

1996-97-98

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

**VOTES AND PROCEEDINGS**

No. 143

TUESDAY, 10 MARCH 1998

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1 The House met, at 2 p.m., pursuant to adjournment. The Speaker (the Right Honourable Ian Sinclair) took the Chair, and read Prayers.

**2 QUESTIONS**

Questions without notice were asked.

**3 PAPERS**

The following papers were presented:

Aboriginal and Torres Strait Islander Commission Act—Aboriginal and Torres Strait Islander Commission—Report 1996-97—Erratum.

Advance to the Minister for Finance—

Statements for December 1997 and January 1998.

Supporting applications of issues from the Advance during December 1997 and January 1998.

Australian Nuclear Science and Technology Organisation Act—Nuclear Safety Bureau—Report for period 1 July to 30 September 1997.

Commonwealth Electoral Act—

Australian Electoral Commission—Election 1996—Funding and disclosure—Report for election held on 2 March 1996.

Redistribution of electoral divisions, 1997—

Australian Capital Territory.

Queensland—Volumes 1 and 2.

Commonwealth Grants Commission Act—Commonwealth Grants Commission—Report—General revenue grants relativities—1998 update.

Copyright Act—Copyright Agency Limited—Report for 1996-97.

Department of Primary Industries and Energy—Business Ethics, Security and Investigation Unit—Forest industry structural adjustment package—Report of a preliminary investigation into allegations of corruption and concerns regarding the operation, January 1998.

*States Grants (Primary and Secondary Education Assistance) Act 1992—*  
Report on financial assistance granted to each State in respect of 1996.

United Nations Human Rights Committee—International Covenant on Civil  
and Political Rights—Communication No. 751/1997—Outline.

**4 NUCLEAR SAFETY BUREAU—REPORT—MOTION TO TAKE NOTE OF PAPER**

Mr Reith (Leader of the House) moved—That the House take note of the  
following paper:

Australian Nuclear Science and Technology Organisation Act—Nuclear Safety  
Bureau—Report for period 1 July to 30 September 1997.

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

**5 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—AGED CARE**

The House was informed that Ms Macklin had proposed that a definite matter  
of public importance be submitted to the House for discussion, namely, “The  
ongoing concern amongst older Australians created by the Government’s  
policies, particularly in the area of aged care”.

The proposed discussion having received the necessary support—

Ms Macklin addressed the House.

Discussion ensued.

Discussion concluded.

**6 PARLIAMENTARY SERVICE BILL 1997 [NO. 2]**

The Speaker, pursuant to notice, presented a Bill for an Act to provide for the  
establishment and management of the Australian Parliamentary Service, and for  
other purposes.

Bill read a first time.

The Speaker moved—That the Bill be now read a second time.

*Paper*

The Speaker presented an explanatory memorandum to the Bill.

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

**7 SELECTION COMMITTEE—REPORT**

Mr Nehl (Chair) presented the following paper:

Selection Committee—Report relating to the consideration of committee and  
delegation reports and private Members’ business on Monday, 23 March 1998.

**8 MESSAGE FROM THE SENATE**

Message No. 437, 9 March 1998, from the Senate was reported transmitting a  
resolution agreed to by the Senate referring a matter concerning the Multilateral

Agreement on Investment to the Joint Standing Committee on Treaties for inquiry and report by 25 May 1998.

**9 BILLS REFERRED TO MAIN COMMITTEE**

Mr J. N. Andrew (Chief Government Whip), pursuant to notice, moved—That the following Bills be referred to the Main Committee for further consideration:

Intellectual Property Laws Amendment 1997;

Chemical Weapons (Prohibition) Amendment 1997;

Health Legislation Amendment 1997;

Aboriginal and Torres Strait Islander Commission Amendment 1997;

Superannuation Legislation Amendment 1997; and

Taxation Laws (Technical Amendments) 1997.

Question—put and passed.

**10 AUSTRALIAN CAPITAL TERRITORY (PLANNING AND LAND MANAGEMENT) AMENDMENT BILL 1997**

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 third reading to be moved forthwith.

On the motion of Mr Somlyay (Minister for Regional Development, Territories and Local Government), the Bill was read a third time.

**11 LAW OFFICERS AMENDMENT BILL 1997**

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 Forrest, in the Chair)—

## AYES, 78

Mr Abbott	Mr Downer	Dr Kemp	Mr Scott
Mr J. N. Andrew	Mrs Draper	Mr Lieberman	Mr Sharp
Mr K. J. Andrews	Mrs Elson	Mr Lindsay	Mr Slipper*
Mr Anthony*	Mr Entsch	Mr Lloyd	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 Filing	Mr Marek	Dr Southcott
Mr Bartlett	Mrs Gallus	Mr Miles	Mrs Stone
Mr Billson	Ms Gambaro	Mrs Moylan	Mrs Sullivan
Mrs Bishop	Mrs Gash	Mr Mutch	Mr Taylor
Mr Bradford	Mr Georgiou	Mr Nairn	Mr A. P. Thomson
Mr Broadbent	Mrs E. J. Grace	Dr Nelson	Mr Truss
Mr Brough	Mr Hardgrave	Mr Neville	Mr Tuckey
Mr Cadman	Mr Hawker	Mr Nugent	Mrs D. S. Vale
Mr R. A. Cameron	Mr Hicks*	Mr Prosser	Mr Wakelin
Mr Campbell	Mr Hockey	Mr Pyne	Mrs West
Mr Causley	Ms Jeanes	Mr Randall	Mr Williams
Mr Cobb	Mr Jull	Mr Reid	Mr Zammit
Mr Costello	Mrs D. M. Kelly	Mr Ronaldson	
Mr Dondas	Miss J. M. Kelly	Mr Ruddock	

## NOES, 41

Mr Adams	Mr L. D. T. Ferguson	Dr Lawrence	Mr O'Keefe
Mr Albanese	Mr M. J. Ferguson	Mr Lee	Mr Price
Mr P. J. Baldwin	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 Breerton	Mr Hatton	Mr McMullan	Mr S. F. Smith
Mr Crean	Mr Holding	Mr Martin	Mr K. J. Thomson
Mrs Crosio	Mr Hollis	Mr Melham	Mr Wilton
Mr Dargavel	Mr Jones	Mr A. A. Morris	
Ms Ellis	Mr Kerr	Mr Mossfield	
Mr M. J. Evans	Mr Latham	Mr O'Connor	

\* Tellers

And so it was resolved in the affirmative—Bill read a second time.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Williams (Attorney-General), the Bill was read a third time.

12 **STANDING AND JOINT COMMITTEES—MEMBERSHIP**

The House was informed of the nominations by the Chief National Party Whip of Members to be members of the following committees in place of the Speaker:

*Corporations and Securities—Parliamentary Joint Committee*

Mr Anthony.

*Legal and Constitutional Affairs—Standing Committee*

Mr McGauran.

*Migration—Joint Standing Committee*

Mr Hicks.

**13 PRIMARY INDUSTRIES AND ENERGY LEGISLATION AMENDMENT BILL (NO. 3) 1997**

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.

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**14 ADJOURNMENT**

It being approximately 10.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 11 p.m.—The Speaker adjourned the House until tomorrow at 9.30 a.m.

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**PAPERS**

The following papers were deemed to have been presented on 10 March 1998:

Aboriginal and Torres Strait Islander Heritage Protection Act—Regulations—Statutory Rules 1998 No. 2.

Air Services Act—Regulations—Statutory Rules 1998 No. 8.

Australian Capital Territory (Planning and Land Management) Act—National Capital Plan—Amendment No. 22.

Christmas Island Act—

Ordinance 1998 No. 1.

Regulations—Statutory Rules 1998 No. 20.

Cocos (Keeling) Islands Act—

Ordinance 1998 No. 1.

Regulations—Statutory Rules 1998 No. 21.

Corporations Act—Regulations—Statutory Rules 1998 Nos. 9, 22.

Customs Act—Regulations—Statutory Rules 1998 Nos. 4, 15.

Defence Act—

Determinations under section 58B 1998 Nos. 3, 4, 5, 6, 7, 8.

Regulations—Statutory Rules 1998 No. 5.

Evidence Act—Regulations—Statutory Rules 1998 No. 17.

Fisheries Levy Act—Regulations—Statutory Rules 1998 No. 7.

Foreign Judgments Act—Regulations—Statutory Rules 1998 No. 16.  
Income Tax Assessment Act—Regulations—Statutory Rules 1998 No. 14.  
Jervis Bay Territory Acceptance Act—Ordinance 1998 No. 1.  
Long Service Leave (Commonwealth Employees) Act—Regulations—  
Statutory Rules 1998 No. 19.  
Marine Navigation Levy Act—Regulations—Statutory Rules 1998 No. 11.  
Military Superannuation and Benefits Act—Declaration—Statutory Rules 1998  
No. 13.  
National Environment Protection Council Act—National Environment  
Protection Council—National environment protection measure for the National  
Pollutant Inventory.  
National Health Act—Regulations—Statutory Rules 1998 No. 18.  
Native Title Act—Regulations—Statutory Rules 1998 No. 3.  
Navigation Act—Regulations—Statutory Rules 1998 No. 12.  
Primary Industries and Energy Research and Development Act—Regulation—  
Statutory Rules 1998 No. 6.  
Remuneration Tribunal Act—Regulations—Statutory Rules 1998 No. 10.  
*Telecommunications Act 1997*—Technical standards 1997 ACA Nos. TS 001,  
TS 002, TS 003, TS 004, TS 005, TS 006, TS 007, TS 008, TS 014, TS 015, TS  
016, TS 018, TS 019, TS 022, TS 024, TS 025, TS 026, TS 028, TS 031, TS  
034, TS 038.  
Veterans' Entitlements Act—Instruments under section 29 1998 Nos. 1, 2.

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**ATTENDANCE**

All Members attended (at some time during the sitting) except Mr Anderson,  
Mr Halverson and Mr P. F. Morris.

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**I. C. HARRIS**  
Clerk of the House of Representatives