

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 85

FRIDAY, 11 APRIL 1986

- 1 The House met, at 10 a.m., pursuant to adjournment. Madam Speaker (the Honourable Joan Child) took the Chair, and read Prayers.
- 2 **DECLARATION OF AFFIRMATIVE ACTION (EQUAL EMPLOYMENT OPPORTUNITY FOR WOMEN) BILL 1986 AS URGENT BILL—LIMITATION OF DEBATE:** Mr Young (Leader of the House) declared that the Affirmative Action (Equal Employment Opportunity for Women) Bill 1986 was an urgent Bill.
- Question—That the Bill be considered an urgent Bill—put.
The House divided (the Speaker, Mrs Child, in the Chair)—

AYES, 68

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

NOES, 51

Mr Adermann	Mr Conquest	Mr Hodgman	Mr Porter
Mr Aldred	Mr Dobie	Mr Katter	Mr Reith
Mr Beale	Mr Downer	Mr Lloyd	Mr Robinson
Mr Blunt	Mr Drummond	Mr McArthur	Mr Rocher
Mr Braithwaite	Dr H. R. Edwards	Mr McGauran	Mr Shack
Mr N. A. Brown	Mr Fife	Mr MacKellar	Mr Shipton
Mr Burr	Mr T. A. Fischer	Mr McVeigh	Mr Sinclair
Mr D. M. Cameron	Mr P. S. Fisher	Mr Macphee	Mr Smith
Mr E. C. Cameron*	Mr Goodluck	Mr Miles	Mrs Sullivan
Mr Carlton	Mr Hall	Mr Millar	Mr Tuckey
Mr Cobb	Mr Halverson	Mr Moore	Dr Watson
Mr Coleman	Mr Hawker	Mr Nehl	Mr Webster
Mr Connolly	Mr Hicks*	Mr Peacock	

* Tellers

And so it was resolved in the affirmative.

Allotment of time: Mr Young then moved—That the time allotted in connection with the Bill be as follows:

- (a) For the remainder of the committee stage, until 12 noon this day.
- (b) For the remaining stages, until 12.05 p.m. this day.

Debate ensued.

Question—put.

The House divided (the Speaker, Mrs Child, in the Chair)—

AYES, 71

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

NOES, 56

Mr Adermann	Mr Conquest	Mr Hodges	Mr Porter
Mr Aldred	Mr Dobie	Mr Hodgman	Mr Reith
Mr Beale	Mr Downer	Mr Katter	Mr Robinson
Mr Blunt	Mr Drummond	Mr Lloyd	Mr Rocher
Mr Braithwaite	Dr H. R. Edwards	Mr McArthur	Mr Shack
Mr N. A. Brown	Mr Everingham	Mr McGauran	Mr Sharp
Mr Burr	Mr Fife	Mr MacKellar	Mr Shipton
Mr D. M. Cameron	Mr T. A. Fischer	Mr McVeigh	Mr Sinclair
Mr E. C. Cameron*	Mr P. S. Fisher	Mr Macphee	Mr Slipper
Mr I. M. D. Cameron	Mr Goodluck	Mr Miles	Mr Smith
Mr Carlton	Mr Hall	Mr Millar	Mrs Sullivan
Mr Cobb	Mr Halverson	Mr Moore	Mr Tuckey
Mr Coleman	Mr Hawker	Mr Nehl	Dr Watson
Mr Connolly	Mr Hicks*	Mr Peacock	Mr Webster

* Tellers

And so it was resolved in the affirmative.

3 AFFIRMATIVE ACTION (EQUAL EMPLOYMENT OPPORTUNITY FOR WOMEN)

BILL 1986: The order of the day having been read for the further consideration of the Bill in committee, the House resolved itself into a committee of the whole.

In the committee

Clause 1—

Debate resumed on the clause and on the amendment moved by Mr Sinclair (Leader of the National Party of Australia), viz.: Omit the clause, substitute the following clause:

Short title

"1. This Act may be cited as the *Equal Opportunity in Employment Act 1986*."

Limitation of debate: At 12 noon, the Chairman having called the attention of the committee to the fact that the time allotted for the remainder of the committee stage had expired—

Question—That the clause proposed to be omitted stand part of the Bill—put.

The committee divided (the Chairman, Mr McLeay, in the Chair)—

AYES, 73

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

NOES, 57

Mr Adermann	Mr Conquest	Mr Hodgman	Mr Rocher
Mr Aldred	Mr Dobie	Mr Katter	Mr Shack
Mr Beale	Mr Downer	Mr Lloyd	Mr Sharp
Mr Blunt	Mr Drummond	Mr McArthur	Mr Shipton
Mr Braithwaite	Dr H. R. Edwards	Mr McGauran	Mr Sinclair
Mr N. A. Brown	Mr Everingham	Mr MacKellar	Mr Slipper
Mr Burr	Mr Fife	Mr Macphee	Mr Smith
Mr Cadman	Mr T. A. Fischer	Mr Miles	Mr Spender
Mr D. M. Cameron	Mr P. S. Fisher	Mr Millar	Mrs Sullivan
Mr E. C. Cameron*	Mr Goodluck	Mr Moore	Mr Tuckey
Mr I. M. D. Cameron	Mr Hall	Mr Nehl	Dr Watson
Mr Carlton	Mr Halverson	Mr Peacock	Mr Webster
Mr Cobb	Mr Hawker	Mr Porter	
Mr Coleman	Mr Hicks*	Mr Reith	
Mr Connolly	Mr Hodges	Mr Robinson	

* Tellers

And so it was resolved in the affirmative.

Further question—That the remainder of the Bill and the amendments circulated by the Government be agreed to, and that the Bill be reported with amendments—put and passed.

The amendments circulated by the Government were accordingly made in the Bill, and are as follows:

Clause 19—

Page 10, line 32, after “may” insert “, subject to sub-section (2).”.

Page 10, at the end of the clause add the following sub-clause:

“(2) Where the Director proposes to name a relevant employer in a report under sub-section 12 (1) or (2), the Director shall, not less than 28 days before the day on which the report is submitted to the Minister, furnish the relevant employer with a notice in writing stating that the Director proposes so to name the employer and specifying the reasons for the proposal.”.

Clause 32—

Page 14, lines 8-10, omit all words from “of the Director” to “this Act” (both inclusive), substitute “under an arrangement in force under section 33”.

Page 14, lines 30-32, omit all words from “of the Director” to “this Act” (both inclusive), substitute “under an arrangement in force under section 33”.

Page 15, line 7, omit “sub-section 33 (4)”, substitute “section 33”.

Clause 33, page 15, after sub-clause (4) insert the following sub-clause:

“(4A) In relation to higher education institutions, the Minister may make an arrangement with a Minister of a State for the Director and an officer of the State to co-operate, to the extent specified in the arrangement, in—

- (a) exchanging information relating to the development and implementation of affirmative action programs; and
- (b) developing guidelines to be issued under paragraph 10 (1) (b).”.

The House resumed; Mr McLeay reported accordingly.

Limitation of debate: The time allotted for the remaining stages of the Bill having expired—

Question—That the report be adopted and the Bill be now read a third time—
put and passed—Bill read a third time.

- 4 VETERANS' ENTITLEMENTS BILL 1985—SENATE'S MESSAGE NO. 175: The order of the day having been read for the consideration of Message No. 175 from the Senate (*reported 29 November 1985, see page 663*)—

Statement by Madam Speaker—Power of House in respect of money bills:
Madam Speaker made the following statement:

Before calling the Chairman of Committees, I draw the attention of the House to the constitutional question this message involves. The message purports to repeat the requests for amendments contained in Message No. 166 which the House rejected at its sitting of 28 November 1985. The “right” of the Senate to repeat and thereby press or insist on a request for an amendment has never been accepted by the House of Representatives.

On several previous occasions when a request was pressed on the House by repetition the House had regard to the claim that the public welfare required passage of the legislation which was the subject of the pressed request and gave the pressed request the House's consideration notwithstanding that the House resolved to refrain from determining its constitutional rights. The House so informed the Senate of the terms of its resolution in its message to the Senate in reply.

It is not certain whether the Senate's “right” to press a request by repetition is justiciable in the courts. However it is a matter of constitutional propriety as between the Houses based on the provisions of sections 53 to 57 of the Constitution. Strong arguments that the Constitution does not give the Senate the right to press a request were advanced by Quick and Garran who were intimately involved in the development of the Constitution. Their views may be found on pages 671-2 of their treatise on the Constitution.

In 1943, some 40 years later, the question was examined by 4 eminent constitutional lawyers, Garran, Knowles, Bailey and Castieau, who, after considering other learned opinion, summed up the question in the following words:

“In our opinion, the Constitution in denying the right of amendment and conferring the right of request intended a substantial difference. In this we respectfully agree with the views expressed by Sir Harrison Moore, Sir Isaac Isaacs and Sir John Latham. We think it clear that the Constitution did not intend to stultify itself by giving back in one clause what it had taken away in another. The essence of the difference between request and amendment is that in the case of a request the right of decision as to the form of the Bill rests solely with the House of Representatives. To press a request is to insist upon it—which is a contradiction in terms, and also in our opinion unconstitutional.”.

Other more recent legal opinion has been of a similar view, including the opinions of Professors Richardson, Sawyer and Pearce.

I respectfully agree with these opinions, as did Speaker Snedden on 21 October 1981 and Speaker Jenkins as recently as 20 August 1985.

It rests with the House whether it will consider Message No. 175 insofar as it purports to press the requests that were contained in Message No. 166. Mr Holding (Minister representing the Minister for Veterans' Affairs) moved—That this House—

- (1) endorses the statement of the Speaker in relation to the constitutional questions raised by Message No. 175 transmitted from the Senate in relation to the Veterans' Entitlements Bill 1985;
- (2) refrains from the determination of its constitutional rights in respect of such message, and
- (3) resolves to consider the message in committee of the whole House forthwith.

Debate ensued.

Question—put and passed.

The House resolved itself into a committee of the whole.

In the committee

Paper: Mr Holding presented the following paper:

Veterans' Entitlements Bill 1985—Explanatory notes.

Mr Holding made a statement on the Government's intentions in relation to the Bill and moved—That the amendments requested by the Senate be not made.

Paper: Mr Holding, by leave, presented the following paper:

Veterans' Entitlements (Transitional Provisions and Consequential Amendments) Bill 1985—Copy of letter from Senator Michael Tate, Chairman, Senate Standing Committee for the Scrutiny of Bills, to Senator the Hon. A. T. Gietzelt, Minister for Veterans' Affairs, dated 12 March 1986.

Debate ensued.

It being approximately 12.45 p.m., in accordance with sessional order 101A—Progress to be reported.

The House resumed; Mr McLeay reported accordingly.

Ordered—That the House will, at a later hour this day, again resolve itself into the said committee.

5 QUESTIONS: Questions without notice being asked—

Suspension of standing and sessional orders—Motion of censure of Prime Minister: Mr Howard (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Leader of the Opposition moving forthwith a motion of censure of the Prime Minister.

Debate ensued.

Question—put and passed, with the concurrence of an absolute majority.

Prime Minister—Motion of censure: Mr Howard moved—That this House censures the Prime Minister for—

- (1) his weak and abject failure to dismiss the Minister for Trade;
- (2) condoning the failure of the Minister for Trade to make full and frank disclosure of matters which may have given rise to a conflict of interest;
- (3) allowing the Minister for Trade to remain within the Ministry despite his proven record of poor judgment and a failure to understand the propriety demanded of a Minister;
- (4) breaking his promise that Ministers in his Government would disclose any matters which may involve a conflict of interest;
- (5) his failure to maintain proper standards of ministerial conduct;
- (6) his blatant double standards relating to ministerial propriety;
- (7) his expedient and opportunistic interpretation of rules he himself has laid down for the conduct of Ministers, and

(8) his continued choice of cronyism and factional survival in preference to his duty as Prime Minister to maintain both real and apparent standards of integrity.

Debate ensued.

Paper: Mr Hawke (Prime Minister), by leave, presented the following paper:

Ministers—Return of private interests—Explanatory notes.

Debate continued.

Closure: Mr Young (Leader of the House) moved—That the question be now put.

Question—That the question be now put—put.

The House divided (the Speaker, Mrs Child, in the Chair)—

AYES, 74

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

NOES, 54

Mr Adermann	Mr Connolly	Mr Howard	Mr Robinson
Mr Aldred	Mr Dobie	Mr Hunt	Mr Rocher
Mr Beale	Mr Downer	Mr Katter	Mr Ruddock
Mr Blunt	Mr Drummond	Mr Lloyd	Mr Shack
Mr Braithwaite	Dr H. R. Edwards	Mr McArthur	Mr Sharp
Mr N. A. Brown	Mr Fife	Mr MacKellar	Mr Shipton
Mr Burr	Mr T. A. Fischer	Mr Macphee	Mr Sinclair
Mr Cadman	Mr Goodluck	Mr Miles	Mr Slipper
Mr D. M. Cameron	Mr Hall	Mr Millar	Mr Spender
Mr E. C. Cameron*	Mr Halverson	Mr Moore	Mrs Sullivan
Mr I. M. D. Cameron	Mr Hawker	Mr Nehl	Mr Tuckey
Mr Carlton	Mr Hicks*	Mr Peacock	Mr Webster
Mr Cobb	Mr Hodges	Mr Porter	
Mr Coleman	Mr Hodgman	Mr Reith	

* 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 Speaker, Mrs Child, in the Chair)—

AYES, 53

Mr Adermann	Mr Dobie	Mr Hunt	Mr Rocher
Mr Aldred	Mr Downer	Mr Katter	Mr Ruddock
Mr Beale	Mr Drummond	Mr Lloyd	Mr Shack
Mr Blunt	Dr H. R. Edwards	Mr McArthur	Mr Sharp
Mr Braithwaite	Mr Fife	Mr MacKellar	Mr Shipton
Mr N. A. Brown	Mr T. A. Fischer	Mr Macphee	Mr Sinclair
Mr Burr	Mr Goodluck	Mr Miles	Mr Slipper
Mr Cadman	Mr Hall	Mr Millar	Mr Spender
Mr D. M. Cameron	Mr Halverson	Mr Moore	Mrs Sullivan
Mr E. C. Cameron*	Mr Hawker	Mr Nehl	Mr Tuckey
Mr Carlton	Mr Hicks*	Mr Peacock	Mr Webster
Mr Cobb	Mr Hodges	Mr Porter	
Mr Coleman	Mr Hodgman	Mr Reith	
Mr Connolly	Mr Howard	Mr Robinson	

NOES, 74

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

* Tellers

And so it was negatived.

Questions without notice concluded.

6 **SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED:** Mr Sinclair (Leader of the National Party of Australia) moved—That so much of the standing and sessional orders be suspended as would prevent the Minister for Trade making an immediate statement to this House to explain his duplicity in not disclosing the potential conflict of interest in his participating in the Cabinet sub-committee on the Bell Resources takeover bid for BHP and why he does not resign forthwith.

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

Question—put.

The House divided (the Speaker, Mrs Child, in the Chair)—

AYES, 73

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

NOES, 52

Mr Adermann	Mr Coleman	Mr Hodges	Mr Reith
Mr Aldred	Mr Connolly	Mr Hodgman	Mr Robinson
Mr Beale	Mr Dobie	Mr Hunt	Mr Rocher
Mr Blunt	Mr Downer	Mr Katter	Mr Ruddock
Mr Braithwaite	Mr Drummond	Mr Lloyd	Mr Shack
Mr N. A. Brown	Dr H. R. Edwards	Mr McArthur	Mr Sharp
Mr Burr	Mr Fife	Mr MacKellar	Mr Shipton
Mr Cadman	Mr T. A. Fischer	Mr Macphee	Mr Sinclair
Mr D. M. Cameron	Mr Goodluck	Mr Miles	Mr Slipper
Mr E. C. Cameron*	Mr Hall	Mr Moore	Mr Spender
Mr I. M. D. Cameron	Mr Halverson	Mr Nehl	Mrs Sullivan
Mr Carlton	Mr Hawker	Mr Peacock	Mr Tuckey
Mr Cobb	Mr Hicks*	Mr Porter	Mr Webster

* Tellers

And so it was resolved in the affirmative.

Adjournment negatived: It being past 3.45 p.m.—The question was proposed—
That the House do now adjourn.

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

Debate continued.

Question—That the motion be agreed to—put.

The House divided (the Speaker, Mrs Child, in the Chair)—

AYES, 51

Mr Adermann	Mr Connolly	Mr Hunt	Mr Robinson
Mr Aldred	Mr Dobie	Mr Katter	Mr Rocher
Mr Beale	Mr Downer	Mr Lloyd	Mr Ruddock
Mr Blunt	Mr Drummond	Mr McArthur	Mr Shack
Mr Braithwaite	Dr H. R. Edwards	Mr MacKellar	Mr Sharp
Mr N. A. Brown	Mr Fife	Mr Macphee	Mr Shipton
Mr Burr	Mr T. A. Fischer	Mr Miles	Mr Sinclair
Mr Cadman	Mr Goodluck	Mr Millar	Mr Slipper
Mr D. M. Cameron	Mr Hall	Mr Moore	Mr Spender
Mr E. C. Cameron*	Mr Halverson	Mr Nehl	Mrs Sullivan
Mr Carlton	Mr Hawker	Mr Peacock	Mr Tuckey
Mr Cobb*	Mr Hodges	Mr Porter	Mr Webster
Mr Coleman	Mr Hodgman	Mr Reith	

NOES, 73

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

* Tellers

And so it was negatived.

- 7 PAPER:** The following paper was presented:
 Australian Heritage Commission Act—Australian Heritage Commission—9th Report and financial statements, together with the Auditor-General's Report, for 1984-85.
- 8 REMUNERATION TRIBUNAL—REPORT—MOTION TO TAKE NOTE OF PAPER:** Mr Young (Special Minister of State) presented the following paper:
 Remuneration Tribunals Act—Remuneration Tribunal—Report of inquiry into compensation for Ministers, Members of the Commonwealth Parliament, the Federal Judiciary and Members of the Inter-State Commission.
 Mr Dawkins (Minister for Trade) 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.
- 9 PETITIONS:** The Clerk announced that the following Members had each lodged petitions for presentation, viz.:
- Mr E. C. Cameron, Mr Cunningham, Dr H. R. Edwards, Mr Kent, Mr Lloyd, Mr McArthur and Mr Mildren—from certain citizens praying that the national flag not be changed except by a referendum.
 - Mr Ruddock—from certain citizens in similar terms.
 - Mr Grace, Mr Hollis, Mr Kent, Mr Price, Mr Ruddock and Mr Staples—from certain citizens praying that the Government of Sri Lanka be persuaded to pursue a political solution to allow the Tamils to live in peace and dignity and certain other action be taken to aid the Tamils.
 - Mr Cobb, Mr Hicks, Mr Ruddock and Mr Tuckey—from certain citizens praying that the commitment to the oil import parity pricing policy be honoured.
 - Mr Cowan, Dr H. R. Edwards, Mr Lee and Mr Sharp—from certain citizens praying that the standard pension be raised to 25% of average weekly earnings and certain other action be taken to assist pensioners and low income earners.
 - Mr Free, Mr Grace and Mr Price—from certain residents of New South Wales praying that the Western Sydney State University be established in conjunction with the NSW Government.
 - Mr Blunt and Mr Robinson—from certain residents of the Divisions of Richmond and Page, respectively, praying that the Australian Bill of Rights Bill be repealed.
 - Mr Cobb and Mr Slipper—from certain residents of the Division of Parkes and Queensland, respectively, praying that the right to work be acknowledged and protected and that certain other action be taken to protect workers.
 - Mr Kent and Mr Staples—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 Blanchard—from certain citizens praying that Australia urge the United States of America to halt aid for the Contras.
 - Mr Blunt—from certain residents of the Division of Richmond praying that the superannuation claims of the trade union movement be rejected and superannuation be allowed to develop without trade union domination.
 - Mr Blunt—from certain residents of the Division of Richmond praying that a bi-partisan commitment to world-wide nuclear disarmament be made.
 - Mr Cadman—from certain citizens praying that proclamation of the Australian Bill of Rights Bill be delayed until a referendum has been held.
 - Mr Cadman—from certain citizens praying that private psychologist services be included in Medicare.
 - Mr Cleland—from certain citizens praying that lease of the Pine Gap facilities to the United States of America be subject to the USA agreeing to Soviet proposals concerning nuclear disarmament.

- Mr Cunningham—from certain citizens praying that the Flags Amendment Bill receive a speedy passage.
- Mr Kent—from certain citizens praying that the decision to close the Enterprise Migrant Hostel, Vic., be reversed.
- Mr Kent—from certain citizens praying for official recognition of the African National Congress and the South West Africa Peoples Organisation and that certain other financial and humanitarian support be given to the South African and Namibian people.
- Mr Lee—from certain citizens praying that a Medicare office be established in Wyong, NSW, as soon as possible.
- Mr Martin—from certain citizens praying that anti-monopolisation measures and certain other action be taken to assist price control.
- Mr Nehl—from certain citizens and from certain electors of the Division of Cowper praying that the Australian Bill of Rights Bill and associated bills be rejected, the Human Rights and Equal Opportunity Commission be abolished and ratification of the Covenant on Civil and Political Rights be withdrawn.
- Mr Rocher—from certain citizens praying that the existing national flag remain sacrosanct.
- Mr Slipper—from certain residents of the Division of Fisher in the same terms as the last preceding petition.
- 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 Slipper—from certain citizens praying that measures be taken to reduce the burden of imposed costs and regulation on Australian horticultural growers.
- Mr Slipper—from certain citizens praying that family allowance payments be restored to their former level.
- Mr Slipper—from certain residents of the Division of Fisher praying that home loan interest rates be tax deductible.
- 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 1985 tax proposals outlined in the Government's White Paper be rejected.
- Mr Slipper—from certain residents of the Division of Fisher praying that means be sought for the protection of the people's interests to reverse the decision to hand Ayer's Rock over to an Aboriginal Land Council.
- Mr Snow—from certain citizens praying that the Plant Variety Rights Act be stopped.
- Mr Staples—from certain citizens praying that the introduction of a compulsory identification card be rejected.
- Mr Staples—from certain citizens praying that the export of koalas be discontinued, their habitats be revegetated and funding be made available for research into koala diseases.
- Mr Staples—from certain citizens praying that there be no increase in State aid to private schools and that the primary obligation to government schools be reaffirmed.
- Mr Staples—from certain citizens praying that Australia use its influence to establish a nuclear test moratorium and comprehensive nuclear test ban treaty.
- Mr Tickner—from certain citizens praying that new initiatives be taken to encourage all member states of the United Nations to conclude a treaty banning all nuclear weapons tests and that certain other action be taken in relation to nuclear weapons tests.
- Mr Tickner—from certain residents of New South Wales praying that an additional nuclear reactor not be constructed at Lucas Heights.

Dr Watson—from certain residents of Queensland praying that no action be taken to change the national flag.

Petitions received.

- 10 **PROPOSED DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—HOUSING:** The House was informed that Mr Beale had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The serious plight of families with building society mortgages resulting from the Government's broken promises on housing".

The proposed discussion having received the necessary support—

Mr Beale rising to address the House—

Mr Young (Leader of the House) moved—That the business of the day be called on.

Question—put.

The House divided (the Speaker, Mrs Child, in the Chair)—

AYES, 72

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

NOES, 45

Mr Aldred	Mr Connolly	Mr Hunt	Mr Ruddock
Mr Beale	Mr Dobie	Mr McArthur	Mr Shack
Mr Blunt	Mr Downer	Mr MacKellar	Mr Sharp
Mr Braithwaite	Mr Drummond	Mr Macphee	Mr Shipton
Mr N. A. Brown	Dr H. R. Edwards	Mr Miles	Mr Sinclair
Mr Burr	Mr Fife	Mr Millar	Mr Slipper
Mr Cadman	Mr T. A. Fischer	Mr Moore	Mr Spender
Mr D. M. Cameron	Mr Hall	Mr Nehl	Mrs Sullivan
Mr E. C. Cameron*	Mr Halverson	Mr Peacock	Mr Webster
Mr Carlton	Mr Hawker	Mr Porter	
Mr Cobb*	Mr Hodges	Mr Reith	
Mr Coleman	Mr Hodgman	Mr Rocher	

* Tellers

And so it was resolved in the affirmative.

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

11 April 1986—Message No. 233—Builders Labourers' Federation (Cancellation of Registration) 1986.

- 12 **MESSAGE FROM THE SENATE—BUILDERS LABOURERS' FEDERATION (CANCELLATION OF REGISTRATION—CONSEQUENTIAL PROVISIONS) BILL 1986:** The following message from the Senate was reported:

Message No. 234

Madam Speaker,

The Senate returns to the House of Representatives the Bill for "*An Act to enact certain provisions consequential upon the cancellation of the registration under the 'Conciliation and Arbitration Act 1904' of The Australian Building Construction Employees' and Builders Labourers'*

Federation, and for related purposes”, and acquaints the House that the Senate has agreed to the Bill with the Amendments indicated by the annexed Schedule, in which Amendments the Senate requests the concurrence of the House of Representatives.

D. McCLELLAND
President

The Senate,
Canberra, 11 April 1986

Ordered—That the amendments be taken into consideration, in committee of the whole House, forthwith.

In the committee

SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE

No. 1—Page 3, paragraph 5 (1) (a), lines 33 to 35, leave out the paragraph.

No. 2—Page 3, before paragraph 5 (1) (b), insert the following new paragraph:

“(a) a period of 5 years has elapsed from the day of commencement of the *Builders Labourers’ Federation (Cancellation of Registration) Act 1986*”.

Mr Willis (Minister for Employment and Industrial Relations) moved—That the amendments be agreed to.

Debate ensued.

Mr Hodgman addressing the committee—

Closure: Mr Young (Leader of the House) moved—That the question be now put.

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

And the question—That the amendments be agreed to—was put accordingly, and passed.

Resolution to be reported.

The House resumed; Mr Drummond reported accordingly.

Mr Willis moved—That the report be adopted.

Debate ensued.

Question—put and passed.

13 **ADJOURNMENT**: Mr Young (Leader of the House) moved—That the House do now adjourn.

Question—put and passed.

And then the House, at 4.39 p.m., adjourned until Monday next at 2 p.m.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Andrew, Mr Bilney, Mr Cowan, Mrs Darling, Mr Fitzgibbon, Mr Jull, Mr Keating, Mr Milton, Mr White and Mr Wilson.

A. R. BROWNING
Clerk of the House of Representatives