

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 55

WEDNESDAY, 13 NOVEMBER 1985

- 1 The House met, at 10 a.m., pursuant to adjournment. Mr Speaker (the Honourable Dr H. A. Jenkins) took the Chair, and read Prayers.
- 2 **SUSPENSION OF STANDING ORDER 48A—ADJOURNMENT ON WEDNESDAYS:** Mr Young (Leader of the House), pursuant to notice, moved—That so much of standing order 48A, as amended by sessional order, be suspended as would prevent (a) Mr Speaker proposing the question—That the House do now adjourn—at 10.15 p.m.; (b) Mr Speaker interrupting the debate at 11 p.m., and (c) a Minister requiring that the debate be extended until 11.10 p.m., on each Wednesday, for the remainder of this period of sittings.
- Debate ensued.
Question—put and passed.
- 3 **INTERSTATE ROAD TRANSPORT BILL 1985—SENATE'S AMENDMENTS:** The House, according to order, resolved itself into a committee of the whole to consider the amendments made by the Senate.

In the committee

SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE

- No. 1—Page 5, after sub-clause 3 (10), insert the following new sub-clause:
“(10A) Notwithstanding sub-section (10), a prescribed fee shall not exceed \$100.”
- No. 2—Pages 20 and 21, sub-clause 27 (1), line 36 (page 20) to line 3 (page 21), leave out the sub-clause, insert the following new sub-clause:
“(1) Subject to this Act, where a court, on application made to it by a Licensing Authority for an order under paragraph (d), is satisfied that—
(a) a person has, after the commencement of this section, on one or more occasions, contravened, attempted to contravene, or been involved in a contravention of, one or more relevant safety provisions; and
(b) it is in the interests of public safety to do so,
the court may—
(c) except where the person has been admonished under this paragraph on 2 occasions in the period of 10 years ending on the day on which the application was made—admonish the person; or
(d) make an order disqualifying the person, either permanently or for a specified period, from participating in long distance interstate transport business.”

On the motion of Mr P. F. Morris (Minister for Transport), the amendments were agreed to, after debate.

Resolution, to be reported.

The House resumed; Mr Millar reported accordingly.
On the motion of Mr P. F. Morris, the House adopted the report.

- 4 INTERSTATE ROAD TRANSPORT CHARGE BILL 1985—SENATE'S REQUESTS: The House, according to order, resolved itself into a committee of the whole to consider the amendments requested by the Senate.

In the committee

SCHEDULE OF THE REQUESTS BY THE SENATE FOR AMENDMENTS

No. 1—Page 3, clause 5, at end of clause, add the following new sub-clauses:

“(4) The amount of charge in respect of the registration of a motor vehicle shall not exceed \$1,000.

“(5) The amount of charge in respect of the registration of a trailer shall not exceed \$400.”

No. 2—Page 3, after clause 5, insert the following new clause:

Indexation

“5A. (1) In this section—

‘index number’, in relation to a quarter, means the All Groups Consumer Price Index number, being the weighted average of the 8 capital cities, published by the Australian Statistician in respect of that quarter;

‘relevant amount’ means—

(a) the amount specified in sub-section 5 (4), being the amount that the amount of charge in respect of the registration of a motor vehicle is not to exceed; or

(b) the amount specified in sub-section 5 (5), being the amount that the amount of charge in respect of the registration of a trailer is not to exceed;

‘relevant year’ means the period of 12 months commencing on 1 July 1987 and each subsequent period of 12 months.

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

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

“(4) Where the factor ascertained under sub-section (5) in relation to a relevant year is greater than one, this Act has effect as if for each relevant amount there were substituted, on the first day of that relevant year, an amount calculated by multiplying by that factor—

(a) in a case to which paragraph (b) does not apply—the relevant amount; or

(b) if, by virtue of another application or other applications of this section, this Act has effect as if another amount or amounts were substituted for that relevant amount—the substituted amount or the last substituted amount.

“(5) The factor to be ascertained for the purposes of sub-section (4) in relation to a relevant year is the number (calculated to 3 decimal places) ascertained by dividing the index number for the March quarter immediately preceding that relevant year by the index number for the March quarter immediately preceding that first-mentioned March quarter.

“(6) Where the factor ascertained in accordance with sub-section (5) in relation to a relevant year would, if it were calculated to 4 decimal places, end with a number greater than 4, the factor ascertained in accordance with that sub-section in relation to that relevant year shall be taken to be the factor calculated to 3 decimal places in accordance with that sub-section and increased by 0.001.”

On the motion of Mr P. F. Morris (Minister for Transport), the requested amendments were made.

Resolution to be reported.

The House resumed; Mr Millar reported accordingly.

On the motion of Mr P. F. Morris, the House adopted the report.

5 HOME AND COMMUNITY CARE BILL 1985: 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.

It being 12.45 p.m., the debate was interrupted in accordance with sessional order 101A, and the resumption of the debate made an order of the day for a later hour this day.

6 QUESTIONS: Questions without notice were asked.

7 PAPER: Mr Speaker presented the following paper:

Audit Act—Australian Audit Office—Report by Auditor-General for 1984-85.

8 PAPERS: The following papers were presented:

Australian Science and Technology Council Act—Australian Science and Technology Council—Report for 1984-85.

Commonwealth Schools Commission Act—Curriculum Development Council—Report of activities for period 1 July to 31 December 1984.

Conciliation and Arbitration Act—President of the Australian Conciliation and Arbitration Commission—29th Report, for year ended 13 August 1985.

Department of Community Services—Report for period 13 December 1984 to 30 June 1985.

Department of Territories—Report for 1984-85.

Papua New Guinea (Staffing Assistance) Act—Commissioner for Superannuation—Report for 1984-85.

Steel Industry Authority Act—Steel Industry Authority—Report for 1984-85.

9 ADMINISTRATIVE REVIEW COUNCIL—REPORT—REVIEW OF CUSTOMS AND EXCISE DECISIONS: STAGE 2—MOTION TO TAKE NOTE OF PAPER: Mr

Bowen (Attorney-General) presented the following paper:

Administrative Review Council—Report No. 23—Review of customs and excise decisions: Stage 2.

Mr Young (Leader of the House) moved—That the House take note of the paper.

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

10 AUSTRALIA'S POPULATION TRENDS AND PROSPECTS 1985—PAPERS—MOTION TO TAKE NOTE OF PAPERS: Mr Hurford (Minister for Immigration and Ethnic Affairs) presented the following papers:

Australia's population trends and prospects 1985—

Report.

Explanatory statement.

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

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

- 11 **INDUSTRIES ASSISTANCE COMMISSION—REPORT—MOTION TO TAKE NOTE OF PAPER:** Mr Jones (Minister representing the Minister for Industry, Technology and Commerce) presented the following paper:
 Industries Assistance Commission Act—Industries Assistance Commission—Report for 1984-85 including a report (final) on the operations of the Temporary Assistance Authority for period 1 July to 18 October 1984.
 Mr Young (Leader of the House) moved—That the House take note of the paper. Debate adjourned (Mr N. A. Brown—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.
- 12 **LOCAL GOVERNMENT FINANCE—NATIONAL INQUIRY—PAPER AND MINISTERIAL STATEMENT:** Mr Uren (Minister for Local Government and Administrative Services) presented the following paper:
 Local government finance—Report of national inquiry, dated 25 October 1985—
 and, by leave, made a ministerial statement in connection with the report.
 Mr Moore, by leave, also made a statement in connection with the report.
- 13 **PETITIONS:** The Clerk announced that the following Members had each lodged petitions for presentation, viz.:
- Mr Beale, Mr E. C. Cameron, Mr Halverson, Mr McArthur and Mr Reith—
 from certain citizens praying that the national flag not be changed except by a referendum.
 - Mr Ruddock—from certain citizens in similar terms.
 - Mr E. C. Cameron, Mrs Child, Mr P. S. Fisher, Mr McGauran and Mr Reith—from certain citizens praying that the Government uphold the Articles of the UN Convention on Women and request the Victorian Government to repeal the *Planning (Brothels) Act 1984*.
 - Mr Connolly, Mr Downer, Mr Jacobi, Mrs Kelly and Mr Langmore—from certain citizens praying that 1989 be proposed as the International Year for Repairing the Earth and certain other action be taken in support of world peace.
 - Mr Beale and Mr I. M. D. Cameron—from certain citizens praying that any proposal to increase the burden of capital gains and wealth taxes be rejected.
 - Mr Blunt and Mr Cobb—from certain residents of the Divisions of Richmond and Parkes, respectively, praying that means be sought for the protection of the people's interests to prevent Ayers Rock being handed over to an Aboriginal Land Council.
 - Mr Blunt and Mr Sharp—from certain residents of the Divisions of Richmond and Gilmore, respectively, praying that the capital gains tax proposal be abandoned.
 - Mr E. C. Cameron and Mr McArthur—from certain citizens praying that the rights of private enterprise be protected and any inequitable additional taxes be rejected.
 - Mr Sharp and Mr Slipper—from certain residents of the Division of Gilmore and the Shire of Caboolture, Qld, respectively, praying that the total ban on entertainment expenses be abandoned and tax deductibility be allowed for legitimate and necessary expenses.
 - Mr Adermann—from certain citizens praying that the tax proposals outlined in the Government's White Paper be rejected.
 - Mr Slipper—from certain residents of the Division of Fisher in similar terms to the last preceding petition.
 - Mr Blunt—from certain citizens praying that all changes to benefits for veterans and conditions of service for military personnel announced in the May Economic Statement be withdrawn.
 - Mr E. C. Cameron—from certain citizens praying that the Tertiary Education Assistance allowance be raised to the level of the unemployment benefit.

- Mr I. M. D. Cameron—from certain citizens praying that sufficient funds be allocated to the Australia Council to ensure ongoing funding of State arts councils.
- Mr Cobb—from certain residents of Brewarrina, NSW, praying that an Aussat receiving-retransmission dish be provided to Brewarrina and district and that any current television service to the district not be reduced.
- Mr Connolly—from certain citizens praying that the handing over of Ayers Rock and associated environs to any Aboriginal community be postponed until a referendum is held and that the Governor-General be asked not to officiate at the ceremony.
- Mr Connolly—from certain citizens praying that the problems which identification cards are intended to reduce be attacked by other methods.
- Ms Fatin—from certain citizens praying that all federal funding to children's services be restored.
- Mr Hall—from certain parents and friends of the students of Blackwood Kindergarten, SA, praying that funds to children's services be increased.
- Mr Hall—from certain residents of South Australia praying that the principle that pensioner patients pay no more than their pension for nursing home care be restored and that certain other action be taken in relation to nursing home benefits.
- Mr Halverson—from certain citizens praying that immediate action be taken to adjust pensions fully to reflect the total increase in the Consumer Price Index and that certain other action be taken in relation to pensions.
- Mr Halverson—from certain citizens praying that wild horses be protected from industry and indiscriminate slaughter.
- Mrs Kelly—from certain citizens praying that cuts to education funding in the ACT announced in the May Economic Statement be reconsidered.
- Mr Kent—from certain citizens praying that the Government support the stand taken by the New Zealand Government on nuclear vessels and that the policy of developing zones of peace and nuclear free zones in the Indian and Pacific Oceans be implemented.
- Mr Kent—from certain citizens praying that the decision to close the Enterprise Migrant Hostel, Vic., be reversed.
- Mr Miles—from certain citizens praying that urgent action be taken to restore the Highfield Estate, Stanley, Tas., and that all necessary funds be allocated forthwith.
- Mr Ruddock—from certain citizens praying that there be no taxation on illness and no special taxation on those who seek to insure themselves against the cost of private health care.
- Mr Sharp—from certain citizens praying that a ramp be included in the restoration of the Goulburn Post Office, NSW.
- Mr Slipper—from certain residents of Queensland praying that the right to work be acknowledged and protected and that certain other action be taken to protect workers.
- Mr Slipper—from certain residents of the Division of Fisher praying that the assets test be reconsidered.
- Mr Slipper—from certain residents of the Division of Fisher praying that the existing national flag remain sacrosanct.
- Mr Slipper—from certain residents of the Division of Fisher praying that depreciation be allowed on all buildings used to produce rental income.

Petitions received.

14 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—WAGES/PRICES ACCORD:

The House was informed that Mr N. A. Brown (Deputy Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The Wages/Prices Accord and its effect on Australia's deteriorating economic performance".

The proposed discussion having received the necessary support—

Mr N. A. Brown addressed the House.

Discussion ensued.

Discussion concluded.

15 EXPENDITURE—STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS:

Mr McLeay (Chairman) presented the following report from the Standing Committee on Expenditure:

Who calls Australia home?—Review of the Auditor-General's efficiency audit on control of prohibited immigration by the Department of Immigration and Ethnic Affairs—Report, dated November 1985, together with a copy of the minutes of proceedings, the transcript of evidence and documents authorised for publication.

Ordered—That the report be printed.

Mr McLeay and Mr Cadman, by leave, made statements in connection with the report.

16 POSTPONEMENT OF ORDER OF THE DAY: Ordered—That order of the day No. 4, government business, be postponed until a later hour this day.

17 AUSTRALIA BILL 1986 [1985]: Mr Bowen (Attorney-General), pursuant to notice, presented a Bill for an Act to bring constitutional arrangements affecting the Commonwealth and the States into conformity with the status of the Commonwealth of Australia as a sovereign, independent and federal nation.

Bill read a first time.

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

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

18 AUSTRALIA (REQUEST AND CONSENT) BILL 1985: Mr Bowen (Attorney-General), pursuant to notice, presented a Bill for an Act to request, and consent to, the enactment by the Parliament of the United Kingdom of an Act in the terms set out in the Schedule to this Act.

Bill read a first time.

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

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

19 JUDICIAL AND STATUTORY OFFICERS (REMUNERATION AND ALLOWANCES) AMENDMENT BILL 1985: Mr Young (Special Minister of State), pursuant to notice, presented a Bill for an Act to amend the *Judicial and Statutory Officers (Remuneration and Allowances) Act 1984*.

Bill read a first time.

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

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

20 COMMONWEALTH TERTIARY EDUCATION COMMISSION AMENDMENT BILL 1985: Mr Dawkins (Minister representing the Minister for Education), pursuant to notice, presented a Bill for an Act to amend the *Commonwealth Tertiary Education Commission Act 1977*, and for related purposes.

Bill read a first time.

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

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

21 COMMONWEALTH EDUCATION INSTITUTIONS (OVERSEAS STUDENTS) AMENDMENT BILL 1985: Mr Dawkins (Minister representing the Minister for Education), pursuant to notice, presented a Bill for an Act to amend the

Australian National University Act 1946 and the *Canberra College of Advanced Education Act 1967* in relation to fees for overseas students.

Bill read a first time.

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

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

- 22 STATES GRANTS (EDUCATION ASSISTANCE—PARTICIPATION AND EQUITY) AMENDMENT BILL (NO. 2) 1985: Mr Dawkins (Minister representing the Minister for Education), pursuant to notice, presented a Bill for an Act to amend the *States Grants (Education Assistance—Participation and Equity) Act 1983*, and for related purposes.

Bill read a first time.

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

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

- 23 STATES GRANTS (SCHOOLS ASSISTANCE) AMENDMENT BILL 1985: Mr Dawkins (Minister representing the Minister for Education), pursuant to notice, presented a Bill for an Act to amend the *States Grants (Schools Assistance) Act 1984*, and for related purposes.

Bill read a first time.

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

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

- 24 STATES GRANTS (TERTIARY EDUCATION ASSISTANCE) AMENDMENT BILL (NO. 3) 1985: Mr Dawkins (Minister representing the Minister for Education), pursuant to notice, presented a Bill for an Act to amend the *States Grants (Tertiary Education Assistance) Act 1984*, and for related purposes.

Bill read a first time.

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

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

- 25 FEDERAL AIRPORTS CORPORATION BILL 1985: Mr P. F. Morris (Minister for Aviation), pursuant to notice, presented a Bill for an Act to establish a Federal Airports Corporation, and for related purposes.

Bill read a first time.

Mr P. F. Morris moved—That the Bill be now read a second time.

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

- 26 CUSTOMS UNDERTAKINGS (PENALTIES) AMENDMENT BILL 1985: Mr Jones (Minister representing the Minister for Industry, Technology and Commerce) presented a Bill for an Act to amend the *Customs Undertakings (Penalties) Act 1985*, and for related purposes.

Bill read a first time.

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

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

- 27 CUSTOMS AND EXCISE LEGISLATION AMENDMENT BILL (NO. 2) 1985: Mr Jones (Minister representing the Minister for Industry, Technology and Commerce) presented a Bill for an Act to amend the *Customs Act 1901*, the *Customs Amendment Act 1979* and the *Excise Act 1901*, and for related purposes.

Bill read a first time.

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

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

- 28 **CUSTOMS TARIFF AMENDMENT BILL (NO. 2) 1985:** Mr Jones (Minister representing the Minister for Industry, Technology and Commerce) presented a Bill for an Act to amend the *Customs Tariff Act 1982*.
Bill read a first time.
Mr Jones moved—That the Bill be now read a second time.
Debate adjourned (Mr Beale), and the resumption of the debate made an order of the day for the next sitting.
- 29 **TAXIWAY SYSTEM, SYDNEY (KINGSFORD-SMITH) AIRPORT—APPROVAL OF WORK:** Mr West (Minister for Housing and Construction), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Augmentation of taxiway system, Sydney (Kingsford-Smith) Airport.
Debate ensued.
Question—put and passed.
- 30 **PUBLIC WORKS COMMITTEE—REFERENCE OF WORK—IMPROVEMENT OF INTERNATIONAL TERMINAL FACILITIES, SYDNEY (KINGSFORD-SMITH) AIRPORT:** Mr West (Minister for Housing and Construction), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: Improvement of international terminal facilities, Sydney (Kingsford-Smith) Airport.
Mr West presented plans in connection with the proposed work.
Debate ensued.
Question—put and passed.
- 31 **HOME AND COMMUNITY CARE BILL 1985:** 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 Howe (Minister representing the Minister for Community Services), the Bill was read a third time.
- 32 **HOME AND COMMUNITY CARE (MISCELLANEOUS AMENDMENTS) BILL 1985:**
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 Howe (Minister representing the Minister for Community Services), the Bill was read a third time.
- 33 **POSTPONEMENT OF ORDER OF THE DAY:** Ordered—That order of the day No. 5, government business, be postponed until a later hour this day.
- 34 **AUSTRALIA CARD—PROPOSED JOINT SELECT COMMITTEE:** Dr Blewett (Minister for Health), pursuant to notice, moved—
(1) That a joint select committee be appointed to inquire into and report on all aspects of the Government's proposals for an Australia Card, including—
(a) the costs of introducing and operating the system;
(b) the likely effectiveness of the proposed system in combatting evasion of, and fraud against, the taxation and welfare systems, and in fulfilling the other purposes for which the system has been proposed;
(c) the most appropriate means of identification which should appear on Australia Cards to ensure the effectiveness of the system;

- (d) the most appropriate method of establishing positive identification of individuals for the purpose of issuing Australia Cards;
 - (e) the experience of other countries in utilising identification systems;
 - (f) the inclusion of adequate protection against abuses of civil liberties and invasion of privacy;
 - (g) the comparable cost-effectiveness of alternative proposals to combat evasion of, and fraud against, the taxation and welfare systems and the other purposes for which the system has been proposed;
 - (h) whether use of the Australia Card should be universal and/or compulsory and, if so, for what purposes and by whom;
 - (i) limits which should be placed on the requirement for individuals to produce an Australia Card;
 - (j) the extent to which the Australia Card may facilitate data linkage by Commonwealth departments and authorities, and the most appropriate means whereby such data linkage should be subjected to adequate supervision and safeguards, and
 - (k) other related matters which the committee may deem appropriate.
- (2) That the committee consist of 8 members, 3 Members of the House of Representatives to be nominated by either the Prime Minister, the Leader of the House or the Government Whip, 1 Member of the House of Representatives to be nominated by either the Leader of the Opposition, the Deputy Leader of the Opposition or the Opposition Whip, 1 Member of the House of Representatives to be nominated by either the Leader of the National Party or the National Party Whip, 1 Senator to be nominated by the Leader of the Government in the Senate, 1 Senator to be nominated by the Leader of the Opposition in the Senate and 1 Senator to be nominated by the Leader of the Australian Democrats.
 - (3) That every nomination of a member of the committee be forthwith notified in writing to the President of the Senate and the Speaker of the House of Representatives.
 - (4) That the members of the committee hold office as a joint committee until the House of Representatives is dissolved or expires by effluxion of time.
 - (5) That the committee elect a Government member as its chairman.
 - (6) That the committee elect a deputy chairman who shall perform the duties of the chairman of the committee at any time when the chairman is not present at a meeting of the committee and at any time when the chairman and the deputy chairman are not present at a meeting of the committee the members present shall elect another member to perform the duties of the chairman at that meeting.
 - (7) That 4 members of the committee constitute a quorum of the committee.
 - (8) That the committee have power to send for persons, papers and records.
 - (9) That the committee have power to move from place to place.
 - (10) That the committee have power to adjourn from time to time.
 - (11) That the committee have power to authorise publication of any evidence given before it and any document presented to it.
 - (12) That the committee report by 31 March 1986.
 - (13) That the committee have leave to report from time to time.
 - (14) That the foregoing provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.
 - (15) That a message be sent to the Senate acquainting it of this resolution and requesting that it concur and take action accordingly.

Debate ensued.

Question—put and passed.

- 35 **JUDICIARY AMENDMENT BILL 1985:** 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.

Mr Spender moved the following amendment: Clause 3, page 1, omit the clause, substitute the following clause:

Indictments

“3. Section 69 of the Principal Act is amended by inserting in sub-section (3) ‘or refer the matter to such legal aid authorities as he considers appropriate’ after ‘the accused person’.”

Mr Hodgman addressing the committee—

It being 10.15 p.m.—Progress to be reported.

The House resumed; Mrs Child reported accordingly.

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

Mr Bowen (Attorney-General) 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.

Amendment negated.

Bill agreed to.

Bill to be reported without amendment.

The House resumed; Mrs Child reported accordingly.

On the motion of Mr Bowen, the House adopted the report.

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

Debate ensued.

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

- 36 **MESSAGE FROM THE SENATE—PETROLEUM (SUBMERGED LANDS) (CASH BIDDING) AMENDMENT BILL 1985:** Message No. 161, dated 12 November 1985, from the Senate was reported transmitting for the concurrence of the House a Bill for “*An Act to amend the ‘Petroleum (Submerged Lands) Act 1967’ to provide for the granting of exploration permits by way of cash bidding, and for related purposes*”.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting.

- 37 **MESSAGE FROM THE SENATE—ELECTORAL REFORM—JOINT SELECT COMMITTEE—PROPOSED AMENDMENT OF RESOLUTION OF APPOINTMENT:** The following message from the Senate was reported:

Message No. 162

Mr Speaker,

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

That paragraph (1) of the Resolution agreed to by the Senate and the House of Representatives on 28 February 1985 and 27 February 1985,

respectively, relating to the appointment of the Joint Select Committee on Electoral Reform, be amended to read as follows—

- “(1) That a joint select committee be appointed to inquire into and report upon—
- (a) all aspects of the conduct of elections for the Parliament of the Commonwealth and matters related thereto, including:
 - (i) legislation governing, and the operation of, the Australian Electoral Commission,
 - (ii) the provision of ‘free’ radio time for political messages during election periods,
 - (iii) the provisions of the *Commonwealth Electoral Act 1918* concerning the defamation of candidates for election,
 - (iv) tax deductibility of political donations, and
 - (v) the establishment of fixed formulae for determining the number of Senators and Members of the House of Representatives to which the Australian Capital Territory, the Northern Territory and other territories are entitled; and
 - (b) such other matters relating to Australian electoral laws and practices as may be referred to it by either House of the Parliament.”.

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

D. MCCLELLAND
President

The Senate,
Canberra, 13 November 1985

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

38 MESSAGE FROM THE SENATE—INTERSTATE ROAD TRANSPORT CHARGE BILL 1985: The following message from the Senate was reported:

Message No. 163

Mr Speaker,

The Senate returns to the House of Representatives the Bill for “*An Act to impose a charge by way of or in the nature of a tax in respect of the registration of a motor vehicle or trailer under the ‘Interstate Road Transport Act 1985’*”, and acquaints the House that the Senate has agreed to the Bill as amended by the House at the request of the Senate.

D. MCCLELLAND
President

The Senate,
Canberra, 13 November 1985

39 CUSTOMS TARIFF (STAND-BY DUTY) BILL 1985: 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.

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

AYES, 73

Mr Baldwin	Mr Dubois	Mrs Jakobsen	Mr O'Keefe
Mr Beazley	Mr Duffy	Mr Jones	Mr O'Neil
Mr Beddall	Mr Duncan	Mrs Kelly	Mr Punch
Mr Bilney	Mr R. F. Edwards	Mr Kent	Mr Saunderson
Mr Blanchard	Ms Fatin	Mr Keogh	Mr Scholes
Dr Blewett	Mr Fitzgibbon	Mr Kerin	Mr Scott*
Mr Bowen	Mr Free	Mr Lamb	Mr Simmons
Mr J. J. Brown	Mr Gayler	Mr Langmore	Mr Snow
Mr R. J. Brown	Mr Gear	Mr Lee	Mr Staples
Mr Brumby	Mr Gorman	Mr Lindsay	Dr Theophanous
Mr Campbell	Mr Grace	Ms McHugh	Mr Tickner
Mr Charles	Mr Griffiths	Mr McLeay	Mr Uren
Mrs Child	Mr Hand	Mr Maher	Mr West
Mr Chynoweth	Mr Hayden	Mr Martin	Mr Willis
Mr Cleeland	Mr Holding	Mrs Mayer	Mr Wright
Mr Cross	Mr Hollis	Mr Mildren	Mr Young
Mr Cunningham*	Mr Howe	Mr Milton	
Mrs Darling	Mr Hurford	Mr A. A. Morris	
Mr Dawkins	Mr Jacobi	Mr P. F. Morris	

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Mr Adermann	Mr Cowan	Mr Hunt	Mr Shack
Mr Andrew*	Mr Dobie	Mr Lloyd	Mr Sharp
Mr Beale	Mr Downer	Mr McGauran	Mr Shipton
Mr Blunt	Mr Drummond	Mr MacKellar	Mr Sinclair
Mr Braithwaite	Dr H. R. Edwards	Mr McVeigh	Mr Slipper
Mr N. A. Brown	Mr Fife	Mr Macphee	Mr Smith
Mr Burr	Mr T. A. Fischer	Mr Miles	Mr Spender
Mr Cadman	Mr P. S. Fisher	Mr Millar	Mrs Sullivan
Mr D. M. Cameron	Mr Goodluck	Mr Moore	Mr Tuckey
Mr E. C. Cameron	Mr Hall	Mr Nehl	Dr Watson
Mr Carlton	Mr Halverson	Mr Porter	Mr Webster
Mr Cobb	Mr Hicks*	Mr Reith	Mr White
Mr Connolly	Mr Hodges	Mr Rocher	Mr Wilson
Mr Conquest	Mr Hodgman	Mr Ruddock	

* Tellers

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

Leave granted for third reading to be moved forthwith.

On the motion of Mr Jones (Minister representing the Minister for Industry, Technology and Commerce), the Bill was read a third time.

40 **ADJOURNMENT:** Mr Jones (Minister for Science) moved—That the House do now adjourn.

Mr Hodgman rising to address the House—

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

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

And the question—That the House do now adjourn—was put accordingly, and passed.

And then the House, at 11.37 p.m., adjourned until tomorrow at 10 a.m.

PAPERS: The following papers were deemed to have been presented on 13 November 1985:

Quarantine Act—Determinations (2) fixing fees pursuant to section 86E, dated 29 October 1985.

States Grants (Tertiary Education Assistance) Act 1984—Statements of particulars of directions dated 12 November 1985 given under—

Sub-sections 37 (1) and 41 (2).

Sub-section 41 (3A).

Sub-section 41 (1).

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Aldred*, Dr Charlesworth, Mr Humphreys*, Mr Katter and Mr Price.

* On leave

A. R. BROWNING
Clerk of the House of Representatives