

AUSTRALIA

HOUSE OF REPRESENTATIVES
VOTES AND PROCEEDINGS

No. 50

TUESDAY, 18 FEBRUARY 1975

1 The House met, at fifteen minutes past two o'clock p.m., pursuant to adjournment. Mr Speaker (the Honourable J. F. Cope) took the Chair, and read Prayers.

2 PETITIONS: The Clerk announced that the following Members had each lodged petitions for presentation, viz.:

Dr Everingham (Minister for Health), Mr Morrison (Minister for Science), Mr Stewart (Minister for Tourism and Recreation), Mr Cadman, Mr K. M. Cairns, Mr Drury, Mr Fisher, Mr Giles, Dr Gun, Mr Hodges, Mr Howard, Mr James, Mr Kelly, Mr Kerin, Mr Killen, Dr Klugman, Mr Lucock, Mr McVeigh, Mr Reynolds, Mr Riordan, Mr E. L. Robinson, Mr Ruddock and Mr Wilson—from certain citizens of Australia praying that the House amend the Family Law Bill.

Mr Morrison, Mr Stewart, Mr Snedden (Leader of the Opposition), Mr Ellicott, Mr Fraser, Dr Jenkins, Mr Killen, Mr Luchetti, Mr Lucock, Mr Nixon and Mr Willis—from certain citizens of Australia praying that the House oppose the Family Law Bill.

Mr Barnard (Minister for Defence), Mrs Child and Mr Scholes—from certain citizens of Australia praying that the House pass the Family Law Bill.

Mr Kerin—from certain citizens of Australia praying that the House take urgent steps to ensure that further mining and export from Australia of uranium, except for bio-medical purposes, be banned and that the Australian Atomic Energy Commission be transformed into an Australian Energy Commission.

Mr Willis—from certain citizens of Australia praying that (1) the Metric Conversion Act be repealed and (2) the Government take urgent steps to cause the traditional and familiar units to be restored in those areas where the greatest inconveniences and distress are occurring.

Petitions received.

3 QUESTIONS: Questions without notice were asked.

4 PAPERS: The following papers were presented, by command of His Excellency the Governor-General:

Australian system of honours and awards—

Letters Patent establishing the Order of Australia, dated 14 February 1975.

Letters Patent instituting certain Australian Bravery Decorations, dated 14 February 1975.

Letters Patent instituting the National Medal, dated 14 February 1975.

Press release by the Official Secretary to the Governor-General, dated 17 February 1975.

Text of an address by His Excellency the Governor-General, dated 17 February 1975.

Geelong growth area—Ministerial committee—Communiqués of meetings held at—

Geelong, Vic., on 4 October 1974.

Melbourne on 9 August and 28 November 1974.

The following papers were presented, pursuant to statute:

Remuneration Tribunals Act—Remuneration Tribunal—Determinations dated—
2 December 1974.

17 December 1974 (2).

- 5 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—PRIVATE SECTOR INVESTMENT: Mr Speaker informed the House that Mr Lynch (Deputy Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “ The failure of the Government to provide effective remedies to overcome the private sector investment crisis ”.

The proposed discussion having received the necessary support—

Mr Lynch addressed the House.

Discussion ensued.

Discussion concluded.

- 6 CUSTOMS TARIFF PROPOSALS NOS. 1 TO 8 (1975): Mr Enderby (Minister for Customs and Excise) moved—Customs Tariff Proposals Nos. 1, 2, 3, 4, 5, 6, 7 and 8 (1975).

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

- 7 DISCHARGE OF TARIFF PROPOSALS: Mr Enderby (Minister for Customs and Excise) moved, by leave—That Customs Tariff Proposals Nos. 6, 7, 8, 9, 10, 11 and 12 (1974) and Excise Tariff Proposals Nos. 1 and 2 (1974) constituting part of order of the day No. 29, government business, be discharged.

Question—put and passed.

- 8 CONSTITUTION ALTERATION (SIMULTANEOUS ELECTIONS) BILL 1975: 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 Speaker, Mr Cope, in the Chair)—

AYES, 64

Mr Armitage	Mr Cross	Mr L. R. Johnson	Mr Riordan
Mr Barnard	Mr Daly	Mr Jones	Mr Scholes
Mr Beazley	Mr Davies	Mr Keating	Mr Shery
Mr Bennett	Mr Dawkins	Mr Keogh	Mr Stewart
Mr Berinson	Mr Duthie	Mr Kerin	Mr Thorburn
Mr Bowen	Mr Enderby	Dr Klugman	Mr Uren
Mr Bryant	Dr Everingham	Mr Lamb	Mr Wallis
Dr J. F. Cairns	Mr FitzPatrick	Mr Luchetti	Mr Whan
Mr C. R. Cameron	Mr Fry	Mr McKenzie	Mr Whitlam
Dr Cass	Mr Garrick	Mr Martin	Mr Willis
Mrs Child	Dr Gun	Mr Mathews	Mr Young
Mr Clayton	Mr Hayden	Mr Morris	
Mr Coates	Mr Hurford	Mr Morrison	
Mr Cohen	Mr Innes	Mr Mulder	
Mr Collard	Mr Jacobi	Mr Oldmeadow	
Mr Connor	Dr Jenkins	Dr Patterson	<i>Tellers:</i>
Mr Crean	Mr L. K. Johnson	Mr Reynolds	Mr James
			Mr Nicholls

NOES, 50

Mr Adermann	Mr Fisher	Mr Kelly	Mr E. L. Robinson
Mr Anthony	Dr Forbes	Mr Killen	Mr I. L. Robinson
Mr Bonnett	Mr Fraser	Mr King	Mr Ruddock
Mr Bouchier	Mr Garland	Mr Lucock	Mr Sinclair
Mr Bungey	Mr Giles	Mr MacKellar	Mr Staley
Mr Cadman	Mr Graham	Mr McLeay	Mr Street
Mr K. M. Cairns	Mr Hodges	Mr McMahan	Mr Sullivan
Mr Calder	Mr Holten	Mr McVeigh	Mr Viner
Mr Connolly	Mr Howard	Mr Macphee	Mr Wentworth
Mr Corbett	Mr Hunt	Mr Millar	
Mr Drummond	Mr Hyde	Mr Nixon	<i>Tellers:</i>
Mr Drury	Mr Jarman	Mr O'Keefe	Mr D. M. Cameron
Mr Erwin	Mr Katter	Mr Peacock	Mr England

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

Leave granted for third reading to be moved forthwith.

Mr Enderby (Attorney-General) moved—That the Bill be now read a third time.

Question—put.

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

AYES, 64

Mr Armitage	Mr Cross	Mr L. R. Johnson	Mr Riordan
Mr Barnard	Mr Daly	Mr Jones	Mr Scholes
Mr Beazley	Mr Davies	Mr Keating	Mr Sherry
Mr Bennett	Mr Dawkins	Mr Keogh	Mr Stewart
Mr Berinson	Mr Duthie	Mr Kerin	Mr Thorburn
Mr Bowen	Mr Enderby	Dr Klugman	Mr Uren
Mr Bryant	Dr Everingham	Mr Lamb	Mr Wallis
Dr J. F. Cairns	Mr FitzPatrick	Mr Luchetti	Mr Whan
Mr C. R. Cameron	Mr Fry	Mr McKenzie	Mr Whitlam
Dr Cass	Mr Garrick	Mr Martin	Mr Willis
Mrs Child	Dr Gun	Mr Mathews	Mr Young
Mr Clayton	Mr Hayden	Mr Morris	
Mr Coates	Mr Hurford	Mr Morrison	
Mr Cohen	Mr Innes	Mr Mulder	
Mr Collard	Mr Jacobi	Mr Oldmeadow	<i>Tellers:</i>
Mr Connor	Dr Jenkins	Dr Patterson	Mr James
Mr Crean	Mr L. K. Johnson	Mr Reynolds	Mr Nicholls

NOES, 50

Mr Adermann	Mr Fisher	Mr Kelly	Mr E. L. Robinson
Mr Anthony	Dr Forbes	Mr Killen	Mr I. L. Robinson
Mr Bonnett	Mr Fraser	Mr King	Mr Ruddock
Mr Bourchier	Mr Garland	Mr Lucock	Mr Sinclair
Mr Bungey	Mr Giles	Mr MacKellar	Mr Staley
Mr Cadman	Mr Graham	Mr McLeay	Mr Street
Mr K. M. Cairns	Mr Hodges	Mr McMahan	Mr Sullivan
Mr Calder	Mr Holten	Mr McVeigh	Mr Viner
Mr Connolly	Mr Howard	Mr Macphee	Mr Wentworth
Mr Corbett	Mr Hunt	Mr Millar	
Mr Drummond	Mr Hyde	Mr Nixon	<i>Tellers:</i>
Mr Drury	Mr Jarman	Mr O'Keefe	Mr D. M. Cameron
Mr Erwin	Mr Katter	Mr Peacock	Mr England

And so it was resolved in the affirmative.

Mr Speaker declared that the question—That the Bill be now read a third time—had been resolved in the affirmative by an absolute majority.

Bill accordingly read a third time.

- 9 PRIVY COUNCIL APPEALS ABOLITION BILL 1975: 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 Killen, who had already spoken, again addressed the House, by leave.

Debate continued.

Mr Viner rising to address the House—

Closure: Mr James moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 63

Mr Armitage	Mr Crean	Dr Jenkins	Mr Oldmeadow
Mr Barnard	Mr Cross	Mr L. K. Johnson	Dr Patterson
Mr Beazley	Mr Daly	Mr L. R. Johnson	Mr Reynolds
Mr Bennett	Mr Davies	Mr Jones	Mr Riordan
Mr Berinson	Mr Dawkins	Mr Keating	Mr Scholes
Mr Bowen	Mr Duthie	Mr Keogh	Mr Sherry
Mr Bryant	Mr Enderby	Mr Kerin	Mr Stewart
Dr J. F. Cairns	Dr Everingham	Dr Klugman	Mr Thorburn
Mr C. R. Cameron	Mr FitzPatrick	Mr Lamb	Mr Uren
Dr Cass	Mr Fry	Mr Luchetti	Mr Wallis
Mrs Child	Mr Garrick	Mr McKenzie	Mr Whan
Mr Clayton	Dr Gun	Mr Martin	Mr Willis
Mr Coates	Mr Hayden	Mr Mathews	Mr Young
Mr Cohen	Mr Hurford	Mr Morris	<i>Tellers:</i>
Mr Collard	Mr Innes	Mr Morrison	Mr James
Mr Connor	Mr Jacobi	Mr Mulder	Mr Nicholls

NOES, 50

Mr Adermann	Mr Fisher	Mr Kelly	Mr E. L. Robinson
Mr Anthony	Dr Forbes	Mr Killen	Mr I. L. Robinson
Mr Bonnett	Mr Fraser	Mr King	Mr Ruddock
Mr Bouchier	Mr Garland	Mr Lucock	Mr Sinclair
Mr Bungey	Mr Giles	Mr MacKellar	Mr Staley
Mr Cadman	Mr Graham	Mr McLeay	Mr Street
Mr K. M. Cairns	Mr Hodges	Mr McMahon	Mr Sullivan
Mr Calder	Mr Holten	Mr McVeigh	Mr Viner
Mr Connolly	Mr Howard	Mr Macphee	Mr Wentworth
Mr Corbett	Mr Hunt	Mr Millar	
Mr Drummond	Mr Hyde	Mr Nixon	<i>Tellers:</i>
Mr Drury	Mr Jarman	Mr O'Keefe	Mr D. M. Cameron
Mr Erwin	Mr Katter	Mr Peacock	Mr England

And so it was resolved in the affirmative.

And the question—That the Bill be now read a second time—being accordingly put—
The House divided (the Speaker, Mr Cope, in the Chair)—

AYES, 63

Mr Armitage	Mr Crean	Dr Jenkins	Mr Oldmeadow
Mr Barnard	Mr Cross	Mr L. K. Johnson	Dr Patterson
Mr Beazley	Mr Daly	Mr L. R. Johnson	Mr Reynolds
Mr Bennett	Mr Davies	Mr Jones	Mr Riordan
Mr Berinson	Mr Dawkins	Mr Keating	Mr Scholes
Mr Bowen	Mr Duthie	Mr Keogh	Mr Sherry
Mr Bryant	Mr Enderby	Mr Kerin	Mr Stewart
Dr J. F. Cairns	Dr Everingham	Dr Klugman	Mr Thorburn
Mr C. R. Cameron	Mr FitzPatrick	Mr Lamb	Mr Uren
Dr Cass	Mr Fry	Mr Luchetti	Mr Wallis
Mrs Child	Mr Garrick	Mr McKenzie	Mr Whan
Mr Clayton	Dr Gun	Mr Martin	Mr Willis
Mr Coates	Mr Hayden	Mr Mathews	Mr Young
Mr Cohen	Mr Hurford	Mr Morris	<i>Tellers:</i>
Mr Collard	Mr Innes	Mr Morrison	Mr James
Mr Connor	Mr Jacobi	Mr Mulder	Mr Nicholls

NOES, 50

Mr Adermann	Mr Fisher	Mr Kelly	Mr E. L. Robinson
Mr Anthony	Dr Forbes	Mr Killen	Mr I. L. Robinson
Mr Bonnett	Mr Fraser	Mr King	Mr Ruddock
Mr Bouchier	Mr Garland	Mr Lucock	Mr Sinclair
Mr Bungey	Mr Giles	Mr MacKellar	Mr Staley
Mr Cadman	Mr Graham	Mr McLeay	Mr Street
Mr K. M. Cairns	Mr Hodges	Mr McMahon	Mr Sullivan
Mr Calder	Mr Holten	Mr McVeigh	Mr Viner
Mr Connolly	Mr Howard	Mr Macphee	Mr Wentworth
Mr Corbett	Mr Hunt	Mr Millar	
Mr Drummond	Mr Hyde	Mr Nixon	<i>Tellers:</i>
Mr Drury	Mr Jarman	Mr O'Keefe	Mr D. M. Cameron
Mr Erwin	Mr Katter	Mr Peacock	Mr England

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 Enderby (Attorney-General), the Bill was read a third time.

- 10 PRIVY COUNCIL (APPEALS FROM THE HIGH COURT) BILL 1975: 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 Wentworth rising to address the House—

Closure: Mr Nicholls moved—That the question be now put.

Question—That the question be now put—put and passed.

And the question—That the Bill be now read a second time—was put accordingly, and passed—Bill read a second time.

Leave granted for the third reading to be moved forthwith.

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

- 11 NATIONAL PARKS AND WILDLIFE CONSERVATION BILL 1974—SENATE'S AMENDMENTS: The House, according to order, resolved itself into a committee of the whole to consider the amendments made by the Senate.

In the committee

SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE

- No. 1—Page 3, clause 6, at end of clause, add the following new sub-clause:
 “(2) Land shall not be acquired by Australia for the purposes of this Part if it is land that is dedicated or reserved under a law of a State, without consent of the State, for purposes related to nature conservation or the protection of areas of historical, archaeological or geological importance or of areas having special significance in relation to Aborigines.”
- No. 2—Page 6, clause 10, sub-clause (2), lines 21 to 23 leave out “Minister of State for Minerals and Energy, by or on behalf of or in co-operation with Australia or on authority of Australia and”, insert “Governor-General.”
- No. 3—Page 13, clause 19, after sub-clause (2), insert the following new sub-clause:
 “(2A) This section is not intended to exclude or limit the concurrent operation of any law of a State.”
- No. 4—Page 25, clause 69, lines 36 to 43, leave out the clause.
- No. 5—Page 26, clause 71, sub-clause (2), paragraph (c), line 18, after “wildlife”, insert “in a Territory”.
- No. 6—Page 26, clause 71, sub-clause (2), at end of paragraph (d), add “in parks, reserves or wilderness areas”.
- No. 7—Page 28, clause 71, sub-clause (4), paragraph (e), lines 15 and 16, leave out the paragraph.
- No. 8—Page 28, clause 71, sub-clause (4), paragraph (f), line 17, leave out “and among the States.”

Amendments Nos. 1, 2, 3, 5, 6, 7 and 8—

On the motion of Dr Cass (Minister for the Environment and Conservation), the amendments were together agreed to.

Amendment No. 4—

Dr Cass moved—That the Senate's amendment be disagreed to, but that, in place thereof, clause 69 be omitted and the following clause substituted:

“69. (1) The Governor-General may make regulations for and in International agreements.
 relation to giving effect to an agreement specified in the Schedule.

“(2) Regulations made under sub-section (1) in relation to an agreement that has not entered into force for Australia shall not come into operation on a date earlier than the date on which the agreement enters into force for Australia.

“(3) Sub-sections 71 (5), (7) and (8) apply in relation to regulations made under this section in like manner as they apply in relation to regulations made under section 71.”

Debate ensued.

Question—put and passed.

On the motion of Dr Cass, the following amendment, consequential upon the amendment made by the House in place of Senate amendment No. 4, was made: At the end of the Bill, add the following Schedule:

“SCHEDULE

Section 69

AGREEMENTS BETWEEN AUSTRALIA AND OTHER COUNTRIES

1. Convention on Wetlands of International Importance especially as Waterfowl Habitat adopted on 2 February 1971 by the International Conference on the Conservation of Wetlands and Waterfowl held at Ramsar, Iran.

2. Convention for the Conservation of Antarctic Seals adopted on 11 February 1972 by the Conference on the Conservation of Antarctic Seals held at London.

3. Convention concerning the protection of the world cultural and natural heritage adopted on 16 November 1972 by the General Conference of the United Nations Educational, Scientific and Cultural Organisation at its seventeenth session held at Paris.

4. Convention on International Trade in Endangered Species of Wild Fauna and Flora signed at Washington on 3 March 1973.

5. Agreement between the Government of Australia and the Government of Japan for the Protection of Migratory Birds and Birds in Danger of Extinction and their Environment signed at Tokyo on 6 February 1974.”

Resolutions to be reported.

The House resumed; Mr Armitage reported accordingly.

On the motion of Dr Cass, the House adopted the report.

12 ADJOURNMENT: Dr Cass (Minister for the Environment and Conservation) moved—
That the House do now adjourn.

Debate ensued.

Papers: Mr Jones (Minister for Transport), during his speech, presented the following papers:

Australian Parachute Federation—Operational Regulations, issued 1 August 1974.

Department of Civil Aviation—Air Navigation Orders—Section 29.1—Parachuting
—Operational requirements and certification of parachutists.

Ordered—That Mr Jones be granted an extension of time.

Debate continued.

The House continued to sit until eleven o'clock p.m.—Mr Speaker adjourned the House until tomorrow at ten o'clock a.m.

PAPERS: The following papers were deemed to have been presented on 18 February 1975:
By command of His Excellency the Governor-General:

Protocol for the continuation in force of the International Coffee Agreement 1968 as extended.

Pursuant to statute:

National Health Act—Regulation—Statutory Rules 1975, No. 14.

Public Service Act—Appointment—Department of Social Security—H. N. Armfield.

Trade Practices Act—Regulation—Statutory Rules 1975, No. 13.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Chipp, Dr Edwards, Mr Ellicott, Mr Fairbairn, Mr Fulton, Mr Hewson, Mr Lloyd, Mr Lusher and Mr Wilson.

N. J. PARKES,
Clerk of the House of Representatives