milton	
Mr Cunningham	Mr Johnson*	Mr Morris	
Mrs Darling	Mr B. O. Jones	Mr Morrison	

NOES, 61

Mr Adermann	Mr Connolly	Mr Jull	Mr Robinson
Mr Anthony	Mr Cowan	Mr Katter	Mr Rocher
Mr Baume	Mr Dean	Mr Killen	Mr Ruddock
Mr Birney	Mr Drummond	Mr Lloyd	Mr Sainsbury
Mr Bouchier	Dr Edwards	Mr Lusher	Mr Shack
Mr Bradfield	Mr Falconer	Sir Phillip Lynch	Mr Shipton
Mr Braithwaite	Mr Fife	Mr MacKenzie	Mr Street
Mr N. A. Brown	Mr Fisher*	Mr McLean	Mr Tambling
Mr Bungey	Mr Giles	Sir William McMahon	Mr Thomson
Mr Burr	Mr Groom	Mr McVeigh	Mr Tuckey
Mr Cadman	Mr Hall	Mr Macphee	Mr Viner
Mr D. M. Cameron	Mr Harris	Mr Millar	Mr White
Mr E. C. Cameron	Mr Hodges*	Mr Newman	Mr Wilson
Mr I. M. D. Cameron	Mr Hodgman	Mr O'Keefe	
Mr Carlton	Mr Howard	Mr Peacock	
Mr Chapman	Mr Hyde	Mr Porter	

*Tellers

And so it was negatived.

Question—That the House take note of the papers—put and passed.

13 MESSAGE FROM THE SENATE—NEW PARLIAMENT HOUSE—JOINT STANDING COMMITTEE:
The following message from the Senate was reported:

Mr Speaker,

Message No. 48

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

That, for the remainder of the present period of sittings, the Joint Committee on the New Parliament House and its Sub-Committee be granted leave to meet during sittings of either House of the Parliament.

The Senate requests the concurrence of the House of Representatives in this Resolution.

The Senate,
Canberra, 11 March 1981

C. L. LAUCKE
President

Ordered—That consideration of the message be made an order of the day for the next sitting.

14 PROTECTION OF THE SEA (CIVIL LIABILITY) BILL 1981: 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.

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

15 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 tomorrow at 10.30 a.m.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mrs Child, Mr Goodluck and Mr Moore.

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