

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

## HOUSE OF REPRESENTATIVES

## VOTES AND PROCEEDINGS

No. 117

MONDAY, 30 MARCH 1992

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- 1 The House met, at 2 p.m., pursuant to adjournment. The Speaker (the Honourable Leo McLeay) took the Chair, and read Prayers.
  - 2 **MINISTERIAL ARRANGEMENTS:** Mr Keating (Prime Minister) informed the House that, during the absence abroad of Mr Griffiths (Minister for Resources and Minister for Tourism), Mr Crean (Minister for Primary Industries and Energy) would answer questions relating to resources and Mr Simmons (Minister for Local Government and Minister for Family Support) would answer questions relating to tourism on his behalf.
  - 3 **QUESTIONS:** Questions without notice being asked—  
*Paper:* Mr Keating (Prime Minister) presented the following paper:  
 Industry Commission—Report for 1990-91—Copy of extract—Average effective rates of assistance for the manufacturing sector: 1968-69 to 2000-01—Graph.  
 Questions without notice continued.
  - 4 **AUDITOR-GENERAL'S REPORT—PUBLICATION OF PAPER:** The Speaker presented the following paper:  
 Audit Act—Auditor-General—Audit report No. 24 of 1991-92—Financial statement audits—Department of Administrative Services: 1990-91 financial statements of business units.  
 Mr Beazley (Leader of the House), by leave, moved—That:  
 (1) this House, in accordance with the provisions of the *Parliamentary Papers Act 1908*, authorises the publication of the Auditor-General's audit report No. 24 of 1991-92; and  
 (2) the report be printed.  
 Question—put and passed.
  - 5 **PAPER:** The following paper was presented:  
 Anti-Dumping Authority Act—Anti-Dumping Authority—Report for 1990-91.
  - 6 **ANTI-DUMPING AUTHORITY—REPORT—MOTION TO TAKE NOTE OF PAPER:**  
 Mr Beazley (Leader of the House) moved—That the House take note of the following paper:  
 Anti-Dumping Authority Act—Anti-Dumping Authority—Report for 1990-91.  
 Debate adjourned (Mr Fife), and the resumption of the debate made an order of the day for the next sitting.
  - 7 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—INVESTMENT AND EMPLOYMENT IN VICTORIA:** 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 disastrous collapse of investment and

employment in the State of Victoria caused by the policies of the Prime Minister and his Victorian political allies”.

The proposed discussion having received the necessary support—

Mr Beale addressed the House.

Discussion ensued.

Discussion concluded.

- 8 **CUSTOMS TARIFF PROPOSAL:** Mr Beddall (Minister for Small Business, Construction and Customs) moved Customs Tariff Proposal No. 3 (1992). Debate adjourned (Mr Costello), and the resumption of the debate made an order of the day for the next sitting.
- 9 **POSTPONEMENT OF NOTICE:** Ordered—That notice No. 1, government business, be postponed until a later hour this day.
- 10 **MESSAGE FROM THE GOVERNOR-GENERAL—ASSENT TO BILL:** A message from His Excellency the Governor-General was announced informing the House that His Excellency, in the name of Her Majesty, had assented to the following Bill:  
24 March 1992—Message No. 247—Social Security and Veterans' Affairs Legislation Amendment 1992.
- 11 **CORPORATIONS LEGISLATION (EVIDENCE) AMENDMENT BILL 1992:** 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.  
The House divided (the Deputy Speaker, Mr R. F. Edwards, in the Chair)—

AYES, 67

Mr Baldwin	Ms Fatin	Mrs Kelly	Mr Punch
Mr Beazley	Mr Fitzgibbon	Mr Kerin	Mr Sawford
Mr Beddall	Mr Free	Mr Kerr	Mr Scholes
Mr Bevis	Mr Gayler	Mr Langmore	Mr J. L. Scott
Mr Bilney	Mr Gear*	Mr Lavarch	Mr L. J. Scott
Dr Blewett	Mr Gibson	Mr Lee	Mr Simmons
Mr Brereton	Mr Gorman	Mr Lindsay	Mr Snow
Mr R. J. Brown	Mr Grace*	Ms McHugh	Mr Snowdon
Mr Campbell	Mr Hand	Mr Mack	Mr Staples
Dr Catley	Mr Holding	Mr Martin	Dr Theophanous
Mr Courtice	Mr Hollis	Mr Melham	Mr Tickner
Ms Crawford	Mr Howe	Mr A. A. Morris	Mr Walker
Mrs Crosio	Mr Hulls	Mr P. F. Morris	Mr West
Mr Dawkins	Mr Humphreys	Mr Newell	Mr Willis
Mr Dubois	Mrs Jakobsen	Mr O'Keefe	Mr H. F. Woods
Mr Duffy	Mr Jenkins	Mr O'Neil	Mr Wright
Mr Elliott	Mr Johns	Mr Price	

NOES, 63

Mr Aldred	Mr Connolly	Mr Hicks*	Mr Rocher
Mr Anderson	Mr Costello	Mr Howard	Mr Ronaldson
Mr J. N. Andrew*	Mr Cowan	Mr Jull	Mr Ruddock
Mr K. J. Andrews	Mr Dobie	Dr Kemp	Mr B. C. Scott
Mr Atkinson	Mr Downer	Mr Lloyd	Mr Shack
Mrs Bailey	Dr H. R. Edwards	Mr McArthur	Mr Sharp
Mr Beale	Mr Fife	Mr McGauran	Mr Sinclair
Mr Bradford	Mr Filing	Mr MacKellar	Mr Smith
Mr Braithwaite	Mr T. A. Fischer	Mr McLachlan	Mr Somlyay
Mr Broadbent	Mr P. S. Fisher	Mr Miles	Mr Taylor
Mr Cadman	Mr Ford	Mr Moore	Mr Truss
Mr Cameron	Mrs Gallus	Mr Nehl	Mr Webster
Mr Carlton	Mr Goodluck	Mr Peacock	Mr Wilson
Mr Chaney	Mr Hall	Mr Prosser	Dr R. L. Woods
Mr Charles	Mr Halverson	Mr Reith	Dr Wooldridge
Mr Cobb	Mr Hawker	Mr Riggall	

\* Tellers

And so it was resolved in the affirmative—Bill read a second time.  
The House resolved itself into a committee of the whole.

*In the committee*

Clauses 1 to 6, by leave, taken together.

Mr Costello moved the following amendment: Clause 4, page 2, omit proposed subsection 68(3), substitute the following subsection:

“(3) Neither the statement, or the fact that the person has signed the record, as the case may be, nor any information, document or other thing obtained as a direct or indirect consequence of the person making the statement or signing the record, as the case may be, is admissible in evidence against the person in:

- (a) a criminal proceeding; or
- (b) a proceeding for the imposition of a penalty;  
other than a proceeding in respect of:
- (c) in the case of the making of a statement—the falsity of the statement; or
- (d) in the case of the signing of a record—the falsity of any statement contained in the record.”.

Debate continued.

Amendment negatived.

Clauses agreed to.

Clause 7 debated and agreed to.

Remainder of Bill, by leave, taken as whole.

Mr Costello moved the following amendment: Clause 9, page 4, omit the clause, substitute the following clause:

“9. After Division 3 of Part 9.11 of the Corporations Law the following Division is inserted:

*‘Division 4—Change resulting from the Corporations  
Legislation (Evidence) Amendment Act 1992*

**Application of section 1316A**

‘1370. Section 1316A applies in relation to a requirement made at or after the commencement of section 8 of the *Corporations Legislation (Evidence) Amendment Act 1992*, even if the proceeding concerned began before that commencement.’.”.

Amendment negatived.

Remainder of Bill agreed to.

Bill to be reported without amendment.

The House resumed; Mr Dobie reported accordingly.

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

- 12 **DEFENCE LEGISLATION AMENDMENT BILL 1992:** 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 Taylor), and the resumption of the debate made an order of the day for the next sitting.

- 13 **ADJOURNMENT:** Mr Bilney (Minister for Defence Science and Personnel) moved—That the House do now adjourn.

Debate ensued.

*Debate extended:* It being 11 p.m., the debate was interrupted.

Mr Humphreys (Minister for Veterans' Affairs) required the debate to be extended.

The debate continuing until 11.03 p.m., the Speaker adjourned the House until tomorrow at 2 p.m.

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**PAPERS:** The following papers were deemed to have been presented on 30 March 1992:

- Aged or Disabled Persons Care Act—Determinations—Nos. 1991-92/24, 1991-92/25.
- Child Care Act—Variation of guidelines pursuant to section 12A, 25 March 1992.
- Christmas Island Act—Christmas Island Casino Control Ordinance—Amendment to the Christmas Island Resort Agreement, 21 January 1992.
- Crimes (Aviation) Act—Regulations—Statutory Rules 1992, No. 66.
- Currency Act—Regulations—Statutory Rules 1992, No. 73.
- Customs Act—Regulations—Statutory Rules 1992, No. 72.
- Extradition Act—Regulations—Statutory Rules 1992, No. 67.
- Great Barrier Reef Marine Park Act—Regulations—Statutory Rules 1992, No. 69.
- Health Insurance Act—Regulations—Statutory Rules 1992, No. 70.
- Insurance Acquisitions and Takeovers Act—Regulations—Statutory Rules 1992, No. 68.
- Migration Act—Statement pursuant to subsection 115 (5).
- Public Service Act—
  - Determinations—1992—Nos. 106, 116, 117, 120, LES 7.
  - Regulations—Statutory Rules 1992, No. 65.
- Seamen's War Pensions and Allowances Act—Regulations—Statutory Rules 1992, No. 74.
- Trade Practices Act—Regulations—Statutory Rules 1992, No. 71.
- Veterans' Entitlements Act—Regulations—Statutory Rules 1992, No. 75.

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**ATTENDANCE:** All Members attended (at some time during the sitting) except Mr Burr, Dr Charlesworth, Mr Ferguson, Mr Griffiths, Mr Jones, Mr Sciacca and Mrs Sullivan.

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**L. M. BARLIN**  
Clerk of the House of Representatives