1983-84 953

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

## HOUSE OF REPRESENTATIVES

# **VOTES AND PROCEEDINGS**

No. 99

# TUESDAY, 9 OCTOBER 1984

- 1 The House met, at 2 p.m., pursuant to adjournment. Mr Speaker (the Honourable Dr H. A. Jenkins) took the Chair, and read Prayers.
- 2 QUESTIONS: Questions without notice were asked.
- 3 MEMBER NAMED AND SUSPENDED: Mr Speaker named the honourable Member for Denison (Mr Hodgman) for refusing to withdraw an unparliamentary expression.
  - Mr Young (Leader of the House) moved—That the honourable Member for Denison be suspended from the service of the House.

Question—put.

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

### AYES, 70

Mr Baldwin	Mrs Darling	Mr Jones	Mr Punch
Mr Beazley	Mr Dawkins	Mr Keating	Mr Reeves
Mr Beddall	Mr Duffy	Mrs Kelly	Mr Saunderson
Mr Bilney	Mr R. F. Edwards	Mr Kent	Mr Scholes
Mr Blanchard	Dr Everingham	Mr Keogh	Mr Scott
Dr Blewett	Ms Fatin	Mr Kerin	Mr Simmons
Mr Bowen	Mr Free	Dr Klugman	Mr Snow
Mr J. J. Brown	Mr Gayler	Mr Lindsay	Mr Staples
Mr R. J. Brown	Mr Gear	Ms McHugh	Mr Steedman
Mr Brumby	Mr Gorman	Mr McLeay	Dr Theophanous
Mr Campbell	Mr Griffiths	Mr Maher	Mr Tickner
Mr Charles	Mr Hand	Mrs Mayer	Mr Uren
Dr Charlesworth	Mr Hawke	Mr Mildren	Mr Wells
Mrs Child	Mr Hayden	Mr Milton	Mr West
Mr Chynoweth	Mr Holding	Mr A. A. Morris	Mr Willis
Mr Cohen	Mr Hollis	Mr Morrison	Mr Young
Mr Cross	Mr Howe	Mr Mountford	
Mr Cunningham*	Mr Humphreys*	Mr O'Neil	

#### **NOES**, 46

Mr Adermann	Mr Cowan	Mr Howard	Mr Porter
Mr Andrew	Mr Dobie	Mr Hunt	Mr Robinson
Mr Blunt	Mr Drummond	Mr Lloyd	Mr Rocher
Mr Braithwaite	Dr H. R. Edwards	Mr Lusher	Mr Ruddock
Mr Burr	Mr Fife	Mr McArthur	Mr Shipton
Mr Cadman	Mr Fisher	Mr McGauran	Mr Sinclair
Mr D. M. Cameron	Mr Goodluck	Mr MacKellar	Mr Spender
Mr E. C. Cameron*	Mr Groom	Mr McVeigh	Mr Tuckey
Mr I. M. D. Cameron	Mr Hall	Mr Macphee	Mr White
Mr Carlton	Mr Hawker	Mr Moore	Mr Wilson
Mr Coleman	Mr Hicks*	Mr O'Keefe	
Mr Connolly	Mr Hodgman	Mr Peacock	

\* Tellers

And so it was resolved in the affirmative.

The honourable Member was, therefore, suspended for the remainder of the day and for the next 7 consecutive days, this being his second occasion of suspension during the year, and he accordingly withdrew from the Chamber.

4 PAPERS: The following papers were presented:

Defence Report, for year 1983-84.

Department of Communications—Interim report for year 1983-84.

General election and Senate election and referendums—1 December 1984—Copies of letters from—

Hon. R. J. L. Hawke, Prime Minister, to His Excellency the Governor-General, dated 8 October 1984.

His Excellency the Governor-General to Mr Hawke, dated 8 October 1984.

National Water Resources (Financial Assistance) Act—Document relating to financial assistance to Queensland for the Burdekin Falls Dam, dated 28 September 1984.

Prices Surveillance Act—Prices Surveillance Authority—Report for period 19 March 1984 to 30 June 1984.

Taxation—63rd Report of the Commissioner of Taxation, dated 9 October 1984.

Ordered to be printed.

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

Mr Burr, Mr Cadman, Mr Carlton, Mr Drummond and Mr Ruddock—from certain citizens praying that the national flag not be changed except by a referendum.

Mr E. C. Cameron, Mr Charles, Mr Lloyd and Mr Millar—from certain citizens in similar terms.

Mr D. M. Cameron, Mr Fife, Mr Moore and Mr Ruddock—from certain citizens praying that the laws which banned the entry and sale of hard-core and violent pornography be re-enacted.

Mr Blunt, Mr Drummond and Mr Rocher—from certain citizens praying that the existing national flag remain sacrosanct.

Mr D. M. Cameron, Mr Carlton, and Mr Ruddock—from certain citizens praying that the term of the Costigan Commission be extended, all necessary resources be provided to enable it to conclude its investigations and Parliament not be dissolved until its report has been fully debated by both Houses.

Mr O'Keefe, Mr Simmons and Mr Sinclair—from certain citizens praying that the ordinance superseding the ACT Objectionable Publications Ordinance be disallowed and certain other action be taken in relation to censorship matters.

Mr Blunt and Mr Goodluck—from certain citizens in similar terms to the last preceding petition.

Mr D. M. Cameron and Mr Moore—from certain citizens praying that the ACT Classification of Publications Ordinance be repealed.

Mr Fisher and Mr Lloyd—from certain citizens praying that certain action be taken against the importation and distribution of pornographic and obsence materials, and entitlements of de facto spouses of Parliamentarians and homosexual partners of ABC employees.

Mr Porter and Mr Ruddock—from certain citizens praying that no further action be taken in respect of territorial or local government in the Australian Capital Territory until the findings of the inquiry into ACT finances have been made public and a further referendum of electors has been held.

Mr Beddall—from certain citizens praying that certain action be taken towards pursuing a policy of armed neutrality without aligning with any nuclear armed nation.

Mr Blanchard—from certain citizens praying that certain action be taken to discontinue the mining and supply of uranium.

- Mr Blunt—from certain citizens praying that those laws which automatically increase the excise on beer, following an increase in the consumer price index, be repealed.
- Mr Blunt—from certain citizens praying that those laws which automatically increase the price of petrol, following an increase in the consumer price index, be repealed.
- Mr Braithwaite—from certain citizens praying that moves to change the Australian flag be resisted and any contemplated change be put to the Australian people by referendum.
- Mr Burr—from certain citizens praying that the decision in respect of Mrs Marion Morley's application to sponsor her sister under the family reunion program be reviewed.
- Mr Cadman—from certain citizens praying that chiropractic services be included in Medicare when it is introduced.
- Mr E. C. Cameron—from certain citizens praying that certain action be taken against the importation and distribution of pornographic and obsence materials.
- Mr E. C. Cameron—from certain elected representatives and officers of local governments praying that funds raised through indexation of the Australian Bicentennial Road Development Program levy be used for road construction work.
- Mr Cowan—from certain citizens praying that the Army be directed to re-classify the Taree Open Cadet Unit as an open, community-based, regional cadet unit.
- Mr Drummond—from certain citizens praying that a parliamentary committee be established to inquire into and report on the effects of pornography.
- Mr Hicks—from certain citizens praying that the television services available through channel 0-28 be extended to the Riverina area of New South Wales.
- Mr Hodgman—from certain citizens praying that the closure and sale of the State Cinema in Hobart be prevented.
- Mr Peacock—from certain citizens praying that a licence for a sub-post office be given to the owners of the Pine Hill milk bar, Pine Hill Estate, Vic.
- Mr Rocher—from certain citizens praying that the Government legislate for a health care system in which efficiency and innovation are not repressed and humane medical practice is again possible without harassment.
- Mr Ruddock—from certain citizens praying that Medicare be reviewed.
- Mr Ruddock—from certain citizens praying that proposed assets test legislation be abandoned and that action be taken to institute a retirement income policy which is fair and equitable.
- Mr Staples—from certain citizens praying that there be no increase in State aid to private schools and that the primary obligation to government schools be re-affirmed.

Petitions received.

6 MESSAGE FROM THE ADMINISTRATOR—ASSENT TO BILLS: A message from His Excellency the Administrator was announced informing the House that His Excellency, in the name of Her Majesty, had assented to the following Bills:

8 October 1984—Message No. 194—

Australian National University Amendment 1984.

Canberra College of Advanced Education Amendment 1984.

7 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—TAXPAYERS AND THE GOVERNMENT: The Deputy Speaker informed the House that Mr Peacock (Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The Hawke Labor Government's sustained assault on ordinary Australian taxpayers".

The proposed discussion having received the necessary support—

Mr Peacock addressed the House.

Discussion ensued.

Discussion concluded.

8 ABORIGINAL AFFAIRS—STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS: Mr Hand (Chairman) presented the following report from the Standing Committee on Aboriginal Affairs:

Asbestos mining—Effects on the Baryulgil community—Report, dated October 1984, together with a copy of the minutes of proceedings and the transcript of evidence.

Ordered—That the report be printed.

Mr Hand, Mr Porter, Mr Blanchard, Mr Andrew and Mr I. M. D. Cameron, by leave, made statements in connection with the report.

9 ENVIRONMENT AND CONSERVATION—STANDING COMMITTEE—REPORT (UNFINISHED INQUIRY)—STATEMENTS BY MEMBERS: Mr Milton (Chairman) presented the following report from the Standing Committee on Environment and Conservation:

Report, dated 13 September 1984, that the committee had been unable to complete its inquiry into aircraft noise, together with a copy of the minutes of proceedings and the transcript of evidence.

Ordered—That the report be printed.

Mr Milton and Mr Burr, by leave, made statements in connection with the report.

10 FOREIGN AFFAIRS AND DEFENCE—JOINT COMMITTEE—REPORT—STATEMENTS BY MEMBERS: Mr Morrison (Chairman) presented the following report from the Joint Committee on Foreign Affairs and Defence:

Australia and ASEAN—Challenges and opportunities—Report, dated October 1984, together with a copy of the minutes of proceedings, the transcript of evidence and exhibits Nos. 1 to 13.

Ordered—That the report be printed.

Mr Morrison and Mr MacKellar, by leave, made statements in connection with the report.

11 PUBLIC WORKS COMMITTEE—REPORT: Mr Fife (Vice-Chairman) presented the following report from the Parliamentary Standing Committee on Public Works:

Report relating to the 132 kV subtransmission development, Tuggeranong, ACT (19th report of 1984).

- 12 LEAVE OF HOUSE FOR PRODUCTION AND ADDUCTION OF RECORDS OF THE HOUSE AND ATTENDANCE OF OFFICERS AT COURT PROCEEDINGS: Mr Uren (Minister for Territories and Local Government), for Mr Young (Leader of the House), pursuant to notice, moved—That, in response to the petition of Dawson Waldron presented to the House on 2 October 1984, this House grants leave—
  - to the Petitioner and to Mirror Newspapers Limited and Greg Hartung to issue and serve subpoenae for the production of the relevant official records of the proceedings of the House as described in the Second Schedule of the petition;
  - (2) to the Petitioner and to Mirror Newspapers Limited and Greg Hartung to adduce the said official records of the proceedings as evidence of what was in fact said in the House, and
  - (3) to an appropriate officer or officers of the House to attend in Court and to produce the said official records of proceedings and to give evidence in relation to the recording of proceedings providing that such officer or officers should not be required to attend at any time which would prevent the performance of their duties in the Parliament.

Question—put and passed.

13 TELECOMMUNICATIONS (INTERCEPTION) AMENDMENT BILL (NO. 2) 1984: The order of the day having been read for the second reading-

Mr Bowen (Minister representing the Attorney-General) moved-That the Bill be now read a second time.

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

14 TRUST RECOUPMENT TAX ASSESSMENT BILL 1984: Mr Keating (Treasurer) presented a Bill for an Act relating to the assessment and collection of a tax in respect of income of certain trusts.

Bill read a first time.

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

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

15 TRUST RECOUPMENT TAX BILL 1984: Mr Keating (Treasurer) presented a Bill for an Act to impose a tax in respect of income of certain trusts.

Bill read a first time.

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

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

16 TRUST RECOUPMENT TAX (CONSEQUENTIAL AMENDMENTS) BILL 1984: Mr Keating (Treasurer) presented a Bill for an Act to make certain amendments consequent upon the enactment of the Trust Recoupment Tax Assessment Act 1984.

Bill read a first time.

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

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

- 17 POSTPONEMENT OF ORDERS OF THE DAY: Ordered—That orders of the day Nos. 2 to 71, government business, be postponed until a later hour this day.
- 18 INCOME TAX ASSESSMENT AMENDMENT BILL 1984 [NO. 2]: The order of the day having been read for the second reading—
  Mr Keating (Treasurer) moved—That the Bill be now read a second time.

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

19 STATES GRANTS (SCHOOLS ASSISTANCE) BILL 1984: 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 Administrator: Message No. 195, dated 28 September 1984, from His Excellency the Administrator was announced recommending an appropriation of revenue and moneys for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Duffy (Minister for Communications), the Bill was read a third

20 STATES GRANTS (TERTIARY EDUCATION ASSISTANCE) BILL 1984: 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-

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

Message from the Administrator: Message No. 196, dated 28 September 1984, from His Excellency the Administrator was announced recommending an appropriation of revenue and moneys for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Duffy (Minister for Communications), the Bill was read a third time.

21 STATES GRANTS (EDUCATION ASSISTANCE—PARTICIPATION AND EQUITY)

AMENDMENT BILL (NO. 2) 1984: 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—

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

Message from the Administrator: Message No. 197, dated 28 September 1984, from His Excellency the Administrator was announced recommending an appropriation of revenue for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Duffy (Minister for Communications), the Bill was read a third time.

22 BROADCASTING AND TELEVISION AMENDMENT BILL 1984: 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.

The House resolved itself into a committee of the whole.

#### In the committee

Bill, by leave, taken as a whole.

Mr Lloyd, by leave, moved the following amendments together:

Clause 5—

Page 4, lines 1-12, omit sub-paragraph (ii), substitute the following sub-paragraph:

"(ii) that, having considered the need for an adequate and comprehensive service to be provided pursuant to the licence for such an additional station, it is in the public interest that applications for such a licence should be invited; or".

Page 4, lines 13-18, omit paragraph (b).

Debate continued.

Question—That the amendments be agreed to—put.

The committee divided (the Deputy Chairman, Mr Mildren, in the Chair)—

## AYES, 36

Mr Adermann	Mr Carlton	Mr Hicks*	Mr Millar
Mr Andrew	Mr Connolly	Mr Howard	Mr Moore
Mr Blunt	Mr Cowan	Mr Hunt	Mr Porter
Mr Braithwaite	Mr Drummond	Mr Lloyd	Mr Rocher
Mr Burr	Dr H. R. Edwards	Mr McArthur	Mr Shipton
Mr Cadman	Mr Fisher	Mr McGauran	Mr Sinclair
Mr D. M. Cameron	Mr Goodluck	Mr MacKellar	Mr Tuckey
Mr E. C. Cameron*	Mr Hall	Mr McVeigh	Mr White
Mr I. M. D. Cameron	Mr Hawker	Mr Macphee	Mr Wilson

## **NOES**, 68

Mr Baldwin	Mr Cunningham*	Mr Humphreys*	Mr Mountford
Mr Beazley	Mrs Darling	Mr Jones	Mr O'Neil
Mr Beddall	Mr Dawkins	Mr Keating	Mr Reeves
Mr Bilney	Mr Duffy	Mrs Kelly	Mr Saunderson
Mr Blanchard	Mr R. F. Edwards	Mr Kent	Mr Scholes
Dr Blewett	Dr Everingham	Mr Keogh	Mr Scott
Mr Bowen	Ms Fatin	Mr Kerin	Mr Simmons
Mr J. J. Brown	Mr Free	Dr Klugman	Mr Snow
Mr R. J. Brown	Mr Gayler	Mr Lindsay	Mr Staples
Mr Brumby	Mr Gear	Ms McHugh	Mr Steedman
Mr Campbell	Mr Gorman	Mr McLeay	Dr Theophanous
Mr Charles	Mr Griffiths	Mr Maher	Mr Tickner
Dr Charlesworth	Mr Hand	Mrs Mayer	Mr Uren
Mrs Child	Mr Hayden	Mr Milton	Mr Wells
Mr Chynoweth	Mr Holding	Mr A. A. Morris	Mr West
Mr Cohen	Mr Hollis	Mr P. F. Morris	Mr Willis
Mr Cross	Mr Howe	Mr Morrison	Mr Young

### \* Tellers

And so it was negatived.

Bill agreed to.

Bill to be reported without amendment.

The House resumed; Mr Mildren reported accordingly.

On the motion of Mr Duffy (Minister for Communications), the House adopted the report, and, by leave, the Bill was read a third time.

23 BROADCASTING STATIONS LICENCE FEES AMENDMENT BILL 1984: 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—

Question—put.

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

# AYES, 70

	A I ES,	70	
Mr Baldwin	Mrs Darling	Mr Keating	Mr Punch
Mr Beazley	Mr Dawkins	Mrs Kelly	Mr Reeves
Mr Beddall	Mr Duffy	Mr Kent	Mr Saunderson
Mr Bilney	Mr R. F. Edwards	Mr Keogh	Mr Scholes
Mr Blanchard	Dr Everingham	Mr Kerin	Mr Scott
Dr Blewett	Ms Fatin	Dr Klugman	Mr Simmons
Mr Bowen	Mr Free	Mr Lindsay	Mr Snow
Mr J. J. Brown	Mr Gayler	Ms McHugh	Mr Staples
Mr R. J. Brown	Mr Gear	Mr McLeay	Mr Steedman
Mr Brumby	Mr Gorman	Mr Maher	Dr Theophanous
Mr Campbell	Mr Griffiths	Mrs Mayer	Mr Tickner
Mr Charles	Mr Hand	Mr Mildren	Mr Uren
Dr Charlesworth	Mr Hayden	Mr Milton	Mr Wells
Mrs Child	Mr Holding	Mr A. A. Morris	Mr West
Mr Chynoweth	Mr Hollis	Mr P. F. Morris	Mr Willis
Mr Cohen	Mr Howe	Mr Morrison	Mr Young
Mr Cross	Mr Humphreys*	Mr Mountford	
Mr Cunningham*	Mr Jones	Mr O'Neil	
	NOES	, 36	
Mr Adermann	Mr Carlton	Mr Hicks*	Mr Millar
Mr Andrew	Mr Connolly	Mr Howard	Mr Moore
Mr Blunt	Mr Cowan	Mr Hunt	Mr Porter
Mr Braithwaite	Mr Drummond	Mr Lloyd	Mr Rocher
Mr Burr	Dr H. R. Edwards	Mr McArthur	Mr Shipton
Mr Cadman	Mr Fisher	Mr McGauran	Mr Sinclair
Mr D. M. Cameron	Mr Goodluck	Mr MacKellar	Mr Tuckey
Mr E. C. Cameron*	Mr Hall	Mr McVeigh	Mr White
Mr I. M. D. Cameron	Mr Hawker	Mr Macphee	Mr Wilson

<sup>\*</sup> 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 Duffy (Minister for Communications), the Bill was read a third time.

24 TELEVISION STATIONS LICENCE FEES AMENDMENT BILL 1984: 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—

Ouestion—put.

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

## AYES, 70

Mr Baldwin	Mrs Darling	Mr Keating	Mr Punch
Mr Beazley	Mr Dawkins	Mrs Kelly	Mr Reeves
Mr Beddall	Mr Duffy	Mr Kent	Mr Saunderson
Mr Bilney	Mr R. F. Edwards	Mr Keogh	Mr Scholes
Mr Blanchard	Dr Everingham	Mr Kerin	Mr Scott
Dr Blewett	Ms Fatin	Dr Klugman	Mr Simmons
Mr Bowen	Mr Free	Mr Lindsay	Mr Snow
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Mr Chynoweth	Mr Hollis	Mr P. F. Morris	Mr Willis
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#### NOES, 36

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Mr D. M. Cameron	Mr Goodluck	Mr MacKellar	Mr Tuckey
Mr E. C. Cameron*	Mr Hall	Mr McVeigh	Mr White
Mr I. M. D. Cameron	Mr Hawker	Mr Macphee	Mr Wilson

\* 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 Duffy (Minister for Communications), the Bill was read a third time.

25 ADJOURNMENT: Mr Duffy (Minister for Communications) moved—That the House do now adjourn.

Mr D. M. Cameron rising to address the House—

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

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

And the question—That the House do now adjourn—was put accordingly, and passed. And then the House, at 11.59 p.m., adjourned until tomorrow at 10 a.m.

PAPERS: The following papers were deemed to have been presented on 9 October 1984:

Australian Meat and Live-stock Corporation Act—Orders—1984—

M22/84—1985 Performance.

MQ9/84—Amendment to order MQ7/83—Sheepmeat and/or Goatmeat to EEC—1984 Control Scheme.

Copyright Act—Regulations—Statutory Rules 1984, No. 275.

International Organizations (Privileges and Immunities) Act—Regulations—Statutory Rules 1984, No. 276.

Navigation Act—Regulation—Statutory Rules 1984, No. 274. Seat of Government (Administration) Act—Ordinances—1984—

No. 52—Land Rent and Rates (Deferment and Remission) (Amendment).

No. 53—Land Rent and Rates (Deferment and Remission) (Amendment) (No. 2).

No. 54—Motor Traffic (Amendment) (No. 5).

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Aldred, Mr Fry, Mr Hurford, Mr Jacobi, Mr Katter and Mr Newman.

D. M. BLAKE
Clerk of the House of Representatives