

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 152

WEDNESDAY, 25 FEBRUARY 1987

1 The House met, at 10 a.m., pursuant to adjournment. Madam Speaker (the Honourable Joan Child) took the Chair, and read Prayers.

2 **WHEAT MARKETING AMENDMENT BILL 1987:** Mr Kerin (Minister for Primary Industry), pursuant to notice, presented a Bill for an Act to amend section 15 of the *Wheat Marketing Act 1984*.

Bill read a first time.

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

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

Debate, by leave, ensued.

Paper: Mr Hunt (Deputy Leader of the National Party of Australia), by leave, presented the following paper:

National Party—Options to restore the farm industry and the rural economy.

Debate continued.

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

Message from the Governor-General: Message No. 220, dated 24 February 1987, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of the Bill.

The House resolved itself into a committee of the whole.

In the committee

Bill, by leave, taken as a whole.

On the motion of Mr Kerin, the following amendment was made, after debate:

Clause 2, page 1, omit the clause, substitute the following clause:

Commencement

"2. This Act shall be deemed to have come into operation on 27 February 1987."

Bill, as amended, agreed to.

Bill to be reported with an amendment.

The House resumed; Mr McLeay reported accordingly.

On the motion of Mr Kerin, by leave, the House adopted the report, and, by leave, the Bill was read a third time.

3 **AUSTRALIAN STOCK EXCHANGE AND NATIONAL GUARANTEE FUND BILL 1987:**

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.

It being 12.45 p.m., the debate was interrupted in accordance with sessional 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 **PAPERS:** The following papers were presented:
Commonwealth Accommodation and Catering Services Ltd—Report for 1985-86.
Commonwealth Fire Board—Report for 1985-86.
- 6 **HUMAN RIGHTS COMMISSION—REPORT—REVIEW OF THE A.C.T. ADOPTION OF CHILDREN ORDINANCE 1965—MOTION TO TAKE NOTE OF PAPER:** Mr Bowen (Attorney-General) presented the following paper:
Human Rights Commission Act—Human Rights Commission—Report No. 23—Review of the ACT *Adoption of Children Ordinance 1965*, dated November 1986.
Mr Young (Leader of the House) moved—That the House take note of the paper. Debate adjourned (Mr N. A. Brown—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.
- 7 **AUSTRALIAN WHEAT BOARD—REPORT—MOTION TO TAKE NOTE OF PAPER:** Mr Kerin (Minister for Primary Industry) presented the following paper:
Wheat Marketing Act—Australian Wheat Board—Report and financial statements, together with the Auditor-General's Report, for year ending 30 September 1986.
Mr Young (Leader of the House) moved—That the House take note of the paper. Debate adjourned (Mr N. A. Brown—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.
- 8 **DISTRIBUTION OF FEDERAL ROAD GRANTS—REPORT OF INQUIRY—MOTION TO TAKE NOTE OF PAPER:** Mr P. F. Morris (Minister for Transport) presented the following paper:
Distribution of federal road grants—Report of inquiry by independent committee.
Mr Young (Leader of the House) moved—That the House take note of the paper. Debate adjourned (Mr N. A. Brown—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.
- 9 **NATIONAL RESEARCH FELLOWSHIPS ADVISORY COMMITTEE—REPORT—MOTION TO TAKE NOTE OF PAPER:** Mr Jones (Minister for Science) presented the following paper:
National Research Fellowships Advisory Committee—Report on fellowships awarded for 1987.
Mr Young (Leader of the House) moved—That the House take note of the paper. Debate adjourned (Mr N. A. Brown—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.
- 10 **INDUSTRIES ASSISTANCE COMMISSION—INTERIM REPORT—CANNED FRUIT (STATUTORY MARKETING AND INTERIM ASSISTANCE ARRANGEMENTS)—MOTION TO TAKE NOTE OF PAPER:** Mr Jones (Minister Assisting the Minister for Industry, Technology and Commerce) presented the following paper:
Industries Assistance Commission—Interim report—Canned fruit (Statutory marketing and interim assistance arrangements), dated 30 January 1987 (No. 400).
Mr Young (Leader of the House) moved—That the House take note of the paper. Debate adjourned (Mr N. A. Brown—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.
- 11 **FLEET BASE RELOCATION STUDY—REPORT AND MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPERS:** Mr Beazley (Minister for Defence) presented the following paper:
Fleet base relocation study—Report on options for basing the fleet at Jervis Bay, NSW, and HMAS *Stirling*, WA, by the Department of Defence, dated January 1987.

Mr Beazley, by leave, made a ministerial statement in connection with the report and presented the following paper:

Fleet base relocation study—Report—Ministerial statement, 25 February 1987.

Mr Young (Leader of the House) moved—That the House take note of the papers.

Debate ensued.

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

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

Mr I. M. D. Cameron, Dr H. R. Edwards, Mr Hawker and Mr Robinson—
from certain citizens praying that the closure of post office agencies be prevented and their services be extended.

Mrs Jakobsen, Mr Kent, Mr Milton and Mr Scott—from certain citizens praying that importation of cobalt 60 and other radioactive substances be banned and regulations permitting irradiation of food in Australia be disallowed.

Dr H. R. Edwards, Mr Hawker and Mr Wilson—from certain citizens praying that deletion of the 45 commonly prescribed drugs from the Pharmaceutical Benefits Scheme be reconsidered.

Mr Blunt and Mr Hawker—from certain residents of the Divisions of Richmond and Wannon, respectively, praying that the proposal for an identification card be rejected.

Mr Connolly and Mr Simmons—from certain citizens praying that the Anzac Rifle Range, Malabar, NSW, be retained.

Mr Kent and Mr Milton—from certain citizens praying that the US Government be urged to join the Soviet Union's nuclear test ban.

Mr Beale—from certain citizens praying that any legislation imposing capital gains tax be repealed.

Mr Blunt—from certain citizens praying that the fringe benefits tax legislation be repealed.

Mr I. M. D. Cameron—from certain citizens in similar terms to the last preceding petition.

Mr Blunt—from certain residents of the Division of Richmond praying that the capital gains tax be repealed.

Mr Braithwaite—from certain residents of the Division of Dawson praying that transmission anomalies be rectified to allow listeners in the Mackay region to receive ABC FM radio.

Mr Charles—from certain citizens praying that the Flags Amendment Bill receive a speedy passage.

Mr Charles—from certain citizens praying that all assets and financial interests of ex-President Marcos, his wife and their associates held in Australia be repatriated to the control of the Philippines' Government.

Dr H. R. Edwards—from certain residents of New South Wales praying that the Western Sydney State University be established in conjunction with the NSW Government.

Mr Halverson—from certain residents of Victoria praying that the fringe benefits tax legislation be withdrawn.

Mr Hawker—from certain citizens praying that the price of petrol be reduced by 3 cents per litre and that certain other action be taken in relation to petrol pricing.

Mr Hawker—from certain citizens praying that family allowance payments be increased and proposed changes to the spouse rebate be rejected.

Mr Hawker—from certain citizens praying that the national flag not be changed except by a referendum.

Mr Hawker—from certain citizens praying that the assets test on pensions be repealed.

- Mr Kent—from certain citizens praying that the Government support the stand taken by the New Zealand Government on nuclear vessels and that the policy of developing zones of peace and nuclear free zones in the Indian and Pacific Oceans be implemented.
- Mr Lee—from certain citizens praying that a Medicare office be established in Wyong, NSW, as soon as possible.
- Mr McVeigh—from certain citizens praying that a bill providing for a national system for therapeutic goods for human use not be introduced and that therapeutic goods continue to be freely available through present outlets.
- Mr McVeigh—from certain citizens praying that all advertising of alcoholic beverages and tobacco products be prohibited.
- Mr Milton—from certain citizens praying that the Greater Daintree and wet tropics be given world heritage status.
- Mr Nehl—from certain citizens praying that legislation be instituted to protect endangered Australian native plant and animal species and their habitats.
- Mr Nehl—from certain citizens praying that the Department of Veterans' Affairs remain a separate department.
- Mr Nehl—from certain citizens praying that any act which would desecrate the Australian War Memorial be prevented.
- Mr Nehl—from certain citizens praying that funding be provided to improve the Pacific Highway between Port Macquarie and Woolgoolga, NSW.
- Mr Webster—from certain citizens praying that conditions of service and remuneration for servicemen be reviewed and the decision to discount their retirement benefits be reversed.

Petitions received.

- 13 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—FOREIGN DEBT:** The House was informed that Mr Andrew had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The serious implications for interest rates and for future generations of Australians of the enormous foreign debt incurred as a result of the failure of the Government's economic policies".

The proposed discussion having received the necessary support—

Mr Andrew addressed the House.

Discussion ensued.

Discussion concluded.

- 14 AUSTRALIAN STOCK EXCHANGE AND NATIONAL GUARANTEE FUND BILL 1987:**

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

- 15 MESSAGE FROM THE SENATE:** A message from the Senate was reported returning the following Bill without amendment:

25 February 1987—Message No. 407—Plant Variety Rights 1986.

- 16 AUSTRALIAN INSTITUTE OF HEALTH BILL 1987:** Dr Blewett (Minister for Health), pursuant to notice, presented a Bill for an Act to establish an Australian Institute of Health, and for related purposes.

Bill read a first time.

Dr Blewett moved—That the Bill be now read a second time.

Paper: Dr Blewett presented an explanatory memorandum to the Bill.

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

- 17 **NATIONAL HEALTH AMENDMENT BILL 1987:** Dr Blewett (Minister for Health), pursuant to notice, presented a Bill for an Act to amend the *National Health Act 1953*, and for related purposes.
 Bill read a first time.
 Dr Blewett moved—That the Bill be now read a second time.
Paper: Dr Blewett presented an explanatory memorandum to the Bill.
 Debate adjourned (Mr T. A. Fischer), and the resumption of the debate made an order of the day for the next sitting.
- 18 **RADIO LICENCE FEES AMENDMENT BILL 1987:** Mr Duffy (Minister for Communications) presented a Bill for an Act to amend the *Radio Licence Fees Act 1964*, and for related purposes.
 Bill read a first time.
 Mr Duffy moved—That the Bill be now read a second time.
Paper: Mr Duffy presented an explanatory memorandum to the Bill.
 Debate adjourned (Mr T. A. Fischer), and the resumption of the debate made an order of the day for the next sitting.
- 19 **TELEVISION LICENCE FEES AMENDMENT BILL (NO. 2) 1987:** Mr Duffy (Minister for Communications) presented a Bill for an Act to amend the *Television Licence Fees Act 1964*, and for related purposes.
 Bill read a first time.
 Mr Duffy moved—That the Bill be now read a second time.
Paper: Mr Duffy presented an explanatory memorandum to the Bill.
 Debate adjourned (Mr T. A. Fischer), and the resumption of the debate made an order of the day for the next sitting.
- 20 **BROADCASTING AMENDMENT BILL (NO. 2) 1987:** Mr Duffy (Minister for Communications), pursuant to notice, presented a Bill for an Act to amend the *Broadcasting Act 1942*, and for related purposes.
 Bill read a first time.
 Mr Duffy moved—That the Bill be now read a second time.
Paper: Mr Duffy presented an explanatory memorandum to the Bill.
 Debate adjourned (Mr T. A. Fischer), and the resumption of the debate made an order of the day for the next sitting.
- 21 **NUCLEAR NON-PROLIFERATION (SAFEGUARDS) BILL 1987:** 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.

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In the committee

Bill, by leave, taken as a whole.

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

Proposed new clause—

Page 10, after clause 8 insert the following new clause in Part I:

Act not to apply to visiting allied forces

“8A. (1) This Act does not apply in relation to—

- (a) ships, aircraft or equipment of a visiting allied force;
- (b) a member of a visiting allied force acting in accordance with the member's duty; or
- (c) a member of the Defence Force or a Commonwealth officer associated with a visiting allied force acting in accordance with the member's or the officer's duty.

“(2) In this section, ‘visiting allied force’ means an armed force of a foreign country declared by the Minister, by notice in writing published

in the *Gazette*, to be a visiting allied force for the purposes of this section.

“(3) A certificate, signed by the Minister, certifying that a member of the Defence Force or a Commonwealth officer is or was associated with a visiting allied force or is or was acting in accordance with the member’s or the officer’s duty is evidence of the facts stated in the certificate.

“(4) Where the Minister considers that it is necessary, for the purpose of preventing, detecting or investigating an offence against a law of the Commonwealth or of a State or Territory, or for the purpose of proceedings in relation to such an offence, that a provision of this Act apply in relation to a person or thing referred to in subsection (1), the Minister may, by notice in writing published in the *Gazette*, declare that a provision of this Act so applies to the extent and for the time specified in the notice, and the provision shall apply accordingly.”.

Amendments—

Clause 40—

Page 28, after subclause (1) insert the following subclause:

“(1A) Where, at any time before or during the hearing of proceedings before a court in relation to an offence against this Act, there is submitted to the Judge or Magistrate a certificate signed by the Minister certifying that the proceedings involve or may involve matters relating to—

- (a) ships, aircraft or equipment of a visiting allied force;
- (b) a member of a visiting allied force; or
- (c) a member of the Defence Force or a Commonwealth officer associated with a visiting allied force,

the Judge or Magistrate shall make orders—

- (d) that all members of the public be excluded during the proceedings;
- (e) that no report of the proceedings be published; and
- (f) prohibiting access, before, during or after the proceedings, to any affidavit, exhibit, information or other document used in the proceedings that is on the file in the court or in the records of the court.”.

Page 28, line 29, after “subsection (1)” insert “or (1A)”.

Debate continued.

Question—That the amendments be agreed to—put.

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

AYES, 52

Mr Adermann	Mr Connolly	Mr Hicks*	Mr Reith
Mr Aldred	Mr Conquest	Mr Hodges	Mr Robinson
Mr Andrew*	Mr Cowan	Mr Hunt	Mr Ruddock
Mr Beale	Mr Dobie	Mr Jull	Mr Sharp
Mr Blunt	Mr Downer	Mr McArthur	Mr Shipton
Mr Braithwaite	Mr Drummond	Mr McGauran	Mr Sinclair
Mr N. A. Brown	Dr H. R. Edwards	Mr Macphee	Mr Smith
Mr Cadman	Mr T. A. Fischer	Mr Miles	Mr Spender
Mr D. M. Cameron	Mr P. S. Fisher	Mr Millar	Mrs Sullivan
Mr E. C. Cameron	Mr Goodluck	Mr Moore	Dr Watson
Mr Carlton	Mr Hall	Mr Nehl	Mr Webster
Mr Cobb	Mr Halverson	Mr Peacock	Mr White
Mr Coleman	Mr Hawker	Mr Porter	Mr Wilson

NOES, 72

Mr Baldwin	Mr Duffy	Mr Jenkins	Mr Mountford
Mr Beddall	Mr Duncan	Mr Jones	Mr O'Keefe
Mr Bilney	Mr R. F. Edwards	Mrs Kelly	Mr O'Neil
Mr Blanchard	Ms Fatin	Mr Keogh	Mr Price
Dr Blewett	Mr Fitzgibbon	Mr Kerin	Mr Punch
Mr Bowen	Mr Free	Dr Klugman	Mr Saunderson
Mr R. J. Brown	Mr Gayler	Mr Lamb	Mr Scholes
Mr Brumby	Mr Gear	Mr Langmore	Mr Scott
Mr Campbell	Mr Gorman	Mr Lee	Mr Simmons
Mr Charles	Mr Grace	Mr Lindsay	Mr Snow
Dr Charlesworth	Mr Griffiths	Ms McHugh	Mr Staples
Mr Chynoweth	Mr Hand	Mr Maher	Dr Theophanous
Mr Cleeland	Mr Hayden	Mr Martin	Mr Tickner
Mr Cohen	Mr Hollis	Mrs Mayer	Mr Uren
Mr Cross	Mr Howe	Mr Mildren	Mr West
Mr Cunningham*	Mr Humphreys*	Mr Milton	Mr Willis
Mrs Darling	Mr Hurford	Mr A. A. Morris	Mr Wright
Mr Dubois	Ms Jakobsen	Mr P. F. Morris	Mr Young

* Tellers

And so it was negatived.

Bill agreed to.

Bill to be reported without amendment.

The House resumed; Mr McLeay reported accordingly.

On the motion of Mr Jones (Minister representing the Minister for Resources and Energy), the House adopted the report, and, by leave, the Bill was read a third time.

22 ADJOURNMENT: It being past 7.15 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

Question—put and passed.

And then the House, at 7.58 p.m., adjourned until tomorrow at 10 a.m.

PAPERS: The following papers were deemed to have been presented on 25 February 1987:

Census and Statistics Act—Australian Bureau of Statistics—Statement of disclosure of information—1987—No. 2—List of names and addresses of agricultural establishments for Australian Meat and Live-stock Corporation.

Defence Act—Defence Force Remuneration Tribunal—Determination—1987—No. 1.

Public Service Act—Determinations—1987—Nos. 3, 6.

MEMBERS PRESENT: All Members were present (at some time during the sitting) except Mr Burr, Mr Dawkins, Mr Everingham, Mr Hodgman, Mr Holding, Mr Jacobi, Mr Rocher and Mr Tuckey.

A. R. BROWNING
Clerk of the House of Representatives