

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 100

WEDNESDAY, 13 NOVEMBER 1991

1 The House met, at 10 a.m., pursuant to adjournment. The Speaker (the Honourable Leo McLeay) took the Chair, and read Prayers.

2 **SUSPENSION OF STANDING AND SESSIONAL ORDERS—PRIVATE MEMBERS' BUSINESS NOTICE:** Mr Scholes moved—That so much of the standing and sessional orders be suspended as would prevent:

(1) notice No. 5, private Members' business, being called on at 5 p.m. this day; and

(2) the motion being moved and seconded without debate and the question being put forthwith without debate:

except that another resolution moved by the Prime Minister and seconded by the Leader of the Opposition may be substituted.

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

3 **MESSAGES FROM THE SENATE:** Messages from the Senate were reported returning the following Bills without amendment:

12 November 1991—Message—

No. 332—Health Insurance Amendment 1991.

No. 333—Health Insurance Amendment (No. 2) 1991.

4 **AUSTRALIAN CAPITAL TERRITORY SELF-GOVERNMENT LEGISLATION 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 by Mr Hawker who moved, as an amendment—That all words after "That" be omitted with a view to substituting the following words: "whilst not declining to give the Bill a second reading, the House deplores the failure of the legislation to address the problems that may arise if the Electoral Commission is not required to refuse applications for registration of political parties where it is of the opinion that the name or description of the party is frivolous or vexatious, mischievous or likely to deceive, mislead or confuse".

Debate continued.

Amendment negatived.

Question—That the Bill be now read a second time—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.

Proposed new clause—

Mr Hawker moved—That the following new clause be inserted in the Bill:

Registration of political parties

“11A. Section 13 of the Principal Act is amended by adding at the end the following subsection:

‘(3) The Electoral Commission shall refuse an application for the registration of a political party if, in its opinion, the name of the party or the abbreviation of its name that it wishes to be able to use for the purposes of this Act:

(a) is frivolous or vexatious; or

(b) is mischievous or is likely to deceive, mislead or confuse.’.”.

Debate ensued.

Limitation of debate: At 10.45 a.m., the Deputy Chairman having called the attention of the committee to the fact that the time allotted for the remaining stages had expired—

Proposed new clause negatived.

Question—That the Bill be agreed to and that the Bill be reported without amendment—put and passed.

The House resumed; Mr Truss reported accordingly.

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

- 5 **BANK INTEGRATION 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.

Limitation of debate: At 11.30 a.m., the Deputy Speaker having called the attention of the House to the fact that the time allotted for the remaining stages of the Bill had expired—

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

Further question—That the remaining stages of the Bill be agreed to—put and passed—Bill read a third time.

- 6 **AUSTRALIAN CITIZENSHIP 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 by Mr Ruddock who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not declining to give the Bill a second reading, the House deplors the Government’s failure to:

- (1) redress anomalies in the Citizenship Act which prevent certain people from obtaining their entitlement to Australian citizenship;
- (2) withdraw citizenship from those people who have obtained the entitlement to citizenship through fraud in immigration; and
- (3) insert into the Citizenship Act a statement to give clear form to the nature of obligations and entitlements of citizen and State which the grant of Australian citizenship confers”.

Debate continued.

Amendment negatived.

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Hand (Minister for Immigration, Local Government and Ethnic Affairs), the Bill was read a third time.

- 7 **SOCIAL SECURITY LEGISLATION AMENDMENT BILL (NO. 4) 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.
Mr Snow addressing the House—
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.
- 8 **QUESTIONS:** Questions without notice were asked.
- 9 **PAPERS:** The following papers were presented:
Commonwealth Fire Board—Report for 1990-91.
Customs Administration Act—Australian Customs Service—Report for 1990-91.
National Parks and Wildlife Conservation Act—Kakadu National Park and Uluru (Ayers Rock—Mount Olga) National Park—
Comments on the representations concerning each Plan of Management by the Director of National Parks and Wildlife.
Plan of Management for each national park.
Pipeline Authority Act—Pipeline Authority—Report for 1990-91.
Public Service Act—Department of Immigration, Local Government and Ethnic Affairs—Report, including a report on the Adult Migrant Education Program pursuant to the Immigration (Education) Act and a return pursuant to the Australian Citizenship Act, for 1990-91.
- 10 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—REFORMS IN FEDERAL/STATE RELATIONS:** 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 failure of the Prime Minister to provide the leadership necessary to bring about essential reforms in federal/State relations”.
The proposed discussion having received the necessary support—
Mr Carlton addressed the House.
Discussion ensued.
Discussion concluded.
- 11 **SOCIAL SECURITY LEGISLATION AMENDMENT BILL (NO. 4) 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. 208, dated 10 November 1991, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.
Leave granted for third reading to be moved forthwith.
On the motion of Mr Sciacca (Parliamentary Secretary to the Minister for Social Security), the Bill was read a third time.
- 12 **YUGOSLAVIA:** Mr Scholes, pursuant to notice, moved—That this House:
(1) deplors the continuing loss of life and destruction of property caused by the Yugoslav Federal Army’s military activities against the people of Croatia, in particular the wanton destruction of Dubrovnik, a city of great history accorded World Heritage listing;
(2) notes that the Government of Yugoslavia is no longer representative of the former federation or functioning as its government; and

- (3) calls on the Australian Government to:
- (a) inform the Yugoslavian Ambassador that Australia is no longer able to accept that the Ambassador is in a position to represent the whole of or a major part of Yugoslavia;
 - (b) notify the UN of this decision;
 - (c) call for an immediate cessation of hostilities and the withdrawal of the Federal Army from the areas it now occupies; and
 - (d) acknowledge that there is no prospect for the re-establishment of the Yugoslav federation as it previously existed and recognise that the inevitable path to self-determination and independence of the Yugoslav states should be commenced without delay.

Question—put and passed.

Mr Duffy (Acting Minister for Foreign Affairs and Trade), by indulgence, made a statement in connection with the matter.

Paper: Mr Duffy presented the following paper:

Australia adopts economic measures against Yugoslavia—News release No. M165 by the Acting Minister for Foreign Affairs and Trade, 13 November 1991.

Mr Ruddock, by indulgence, also made a statement in connection with the matter.

- 13 VETERANS' AFFAIRS LEGISLATION AMENDMENT BILL (NO. 2) 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. 209, dated 10 November 1991, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Humphreys (Minister for Veterans' Affairs), the Bill was read a third time.

- 14 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:

13 November 1991—Message—

No. 210—

Appropriation (No. 1) 1991-92.

Appropriation (No. 2) 1991-92.

Appropriation (Parliamentary Departments) 1991-92.

No. 211—Electoral and Referendum Amendment 1991.

- 15 MESSAGE FROM THE SENATE—FEDERAL COURT OF AUSTRALIA AMENDMENT BILL 1991:** Message No. 334, dated 13 November 1991, from the Senate was reported transmitting for the concurrence of the House a Bill for "*An Act to amend the 'Federal Court of Australia Act 1976'*".

Bill read a first time.

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

- 16 HEALTH AND COMMUNITY SERVICES LEGISLATION 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 by Mr Braithwaite who moved, as an amendment—That all words after "That" be omitted with a view to substituting the following words: "whilst not declining to give the Bill a second reading, the House

calls on the Government to defer the planned automatic revocation of approvals of certain hostels and nursing homes until:

- (1) appropriate legislation is in place to ensure continuity of funding to the nursing homes and hostels to be transferred;
- (2) proper guidelines are drawn up for the proposed transfer of accommodation services to the States which will ensure continuity of funding at current levels and on current terms; and
- (3) there is complete clarification of the intended relationships between State and Federal Governments as to funding of accommodation services”.

Debate continued.

Debate adjourned (Mr Tickner—Minister for Aboriginal Affairs), and the resumption of the debate made an order of the day for the next sitting.

17 SUSPENSION OF STANDING AND SESSIONAL ORDERS—EXTENSION OF TIME FOR STATEMENTS ON DELEGATION REPORT: Mr Tickner (Minister for Aboriginal Affairs), by leave, moved—That so much of the standing and sessional orders be suspended as would prevent statements on the report of the Australian Parliamentary Delegation to Ireland and the European Institutions, September 1991, which is to be presented tomorrow, being continued beyond 10 a.m.

Question—put and passed.

18 ADJOURNMENT: Mr Tickner (Minister for Aboriginal Affairs) moved—That the House do now adjourn.

Debate ensued.

Question—put and passed.

And then the House, at 8.04 p.m., adjourned until tomorrow at 9.30 a.m.

PAPER: The following paper was deemed to have been presented on 13 November 1991:

Health Insurance Act—Statement of particulars of ministerial determination made pursuant to section 106AA relating to Dr Michael George Papps, 3 November 1991.

ATTENDANCE: All Members attended (at some time during the sitting) except Dr Blewett, Mr Cameron, Dr Catley, Mr Crean, Mrs Darling*, Mr Gear*, Mr Newell, Mr Rocher*, Mr Taylor and Dr R. L. Woods.

*On leave

L. M. BARLIN
Clerk of the House of Representatives