

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 58

TUESDAY, 10 MAY 1988

- 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 **PAPERS:** The following papers were presented:
 Child support: Formula for Australia—Report by the Child Support Consultative Group, dated May 1988.
 Energy 2000—A national energy policy paper—
 Report.
 Statement by Senator Cook, Minister for Resources, dated 28 April 1988.
 Social justice under Labor: Towards a fairer Australia—Report.
- 4 **ENERGY POLICY—PAPERS—MOTION TO TAKE NOTE OF PAPERS:** Mr Beazley (Leader of the House) moved—That the House take note of the following papers:
 Energy 2000—A national energy policy paper—
 Report.
 Statement by Senator Cook, Minister for Resources, dated 28 April 1988.
 Debate adjourned (Mr Fife), and the resumption of the debate made an order of the day for the next sitting.
- 5 **SOCIAL JUSTICE UNDER LABOR—REPORT—MOTION TO TAKE NOTE OF PAPER:**
 Mr Beazley (Leader of the House) moved—That the House take note of the following paper:
 Social justice under Labor: Towards a fairer Australia—Report.
 Debate adjourned (Mr Fife), and the resumption of the debate made an order of the day for the next sitting.
- 6 **CHILD SUPPORT CONSULTATIVE GROUP—REPORT—MOTION TO TAKE NOTE OF PAPER:** Mr Beazley (Leader of the House) moved—That the House take note of the following paper:
 Child support: Formula for Australia—Report by the Child Support Consultative Group, dated May 1988.
 Debate adjourned (Mr Fife), and the resumption of the debate made an order of the day for the next sitting.
- 7 **MESSAGE FROM THE SENATE:** A message from the Senate was reported returning the following Bill without amendment:
 29 April 1988—Message No. 159—Communications Legislation Amendment (No. 2) 1987.

8 **MESSAGES FROM THE GOVERNOR-GENERAL—ASSENT TO BILLS:** Messages from His Excellency the Governor-General were announced informing the House that His Excellency, in the name of Her Majesty, had assented to the following Bills:

28 April 1988—Message No. 85—Social Security and Veterans' Entitlements (Maintenance Income Test) Amendment 1988.

5 May 1988—Message No. 86—Textiles, Clothing and Footwear Development Authority 1988.

9 **MESSAGE FROM THE SENATE—BROADCASTING (OWNERSHIP AND CONTROL)**

BILL 1988: Message No. 160, dated 29 April 1988, from the Senate was reported transmitting for the concurrence of the House a Bill for "*An Act to amend the 'Broadcasting Act 1942', 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.

10 **PAPER:** Mr Bowen (Attorney-General) presented the following paper:

Constitutional Commission—1st Report, dated April 1988—Volumes I and II.

11 **PROPOSED DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—CONSTITUTIONAL REFORM:**

The House was informed that Mr Reith had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The total failure of the Government to foster a bipartisan consideration of constitutional reform in Australia's bicentennial year".

The proposed discussion having received the necessary support—

Mr Reith rising to address the House—

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

Question—put.

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

AYES, 74

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| Mr Baldwin | Mr Dubois | Mr Johns | Mr O'Neil |
| Mr Beazley | Mr Duffy | Mr Jones | Mr Price |
| Mr Beddall | Mr Duncan | Mrs Kelly | Mr Punch |
| Mr Bilney | Mr R. F. Edwards | Mr Kent | Mr Saunderson |
| Mr Blanchard | Mr Fitzgibbon | Mr Kerin | Mr Sawford |
| Dr Blewett | Mr Free | Dr Klugman | Mr Scholes |
| Mr Bowen | Mr Gayler | Mr Lamb* | Mr Sciacca |
| Mr R. J. Brown | Mr Gear | Mr Langmore | Mr Scott |
| Mr Brumby | Mr Gorman | Mr Lavarch | Mr Simmons |
| Mr Campbell | Mr Grace | Mr Lee | Mr Snow |
| Mr Charles | Mr Griffiths | Mr Lindsay | Mr Snowdon |
| Dr Charlesworth | Mr Hand | Ms McHugh | Mr Staples |
| Mr Chynoweth | Mrs Harvey | Mr Martin | Dr Theophanous |
| Mr Cleeland | Mr Holding | Mr Mildren | Mr Tickner |
| Mr Courtice | Mr Hollis | Mr Milton | Mr Uren |
| Ms Crawford | Mr Howe | Mr A. A. Morris | Mr West |
| Mr Cross | Mr Humphreys | Mr P. F. Morris | Mr Willis |
| Mr Cunningham* | Mrs Jakobsen | Mr Mountford | |
| Mr Dawkins | Mr Jenkins | Mr O'Keefe | |

NOES, 61

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|---------------------|------------------|--------------|---------------|
| Mr Adermann | Mr Dobie | Mr McArthur | Mr Sharp |
| Mr Aldred | Mr Downer | Mr McGauran | Mr Shipton |
| Mr Andrew* | Dr H. R. Edwards | Mr MacKellar | Mr Sinclair |
| Mr Beale | Mr Fife | Mr Macphee | Mr Smith |
| Mr Blunt | Mr T. A. Fischer | Mr Miles | Mr Spender |
| Mr Braithwaite | Mr P. S. Fisher | Mr Millar | Mrs Sullivan |
| Mr N. A. Brown | Mr Goodluck | Mr Moore | Mr Taylor |
| Mr Burr | Mr Hall | Mr Nehl | Mr Tuckey |
| Mr Cadman | Mr Halverson | Mr Peacock | Mr Webster |
| Mr D. M. Cameron | Mr Hawker | Mr Porter | Mr White |
| Mr E. C. Cameron | Dr Hewson | Mr Pratt | Mr Wilson |
| Mr I. M. D. Cameron | Mr Hicks* | Mr Reith | Dr Woods |
| Mr Carlton | Mr Hunt | Mr Robinson | Dr Wooldridge |
| Mr Cobb | Mr Jull | Mr Rocher | |
| Mr Connolly | Mr Katter | Mr Ruddock | |
| Mr Cowan | Mr Lloyd | Mr Shack | |

* Tellers

And so it was resolved in the affirmative.

- 12 **SPECIAL ADJOURNMENT:** Mr Beazley (Leader of the House) moved—That the House, at its rising, adjourn until Tuesday, 17 May 1988, at 2 p.m., unless Madam Speaker fixes an alternative day or hour of meeting.

Question—put and passed.

- 13 **CONSTITUTION ALTERATION (PARLIAMENTARY TERMS) BILL 1988:** Mr Bowen (Attorney-General), pursuant to notice, presented a Bill for an Act to alter the Constitution to provide for 4-year maximum terms for members of both Houses of the Commonwealth Parliament.

Bill read a first time.

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

Paper: Mr Bowen presented an explanatory memorandum to the Bill.

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

- 14 **CONSTITUTION ALTERATION (FAIR ELECTIONS) BILL 1988:** Mr Bowen (Attorney-General), pursuant to notice, presented a Bill for an Act to alter the Constitution to provide for fair and democratic parliamentary elections throughout Australia.

Bill read a first time.

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

Paper: Mr Bowen presented an explanatory memorandum to the Bill.

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

- 15 **CONSTITUTION ALTERATION (LOCAL GOVERNMENT) BILL 1988:** Mr Bowen (Attorney-General), pursuant to notice, presented a Bill for an Act to alter the Constitution to recognise local government.

Bill read a first time.

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

Paper: Mr Bowen presented an explanatory memorandum to the Bill.

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

- 16 **CONSTITUTION ALTERATION (RIGHTS AND FREEDOMS) BILL 1988:** Mr Bowen (Attorney-General), pursuant to notice, presented a Bill for an Act to alter the Constitution to extend the right to trial by jury, to extend freedom of religion, and to ensure fair terms for persons whose property is acquired by any Government.

Bill read a first time.

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

Paper: Mr Bowen presented an explanatory memorandum to the Bill.

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

17 **ADJOURNMENT:** Mr Bowen (Attorney-General) moved—That the House do now adjourn.

Debate ensued.

Mr Braithwaite rising to address the House—

Closure: Mr Beazley (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 House do now adjourn—was put accordingly, and passed.

And then the House, at 4.15 p.m., adjourned until Tuesday, 17 May 1988, at 2 p.m., in accordance with the resolution agreed to this day.

PAPERS: The following papers were deemed to have been presented on 10 May 1988:

Aged or Disabled Persons Homes Act—Regulations—Statutory Rules 1988, No. 71.

Air Force Act—Regulations—Statutory Rules 1988, Nos. 57, 75, 76.

Compensation (Commonwealth Government Employees) Act—Regulations—Statutory Rules 1988, No. 72.

Conciliation and Arbitration Act—Regulations—Statutory Rules 1988, No. 66.

Customs Act—Regulations—Statutory Rules 1988, Nos. 64, 65.

Defence Act—

Determinations—1988—

No. 13—Education Allowance.

No. 14—Payment of Financial Entitlements Consequent Upon the Death of a Member or a Former Member.

No. 15—Overseas Living Allowance and other allowances.

No. 16—Defence Force Academy Textbook Allowance.

Regulations—Statutory Rules 1988, Nos. 58, 73.

Fisheries Act—

Notices—Nos. 163A, 170A, 204.

Plans of Management—

No. 15—Southern Bluefin Tuna Fishery Management Plan (Amendment).

No. 16—Northern Prawn Fishery Management Plan (Amendment) and Northern Prawn Fishery (Special Provisions) Management Plan (Repeal).

No. 17—South East Trawl Fishery Preliminary Management Plan (Amendment).

No. 18—Southern Shark Fishery Management Plan.

Regulations—Statutory Rules 1988, No. 63.

Fisheries Levy Act—Regulations—Statutory Rules 1988, Nos. 61, 67.

Health Insurance Act—Statements of particulars of ministerial determinations made pursuant to section 106AA relating to—

Dr S. Choudhary, dated 28 April 1988.

Dr M. L. Chye, dated 28 April 1988.

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

Law Officers Act—Regulations—Statutory Rules 1988, No. 55.

National Health Act—

Determination under subsection 4 (1) for purposes of paragraph (dd) of the definition of “basic private table”.

Regulations—Statutory Rules 1988, No. 56.

National Parks and Wildlife Conservation Act—Regulation—Statutory Rules 1988, No. 79.

Naval Defence Act—Regulation—Statutory Rules 1988, No. 74.

Plant Variety Rights Act—Regulations—Statutory Rules, 1988, No. 62.

Proclamations by His Excellency the Governor-General fixing the dates on which the following sections of Acts shall come into operation—

Australian Airlines (Conversion to Public Company) Act 1988—Sections 15 and 16, subsection 52 (2), sections 55, 57 and 60 and subsection 69 (2)—30 April 1988.

Community Services and Health Legislation Amendment Act 1987—Part V—1 May 1988.

Radiocommunications Act—Standards—Statutory Rules 1988, Nos. 69, 70.

Science and Industry Research Act—Regulations—Statutory Rules 1988, Nos. 77, 78.

Superannuation Act—Regulations—Statutory Rules 1988, Nos. 59, 60.

World Heritage Properties Conservation Act—Regulations—Statutory Rules 1988, No. 68.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr J. J. Brown, Mr Cohen, Mrs Darling, Ms Fatin, Mr Kerr and Mr Prosser.

A. R. BROWNING
Clerk of the House of Representatives