

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA  
 HOUSE OF REPRESENTATIVES  
**VOTES AND PROCEEDINGS**

No. 60

WEDNESDAY, 17 APRIL 1991

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- 1 The House met, at 10 a.m., pursuant to adjournment. Mr Speaker (the Honourable Leo McLeay) took the Chair, and read Prayers.
- 2 **SEX DISCRIMINATION AMENDMENT BILL 1991:** 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. 124, dated 6 March 1991, 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*

Clause 1 agreed to.

Clause 2—

*Paper:* Mr Duffy (Attorney-General) presented a supplementary explanatory memorandum to the Bill.

On the motion of Mr Duffy, by leave, the following amendments were made together, after debate:

Page 1, subclause (2), line 9, omit “; 8 and 9”, substitute “and 8”.

Page 1, at the end of the clause add the following subclause:

“(3) Section 9 commences on the day on which this Act receives the Royal Assent.”.

Clause, as amended, agreed to.

Clauses 3 to 6, by leave, taken together, and agreed to.

Clause 7—

Mr Ruddock moved the following amendment: Page 3, after proposed subsection 40 (2) insert the following subsection:

“(2A) Nothing in Division 1 or 2 affects anything done by a person in direct compliance with the *Migration Act 1958*, as amended and in force from time to time.”.

Debate continued.

Amendment negatived.

Clause agreed to.

Clause 8—

Mr Peacock moved the following amendment: Page 6, line 10, omit “through the member’s entitlement”, substitute “by reason of the member’s participation in the superannuation fund”.

Debate continued.

Amendment negatived.

On the motion of Mr Duffy, the following amendment was made: Page 6, proposed paragraph 41B(4)(a), line 10, omit “through the member’s entitlement”, substitute “because the member is or was a member of the superannuation fund”.

Mr Peacock moved the following amendment: Page 6, line 18, omit “ended before the commencement of this section”, substitute “ended no later than 12 months after the commencement of this section”.

Debate continued.

Amendment negatived.

Clause, as amended, agreed to.

Clause 9—

On the motion of Mr Duffy, the following amendment was made, after debate: Page 6, paragraph (b), lines 30-37, omit the paragraph, substitute the following paragraph:

“(b) by omitting from subsection (3) ‘exemption or further exemption’ and substituting ‘exemption, or further exemption, from the operation of a provision of Division 1 or 2.’”.

Clause, as amended, agreed to.

Remainder of Bill, by leave, taken as a whole, and agreed to.

Bill to be reported with amendments.

The House resumed; Mr Dobie reported accordingly.

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

- 3 **PRIVILEGE—COMPLAINT OF BREACH:** Mr Smith (Deputy Chairman—Standing Committee on Legal and Constitutional Affairs) raised, as a matter of privilege, a complaint that a person who had had a submission made to the committee, in connection with the committee’s corporate practices inquiry, had received intimidatory threats.

Mr Smith presented copies of correspondence in relation to the matter and indicated he would make further material available to Mr Speaker.

Mr Speaker stated that he would consider the matter and report to the House as soon as possible.

- 4 **MINISTERIAL ARRANGEMENTS:** Mr Hawke (Prime Minister) informed the House that, during the absence abroad of Mr Dawkins (Minister for Employment, Education and Training), Mr Baldwin (Minister for Higher Education and Employment Services) was acting as Minister for Employment, Education and Training.

- 5 **QUESTIONS:** Questions without notice being asked—

*Papers:* Mr Beazley (Minister for Transport and Communications) presented the following papers:

Australian Electoral Commission—Returns submitted by the agent of the Liberal Party of Australia from the federal secretariat and Western Australia (Inc)—1987 and 1990 general elections.

*Papers:* Dr Hewson (Leader of the Opposition), by leave, presented the following papers:

Australian Electoral Commission—Returns submitted by the agent of the Australian Labor Party from the Western Australia branch and national secretariat office—1987 general election.

Questions without notice continued.

- 6 **PAPERS:** The following papers were presented:

Aboriginal deaths in custody—Royal Commission—Report of the inquiry into the death of Daniel Raymond Joseph Lorroway.

Commonwealth Grants Commission Act—Commonwealth Grants Commission—  
Report—General revenue grant relativities—1991 update—  
Volume I—Main report.  
Volume II—Appendixes and consultant's report.

- 7 **ABORIGINAL DEATHS IN CUSTODY—ROYAL COMMISSION—REPORT—PUBLICATION OF PAPER:** Mr Beazley (Leader of the House), by leave, moved—That this House, in accordance with the provisions of the *Parliamentary Papers Act 1908*, authorises the publication of the report of the Royal Commission into Aboriginal Deaths in Custody of the inquiry into the death of Daniel Raymond Joseph Lorraway.

Question—put and passed.

- 8 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—CENTRALISED WAGE-FIXATION SYSTEM:** The House was informed that Mr Howard had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The overwhelming need to dismantle Australia's outmoded centralised wage-fixation system”.

The proposed discussion having received the necessary support—

Mr Howard addressed the House.

Discussion ensued.

Discussion concluded.

- 9 **PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—REDEVELOPMENT BY DEFENCE HOUSING AUTHORITY OF SEAWARD VILLAGE, PERTH:** Mr Beddall (Minister representing the Minister for Administrative Services), 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: Redevelopment by the Defence Housing Authority of Seaward Village, Perth.

Mr Beddall presented plans in connection with the proposed work.

Debate ensued.

Question—put and passed.

- 10 **MIGRATION AMENDMENT BILL 1991:** Mr Hand (Minister for Immigration, Local Government and Ethnic Affairs), pursuant to notice, presented a Bill for an Act to amend the *Migration Act 1958*.

Bill read a first time.

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

*Paper:* Mr Hand presented an explanatory memorandum to the Bill.

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

- 11 **APPROPRIATION BILL (NO. 4) 1990-91:** 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.

*Paper:* Mr Peacock, by leave, presented the following paper:

Remuneration of the Solicitor-General of the Commonwealth and other holders of public office—copy of letter from Hon. Sir Anthony Mason, Chief Justice of the High Court of Australia.

Debate continued.

*Papers:*

Mr Duffy (Attorney-General), by leave, presented the following papers:

Remuneration and liability for income tax of federal judges—Copies of—  
Letter from B. M. Nolan, Second Commissioner, Australian Taxation Office, to Hon. Sir Anthony Mason, Chief Justice of the High Court of Australia.

Newspaper articles (2).

Opinion of Solicitor-General, dated 6 May 1990.

Mr Peacock, by leave, presented the following paper:

Provisional tax on salary income of federal judges—Copy of letter from Mr R. Highfield, First Assistant Commissioner, Australian Taxation Office, to the Secretary, Attorney-General's Department, dated 17 October 1990.

Debate continued.

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12 **ADJOURNMENT:** It being 7.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 8 p.m.—Mr Speaker adjourned the House until tomorrow at 9.30 a.m.

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**PAPERS:** The following papers were deemed to have been presented on 17 April 1991:

Australian Bureau of Statistics Act—Australian Bureau of Statistics—Proposal for the collection of information—1991—No. 4—Topic to be included as a supplement to the monthly labour force survey: Underemployed workers.

Civil Aviation Act—Civil Aviation Regulations—Civil Aviation Orders—Part 106—Amendment, dated 16 April 1991.

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**ATTENDANCE:** All Members attended (at some time during the sitting) except Mr Aldred, Mr Dawkins, Dr H. R. Edwards, Mr Gorman, Mr Holding, Mr Lavarch, Mr Miles, Mrs Sullivan and Mr Walker.

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**L. M. BARLIN**

Clerk of the House of Representatives