

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

## HOUSE OF REPRESENTATIVES

## VOTES AND PROCEEDINGS

No. 104

THURSDAY, 16 SEPTEMBER 1982

- 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 **QUESTIONS:** Questions without notice were asked.
- 3 **HOUSING INDUSTRY—INDICATIVE PLANNING COUNCIL—PAPER—MOTION TO TAKE NOTE OF PAPER:** Mr Fife (Acting Minister for Industry and Commerce), by command of His Excellency the Governor-General, presented the following paper:  
Housing industry—Indicative Planning Council—Report, dated 3 August 1982.  
Sir James Killen (Leader of the House) moved—That the House take note of the paper.  
Debate adjourned (Mr Uren), and the resumption of the debate made an order of the day for the next sitting.
- 4 **PAPER:** The following paper was presented, by command of His Excellency the Governor-General:  
National Aboriginal Sports Foundation—Report, for year 1980-81.
- 5 **PAPERS:** Mr Hayden (Leader of the Opposition), by leave, presented the following papers:  
Copies of—  
Details of the sale of Treamog Limited.  
Letter from D. B. Horgan (Chairman, Finance Committee, Western Australian Division, The Liberal Party of Australia), dated 7 October 1979, requesting support for the Liberal Party in the 1979 Western Australian State election.  
Particulars and changes of particulars in register of directors, managers and secretaries of—  
Drool Investments Pty Ltd, dated—  
15 March 1978 (2).  
19 April 1978.  
Habunad Pty Ltd, dated—  
15 March 1978 (2).  
6 April 1978.  
19 April 1978.  
H.B.D. Holdings Pty Limited, dated 13 March 1978.  
Henderson Investments Pty Ltd, dated—  
7 December 1977.  
14 February 1978.  
9 June 1978.  
23 June 1978.  
21 September 1979.  
Latem Pty Ltd, dated 12 December 1977.

Norwood Investments Pty Limited, dated 18 March 1978.  
Question without notice to the Prime Minister, dated 14 September 1982.

- 6 **MESSAGE FROM THE SENATE:** A message from the Senate was reported returning the following Bill without amendment:  
15 September 1982—Message No. 294—Special Prosecutors 1982.
- 7 **EXPENDITURE—STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS:**  
Mr Lusher (Chairman) presented the following report from the Standing Committee on Expenditure:  
Taxation expenditures—Report, dated 19 August 1982, together with the transcript of evidence, copies of the minutes of proceedings and copies of submissions authorised for publication by the committee.  
Ordered That the report be printed.  
Mr Lusher, Mr R. J. Brown, Mr Porter and Mr Morris, by leave, made statements in connection with the report.
- 8 **LEBANON—ASSASSINATION OF PRESIDENT-ELECT—MINISTERIAL STATEMENT:** Mr Street (Minister for Foreign Affairs), by leave, made a ministerial statement concerning the assassination of Mr Bashir Gemayel, President-elect of Lebanon.  
Mr Hayden (Leader of the Opposition), Mr Jull, Mr J. J. Brown, Mr Cadman, Mr Bowen (Deputy Leader of the Opposition), Mr Cohen, Mr Ruddock, Mr Keating, Mr Shipton and Mr Katter, by leave, also made statements with reference to the matter.
- 9 **PUBLIC WORKS COMMITTEE—REPORT:** Mr Bungey (Chairman) presented the following report from the Parliamentary Standing Committee on Public Works:  
Report relating to the proposal for replacement of operating theatres and refurbishment of surgical wards at the Repatriation General Hospital, Daw Park, S.A. (10th report of 1982).  
Ordered, after debate, to be printed.
- 10 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—PRIMARY INDUSTRIES:** Mr Deputy Speaker informed the House that Mr Kerin had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The Government's neglect and maladministration of Australia's stricken primary industries".  
The proposed discussion having received the necessary support—  
Mr Kerin addressed the House.  
Discussion ensued.  
Discussion concluded.
- 11 **PETITIONS:** The Clerk announced that the following Members had each lodged petitions for presentation, viz.:  
Mr Sainsbury and Mr West—from certain citizens praying that the Federal Government take all possible steps to prevent the destruction of the lower Gordon and Franklin rivers in south-west Tasmania.  
Mr Howard—from certain citizens praying that Federal funding of Laurel Tree House, a child care centre at the University of Sydney, be granted immediately.  
Mr Macphee—from certain citizens praying that the Income Tax Assessment Act be properly administered with regard to the provision of retirement benefits for private employees and that legislation be enacted to allow proper levels of retirement benefits.  
Dr Theophanous—from certain electors of the Electoral Division of Burke praying that the rights of Australian workers in the automotive industry be protected by rejecting any proposal to reduce the level of tariff protection for the industry.  
Mr Wallis—from certain citizens praying that the powers of the Australian Postal Commission to carry letters for reward be strengthened to ensure that the national postal service is retained in the interests of all Australians.  
Petitions received.

**12 SUSPENSION OF STANDING AND SESSIONAL ORDERS—GENERAL BUSINESS NOTICE:**

Sir James Killen (Leader of the House), by leave, moved—That so much of the standing and sessional orders be suspended as would prevent notice No. 8, general business, given for Thursday, 16 September 1982, by the Deputy Leader of the Opposition, being called on forthwith.

Question—put and passed.

**13 ESTIMATES COMMITTEES—PROPOSED AMENDMENT OF SESSIONAL ORDERS:** Mr Bowen (Deputy Leader of the Opposition), pursuant to notice, moved That the sessional orders relating to estimates committees be amended by omitting orders (1) and (2) and substituting the following:

- “(1) After the speech of the Leader of the Opposition, or a Member deputed by him, on the motion for the second reading of the main Appropriation Bill for a year, the proposed expenditures for the departments and services contained in Schedule 2 to that bill and the proposed expenditures for the Parliamentary Departments contained in Schedule 2 to the Appropriation (Parliamentary Departments) Bill may be referred to an estimates committee. Such referral shall be on motion, moved by a Minister or the Leader or Deputy Leader of the Opposition, of which notice has been given. A committee may be ordered to report by a specified date.
- (2) There shall be 6 estimates committees, to be known as Estimates Committees A, B, C, D, E and F, which shall not vote on, but shall examine and report upon proposed expenditures for the Parliamentary Departments, Advance to the Minister for Finance and each Department of State; such report may contain a resolution or expression of opinion of the committee but shall not vary the amount of a proposed expenditure.”.

Debate ensued.

Question—put.

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

## AYES, 43

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

## NOES, 59

Mr Adermann	Mr Coleman	Mr Howard	Mr Peacock
Mr Anthony	Mr Connolly	Mr Hunt	Mr Porter
Mr Baume	Mr Cowan	Mr Hyde	Mr Rocher
Mr Birney	Mr Dean	Mr Jarman	Mr Ruddock
Mr Bouchier	Mr Drummond	Mr Jull	Mr Sainsbury*
Mr Braithwaite	Mr Fife	Mr Katter	Mr Shack
Mr N. A. Brown	Mr Fisher*	Sir James Killen	Mr Shipton
Mr Bungey	Mr Giles	Mr Lloyd	Mr Sinclair
Mr Burr	Mr Goodluck	Mr Lusher	Mr Street
Mr Cadman	Mr Groom	Mr MacKenzie	Mr Tambling
Mr D. M. Cameron	Mr Hall	Mr Macphee	Mr Tuckey
Mr E. C. Cameron	Mr Harris	Mr Moore	Mr Viner
Mr I. M. D. Cameron	Mr Hicks	Mr Newman	Mr White
Mr Carlton	Mr Hodges	Mr Nixon	Mr Wilson
Mr Chapman	Mr Hodgman	Mr O'Keefe	

\*Tellers

And so it was negatived.

14 MOTION WITHOUT NOTICE—LEAVE TO MOVE NOT GRANTED: Mr Dawkins asked leave to move a motion without notice.  
Objection being raised, leave not granted.

15 SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED: Mr Dawkins moved—That so much of the standing and sessional orders be suspended as would prevent order of the day No. 7, general business, for the resumption of the debate on the second reading of the Queensland Aboriginals and Torres Strait Islanders (Self-Management and Land Rights) Bill 1982 being called on forthwith and having precedence until disposed of.

Debate ensued.

Mr Holding rising to address the House—

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

Question—That the question be now put—put.

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

AYES, 61

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

NOES, 43

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

\* Tellers

And so it was resolved in the affirmative.

And the question—That the motion be agreed to—being accordingly put—

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

AYES, 43

Mr Armitage	Mr Cross	Mr Jacobi	Mr Morris
Mr Beazley	Mr Cunningham	Dr Jenkins	Mr Morrison
Dr Blewett	Mrs Darling	Mr Johnson*	Mr Mountford
Mr Bowen	Mr Dawkins	Mr B. O. Jones	Mr Scholes
Mr J. J. Brown	Mr Duffy	Mrs Kelly	Mr Scott
Mr R. J. Brown	Mr Free	Mr Kent	Dr Theophanous
Mr Campbell	Mr Hawke	Mr Kerin	Mr Uren
Dr Cass	Mr Holding	Mr McLeay	Mr Wallis
Mr Charles	Mr Howe	Mr Maher	Mr West
Mrs Child	Mr Humphreys*	Mr Mildren	Mr Willis
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NOES, 61

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

\*Tellers

And so it was negatived.

- 16 **INCOME TAX (INTERNATIONAL AGREEMENTS) AMENDMENT BILL 1982:** Mr Howard (Treasurer) presented a Bill for an Act to amend the *Income Tax (International Agreements) Act 1953*.

Bill read a first time.

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

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

- 17 **STATES (WORKS AND HOUSING) ASSISTANCE BILL 1982:** Mr Howard (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, to make loans to the States and the Northern Territory for welfare housing and to authorize the borrowing of certain moneys by the Commonwealth.

Bill read a first time.

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

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

- 18 **DROUGHT ASSISTANCE (PRIMARY PRODUCERS) BILL 1982:** Mr Nixon (Minister for Primary Industry), pursuant to notice, presented a Bill for an Act to make provision for the grant of financial assistance to primary producers who are affected by drought.

Bill read a first time.

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

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

- 19 **AUSTRALIAN BROADCASTING CORPORATION BILL 1982:** 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 Tambling), and the resumption of the debate made an order of the day for a later hour this day.

- 20 **ASIA DAIRY INDUSTRIES (H.K.) LIMITED AND AUSTRALIAN DAIRY CORPORATION—MINISTERIAL STATEMENT, 16 SEPTEMBER 1982, AND PAPERS:** Mr Nixon (Minister for Primary Industry), by leave, made a ministerial statement informing the House of further Government action taken in response to an audit of Asia Dairy Industries (H.K.) Limited by the Auditor-General and a report by the Senate Standing Committee on Finance and Government Operations on the Australian Dairy Corporation and its Asian subsidiaries, and, by command of His Excellency the Governor-General, presented the following papers:

Asia Dairy Industries (H.K.) Limited and Australian Dairy Corporation—

Copies of letters from—

Mr K. F. Brigden, Auditor-General, to Mr Nixon, dated 11 August 1982.

Mr C. T. Monaghan, First Assistant Auditor-General, to Mr J. D. Enfield, Deputy Secretary, Department of the Prime Minister and Cabinet, dated 10 August 1982.

Mr Nixon to Mr K. F. Brigden, dated 10 November 1981.

Mr B. J. O'Donovan, Crown Solicitor, to the Secretary, Department of the Prime Minister and Cabinet, dated 22 June 1982.

Dairying Industry Stabilization Fund (DISF)—Governing principles.

Skim milk powder—Sales to Holland Milk Products Inc. (HOMPI) by Australian Dairy Produce Board and Australian Dairy Corporation—

Rebate arrangements—Report of Auditor-General for period December 1974 to December 1977—

Report, dated 27 April 1982.

Commentary by Australian Dairy Corporation, dated 12 July 1982.

Mr Kerin, by leave, also made a statement with reference to the matter.

- 21 **AUSTRALIAN BROADCASTING CORPORATION BILL 1982:** 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. 184, dated 9 September 1982, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.

The House resolved itself into a committee of the whole.

#### *In the committee*

Clauses 1 to 30, by leave, taken together.

Mr Dawkins moved the following amendment: Clause 12, page 8, after sub-clause (2) insert the following sub-clauses:

(2A) In appointing non-executive Directors, the Governor-General shall have regard to any recommendation to each House of Parliament, relating to any prospective appointee, made by a Joint Committee of the Parliament constituted as the Parliament may determine.

(2B) The Minister shall submit to the Joint Committee of the Parliament a nominee or nominees for consideration by that Committee.

(2C) In making any recommendation to each House of Parliament, the Joint Committee of the Parliament referred to in sub-section (2A) shall consider only a nominee or nominees notified to the Committee by the Minister.”

Debate continued.

Amendment negatived.

Clauses agreed to.

Clauses 31 to 41, by leave, taken together.

Mr Dawkins moved the following amendment: Clause 31, page 17, sub-clause (2), at the end of paragraph (c) add "but in connection with the broadcasting or televising of such a program no announcement in the nature of commercial sponsorship shall be made,".

Debate continued.

Amendment negatived.

Clauses agreed to.

Clause 42—

Mr Dawkins, by leave, moved the following amendments together:

Page 26, lines 3 and 4, omit "a Promotions Appeal Board shall inquire into the claims of each party to the appeal proceedings", substitute "a Promotions Appeal Board shall make full inquiry into the claims of each party to the appeal proceedings".

Page 26, lines 5-40, omit sub-clause (2), substitute the following sub-clause:

- "(2) In making inquiries into the claims of each party to the appeal proceedings, the Promotions Appeal Board—
- (a) may follow such procedures as it thinks fit; and
  - (b) is not bound by the rules of evidence and may inform itself in such manner as it thinks fit."

Pages 26 and 27, omit sub-clauses (3) and (4).

Debate continued.

Amendments negatived.

Clause agreed to.

Clauses 43 to 45, by leave, taken together, and agreed to.

Clauses 46 and 47, by leave, taken together, and agreed to, after debate.

Clauses 48 to 78, by leave, taken together, and agreed to.

Part VIII (clauses 79 to 102), by leave, taken as a whole, and agreed to, after debate.

Remainder of Bill, by leave, taken as a whole.

*Proposed new clause—*

Mr Dawkins moved—That the following new clause be inserted in the Bill:

**Community affairs officers**

"106A. The Corporation shall appoint a community affairs officer in each State of the Commonwealth, whose duty it shall be to receive, and reply to, questions and complaints from the public."

Debate continued.

Proposed new clause negatived.

Remainder of Bill agreed to.

Bill to be reported without amendment.

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The House resumed; Mr Jarman reported accordingly.

On the motion of Mr N. A. Brown (Minister for Communications), the House adopted the report, and, by leave, the Bill was read a third time.

- 22 AUSTRALIAN BROADCASTING CORPORATION (TRANSITIONAL PROVISIONS AND CONSEQUENTIAL AMENDMENTS) BILL 1982: 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.

The House resolved itself into a committee of the whole.

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*In the committee*

Bill, by leave, taken as a whole, and debated.

Mr Charles addressing the committee—  
It being 10 p.m.—Progress to be reported.

The House resumed; Mr Jarman reported accordingly.

*Adjournment negated:* The question was accordingly proposed—That the House do now adjourn.

Sir James Killen (Leader of the House) requiring the question to be put forthwith without debate—

Question—put and negated.

The House again resolved itself into a committee of the whole.

*In the committee*

Debate continued.

Bill agreed to.

Bill to be reported without amendment.

The House resumed; Mr Jarman reported accordingly.

On the motion of Mr N. A. Brown (Minister for Communications), the House adopted the report, and, by leave, the Bill was read a third time.

**23 AUSTRALIAN BROADCASTING COMMISSION—REVIEW—PAPERS—PAPERS NOTED:**

The order of the day having been read for the resumption of the debate on the motion of Sir James Killen (Leader of the House)—That the House take note of the papers (*presented on 10 June 1981*), viz.:

The Australian Broadcasting Commission in Review—National Broadcasting in the 1980's—

Report by Committee of Review, dated 29 May 1981, together with a corrigenda slip and replacement pages.

Consultants' reports—

A.B.C. Engineering Services, Parts 1 and 2.

A.B.C. Records.

Audience Research Studies—

Part 1—National Population Study.

Part 2—A.B.C. Program Policy Study.

Part 3—Summary, overview and recommendations.

Financial management.

Industrial relations and staff management, Parts 1, 2 and 3—

Question—put and passed.

**24 AUSTRALIAN BROADCASTING COMMISSION—REPORT BY COMMITTEE OF REVIEW—GOVERNMENT RESPONSE—PAPER AND MINISTERIAL STATEMENT—PAPERS NOTED:**

The order of the day having been read for the resumption of the debate on the motion of Sir James Killen (Leader of the House)—That the House take note of the papers (*presented on 17 August 1982*), viz.:

Australian Broadcasting Commission—Report by Committee of Review—Government response—

Ministerial statement, 17 August 1982.

Statement by Minister, dated 4 July 1982—

Question—put and passed.

**25 ADJOURNMENT:** Sir James Killen (Leader of the House) moved—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 10.30 p.m.—Mr Deputy Speaker adjourned the House until Tuesday next at 1.45 p.m.



**MEMBERS PRESENT:** All Members were present (at some time during the sitting) except Mr Bradfield, Mr Dobie\*, Dr Edwards, Dr Everingham\*, Mr Falconer, Mr Fry, Mr C. K. Jones, Dr Klugman, Sir Phillip Lynch\*, Mr McLean, Mr McMahon, Mr McVeigh and Mr Robinson.

\* On leave

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**D. M. BLAKE,**  
Clerk of the House of Representatives