

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 131

TUESDAY, 21 OCTOBER 1986

1 The House met, at 2 p.m., pursuant to adjournment. Madam Speaker (the Honourable Joan Child) took the Chair, and read Prayers.

2 **QUESTIONS:** Questions without notice were asked.

3 **PAPER:** Madam Speaker, in replying to a question, presented the following paper:
Baltic States of Latvia, Lithuania and Estonia—Human rights under USSR—
Copy of letter from the Hon. Joan Child, Speaker of the House of Representatives, to His Excellency August Voss, Chairman of the Council of Nationalities, Grand Kremlin Palace, Moscow, dated 25 September 1986, transmitting resolution of the House of 25 September 1986.

4 **PAPERS:** The following papers were presented:

Australian Capital Territory—

Bookmakers Licensing Committee—Report for 1985-86.

Pollution Control Authority—Report for period 2 November 1984 to 30 June 1985 on the operation of the—

Air Pollution Ordinance.

Water Pollution Ordinance.

Steel Industry Authority Act—Steel Industry Authority—Report for 1985-86.

5 **ECONOMIC PLANNING ADVISORY COUNCIL—REPORT—MOTION TO TAKE NOTE OF PAPER:** Mr Jones (Minister for Science) presented the following paper:
Economic Planning Advisory Council Act—Economic Planning Advisory Council—Report for 1985-86.

Mr Young (Leader of the House) moved—That the House take note of the paper. Debate adjourned (Mr Sinclair—Leader of the National Party of Australia), and the resumption of the debate made an order of the day for the next sitting.

6 **PAPER:** Mr N. A. Brown (Deputy Leader of the Opposition), by leave, during a personal explanation, presented the following paper:

Income tax: the Australian Traineeship System—Taxation ruling No. IT2364 by Commissioner of Taxation, dated 19 September 1986.

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

Mr Andrew, Mr Cadman, Mr I. M. D. Cameron, Mr Drummond, Dr H. R. Edwards, Mr Hawker, Mr Hodgman, Mr Jacobi, Mr Rocher, Mr Ruddock, Mr Shipton, Mr Smith, Mr Staples and Mr Tickner—from certain citizens praying that the closure of post office agencies be prevented and their services be extended.

Mr Blunt, Mr Cadman, Mr Coleman, Mr Dobie, Dr H. R. Edwards, Mr Gorman, Mr Hodgman, Mr Ruddock, Mr Tickner and Mr West—from

- certain citizens praying that the Anzac Rifle Range, Malabar, NSW, be retained.
- Mr Hollis, Mr Kent, Mr Langmore, Ms McHugh, Mr Milton, Mr Scott, Mr Staples and Mr Tickner—from certain citizens praying that Australia use its influence to establish a nuclear test moratorium and comprehensive nuclear test ban treaty.
- Mr Kent, Mr Milton, Mr Scott and Mr Staples—from certain citizens praying that importation of cobalt 60 and other radioactive substances be banned and regulations permitting irradiation of food in Australia be disallowed.
- Mr Braithwaite, Mr Cobb and Mr Hicks—from certain citizens praying that the fringe benefits tax legislation be repealed.
- Mr Andrew, Mr Cadman and Mr Rocher—from certain citizens in similar terms to the last preceding petition.
- Mr Gorman, Ms McHugh and Mr Tickner—from certain citizens praying that policies relating to overseas students which were contained in the 1986-87 Budget be reviewed.
- Mr Andrew and Mr Hawker—from certain citizens praying that family allowance payments be increased and proposed changes to the spouse rebate be rejected.
- Mr Drummond and Mr Rocher—from certain citizens in similar terms to the last preceding petition.
- Mr Coleman and Mr Ruddock—from certain citizens praying that funding be restored to the English as a second language and multicultural education programs.
- Dr H. R. Edwards—from certain citizens; and Mr Robinson—from certain residents of the Division of Page praying that the Australian Bill of Rights Bill be repealed.
- Dr H. R. Edwards and Dr Watson—from certain citizens praying that the assets test, capital gains tax, fringe benefits tax and tax on lump sum superannuation be repealed.
- Mr Macphee and Mr Shipton—from certain citizens praying that the Flags Amendment Bill receive a speedy passage.
- Mr Blunt—from certain residents of the Division of Richmond praying that the capital gains tax be repealed.
- Mr Cadman—from certain citizens praying that the decision to close the Wollongong office of the Department of Immigration and Ethnic Affairs be reversed.
- 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 residents of New South Wales praying that the Western Sydney State University be established in conjunction with the NSW Government.
- Mrs Darling—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 to be taken to aid the Tamils.
- Mrs Darling—from certain residents of Queensland praying that the introduction of the tertiary administration fee be opposed.
- Mr Martin—from certain citizens in similar terms to the last preceding petition.
- Mr Drummond—from certain citizens praying that the fringe benefits tax be cancelled.
- Mr Drummond—from certain citizens praying that the Extradition (Foreign States) Act be amended to protect the rights of accused persons.
- Mr Drummond—from certain residents of Western Australia praying that the 20% sales tax on wine be cancelled.
- Mr Halverson—from certain residents of Victoria praying that the fringe benefits tax legislation be withdrawn.

Mr Hawker—from certain citizens praying that the commitment to the oil import parity pricing policy be honoured.

Mr Hawker—from certain citizens praying that the assets test on pensions be repealed.

Mr Hawker—from certain citizens praying that the Australian Bill of Rights Bill be opposed and certain other action be taken in relation to the Bill.

Mr Hawker—from certain citizens praying that the national flag not be changed except by a referendum.

Mr Ruddock—from certain citizens in similar terms to the last preceding petition.

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 announcers on the Albanian program on radio 3EA be replaced with community representatives.

Mr Lloyd—from certain electors of the Division of Murray praying that SBS television be made available to their electorate.

Mr Macphee—from certain citizens praying that certain action be taken to prevent the extinction of Aboriginal and Islander languages.

Mr Milton—from certain residents of Victoria praying that the decision to sell uranium to France be reversed.

Mr Moore—from certain citizens praying that full funding be restored to the English as a second language program.

Mr Shipton—from certain residents of Victoria praying that certain action be taken in relation to child care services.

Mr Staples—from certain citizens praying that any proposal to legislate for the establishment of plant variety rights in Australia be rejected.

Mr Staples—from certain citizens praying that 1988 be proclaimed the first International Earth Repair Year.

Mr Staples—from certain citizens praying that certain action be taken to relieve housing-related poverty.

Mr Staples—from certain citizens praying that a national park be set aside for wild horses and action be taken to ensure that killing of feral animals is undertaken in a humane manner.

Mr Staples—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 Tickner—from certain citizens praying that an Australian republic be created on or before 1 January 1988.

Mr Tickner—from certain citizens praying that the Lucas Heights nuclear reactor be closed down immediately and permanently.

Mr Tickner—from certain citizens praying that the export of kangaroo products be banned and action be taken to prohibit the commercial killing of kangaroos.

Mr Tickner—from certain residents of New South Wales; and from certain residents of Sutherland Shire, NSW, 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.

- 8 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—ECONOMIC POLICIES:** The House was informed that Mr Carlton had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The damage and high costs inflicted on all Australians by the failure of the Hawke Government's economic policies".

The proposed discussion having received the necessary support—
Mr Carlton addressed the House.
Discussion ensued.
Discussion concluded.

- 9 **PUBLIC ACCOUNTS COMMITTEE—REPORT—STATEMENT BY MEMBER:** Mr Conquest presented the following report from the Joint Committee of Public Accounts:

258th Report—Finance Minute on 229th Report (Reports of the Auditor-General—1981-82 and September 1982)—

and, by leave, made a statement in connection with the report.

- 10 **STATES GRANTS (TERTIARY EDUCATION ASSISTANCE) AMENDMENT BILL (NO. 2) 1986:** 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 Kerin—Minister for Primary Industry), and the resumption of the debate made an order of the day for a later hour this day.

- 11 **STATES GRANTS (TERTIARY EDUCATION ASSISTANCE) AMENDMENT BILL (NO. 2) 1986:** 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. 189, dated 10 September 1986, 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

Bill, by leave, taken as a whole.

On the motion of Mr Dawkins (Minister representing the Minister for Education), the following amendment was made, after debate: Clause 3, page 3, at the end of the clause add the following word and paragraph:

“; and (d) by adding at the end the following sub-section:

‘(11) For the purposes of the definition of “relevant enrolment” in subsection (1), where the enrolment of a person to undertake a course at a relevant institution entitles the person to undertake a part of that course in more than one year, the person shall be deemed to become enrolled to undertake that course in respect of each year in which the person undertakes a part of that course.’”.

Bill, as amended, agreed to.

Bill to be reported with an amendment.

The House resumed; Mrs Darling reported accordingly.

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

- 12 **AUSTRALIAN NATIONAL UNIVERSITY AMENDMENT BILL 1986:** 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.

In the committee

Bill, by leave, taken as a whole.

On the motion of Mr Dawkins (Minister representing the Minister for Education), the following amendment was made: Clause 2, page 2, at the end of proposed section 29A add the following sub-sections:

“(3) Where a person who is required to pay an amount of higher education administration charge in respect of the enrolment of the person to undertake a course of study or part of a course of study at the University in respect of a year fails to pay that amount to the University before the final payment day for that course or that part of that course in that year, the person shall, unless the Vice-Chancellor otherwise determines, cease to be enrolled to undertake that course or that part of that course during that year.

“(4) For the purposes of this section, where the enrolment of a person to undertake a course of study at the University entitles the person to undertake a part of that course in more than one year, the person shall be deemed to become enrolled to undertake that course in respect of each year in which the person undertakes a part of that course.

“(5) The reference in sub-section (3) to the final payment day for a course or a part of a course in a year is a reference to such day during that year as is determined by the Vice-Chancellor in relation to that course or that part of that course.”

Bill, as amended, agreed to.

Bill to be reported with an amendment.

The House resumed; Mrs Darling reported accordingly.

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

13 CANBERRA COLLEGE OF ADVANCED EDUCATION AMENDMENT BILL 1986: 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.

In the committee

Bill, by leave, taken as a whole.

On the motion of Mr Dawkins (Minister representing the Minister for Education), the following amendment was made: Clause 2, page 2, at the end of proposed section 25A add the following sub-sections:

“(3) Where a person who is required to pay an amount of higher education administration charge in respect of the enrolment of the person to undertake a course of study or instruction or part of a course of study or instruction at the College in respect of a year fails to pay that amount to the College before the final payment day for that course or that part of that course in that year, the person shall, unless the Principal of the College otherwise determines, cease to be enrolled to undertake that course or that part of that course during that year.

“(4) For the purposes of this section, where the enrolment of a person to undertake a course of study or instruction at the College entitles the person to undertake a part of that course in more than one year, the person shall be deemed to become enrolled to undertake that course in respect of each year in which the person undertakes a part of that course.

“(5) The reference in sub-section (3) to the final payment day for a course or a part of a course in a year is a reference to such day during that year as

is determined by the Principal of the College in relation to that course or that part of that course.'".

Bill, as amended, agreed to.

Bill to be reported with an amendment.

The House resumed; Mrs Darling reported accordingly.

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

- 14 **MARITIME COLLEGE AMENDMENT BILL 1986:** 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.

In the committee

Bill, by leave, taken as a whole.

On the motion of Mr Dawkins (Minister representing the Minister for Education), the following amendment was made: Clause 2, page 2, at the end of proposed section 32A add the following sub-sections:

“(3) Where a person who is required to pay an amount of higher education administration charge in respect of the enrolment of the person to undertake a course of study or instruction or part of a course of study or instruction at the College in respect of a year fails to pay that amount to the College before the final payment day for that course or that part of that course in that year, the person shall, unless the Principal otherwise determines, cease to be enrolled to undertake that course or that part of that course during that year.

“(4) For the purposes of this section, where the enrolment of a person to undertake a course of study or instruction at the College entitles the person to undertake a part of that course in more than one year, the person shall be deemed to become enrolled to undertake that course in respect of each year in which the person undertakes a part of that course.

“(5) The reference in sub-section (3) to the final payment day for a course or a part of a course in a year is a reference to such day during that year as is determined by the Principal in relation to that course or that part of that course.’”.

Bill, as amended, agreed to.

Bill to be reported with an amendment.

The House resumed; Mrs Darling reported accordingly.

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

- 15 **OVERSEAS STUDENTS CHARGE AMENDMENT BILL 1986:** 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.

New clause—

On the motion of Mr Jones (Minister for Science), the following new clause was inserted in the Bill:

Declared course

"4A. Section 4A of the Principal Act is amended by omitting '(other than a prescribed educational institution)'."

Bill, as amended, agreed to.

Bill to be reported with an amendment.

The House resumed; Mr McLeay reported accordingly.

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

16 OVERSEAS STUDENTS CHARGE COLLECTION AMENDMENT BILL 1986: 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.

In the committee

Bill, by leave, taken as a whole.

On the motion of Mr Jones (Minister for Science), by leave, the following amendments were made together:

Clause 3—

Page 2, after proposed paragraph 4A (1) (b) insert the following paragraph:

"(ba) a student who is enrolled in a secondary education course at a secondary school as a result of a reciprocal exchange agreement between—

(i) that secondary school and an overseas secondary education institution or an overseas organisation; or

(ii) an organisation in Australia and an overseas secondary education institution, or an overseas organisation,

being an agreement specified by an authorised officer for the purposes of this paragraph;"

Page 3, lines 1 and 2, omit "(not being a declared course)".

Page 3, line 9, after "paragraph (1) (b)" insert "or (ba)".

Page 3, line 13, omit "tertiary".

Page 3, line 15, omit "by the institution in Australia", substitute "for overseas students enrolled at the institution in Australia".

Page 3, line 18, omit "by the overseas tertiary education institution", substitute "for Australian students enrolled at the overseas education institution".

Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr McLeay reported accordingly.

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

17 STUDENT ASSISTANCE AMENDMENT BILL 1986: 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 having been resumed by Mr Shack—

Adjournment negatived: It being 10.15 p.m.—The question was proposed—That the House do now adjourn.

Dr Blewett (Minister for Health) requiring the question to be put forthwith without debate—

Question—put and negatived.

Mr Shack continued his speech.

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

18 **ADJOURNMENT:** Dr Blewett (Minister for Health) moved—That the House do now adjourn.

Debate ensued.

Question—put and passed.

And then the House, at 10.59 p.m., adjourned until tomorrow at 10 a.m.

PAPERS: The following papers were deemed to have been presented on 21 October 1986:

Lands Acquisition Act—Statement of lands acquired by agreement authorised under sub-section 7 (1).

Remuneration Tribunals Act—Remuneration Tribunal—Determination—1986/18
—Holders of public offices on the ACT Health Authority and other bodies.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Beazley, Mr I. M. D. Cameron, Dr Charlesworth, Mr Everingham, Mr Halverson, Mr Hayden, Mr Jacobi*, Mr MacKellar, Mr Moore and Mr White.

*On leave

A. R. BROWNING
Clerk of the House of Representatives