

1993-94

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 98

THURSDAY, 13 OCTOBER 1994

1 The House met, at 9.30 a.m., pursuant to adjournment. The Speaker (the Honourable Stephen Martin) took the Chair, and read Prayers.

2 HUMAN RIGHTS (SEXUAL CONDUCT) BILL 1994

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—*And on the amendment moved thereto by Mr Ruddock, viz.*—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 Federal Government to reform the treaty making process so that the Commonwealth Parliament, the State and Territory governments, and the community are properly consulted on the context and implications of treaties”—

Debate resumed.

It being 3 p.m., the debate was interrupted in accordance with standing order 101A, and the resumption of the debate made an order of the day for a later hour this day.

3 QUESTIONS

Questions without notice being asked—

Paper: Mr Howe (Minister for Housing and Regional Development) presented the following paper:

Department of Housing and Regional Development—Urban Futures Research Program—Beyond the capitals: Urban growth in regional Australia—Report.

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. 3 of 1994-95—Project Audit—Wool tax: Australian Taxation Office.

Mr Beazley (Leader of the House), by leave, moved—That:

- (1) this House authorises the publication of the Auditor-General's audit report No. 3 of 1994-95; and
- (2) the report be printed.

Question—put and passed.

5 PAPERS

The following papers were presented:

Australian Capital Territory (Planning and Land Management) Act—National Capital Planning Authority—Report for 1993-94.

Australian Securities Commission—Investigation into the affairs of Girvan Corporation Limited and certain of its subsidiary companies—Report, 15 March 1994.

Commonwealth Funds Management Limited—Report for 1993-94.

Commonwealth Funds Management Limited Act—Commonwealth Funds Management Limited—Annual return for 1993-94.

Construction Industry Reform and Development Act—Construction Industry Development Agency—Corrigendum to report for 1993-94.

Data-matching Program (Assistance and Tax) Act—Commissioner of Taxation—Report, September 1994.

Local Government (Financial Assistance) Act—Recommendations by State and Northern Territory Local Government Grants Commissions for 1994-95.

Merit Protection (Australian Government Employees) Act—Merit Protection and Review Agency—Report for 1993-94.

Pharmaceutical Benefits Scheme—Pharmaceutical Benefits Advisory Committee—Recommendation on nicotine patches—Statement by Government.

6 PAPERS—MOTION TO TAKE NOTE OF PAPERS

Mr Beazley (Leader of the House) moved—That the House take note of the following papers:

Australian Capital Territory (Planning and Land Management) Act—National Capital Planning Authority—Report for 1993-94.

Australian Securities Commission—Investigation into the affairs of Girvan Corporation Limited and certain of its subsidiary companies—Report, 15 March 1994.

Commonwealth Funds Management Limited—Report for 1993-94.

Commonwealth Funds Management Limited Act—Commonwealth Funds Management Limited—Annual return for 1993-94.

Construction Industry Reform and Development Act—Construction Industry Development Agency—Corrigendum to report for 1993-94.

Data-matching Program (Assistance and Tax) Act—Commissioner of Taxation—Report, September 1994.

Local Government (Financial Assistance) Act—Recommendations by State and Northern Territory Local Government Grants Commissions for 1994-95.

Merit Protection (Australian Government Employees) Act—Merit Protection and Review Agency—Report for 1993-94.

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

7 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—PRIME MINISTER

The House was informed that Mr Downer (Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The need for the Prime Minister to set high standards of integrity and truthfulness in public debate".

The proposed discussion having received the necessary support—

Mr Downer addressed the House.

Discussion ensued.

Discussion concluded.

8 MAIN COMMITTEE—STATEMENT BY DEPUTY SPEAKER

Mr Jenkins (Deputy Speaker), by indulgence, made a statement relating to the operation of the Main Committee.

9 NATIONAL ENVIRONMENT PROTECTION COUNCIL BILL 1994—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the National Environment Protection Council Bill 1994 had been fully considered in the Main Committee and agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

On the motion of Mr Kerr (Minister for Justice), by leave, the Bill was read a third time.

10 AUSTRALIAN TRADE COMMISSION AMENDMENT BILL 1994—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the Australian Trade Commission Amendment Bill 1994 had been fully considered in the Main Committee and agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

On the motion of Mr Kerr (Minister for Justice), by leave, the Bill was read a third time.

11 MESSAGES FROM THE SENATE

Messages from the Senate, dated 13 October 1994, were reported returning the following Bills without amendment:

Message—

No. 336—Vocational Education and Training Funding Amendment 1994.

No. 337—Primary Industries and Energy Legislation Amendment (No. 2) 1994.

No. 338—Wine Grapes Levy Amendment 1994 (*without requests*).

No. 339—Primary Industries Levies and Charges (Wine Grapes) Collection Amendment 1994.

No. 340—National Residue Survey Administration (Meat Chickens) Amendment 1994.

12 FAMILY LAW REFORM BILL 1994 [NO. 2]

Mr Kerr (Minister for Justice), for Mr Lavarch (Attorney-General), pursuant to notice, presented a Bill for an Act to amend the *Family Law Act 1975*, and for related purposes.

Bill read a first time.

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

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

13 STUDENT ASSISTANCE (YOUTH TRAINING ALLOWANCE) AMENDMENT BILL 1994

Mr Kerr (Minister for Justice), for Mr Free (Minister for Schools, Vocational Education and Training), pursuant to notice, presented a Bill for an Act to amend the *Student Assistance Act 1973*.

Bill read a first time.

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

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

14 STUDENT ASSISTANCE (YOUTH TRAINING ALLOWANCE—TRANSITIONAL PROVISIONS AND CONSEQUENTIAL AMENDMENTS) BILL 1994

Mr Kerr (Minister for Justice), for Mr Free (Minister for Schools, Vocational Education and Training), pursuant to notice, presented a Bill for an Act to enact saving and transitional provisions, and amend various Acts, as a result of the enactment of the *Student Assistance (Youth Training Allowance) Amendment Act 1994*.

Bill read a first time.

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

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

15 TAXATION LAWS AMENDMENT BILL (NO. 4) 1994

Mr Kerr (Minister for Justice) presented a Bill for an Act to amend the law relating to taxation.

Bill read a first time.

Paper: Mr Kerr presented an explanatory memorandum to the following Bills:

Taxation Laws Amendment (No. 4) 1994.

Income Tax (Former Complying Superannuation Funds) 1994.

Income Tax (Former Non-resident Superannuation Funds) 1994.

Income Tax Rates Amendment 1994.

Income Tax (Deficit Deferral) 1994.

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

16 INCOME TAX (FORMER COMPLYING SUPERANNUATION FUNDS) BILL 1994

Mr Kerr (Minister for Justice) presented a Bill for an Act to impose income tax on the net previous income of non-complying superannuation funds that were formerly complying superannuation funds.

Bill read a first time.

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

17 INCOME TAX (FORMER NON-RESIDENT SUPERANNUATION FUNDS) BILL 1994

Mr Kerr (Minister for Justice) presented a Bill for an Act to impose income tax on the net previous income of resident superannuation funds that were previously non-resident superannuation funds.

Bill read a first time.

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

18 INCOME TAX RATES AMENDMENT BILL 1994

Mr Kerr (Minister for Justice) presented a Bill for an Act to amend the *Income Tax Rates Act 1986*, 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.

19 INCOME TAX (DEFICIT DEFERRAL) BILL 1994

Mr Kerr (Minister for Justice) presented a Bill for an Act to impose a tax in respect of the deferral of franking deficits of companies.

Bill read a first time.

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

20 VETERANS' AFFAIRS (1994-95 BUDGET MEASURES) LEGISLATION AMENDMENT BILL (NO. 2) 1994

Mr Kerr (Minister for Justice), for Mr Sciacca (Minister for Veterans' Affairs), pursuant to notice, presented a Bill for an Act to amend the *Veterans' Entitlements Act 1986*, and for related purposes.

Bill read a first time.

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

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

21 VETERANS' AFFAIRS LEGISLATION AMENDMENT BILL (NO. 2) 1994

Mr Kerr (Minister for Justice), for Mr Sciacca (Minister for Veterans' Affairs), pursuant to notice, presented a Bill for an Act to amend the *Veterans' Entitlements Act 1986*.

Bill read a first time.

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

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

22 SOCIAL SECURITY (PARENTING ALLOWANCE AND OTHER MEASURES) LEGISLATION AMENDMENT BILL 1994

Mr Kerr (Minister for Justice), for Mrs Crosio (Parliamentary Secretary to the Minister for Social Security), pursuant to notice, presented a Bill for an Act to amend the *Social Security Act 1991*, and for related purposes.

Bill read a first time.

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

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

23 HUMAN RIGHTS (SEXUAL CONDUCT) BILL 1994

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—*And on the amendment moved thereto by Mr Ruddock, viz.*—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 Federal Government to reform the treaty making process so that the Commonwealth Parliament, the State and Territory governments, and the community are properly consulted on the context and implications of treaties”—

Debate resumed.

Mr Duncan (Parliamentary Secretary to the Attorney-General) addressing the House—

24 ADJOURNMENT

It being 5.30 p.m.—The question was proposed—That the House do now adjourn.

Question—put and passed.

And then the House, at 5.30 p.m., adjourned until Monday next at 12.30 p.m.

PAPERS

The following papers were deemed to have been presented on 13 October 1994:

Interstate Road Transport Act—Determination 1994 No. RTB94/06.

National Health Act—Declarations 1994 Nos. PB 15, PB 16.

Public Service Act—Determinations 1994 Nos. 157, 162.

Telecommunications Act 1991—Determination of a technical standard—Notice 1994 No. TN 1.

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Anderson, Mr Baldwin, Mr Beale, Mr Beddall, Mr Bilney, Mr Braithwaite, Mr Brereton, Mr Crean, Mr Cunningham, Ms Fatin, Mr Fitzgibbon, Mr Free, Mr Grace, Mr Hawker, Mr Johns, Mr Jones, Dr Lawrence, Mr Lieberman, Mr Mack, Mr Price, Mr Punch, Mr Reid, Mr Sharp, Mr Snowdon, Mr Staples and Mr Willis.

I. C. HARRIS

Acting Clerk of the House of Representatives

1993-94

HOUSE OF REPRESENTATIVES**SUPPLEMENT TO VOTES AND PROCEEDINGS**

No. 98

MAIN COMMITTEE**MINUTES OF PROCEEDINGS****THURSDAY, 13 OCTOBER 1994**

1 The Main Committee met at 10 a.m.

2 NATIONAL ENVIRONMENT PROTECTION COUNCIL BILL 1994

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.

Leave granted for the motion for the Bill to be reported to be moved forthwith.

On the motion of Mr Bilney (Minister for Development Co-operation and Pacific Island Affairs), Bill to be reported to the House without amendment.

3 AUSTRALIAN TRADE COMMISSION AMENDMENT BILL 1994

The order of the day having been read for the second reading—Mr Bilney (Minister for Development Co-operation and Pacific Island Affairs) moved—That the Bill be now read a second time.

Debate ensued.

Question—put and passed—Bill read a second time.

Leave granted for the motion for the Bill to be reported to be moved forthwith.

On the motion of Mr Bilney, Bill to be reported to the House without amendment.

4 ACCESS TO JUSTICE—PAPER—MOTION TO TAKE NOTE OF PAPER

The order of the day having been read for the resumption of the debate on the motion of Mr Beazley (Leader of the House) —That the House take note of the paper (*presented on 31 May 1994*), viz.:

Access to Justice Advisory Committee—Report—Access to justice—An action plan, 2 May 1994—

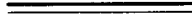
Debate resumed.

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

5 ADJOURNMENT

On the motion of Mr Gibson, the Main Committee adjourned at 12.07 p.m.

The Chair reported that the Deputy Speaker had fixed Wednesday, 19 October 1994, at 10 a.m., for the next meeting of the Main Committee.



B. C. WRIGHT

Clerk of the Main Committee