

1996-97

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

**VOTES AND PROCEEDINGS**

No. 68

THURSDAY, 13 FEBRUARY 1997

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

**2 APPROPRIATION BILL (NO. 3) 1996-97**

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 S. F. Smith), and the resumption of the debate made an order of the day for the next sitting.

**3 SUPERANNUATION CONTRIBUTIONS SURCHARGE (ASSESSMENT AND COLLECTION) BILL 1997**

Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister) presented a Bill for an Act relating to the assessment and collection of superannuation contributions surcharge, and for related purposes.

Bill read a first time.

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

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

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

**4 SUPERANNUATION CONTRIBUTIONS SURCHARGE IMPOSITION BILL 1997**

Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister) presented a Bill for an Act to impose a superannuation contributions surcharge and to declare the rate of the surcharge.

Bill read a first time.

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

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

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

**5 TERMINATION PAYMENTS SURCHARGE (ASSESSMENT AND COLLECTION) BILL 1997**

Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister) presented a Bill for an Act relating to the assessment and collection of termination payments surcharge, and for related purposes.

Bill read a first time.

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

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

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

**6 TERMINATION PAYMENTS SURCHARGE IMPOSITION BILL 1997**

Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister) presented a Bill for an Act to impose a termination payments surcharge and to declare the rate of the surcharge.

Bill read a first time.

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

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

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

**7 SUPERANNUATION CONTRIBUTIONS SURCHARGE (CONSEQUENTIAL AMENDMENTS) BILL 1997**

Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister) presented a Bill for an Act to amend various Acts in consequence of the enactment of the *Superannuation Contributions Surcharge (Assessment and Collection) Act 1997*, and for related purposes.

Bill read a first time.

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

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

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

**8 TAXATION LAWS AMENDMENT BILL (NO. 2) 1997**

Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister) presented a Bill for an Act to amend the law relating to taxation.

Bill read a first time.

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

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

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

9 MESSAGE FROM THE SENATE—SOCIAL SECURITY LEGISLATION AMENDMENT (NEWLY ARRIVED RESIDENT'S WAITING PERIODS AND OTHER MEASURES) BILL 1996

The following message from the Senate was reported:

Message No. 135

Mr Speaker

The Senate returns to the House of Representatives the bill for **An Act to amend the *Social Security Act 1991*, the *Student and Youth Assistance Act 1973*, the *Data-matching Program (Assistance and Tax) Act 1990*, the *Social Security and Veterans' Affairs Legislation Amendment Act 1995* and the *Health Insurance Act 1973*, and for related purposes**, and acquaints the House that the Senate has considered message no. 139 of the House relating to the bill.

The Senate does not insist upon its amendments nos 10-18, 20, 22, 23, 25, 26, 28, 31, 32, 34 and 36 disagreed to by the House; insists upon its amendments nos 21, 24, 27, 33 and 35 disagreed to by the House; and has made further amendments to the bill as indicated by the annexed schedule.

The Senate desires the reconsideration of the bill by the House in respect of amendments nos 21, 24, 27, 33 and 35 and requests the concurrence of the House in the further amendments made by the Senate.

MARGARET REID

President

The Senate

12 February 1997

Ordered—That the message be considered forthwith.

SCHEDULE OF THE FURTHER AMENDMENTS MADE BY THE SENATE

- (1) Schedule 1, item 7, page 5 (lines 7 and 8), omit paragraph (j).
- (2) Schedule 1, item 7, page 5 (lines 11 to 20), omit paragraphs (l), (m) and (p).
- (3) Schedule 1, item 11, page 6 (lines 17 and 18), omit paragraph (kc).
- (4) Schedule 1, item 12, page 6 (lines 19 to 31), omit the item, substitute:

**12 Subsection 23(1) (at the end of paragraph (m) of the definition of *waiting period*)**

Add:

- or (n) a mobility allowance newly arrived resident's waiting period under sections 1039AA and 1039AB; or
  - (o) a seniors health card newly arrived resident's waiting period under section 1061ZA.
- (5) Schedule 1, item 14, page 7 (lines 13 to 19), omit paragraph (b), substitute:
    - (b) is a person to whom one of the following applies:

- (i) the person has not been an Australian resident for a period of, or periods totalling, 104 weeks; or
  - (ii) the person has applied for a subclass 820 visa—Extended eligibility (spouse), but has not been in Australia for a period of, or periods totalling, 104 weeks after applying for that visa; or
  - (iii) the person has applied for a subclass 826 visa—Interdependency, but has not been in Australia for a period of, or periods totalling, 104 weeks after applying for that visa; or
  - (iv) the person has applied for a visa that is in a class of visas determined by the Minister for the purposes of this subparagraph;
- (6) Schedule 1, item 14, page 7 (after line 21), at the end of section 201AA, add:
- (2) Subsection (1) does not apply to a person who is the holder of:
    - (a) a subclass 832 visa—Close ties; or
    - (b) a subclass 833 visa—Certain unlawful non-citizens.
  - (3) Subsection (1) does not apply to a person who is:
    - (a) the holder of a subclass 104 visa—Preferential family; and
    - (b) a special needs relative.
  - (4) Subsection (1) does not apply to a person who is:
    - (a) the holder of a subclass 806 visa—Family; and
    - (b) a special needs relative.
  - (5) Subsection (1) does not apply to a person who is:
    - (a) a refugee or a former refugee; or
    - (b) a family member of a refugee, or former refugee, at the time the refugee or former refugee arrived in Australia.
  - (6) In this section:
    - family member* has the same meaning as in subsection 7(6D).
    - refugee* has the same meaning as in subsection 7(6B).
    - special needs relative* has the same meaning as in the Migration Regulations.
- (7) Schedule 1, item 36, page 16 (lines 29 and 30), omit subparagraph (iii), substitute:
- (iii) is the holder of a subclass 820 visa—Extended eligibility (spouse); or
  - (iv) is the holder of a subclass 826 visa—Interdependency; or

- (v) is the holder of a visa that is in a class of visas determined by the Minister for the purposes of this subparagraph; and
- (8) Schedule 1, item 38, page 17 (lines 10 and 11), omit paragraph (c), substitute:
- (c) becomes the holder of a subclass 820 visa—Extended eligibility (spouse); or
  - (d) becomes the holder of a subclass 826 visa—Interdependency; or
  - (e) becomes the holder of a visa that is in a class of visas determined by the Minister for the purposes of this paragraph;
- (9) Schedule 1, item 38, page 17 (lines 13 to 16), omit subsection (2), substitute:
- (2) Subject to this section, if, immediately before the commencement of this subsection, a person was the holder of:
- (a) a subclass 820 visa—Extended eligibility (spouse); or
  - (b) a subclass 826 visa—Interdependency; or
  - (c) a visa that is in a class of visas determined by the Minister for the purposes of this paragraph;
- the person is subject to a newly arrived resident's waiting period.
- (10) Schedule 1, item 38, page 17 (lines 20 to 23), omit paragraph (b), substitute:
- (b) before, on or after the commencement of this subsection, the person applies for:
    - (i) a subclass 820 visa—Extended eligibility (spouse); or
    - (ii) a subclass 826 visa—Interdependency; or
    - (iii) a visa that is in a class of visas determined by the Minister for the purposes of this subparagraph;
- (11) Schedule 1, item 38, page 18 (lines 1 to 3), omit paragraph (b), substitute:
- (b) immediately before the commencement of this subsection, the person was the holder of:
    - (i) a subclass 820 visa—Extended eligibility (spouse); or
    - (ii) a subclass 826 visa—Interdependency; or
    - (iii) a visa that is in a class of visas determined by the Minister for the purposes of this subparagraph;
- (12) Schedule 1, item 38, page 18 (lines 19 and 20), omit subsection (6), substitute:
- (6) Neither subsection (1) nor (2) apply to a person if:

- (a) a person has a qualifying residence exemption for special benefit; or
- (b) the person holds or was the former holder of:
  - (i) a subclass 832 visa—Close ties; or
  - (ii) a subclass 833 visa—Certain unlawful non-citizens.

On the motion of Mr Ruddock (Minister representing the Minister for Social Security), the amendments insisted upon by the Senate were agreed to, after debate.

On the motion of Mr Ruddock, the further amendments made by the Senate were agreed to, after debate.

**10 MESSAGE FROM THE SENATE—VETERANS' AFFAIRS LEGISLATION AMENDMENT (1996-97 BUDGET MEASURES) BILL 1996**

The following message from the Senate was reported:

Message No. 136

Mr Speaker

The Senate returns to the House of Representatives the bill for **An Act to amend the *Veterans' Entitlements Act 1986*, and for related purposes**, and acquaints the House that the Senate has agreed to the bill with the amendments indicated by the annexed schedule, in which amendments the Senate requests the concurrence of the House of Representatives.

MARGARET REID

President

The Senate

12 February 1997

Ordered—That the amendments be considered forthwith.

**SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE**

- (1) Clause 2, page 1 (lines 8 to 10), omit subclause (1), substitute:
  - (1) The following provisions commence on the day on which this Act receives the Royal Assent:
    - (a) sections 1, 2 and 3;
    - (b) Part 1, items 5 and 7, and Parts 6 and 9, of Schedule 1;
    - (c) Schedule 2.
- (2) Clause 2, page 2 (lines 5 and 6), omit subclause (4).
- (3) Clause 2, page 2 (line 9), after “commence”, insert “, or are taken to have commenced,”.
- (4) Clause 2, page 2 (line 11), after “commences”, insert “, or is taken to have commenced,”.
- (5) Schedule 1, item 66, page 25 (lines 21 and 22), omit “1 January 1997”, substitute “the day on which this Act receives the Royal Assent”.

- (6) Schedule 1, item 66, page 25 (line 27), omit “1 January 1997”, substitute “the day on which this Act receives the Royal Assent”.
- (7) Schedule 1, item 66, page 25 (line 31), omit “1 January 1997”, substitute “the day on which this Act receives the Royal Assent”.
- (8) Schedule 1, item 78, page 29 (line 33), omit “1 January 1997”, substitute “the day on which this Act receives the Royal Assent”.

On the motion of Mr Scott (Minister for Veterans’ Affairs), the amendments were agreed to, after debate.

#### 11 POSTPONEMENT OF ORDERS OF THE DAY

Ordered—That orders of the day Nos. 2 and 3, government business, be postponed until the next sitting.

#### 12 TELECOMMUNICATIONS BILL 1996

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 Lee, 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 expresses its concern at the Government’s refusal to:

- (1) maintain the 1 July 1997 cutoff for carriers’ exemptions from State and Territory planning laws;
- (2) ensure that rural and provincial customers benefit from local call price reductions;
- (3) honour its election promise on ISDN connections for rural and provincial Australians; and
- (4) honour the Prime Minister’s guarantee that no charge would be introduced for Directory Assistance”—

Debate resumed.

It being 2 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.

#### 13 MINISTERIAL CHANGE

Mr Howard (Prime Minister) informed the House that, following the resignation of Senator the Honourable Bob Woods as Parliamentary Secretary to the Minister for Health and Family Services, Senator Christopher Ellison had today been appointed Parliamentary Secretary to the Minister for Health and Family Services and Parliamentary Secretary to the Attorney-General.

#### 14 QUESTIONS

Questions without notice being asked—

*Paper:* Mr Howard (Prime Minister) presented the following paper:

Aboriginal health delivery area—Proposed appointment of Mrs G. Hollows by the Minister for Aboriginal and Torres Strait Islander Affairs—Copy of legal

advice from Mr H. Burmester, Chief General Counsel, Attorney-General's Department to the Attorney-General, 13 February 1997.

Questions without notice continuing—

*Suspension of standing and sessional orders—Motion of censure of Minister for Transport and Regional Development*

Mr Tanner moved—That so much of the standing and sessional orders be suspended as would prevent the Member for Melbourne moving forthwith—That this House—

- (1) censures the Minister for Transport and Regional Development for:
  - (a) attacking the competence and the integrity of members of the Board of the Civil Aviation Authority without justification and undermining the efforts of the CASA Director, Mr Keith and his fellow Board members to improve aviation safety regulation;
  - (b) acting in breach of the Prime Minister's "Guide on Key Elements of Ministerial Responsibility" by:
    - (i) seeking to procure an appointment to another Government position for Ms Hollows on condition that she resign from the CASA Board;
    - (ii) suggesting to Ms Pollock, a member of the Civil Aviation Authority Board, that if she resigned she would have opportunities to take up consultancies within his portfolio; and
    - (iii) making a general offer to CASA Board members that he was prepared to consider finding alternative positions for them if they agreed to resign; and
  - (c) seeking to improperly influence the actions of Commonwealth office-holders in a way which could be in breach of the Crimes Act; and
- (2) calls on the Prime Minister to hold a full judicial inquiry into these matters and to stand aside the Minister for Transport and Regional Development pending the outcome of that judicial inquiry.

Debate ensued.

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

*Minister for Transport and Regional Development—Motion of censure*

Mr Tanner moved—That this House—

- (1) censures the Minister for Transport and Regional Development for:
  - (a) attacking the competence and the integrity of members of the Board of the Civil Aviation Authority without justification and undermining the efforts of the CASA Director, Mr Keith and his fellow Board members to improve aviation safety regulation;
  - (b) acting in breach of the Prime Minister's "Guide on Key Elements of Ministerial Responsibility" by:



- (i) seeking to procure an appointment to another Government position for Ms Hollows on condition that she resign from the CASA Board;
  - (ii) suggesting to Ms Pollock, a member of the Civil Aviation Authority Board, that if she resigned she would have opportunities to take up consultancies within his portfolio; and
  - (iii) making a general offer to CASA Board members that he was prepared to consider finding alternative positions for them if they agreed to resign; and
- (c) seeking to improperly influence the actions of Commonwealth office-holders in a way which could be in breach of the Crimes Act; and
- (2) calls on the Prime Minister to hold a full judicial inquiry into these matters and to stand aside the Minister for Transport and Regional Development pending the outcome of that judicial inquiry.

Mr Sharp (Minister for Transport and Regional Development) moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “this House censures the Labor Opposition for its failure when in government to put in place proper arrangements for guaranteeing aviation safety in Australia and the Member for Melbourne for misleading the Australian people”.

Debate continued.

Question—That the amendment be agreed to—put.

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

AYES, 87

Mr Abbott	Mr Costello	Miss J. M. Kelly	Mr Ruddock
Mr Anderson	Mr Dondas	Dr Kemp	Mr Scott
Mr Andren	Mr Downer	Mr Lieberman	Mr Sharp
Mr J. N. Andrew	Mrs Draper	Mr Lindsay	Mr Sinclair
Mr K. J. Andrews	Mrs Elson	Mr Lloyd	Mr Slipper
Mr Anthony	Mr Entsch	Mr McArthur*	Mr A. C. Smith
Mrs Bailey	Mr R. D. C. Evans	Mr McDougall	Mr W. L. Smith
Mr R. C. Baldwin	Mr Fahey	Mr McGauran	Mr Somlyay
Mr Barresi	Mr Forrest	Mr McLachlan	Dr Southcott
Mr Bartlett	Mrs Gallus	Mr Miles	Mrs Stone
Mr Billson	Ms Gambaro	Mr Moore	Mr Taylor
Mrs Bishop	Mrs Gash	Mr Mutch	Mr A. P. Thomson
Mr Bradford	Mr Georgiou	Mr Nairn	Mr Truss
Mr Broadbent	Mrs E. J. Grace	Dr Nelson	Mr M. A. J. Vaile
Mr Brough	Mr Hardgrave	Mr Neville	Ms D. S. Vale
Mr Cadman	Mr Hawker	Mr Nugent	Mr Wakelin
Mr E. H. Cameron	Mr Hicks*	Mr Prosser	Mrs West
Mr R. A. Cameron	Mr Hockey	Mr Pyne	Mr Williams
Mr Campbell	Ms Jeanes	Mr Randall	Dr Wooldridge
Mr Causley	Mrs Johnston	Mr Reid	Ms Worth
Mr Charles	Mr Katter	Mr Reith	Mr Zammit
Mr Cobb	Mrs D. M. Kelly	Mr Ronaldson	

## NOES, 48

Mr Adams	Mr G. J. Evans	Mr Latham	Mr O'Connor
Mr Albanese	Mr L. D. T. Ferguson	Dr Lawrence	Mr O'Keefe
Mr P. J. Baldwin	Mr M. J. Ferguson	Mr Lee	Mr Price
Mr Beazley	Mr Fitzgibbon	Mr McClelland	Mr Quick
Mr Beddall	Mr E. L. Grace*	Ms Macklin	Mr Sawford*
Mr Bevis	Mr Griffin	Mr McLeay	Mr Sercombe
Mr Brereton	Mr Hatton	Mr McMullan	Mr S. F. Smith
Mr Brown	Mr Holding	Mr Martin	Mr Tanner
Mr Crean	Mr Hollis	Mr Melham	Dr Theophanous
Mrs Crosio	Mr Jenkins	Mr A. A. Morris	Mr K. J. Thomson
Mr Dargavel	Mr Jones	Mr P. F. Morris	Mr Willis
Ms Ellis	Mr Kerr	Mr Mossfield	Mr Wilton

\* Tellers

And so it was resolved in the affirmative.

Question—That the motion, as amended, be agreed to—put.

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

## AYES, 87

Mr Abbott	Mr Costello	Miss J. M. Kelly	Mr Ruddock
Mr Anderson	Mr Dondas	Dr Kemp	Mr Scott
Mr Andren	Mr Downer	Mr Lieberman	Mr Sharp
Mr J. N. Andrew	Mrs Draper	Mr Lindsay	Mr Sinclair
Mr K. J. Andrews	Mrs Elson	Mr Lloyd	Mr Slipper
Mr Anthony	Mr Entsch	Mr McArthur*	Mr A. C. Smith
Mrs Bailey	Mr R. D. C. Evans	Mr McDougall	Mr W. L. Smith
Mr R. C. Baldwin	Mr Fahey	Mr McGauran	Mr Somlyay
Mr Barresi	Mr Forrest	Mr McLachlan	Dr Southcott
Mr Bartlett	Mrs Gallus	Mr Miles	Mrs Stone
Mr Billson	Ms Gambaro	Mr Moore	Mr Taylor
Mrs Bishop	Mrs Gash	Mr Mutch	Mr A. P. Thomson
Mr Bradford	Mr Georgiou	Mr Nairn	Mr Truss
Mr Broadbent	Mrs E. J. Grace	Dr Nelson	Mr M. A. J. Vaile
Mr Brough	Mr Hardgrave	Mr Neville	Ms D. S. Vale
Mr Cadman	Mr Hawker	Mr Nugent	Mr Wakelin
Mr E. H. Cameron	Mr Hicks*	Mr Prosser	Mrs West
Mr R. A. Cameron	Mr Hockey	Mr Pyne	Mr Williams
Mr Campbell	Ms Jeanes	Mr Randall	Dr Wooldridge
Mr Causley	Mrs Johnston	Mr Reid	Ms Worth
Mr Charles	Mr Katter	Mr Reith	Mr Zammit
Mr Cobb	Mrs D. M. Kelly	Mr Ronaldson	

## NOES, 48

Mr Adams	Mr G. J. Evans	Mr Latham	Mr O'Connor
Mr Albanese	Mr L. D. T. Ferguson	Dr Lawrence	Mr O'Keefe
Mr P. J. Baldwin	Mr M. J. Ferguson	Mr Lee	Mr Price
Mr Beazley	Mr Fitzgibbon	Mr McClelland	Mr Quick
Mr Beddall	Mr E. L. Grace*	Ms Macklin	Mr Sawford*
Mr Bevis	Mr Griffin	Mr McLeay	Mr Sercombe
Mr Brereton	Mr Hatton	Mr McMullan	Mr S. F. Smith
Mr Brown	Mr Holding	Mr Martin	Mr Tanner
Mr Crean	Mr Hollis	Mr Melham	Dr Theophanous
Mrs Crosio	Mr Jenkins	Mr A. A. Morris	Mr K. J. Thomson
Mr Dargavel	Mr Jones	Mr P. F. Morris	Mr Willis
Ms Ellis	Mr Kerr	Mr Mossfield	Mr Wilton

\* Tellers

And so it was resolved in the affirmative.

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Questions without notice concluded.

**15 PAPER**

The Deputy Speaker presented the following paper:

Advance to the Speaker of the House of Representatives—Statement of use, February 1997.

**16 PAPER**

The following paper was presented:

Aboriginal Land Rights (Northern Territory) Act—Aboriginal Land Commissioner—Report for 1995-96.

**17 PROPOSED DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—AVIATION SAFETY**

The House was informed that Mr Tanner had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The failure of the Minister for Transport to ensure proper arrangements for guaranteeing aviation safety in this nation".

The proposed discussion not having received the necessary support (the proposer not being present) the matter was not proceeded with.

**18 SPECIAL ADJOURNMENT**

Mr Reith (Leader of the House) moved—That the House, at its rising, adjourn until Monday, 24 February 1997, at 12.30 p.m., unless the Speaker fixes an alternative day or hour of meeting.

Question—put and passed.

**19 DISCHARGE OF ORDERS OF THE DAY**

Mr Reith (Leader of the House), by leave, moved—That the following orders of the day, government business, be discharged:

Private Health Insurance Complaints Commissioner—Report—Motion to take note of paper: Resumption of debate.

Australian Institute of Health and Welfare—Report—Motion to take note of paper: Resumption of debate.

Family Court of Australia—Report—Motion to take note of paper: Resumption of debate.

Family Law Council—Report for 1995-96—Motion to take note of paper: Resumption of debate.

Australian Law Reform Commission—Report for 1995-96—Motion to take note of paper: Resumption of debate.

Australian Institute of Family Studies—Report—Motion to take note of paper: Resumption of debate.

Australian Space Council—Report for 1994-95—Motion to take note of paper: Resumption of debate.

Australian Space Council—Report for 1995-96—Motion to take note of paper: Resumption of debate.

Housing Assistance Act—Report—Motion to take note of paper: Resumption of debate.

Affirmative Action Agency—Report—Motion to take note of paper: Resumption of debate.

Commonwealth Scientific and Industrial Research Organisation—Report—Motion to take note of paper: Resumption of debate.

Defence policy—Ministerial statement—Motion to take note of paper: Resumption of debate.

Australian Competition and Consumer Commission—Report—Motion to take note of paper: Resumption of debate.

Australian Institute of Marine Science—Report—Motion to take note of paper: Resumption of debate.

National Science and Technology Centre—Report—Motion to take note of paper: Resumption of debate.

Commissioner of Taxation—Report—Motion to take note of paper: Resumption of debate.

Australian Nuclear Science and Technology Organisation—Report—Motion to take note of paper: Resumption of debate.

Australian Tourist Commission—Report—Motion to take note of paper: Resumption of debate.

Forest and Wood Products Research and Development Corporation—Report—Motion to take note of paper: Resumption of debate.

Department of Industry, Science and Tourism—Report—Motion to take note of paper: Resumption of debate.

Human Rights and Equal Opportunity Commission—Report on complaints of discrimination in employment and occupation—Motion to take note of paper: Resumption of debate.

Australian Industrial Relations Commission and Australian Industrial Registry—Report—Motion to take note of paper: Resumption of debate.

Australian Hearing Services—Report—Motion to take note of paper: Resumption of debate.

Australian Institute of Family Studies—Report—Motion to take note of paper: Resumption of debate.

Australian Law Reform Commission—Report—Motion to take note of paper: Resumption of debate.

Enterprise bargaining in Australia—Report for 1995—Motion to take note of paper: Resumption of debate.

Visits to Indonesia and Japan and the South Pacific Forum—Ministerial statement—Motion to take note of paper: Resumption of debate.

Foreign Affairs, Defence and Trade—Joint Standing Committee—Report on provision of academic studies and professional military education to officer cadets and officers of the Australian Defence Force—Government response—Motion to take note of paper: Resumption of debate.

Australian Science, Technology and Engineering Council—Report—Motion to take note of paper: Resumption of debate.

Department of Defence—Schedule of Special Purpose Flights—Motion to take note of paper: Resumption of debate.

Industry Commission—Report on the pharmaceutical industry—Motion to take note of paper: Resumption of debate.

Science and Technology Budget Statement 1996-97—Paper—Motion to take note of paper: Resumption of debate.

Advance to the Minister for Finance, March 1996 and supporting applications—Papers—Motion to take note of papers: Resumption of debate.

General Agreement on Trade in Services—Second Protocol—Motion to take note of paper: Resumption of debate.

General Agreement on Trade in Services—Third Protocol—Motion to take note of paper: Resumption of debate.

Australian Dried Fruits Board—Report—Motion to take note of paper: Resumption of debate.

Indigenous Land Corporation—National Indigenous Land Strategy 1996-2001—Motion to take note of paper: Resumption of debate.

National Procurement Board—Report—Motion to take note of paper: Resumption of debate.

Industry Commission—Report on vehicle and recreational marine craft repair and insurance industries—Motion to take note of paper: Resumption of debate.

Landcare Australia Limited—Report—Motion to take note of paper: Resumption of debate.

Safety Review Committee—Report for 1994-95—Motion to take note of paper: Resumption of debate.

Human Rights and Equal Opportunity Commission—Report on human rights and mental illness in Victoria—Motion to take note of paper: Resumption of debate.

Convention on the Rights of the Child—Report—Motion to take note of paper: Resumption of debate.

Commonwealth Grants Commission—Report on general revenue grant relativities: 1996 update—Motion to take note of paper: Resumption of debate.

New format for Bills and Acts—Ministerial statement—Motion to take note of paper: Resumption of debate.

Question—put and passed.

## 20 ORDERS OF THE DAY—RETURN FROM THE MAIN COMMITTEE

On the motion of Mr Reith (Leader of the House), by leave, Main Committee order of the day No. 6, government business, and orders of the day Nos. 1 to 5, committee and delegation reports, were returned to the House.

## 21 DISCHARGE OF ORDERS OF THE DAY

Mr Reith (Leader of the House), by leave, moved—That the following orders of the day returned to the House from the Main Committee in accordance with the resolution agreed to this day, be discharged:

### *Government business*

Relations between the Civil Aviation Authority and Seaview Air—Commission of Inquiry—Report—Motion to take note of paper: Resumption of debate.

### *Committee and delegation reports*

Environment, Recreation and the Arts—Standing Committee—Report on World Heritage areas—Motion to take note of paper: Resumption of debate.

Treaties—Joint Standing Committee—Report on Australia-Japan Long-Line Tuna Fishing Agreement and Indian Ocean Tuna Commission Agreement—Motion to take note of paper: Resumption of debate.

Public Accounts—Joint Committee—Report—Guarding the independence of the Auditor-General—Motion to take note of paper: Resumption of debate.

Communications, Transport and Microeconomic Reform—Standing Committee—Report on an inquiry into Australia Post—Rural and remote letter service delivery—Motion to take note of paper: Resumption of debate.

Foreign Affairs, Defence and Trade—Joint Standing Committee—Report on the Australian Aid Program—Proceedings of a seminar—Motion to take note of paper: Resumption of debate.

Question—put and passed.

**22 CRIMES AND OTHER LEGISLATION AMENDMENT BILL 1996—REPORT FROM MAIN COMMITTEE**

The Second Deputy Speaker reported that the Crimes and Other Legislation Amendment Bill 1996 had been fully considered by the Main Committee and agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

On the motion of Mr Abbott (Parliamentary Secretary to the Minister for Employment, Education, Training and Youth Affairs), by leave, the Bill was read a third time.

**23 CUSTOMS TARIFF AMENDMENT BILL (NO. 2) 1996—REPORT FROM MAIN COMMITTEE**

The Second Deputy Speaker reported that the Customs Tariff Amendment Bill (No. 2) 1996 had been fully considered by the Main Committee and agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

On the motion of Mr Abbott (Parliamentary Secretary to the Minister for Employment, Education, Training and Youth Affairs), by leave, the Bill was read a third time.

**24 FARM HOUSEHOLD SUPPORT AMENDMENT BILL 1996—REPORT FROM MAIN COMMITTEE**

The Second Deputy Speaker reported that the Farm Household Support Amendment Bill 1996 had been fully considered by the Main Committee and agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

On the motion of Mr Abbott (Parliamentary Secretary to the Minister for Employment, Education, Training and Youth Affairs), by leave, the Bill was read a third time.

**25 PRIMARY INDUSTRIES AND ENERGY LEGISLATION AMENDMENT BILL (NO. 3) 1996—REPORT FROM MAIN COMMITTEE**

The Second Deputy Speaker reported that the Primary Industries and Energy Legislation Amendment Bill (No. 3) 1996 had been fully considered by the Main Committee and agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

On the motion of Mr Abbott (Parliamentary Secretary to the Minister for Employment, Education, Training and Youth Affairs), by leave, the Bill was read a third time.

**26 MULTILATERAL INVESTMENT GUARANTEE AGENCY BILL 1996—REPORT FROM MAIN COMMITTEE**

The Second Deputy Speaker reported that the Multilateral Investment Guarantee Agency Bill 1996 had been fully considered by the Main Committee,

a Governor-General's message recommending an appropriation had been reported, and the Bill had been agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

On the motion of Mr Abbott (Parliamentary Secretary to the Minister for Employment, Education, Training and Youth Affairs), by leave, the Bill was read a third time.

## 27 MESSAGES FROM THE SENATE

Messages from the Senate were reported returning the following Bills without amendment:

12 February 1997—Message No. 137—Proceeds of Crime Amendment 1996.

13 February 1997—Message—

No. 139—Student and Youth Assistance Amendment (Waiting Period) 1996.

No. 140—General Insurance Supervisory Levy Amendment 1996.

## 28 MESSAGE FROM THE SENATE

Message No. 138, dated 12 February 1997, from the Senate was reported acquainting the House that Senator Ian Macdonald had been discharged from attendance on the Parliamentary Joint Committee on the National Crime Authority, and that Senator Ferris had been appointed a member of the committee.

## 29 STANDING AND JOINT STANDING COMMITTEES—MEMBERSHIP

The House was informed of the nominations by the Chief Opposition Whip of Members to be members of the following committees:

*Employment, Education and Training—Standing committee*

Mr Dargavel in place of Mr Griffin.

*National Capital and External Territories—Joint standing committee*

Mr Dargavel.

*Environment, Recreation and the Arts—Standing committee*

Mr Brown.

## 30 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REPORTS—STATEMENTS BY MEMBERS

Mr J. N. Andrew (Chairman) presented the following papers:

Public Works—Parliamentary Standing Committee—Reports—

Development of operational facilities at RAAF Base Darwin (1st report of 1997).

Development of buildings and services in support of the Department of Defence Joint Project 2043, High Frequency Modernisation Project (2nd report of 1997).

Severally ordered to be printed.



Mr J. N. Andrew and Mr Lindsay, by leave, made statements in connection with the reports.

### 31 PUBLICATIONS COMMITTEE—7TH REPORT

Mr Lieberman (Chair) presented the following paper:

#### PUBLICATIONS COMMITTEE 7TH REPORT

The Publications Committee reports that it has met in conference with the Publications Committee of the Senate.

The Committee, having considered petitions and documents presented to the Parliament since 12 December 1996, recommends that the following be printed:

Aboriginal Deaths in Custody—Royal Commission—Implementation of the Commonwealth Government responses to the recommendations of the Royal Commission—Reports—  
1994-95.

1995-96—Volumes 1 and 2.

Albury-Wodonga Development Act—Albury-Wodonga Development Corporation—Report for 1995-96.

Australian Science, Technology and Engineering Council (ASTEC) Shipping Partnership—Report—Australian maritime industries: Priorities in science and technology, dated September 1996.

Copyright Act—Copyright Agency Limited—Report for 1995-96.

Freedom of Information Act—Report on the operation of the Act for 1995-96.

Human Rights and Equal Opportunity Commission Act—Federal Race Discrimination Commissioner—Report—State of the Nation: Report on people of non-English speaking backgrounds—Report for 1996.

Industry Commission Act—Industry Commission—Report No. 53—Implications for Australia of firms locating offshore, 28 August 1996.

Wheat Marketing Act—Australian Wheat Board—Report for period 1 October 1995 to 30 September 1996.

LOU LIEBERMAN

Chair

13 February 1997

Mr Lieberman, by leave, moved—That the report be agreed to.

Question—put and passed.

### 32 MESSAGE FROM THE SENATE

Message No. 141, dated 13 February 1997, from the Senate was reported acquainting the House that Senator Troeth had been appointed a member of the Joint Standing Committee on Foreign Affairs, Defence and Trade, in place of Senator Panizza, deceased.

**33 TELECOMMUNICATIONS BILL 1996**

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 Lee, 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 expresses its concern at the Government’s refusal to:

- (1) maintain the 1 July 1997 cutoff for carriers’ exemptions from State and Territory planning laws;
- (2) ensure that rural and provincial customers benefit from local call price reductions;
- (3) honour its election promise on ISDN connections for rural and provincial Australians; and
- (4) honour the Prime Minister’s guarantee that no charge would be introduced for Directory Assistance”—

Debate resumed.

Mr Quick addressing the House—

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**34 ADJOURNMENT**

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

Debate ensued.

The House continuing to sit until 6 p.m.—The Speaker adjourned the House until Monday, 24 February 1997, at 12.30 p.m., in accordance with the resolution agreed to this sitting.

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**PAPERS**

The following papers were deemed to have been presented on 13 February 1997:

Christmas Island Act—Casino Control Ordinance—Ministerial decision—Investigation by the Casino Surveillance Authority.

Defence Act—Order No. DA 123G/1.

Higher Education Funding Act—Guidelines 1997 No. G3.

Motor Vehicle Standards Act—Road Vehicle (National Standards) Determination 1996 No. 3.

Privacy Act—Determination 1997 No. 1.

Public Service Act—Determinations 1997 Nos. LES 1, LES 2, LES 3.

Veterans’ Entitlements Act—Instrument 1996 No. 5.

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**ATTENDANCE**

All Members attended (at some time during the sitting) except Mr M. J. Evans, Mr Marek, Mrs Sullivan and Mr Tuckey.

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

1996-97

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

No. 68

**MAIN COMMITTEE**

**MINUTES OF PROCEEDINGS**

**THURSDAY, 13 FEBRUARY 1997**

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1 The Main Committee met at 10 a.m.

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*Suspension of sitting:* At 10 a.m., the Deputy Speaker left the Chair due to the lack of a quorum.

*Resumption of sitting:* At 10.05 a.m., the Deputy Speaker resumed the Chair, and a quorum being present—

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2 **CRIMES AND OTHER LEGISLATION AMENDMENT BILL 1996**

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 question on the report to be put forthwith.

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

3 **CUSTOMS TARIFF AMENDMENT BILL (NO. 2) 1996**

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 question on the report to be put forthwith.

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

**4 FARM HOUSEHOLD SUPPORT AMENDMENT BILL 1996**

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 question on the report to be put forthwith.

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

**5 PRIMARY INDUSTRIES AND ENERGY LEGISLATION AMENDMENT BILL (NO. 3) 1996**

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 question on the report to be put forthwith.

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

**6 MULTILATERAL INVESTMENT GUARANTEE AGENCY BILL 1996**

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. 93, dated 18 December 1996, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the Bill.

Leave granted for the question on the report to be put forthwith.

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

**7 ADJOURNMENT**

On the motion of Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister), the Main Committee adjourned at 12.58 p.m.

The Deputy Speaker fixed Wednesday, 26 February 1997, at 10 a.m. for the next meeting of the Main Committee.

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**I. C. HARRIS**  
Clerk of the Main Committee