

1993-94-95

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 138

TUESDAY, 30 MAY 1995

1 The House met, at 12.30 p.m., pursuant to adjournment. The Speaker (the Honourable Stephen Martin) took the Chair, and read Prayers.

2 QANTAS SALE AMENDMENT BILL 1995

The order of the day having been read for the second reading—Mr Beazley (Minister for Finance) moved—That the Bill be now read a second time.

Debate ensued.

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

Consideration in detail

Bill, by leave, taken as a whole, and agreed to, after debate.

Consideration in detail concluded.

On the motion of Mr Duncan (Parliamentary Secretary to the Attorney-General), by leave, the Bill was read a third time.

3 APPROPRIATION BILL (NO. 1) 1995-96—BUDGET DEBATE

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 L. J. Scott addressing the House—

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.

4 QUESTIONS

Questions without notice were asked.

5 AUDITOR-GENERAL'S REPORTS—PUBLICATION OF PAPERS

The Speaker presented the following papers:

Audit Act—Auditor-General—Audit reports of 1994-95—

No. 26—Project audit—Inoperative staff in the APS.

No. 27—Project audit—Studybank.

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

- (1) this House authorises the publication of the Auditor-General's audit reports Nos. 26 and 27 of 1994-95; and
- (2) the reports be printed.

Question—put and passed.

6 PAPERS

The following papers were presented:

Employment, Education and Training Act—National Board of Employment, Education and Training—Higher Education Council—9th report, including the Board's comments, on the operation of section 14 of the *Higher Education Funding Act 1988* and the Higher Education Contribution Scheme.

Griffin Venture—BHP's floating production storage offloading vessel—Alleged unsafe acts on 29 May 1994—Joint Federal/State investigation—Report—Government response.

Justice statement, May 1995 and Government responses to—

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

Administrative Review Council—Report No. 34—Access to administrative review by members of Australia's ethnic communities.

Law Reform Commission Act—Law Reform Commission—Reports—

No. 57—Multiculturalism and the law.

No. 67 (interim)—Equality before the law: Women's access to the legal system—Access to justice recommendations of the report.

No. 68—Compliance with the *Trade Practices Act 1974*.

Legal and Constitutional Affairs—Senate Standing Committee—Reports—

Gender bias and the judiciary, May 1994.

The cost of justice—Second report—Checks and imbalances—The role of parliament and the executive, August 1993.

Legal and Constitutional Affairs—Standing Committee—Reports—

Clearer Commonwealth law: Inquiry into legislative drafting by the Commonwealth, 21 July 1993.

Law reform: The challenge continues—Inquiry into the role and function of the Law Reform Commission of Australia, 30 May 1994.

Native Title Act—Aboriginal and Torres Strait Islander Social Justice Commissioner—Native Title report for period 1 January to 30 June 1994.

7 PAPERS—MOTION TO TAKE NOTE OF PAPERS

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

Griffin Venture—BHP's floating production storage offloading vessel—Alleged unsafe acts on 29 May 1994—Joint Federal/State investigation—Report—Government response.

Justice statement, May 1995 and Government responses to—

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

Administrative Review Council—Report No. 34—Access to administrative review by members of Australia's ethnic communities.

Law Reform Commission Act—Law Reform Commission—Reports—
No. 57—Multiculturalism and the law.

No. 67 (interim)—Equality before the law: Women's access to the legal system—Access to justice recommendations of the report.

No. 68—Compliance with the *Trade Practices Act 1974*.

Legal and Constitutional Affairs—Senate Standing Committee—Reports—
Gender bias and the judiciary, May 1994.

The cost of justice—Second report—Checks and imbalances—The role of parliament and the executive, August 1993.

Legal and Constitutional Affairs—Standing Committee—Reports—

Clearer Commonwealth law: Inquiry into legislative drafting by the Commonwealth, 21 July 1993.

Law reform: The challenge continues—Inquiry into the role and function of the Law Reform Commission of Australia, 30 May 1994.

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

8 PAPERS

Mr Beazley (Leader of the House) presented the following papers:

Petitions not in accord with standing and sessional orders of the House—

Opposition to the proposed increases in fees for amateur radio operators (Mr Beazley, 23 petitioners).

Support for the East Timor three phase peace plan (Mr Beazley, 13 petitioners).

Support for human rights issues in Indonesia (Mr Reid, 61 petitioners).

Request that Parliament not legislate for "same sex couples" and to give more emphasis to what "genuinely constitutes a family" (Dr Kemp, 545 petitioners).

9 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—WATERFRONT REFORM PROGRAM

The House was informed that Mr Sharp had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The failure of the Government to undertake genuine micro-economic reform of the waterfront as exhibited by performance figures that are poorer now than at the outset of the three year, \$430 million waterfront reform program that left Australia with no more than an inefficient closed union shop".

The proposed discussion having received the necessary support—

Mr Sharp addressed the House.

Discussion ensued.

Member named and suspended: The Deputy Speaker named the Member for O'Connor (Mr Tuckey) for defying the Chair.

Mr Sciacca (Minister for Veterans' Affairs) moved—That the Member for O'Connor be suspended from the service of the House.

Question—put.

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

AYES, 69

Mr Adams	Mr Duffy	Mr Johns	Mr Sciacca
Mr Baldwin	Mr Duncan	Mr Kerr	Mr L. J. Scott
Mr Beazley	Mrs Easson	Mr Knott	Mr Simmons
Mr Beddall	Mr Elliott	Mr Langmore	Mrs S. J. Smith
Mr Bevis	Mr M. J. Evans	Mr Lavarch	Mr S. F. Smith
Mr Bilney	Ms Fatin	Dr Lawrence	Mr Snow
Mr Brereton	Mr Ferguson	Ms McHugh	Mr Snowdon
Mr Brown	Mr Fitzgibbon	Mr Mack	Mr Staples
Mr Campbell	Mr Free	Mr McLeay	Mr Swan
Mr Chynoweth	Mr Gear	Mr Melham	Mr Tanner
Mr Cleary	Mr Griffin	Mr A. A. Morris	Dr Theophanous
Mr Cleeland	Mr Griffiths	Mr P. F. Morris	Mr Tickner
Ms Crawford	Mr Haviland	Mr Newell	Mr Walker
Mr Crean	Ms Henzell	Mr O'Connor	Mr Willis
Mrs Crosio	Mr Hollis	Mr O'Keefe	Mr Woods
Mr Cunningham	Mr Horne*	Mr Price	
Ms Deahm	Mr Howe	Mr Punch	
Mr Dodd	Mr Humphreys	Mr Sawford*	

NOES, 59

Mr Abbott	Mr Costello	Mr Lieberman	Mr B. C. Scott
Mr Aldred	Mr Downer	Mr McArthur	Mr Sharp
Mr Anderson	Mr R. D. C. Evans	Mr McGauran	Mr Sinclair
Mr J. N. Andrew	Mr Filing	Mr McLachlan	Mr Slipper
Mr K. J. Andrews	Mr Fischer	Mr Miles	Mr B. M. Smyth
Mr Atkinson	Mr Forrest	Mr Moore	Mr Somlyay
Mr Beale	Mrs Gallus	Mrs Moylan	Mrs Sullivan
Mrs Bishop	Mr Georgiou	Mr Nehl	Mr Taylor
Mr Bradford	Mr Halverson	Mr Neville	Mr Truss
Mr Braithwaite	Mr Hawker*	Mr Nugent	Mr Tuckey
Mr Cadman	Mr Hicks*	Mr Prosser	Mr Vaile
Mr Cameron	Mr Howard	Mr Reid	Mr Wakelin
Mr Charles	Mr Jull	Mr Reith	Mr Williams
Mr Cobb	Mr Katter	Mr Ronaldson	Ms Worth
Mr Connolly	Dr Kemp	Mr Ruddock	

* Tellers

And so it was resolved in the affirmative.

The Member was, therefore, suspended at 4.30 p.m. for 24 hours under standing order 305, and he accordingly withdrew from the Chamber.

Discussion continued.

Discussion concluded.

10 SELECTION COMMITTEE—REPORT

Mr Jenkins (Chair) presented the following report:

Selection Committee—Report relating to the program of business prior to 2.45 p.m. on Monday, 5 June 1995.

11 MESSAGE FROM THE SENATE—CERTAIN FAMILY LAW ISSUES—JOINT SELECT COMMITTEE

Message No. 450, dated 29 May 1995, from the Senate was reported acquainting the House that the Senate concurs with the resolution of the House relating to an extension of time for the Joint Select Committee on Certain Family Law Issues to report.

12 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:

29 May 1995—Message No. 267—Weapons of Mass Destruction (Prevention of Proliferation) 1995.

13 MATTERS REFERRED TO MAIN COMMITTEE

Mr McLeay (Chief Government Whip), pursuant to notice, moved—That:

- (1) the following Bills be referred to the Main Committee for consideration:
Student and Youth Assistance Amendment (Youth Training Allowance) 1995;
Defence Legislation Amendment 1995;
Primary Industries and Energy Legislation Amendment (No. 2) 1995; and
Human Services and Health Legislation Amendment (No. 1) 1995; and
- (2) the following order of the day, committee and delegation reports, be referred to the Main Committee for debate: Public Accounts—Joint Committee—Report on commercialisation of public sector operations—Motion to take note of paper: Resumption of debate.

Question—put and passed.

14 PASSENGER MOVEMENT CHARGE AMENDMENT BILL 1995

Mr Lindsay (Parliamentary Secretary to the Minister for Industry, Science and Technology) presented a Bill for an Act to amend the *Passenger Movement Charge Act 1978*, and for related purposes.

Bill read a first time.

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

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

15 PASSENGER MOVEMENT CHARGE COLLECTION AMENDMENT BILL 1995

Mr Lindsay (Parliamentary Secretary to the Minister for Industry, Science and Technology) presented a Bill for an Act to amend the *Passenger Movement Charge Collection Act 1978*, and for related purposes.

Bill read a first time.

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

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

16 APPROPRIATION BILL (NO. 1) 1995-96—BUDGET DEBATE

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 Campbell addressing the House—

17 ADJOURNMENT

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

Debate ensued.

Question—put and passed.

And then the House, at 8 p.m., adjourned until tomorrow at 9.30 a.m.

PAPERS

The following papers were deemed to have been presented on 30 May 1995:

Archives Act—Regulations—Statutory Rules 1995 No. 91.

Australian Bureau of Statistics Act—Australian Bureau of Statistics—Proposal 1995 No. 9.

Banks (Shareholdings) Act—Regulations—Statutory Rules 1995 No. 106.

Christmas Island Act—Ordinance 1995 No. 2.

Customs Act—Regulations—Statutory Rules 1995 No. 99.

Excise Act—Regulations—Statutory Rules 1995 No. 100.

Income Tax Assessment Act—Regulations—Statutory Rules 1995 No. 107.

Judiciary Act—Rules of Court—Statutory Rules 1995 No. 108.

Meat Chicken Levy Act—Regulations—Statutory Rules 1995 No. 101.

Motor Vehicle Standards Act—Road Vehicle (National Standards) Determination 1995 No. 1.

National Health Act—Regulations—Statutory Rules 1995 No. 109.

Occupational Health and Safety (Commonwealth Employment) Act—Regulations—Statutory Rules 1995 No. 98.

Primary Industries and Energy Research and Development Act—Regulations—Statutory Rules 1995 Nos. 102, 103, 104.

Public Service Act—Regulations—Statutory Rules 1995 No. 105.

Superannuation Act 1976—Regulations—Statutory Rules 1995 Nos. 92, 93, 94, 95, 96, 97.

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Dobie, Mr Gibson, Mr Grace, Mr Holding, Mr Jones, Mr Keating and Mr Lee.

L. M. BARLIN

Clerk of the House of Representatives