

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

## HOUSE OF REPRESENTATIVES

## VOTES AND PROCEEDINGS

No. 19

THURSDAY, 20 SEPTEMBER 1990

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- 1 The House met, at 10 a.m., pursuant to adjournment. Mr Speaker (the Honourable Leo McLeay) took the Chair, and read Prayers.
  - 2 **PETITIONS:** The Acting Clerk announced that the following Members had each lodged petitions for presentation, viz.:
    - Mr Newell and Mr Taylor, from 28 and 1354 petitioners, respectively, praying that the Therapeutic Goods Regulations be rejected and a public inquiry held into the regulation of natural therapeutic goods.
    - Mr Anderson, from 33 petitioners, praying that consideration of the proposed Multifunction Polis be suspended, pending exhaustive public debate and full public disclosure of the nature and details of the proposal.
    - Mr Baldwin, from 2138 petitioners, praying that all forms of film, radio and television production, distribution and exhibition in Australia be excluded from the deregulatory and non-subsidy provisions of the General Agreement on Trade and Tariffs.
    - Mr Baldwin, from 57 petitioners, praying that construction of a third runway at Sydney (Kingsford-Smith) Airport be prohibited, funds be committed for construction of an international airport at Badgery's Creek by 1994 and the 11 p.m. to 6 a.m. curfew on flights be restored.
    - Mr Beale, from 85 petitioners, praying for a twelve month moratorium followed by a referendum to enable the citizens of Australia to consider and decide whether the United Nations Convention on the Rights of the Child should be ratified.
    - Mr Campbell, from 71 petitioners, in similar terms.
    - Mr Dawkins, from 300 petitioners, praying for separate courses for general nurses and psychiatric and mental health nurses and the award of a degree in psychiatric and mental health nursing.
    - Mr Dubois, from 15 petitioners, praying for the re-enforcement and revision of the Treaty of Trianon (1920).
    - Mr Elliott, from 222 petitioners, praying that the CSIRO's charter be expanded to enable it to develop environmentally sound manufacturing and recycling procedures which are supported and subsidised by the Commonwealth Government.
    - Mr Elliott, from 211 petitioners, praying that foreign investors only use Australian land on a lease basis approved by referendum.
    - Mr Elliott, from 210 petitioners, praying that the establishment of Multifunction Polis enterprises be prevented if they are to be owned and run by foreign interests.

- Mr Elliott, from 193 petitioners, praying that the Constitution be altered to allow the public of Australia to initiate referenda.
- Mr Elliott, from 187 petitioners, praying that proposals for the introduction of a poll or consumption tax be rejected.
- Mr Elliott, from 181 petitioners, praying for legislation to make Coronation Hill part of Kakadu National Park.
- Mr Elliott, from 132 petitioners, praying for legislation to stop the mining of uranium in Australia.
- Mr Hulls, from 83 petitioners, praying for the abolition of sales tax, the setting of a flat rate of duty on all imports and the reintroduction of section 160AC of the Income Tax Assessment Act to boost Australia's export.
- Mr Jenkins, from 93 petitioners, praying that action be taken to renegotiate or nullify the Treaty of Trianon (1920).
- Mr Jull, from 96 petitioners, praying that the United Nations Convention on the Rights of the Child not be ratified.
- Mr Mack, from 25 459 petitioners, praying that action be taken to phase out the consumption, production and export of chlorofluorocarbons and halons.
- Mr Mack, from 39 petitioners, praying that the Otway Forests, Vic., be managed in the best interests of the Australian people and that the export woodchip licence granted to Midway Wood Products be rescinded.
- Mr Mack, from 21 petitioners, praying that the Australian Constitution be reformed in order to recognise significant public expressions of concern.
- Mr McArthur, from 628 petitioners, praying that ratification of the United Nations Convention on the Rights of the Child be delayed pending community consideration and that reservations be submitted concerning the rights and responsibilities of parents.
- Mr McArthur, from 50 petitioners, praying that obscene language be banned from television, radio and the print media.
- Ms McHugh, from 115 petitioners, praying that any attempt to restrict access to abortion under Medicare be opposed.
- Mr McLachlan, from 257 residents of the Division of Barker, praying that the BlueBird passenger rail and Whyalla to Broken Hill rail services be retained.
- Mr A. A. Morris, from 12 petitioners, praying for legislative action to ensure the adoption of certain processes for dealing with cases involving child sexual abuse.
- Mr Nehl, from 118 petitioners, praying that the position of the family as the basic unit of society be ensured and that certain other action be taken to maintain traditional family values.
- Mr Newell, from 155 petitioners, praying that legislation be amended to prevent further sales of Australian freehold land to foreign interests.
- Mr Newell, from 59 petitioners, praying that an International Earth Repair Action Decade begin on 5 June 1990.
- Mr Reith, from 23 petitioners, praying that reservations be made to the United Nations Convention on the Rights of the Child prior to its ratification to protect the rights of parents in relation to their children.
- Mr Ruddock, from 441 petitioners, praying that certain action be taken to restore peace and order in Sri Lanka's Tamil homelands.
- Mr Taylor, from 5183 petitioners, praying that the decision to close RAAF No. 7 Stores Depot at Toowoomba be delayed until there has been full debate on the political, cost efficiency and strategic implications of the decision.

Mr Taylor, from 745 petitioners, praying that the Therapeutic Goods Regulations be rejected and a public inquiry held into the registration of the natural healing profession and regulation of natural therapeutic goods.

Mr Taylor, from 703 petitioners, praying that the Therapeutic Goods Regulations be rejected and a public inquiry held into the registration of natural medicines.

Dr Wooldridge, from 255 petitioners, praying that the National Acoustic Laboratories' Hearing Services Program remain within the Department of Community Services and Health.

Petitions received.

**3 TRANSPORT, COMMUNICATIONS AND INFRASTRUCTURE—STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER:** Mr P. F. Morris (Chairman) presented the following report and related papers:

Transport, Communications and Infrastructure—Standing Committee—The stamp of approval: A review of the administration of philatelic services by Australia Post—

Report, dated 22 August 1990.

Minutes of proceedings.

Ordered—That the report be printed.

Mr P. F. Morris and Mr Hollis made statements in connection with the report.

Mr P. F. Morris moved—That the House take note of the report.

In accordance with sessional order 102B, the debate was adjourned, and the resumption of the debate made an order of the day for the next sitting Thursday.

**4 FINANCE AND PUBLIC ADMINISTRATION—STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS:** Mr Martin (Chairman) presented the following report and related papers:

Finance and Public Administration—Standing Committee—Not dollars alone: Review of the Financial Management Improvement Program—

Report, dated September 1990.

Evidence received by the committee.

Minutes of proceedings.

Ordered—That the report be printed.

Mr Martin and Mr Wilson made statements in connection with the report.

**5 ANZAC DAY AS AUSTRALIA'S NATIONAL DAY:** Mr Holding, pursuant to notice, moved—That, having regard to the unanimous resolutions of this House on the occasion of the 75th Anniversary of Anzac Day and, in particular, the recognition by the House that “the commemoration of Anzac provides a continuing source of inspiration for all Australians”, this House is of the view that Anzac Day, 25 April, should also be regarded as Australia's national day and proclaimed and recognised as such by Commonwealth, State and local government authorities.

Debate ensued.

The time allotted for the debate having expired, the debate was interrupted and the resumption of the debate made an order of the day for the next sitting Thursday.

**6 “NO WORK, NO PAY”:** Mr Cadman, pursuant to notice, moved—That this House:

- (1) calls on the Australian Government to reinstate the “no work as directed, no pay” provisions for the Australian Public Service and statutory authorities;

- (2) condemns the Government for repealing these provisions in 1983; and
- (3) asserts that this action has:
  - (a) prejudiced productivity and industrial relations by imposing impossible restrictions on the efficient management of the government sector; and
  - (b) prevented the resolution of mail disputes at Baulkham Hills and neighbouring post offices.

Debate ensued.

The time allotted for the debate having expired, the debate was interrupted, the resumption of the debate made an order of the day for the next sitting Thursday, and Mrs Jakobsen was granted leave to continue her speech when the debate is resumed.

- 7 **NATIONAL CRIME AUTHORITY—PARLIAMENTARY JOINT COMMITTEE—REPORT—PAPER NOTED:** The order of the day having been read for the resumption of the debate on the motion of Mr Lindsay—That the House take note of the paper (*presented on 21 August 1990*), viz.:

National Crime Authority—Parliamentary Joint Committee—Report—Examination of the Annual Report for 1988-89 of the National Crime Authority—

Debate resumed.

Mr Melham addressing the House—

The time allotted for the debate having expired, the debate was interrupted—Question—put and passed.

- 8 **GRIEVANCE DEBATE:** Pursuant to the provisions of sessional order 106, the order of the day having been read—

Question proposed—That grievances be noted.

Debate ensued.

*Papers:* Mr Wright, by leave, presented the following papers:

Company information—Veritas Publishing Company Pty Ltd, Donjon Holdings Pty Ltd, Barla Pty Ltd—Copies of—

Company extract from records of Corporate Affairs Commission, SA, regarding Donjon Holdings Pty Ltd, dated 19 September 1990.

Memo from Office of the Commissioner for Corporate Affairs, Qld, regarding Barla Pty Ltd, dated 12 November 1987.

Note concerning directors and officers.

Veritas Publishing Company Pty Ltd—

Extract from Register of charges.

Notices of particulars of charge, National Companies and Securities Commission, dated 13 July 1983, 13 December 1983 (2) and 17 December 1985.

Debate continued.

It being 1.45 p.m., the debate was interrupted in accordance with sessional order 106.

Question—That grievances be noted—put and passed.

- 9 **MEMBERS' STATEMENTS:** Members' statements were made.

- 10 **QUESTIONS:** Questions without notice were asked.

- 11 **PAPER:** Mr Dawkins (Minister for Employment, Education and Training), by indulgence, added to an answer given during question time and presented the following paper:

Withdrawal of university enrolment of Mrs Dawkins—Copy of letter from Professor P. J. Boyce, Vice-Chancellor, Murdoch University, to Rattigan and Fiocco, Barristers and Solicitors, dated 3 July 1990.

12 **SUSPENSION OF STANDING AND SESSIONAL ORDERS—MOTION OF CENSURE OF ACTING PRIME MINISTER AND TREASURER:** Mr Reith (Acting Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Acting Leader of the Opposition moving forthwith—That this House censures the Acting Prime Minister and Treasurer for misleading the House and for abusing the privileges of his office.

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

13 **ACTING PRIME MINISTER AND TREASURER—MOTION OF CENSURE:** Mr Reith (Acting Leader of the Opposition) moved—That this House censures the Acting Prime Minister and Treasurer for misleading the House and for abusing the privileges of his office.

Debate ensued.

*Closure:* Mr Dawkins (Minister for Employment, Education and Training) moved—That the question be now put.

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

And the question—That the motion be agreed to—being accordingly put—The House divided (the Speaker, Mr McLeay, in the Chair)—

AYES, 58

Mr Aldred	Mr Cowan	Mr Jull	Mr Riggall
Mr Anderson	Mr Dobie	Dr Kemp	Mr Rocher
Mr Andrew*	Mr Downer	Mr Lloyd	Mr Ronaldson
Mr Atkinson	Dr H. R. Edwards	Mr McArthur	Mr Ruddock
Mr Bradford	Mr Fife	Mr Mack	Mr B. C. Scott
Mr Braithwaite	Mr Filing	Mr MacKellar	Mr Shack
Mr Broadbent	Mr P. S. Fisher	Mr McLachlan	Mr Sharp
Mr N. A. Brown	Mr Ford	Mr Miles	Mr Smith
Mr Burr	Mrs Gallus	Mr Moore	Mr Somlyay
Mr Cadman	Mr Goodluck	Mr Nehl	Mr Truss
Mr Carlton	Mr Hall	Mr Nugent	Mr Tuckey
Mr Charles	Mr Halverson	Mr Peacock	Dr R. L. Woods
Mr Cobb	Mr Hawker	Mr Prosser	Dr Wooldridge
Mr Connolly	Mr Hicks*	Mr Reid	
Mr Costello	Mr Howard	Mr Reith	

NOES, 64

Mr Baldwin	Mr Ferguson	Mr Jenkins	Mr Price
Mr Beazley	Mr Fitzgibbon	Mr Johns	Mr Punch
Mr Beddall	Mr Free	Mr Jones	Mr Sawford
Mr Bevis	Mr Gayler	Mr Keating	Mr Scholes
Mr Bilney	Mr Gear*	Mr Kerin	Mr Sciacca
Dr Blewett	Mr Gibson	Mr Langmore	Mr L. J. Scott
Mr Brereton	Mr Gorman	Mr Lavarch	Mr Simmons
Mr R. J. Brown	Mr Grace*	Mr Lindsay	Mr Snow
Mr Campbell	Mr Griffiths	Ms McHugh	Mr Staples
Dr Catley	Mr Hand	Mr Martin	Dr Theophanous
Mr Courtice	Mr Holding	Mr Melham	Mr Tickner
Mrs Crosio	Mr Hollis	Mr A. A. Morris	Mr Walker
Mr Dawkins	Mr Howe	Mr P. F. Morris	Mr West
Mr Duffy	Mr Hulls	Mr Newell	Mr Willis
Mr Elliott	Mr Humphreys	Mr O'Keefe	Mr H. F. Woods
Ms Fatin	Mrs Jakobsen	Mr O'Neil	Mr Wright

\* Tellers

And so it was negatived.

14 **PAPERS:** The following papers were presented:

Human Rights and Equal Opportunity Commission Act—Human Rights and Equal Opportunity Commission—Report—Insurance and the *Sex Discrimination Act 1984*.

Industry Commission Act—Industry Commission—Report No. 4—Product liability, dated 18 July 1990.

Murray-Darling Basin Act—Murray-Darling Basin Commission—Report and financial statements, including the Auditor-General's Report, for 1988-89.

National Common Police Services—Australian Police Ministers' Council—Report for 1988-89.

OTC Limited—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for the year ended 31 March 1990.

Public Service Act—Attorney-General's Department—Report and financial statements, including the Auditor-General's Report and freedom of information statement, for 1989-90.

**15 SELECTION COMMITTEE—REPORT:** Mr Halverson (Acting Chairman) presented the following report:

Selection Committee—Report relating to the program of business prior to 12.30 p.m. on Thursday, 11 October 1990.

**16 PUBLICATIONS COMMITTEE—2ND REPORT:** Mr Gorman (Chairman) presented the following report:

**PUBLICATIONS COMMITTEE 2ND REPORT**

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

The committee, having considered petitions and papers presented to the Parliament since 23 August 1990, recommends that the following be printed:

Aboriginal Deaths in Custody—Royal Commission—Reports—Inquiry into the deaths of—

- Robert Anderson.
- Stanley Brown.
- Thomas Carr.
- Nikira Mau.
- Patrine Misi.
- Benjamin William Morrison.
- Clarence Alec Nean.

The young man who died at Aurukun on 11 April 1987.

Aboriginal Land Rights (Northern Territory) Act—Aboriginal Land Commissioner—Report for period 1 July 1988 to 12 February 1990.

Advance to the Minister for Finance for 1989-90—Statement of Heads of Expenditure and the amounts charged thereto pursuant to section 36A of the *Audit Act 1901*.

Australian Bureau of Statistics Act—

Australian Bureau of Statistics—Report for 1989-90.

Australian Statistics Advisory Council—Report for 1989-90.

Australian Meat and Live-stock Corporation Act—Australian Meat and Live-stock Corporation—Report for 1989-90.

Australian Science and Technology Council Act—Australian Science and Technology Council—Reports—

Environmental research in Australia: A review, dated June 1990.

Setting directions for Australian research, dated June 1990.

Your word is my command: Towards an Australian capability in human computer interface design, dated June 1990.

Automotive Industry Authority Act—Automotive Industry Authority—Report for 1989-90.

Canberra College of Advanced Education Act—Canberra College of Advanced Education—Report for 1989.

Commonwealth Electoral Act—Australian Electoral Commission—Report for 1989-90.

Fishing Industry Research Act—Report on the operations of the Act for 1988-89.

Industry Commission Act—Industry Commission—Report No. 3—Aids and appliances for people with disabilities, dated 18 July 1990.

Maritime College Act—Australian Maritime College—Report for 1989.

Meteorology Policy Committee—Report for 1989.

National Debt Sinking Fund Act—National Debt Commission—Report for 1989-90.

Official Establishments Trust—Report for 1989-90.

Public Service Act—Department of the House of Representatives—Report for 1989-90.

Reserve Bank Act—Reserve Bank of Australia—Report for 1989-90.

Services Trust Funds Act—Australian Military Forces Relief Trust Fund—Report for 1989.

Tobacco Marketing Act—Australian Tobacco Board—Report for 1989.

RUSS GORMAN  
Chairman

20 September 1990

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

Question—put and passed.

- 17 **OFFICE AND WAREHOUSE COMPLEX FOR CIVIL AVIATION AUTHORITY, PERTH—CONSTRUCTION—APPROVAL OF WORK:** Mr Beddall (Minister representing the Minister for Administrative Services), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Construction of Perth office and warehouse complex for the Civil Aviation Authority.

Debate ensued.

Question—put and passed.

- 18 **DEDICATED COMPUTER CENTRE FOR AUSTRALIAN TAXATION OFFICE, BRUCE, ACT—APPROVAL OF WORK:** Mr Beddall (Minister representing the Minister for Administrative Services), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Dedicated computer centre for the Australian Taxation Office, Bruce, ACT.

Debate ensued.

Question—put and passed.

- 19 **LAW AND JUSTICE LEGISLATION AMENDMENT BILL 1990:** Mr Duffy (Attorney-General), pursuant to notice, presented a Bill for an Act to amend various Acts administered by the Attorney-General relating to law and justice and other matters, 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 Peacock), and the resumption of the debate made an order of the day for the next sitting.

- 20 **ARTS, ENVIRONMENT, TOURISM AND TERRITORIES LEGISLATION AMENDMENT BILL 1990:** Mr Simmons (Minister for the Arts, Tourism and Territories), for Mrs Kelly (Minister for the Arts, Sport, the Environment, Tourism and Territories), pursuant to notice, presented a Bill for an Act to amend legislation relating to the Arts, the Environment, Tourism and Territories.

Bill read a first time.

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

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

Debate adjourned (Dr R. L. Woods), and the resumption of the debate made an order of the day for the next sitting.

- 21 **COMMUNITY SERVICES AND HEALTH LEGISLATION AMENDMENT BILL 1990:** Mr Staples (Minister for Aged, Family and Health Services), pursuant to notice, presented a Bill for an Act to amend various Acts relating to matters dealt with by the Department of Community Services and Health, and for related purposes.

Bill read a first time.

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

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

Debate adjourned (Dr R. L. Woods), and the resumption of the debate made an order of the day for the next sitting.

- 22 **MESSAGE FROM THE GOVERNOR-GENERAL—SOCIAL WELFARE LEGISLATION (PHARMACEUTICAL BENEFITS) AMENDMENT BILL 1990:** Message No. 38, dated 19 September 1990, from His Excellency the Governor-General was announced recommending an appropriation of revenue for the purposes of amendments and new clauses to be moved to the Social Welfare Legislation (Pharmaceutical Benefits) Amendment Bill 1990.

- 23 **SOCIAL WELFARE LEGISLATION (PHARMACEUTICAL BENEFITS) AMENDMENT BILL 1990:** The House, according to order, resolved itself into a committee of the whole for the further consideration of the Bill.

*In the committee*

Clauses 1 to 12, by leave, taken together, and agreed to.

*New clauses—*

On the motion of Mr Staples (Minister for Aged, Family and Health Services), by leave, the following new clauses were inserted in the Bill, after debate:

**Indexation of certain rates**

“12A. Section 34 of the Principal Act is amended by inserting after subsection (5D) the following subsections:

‘(5E) Subject to sections 151K and 151L, the rate specified in paragraph 33 (1) (a) during the period beginning on 20 March 1991 and ending when a new rate is substituted under subsection (4) is for all purposes to be the sum of:

(a) the rate that would, under subsection (4), be substituted for that rate on 20 March 1991; and

(b) \$130 per annum.

‘(5F) Subject to sections 151K and 151L, the rate specified in paragraph 33 (1) (b) during the period beginning on 20 March 1991 and ending when a new rate is substituted under subsection (4) is for all purposes to be the sum of:

(a) the rate that would, under subsection (4), be substituted for that rate on 20 March 1991; and

(b) \$65 per annum.

‘(5G) For the purposes of the next application of subsection (4) after 20 March 1991 in relation to the rate specified in paragraph 33 (1) (a), the last substituted rate referred to in that subsection is taken to be the rate worked out under subsection (5E).

‘(5H) For the purposes of the next application of subsection (4) after 20 March 1991 in relation to the rate specified in paragraph 33 (1) (b), the last substituted rate referred to in that subsection is taken to be the rate worked out under subsection (5F).’

*Commencement: 20 March 1991*



**Indexation of unemployment and sickness benefits etc.**

“12B. Section 119 of the Principal Act is amended by inserting after subsection (5D) the following subsections:

‘(5E) Subject to sections 151K and 151L, a rate of sickness benefit specified in subsection 118 (1) (other than paragraph 118 (1) (f)) during the period beginning on 20 March 1991 and ending when a new rate is substituted under subsection (4) is for all purposes to be the sum of:

- (a) the rate that would, under subsection (4), be substituted for that rate on 20 March 1991; and
- (b) \$2.50 per week.

‘(5F) Subject to sections 151K and 151L, the rate of sickness benefit specified in paragraph 118 (1) (f) during the period beginning on 20 March 1991 and ending when a new rate is substituted under subsection (4) is for all purposes to be the sum of:

- (a) the rate that would, under subsection (4), be substituted for that rate on 20 March 1991; and
- (b) \$1.25 per week.

‘(5G) Subject to sections 151K and 151L, a rate of unemployment benefit, being that benefit payable to a person over 60 who has been in receipt of the benefit for at least 6 months, specified in subsection 118 (1) (other than paragraph 118 (1) (f)) during the period beginning on 20 March 1991 and ending when a new rate is substituted under subsection (4) is for all purposes to be the sum of:

- (a) the rate that would, under subsection (4), be substituted for that rate on 20 March 1991; and
- (b) \$2.50 per week.

‘(5H) Subject to sections 151K and 151L, the rate of unemployment benefit, being that benefit payable to a person over 60 who has been in receipt of the benefit for at least 6 months, specified in paragraph 118 (1) (f) during the period beginning on 20 March 1991 and ending when a new rate is substituted under subsection (4) is for all purposes to be the sum of:

- (a) the rate that would, under subsection (4), be substituted for that rate on 20 March 1991; and
- (b) \$1.25 per week.

‘(5J) For the purposes of the next application of subsection (4) after 20 March 1991 in relation to a rate of sickness benefit specified in subsection 118 (1) (other than paragraph 118 (1) (f)), the last substituted rate referred to in subsection (4) is taken to be the rate worked out under subsection (5E).

‘(5K) For the purposes of the next application of subsection (4) after 20 March 1991 in relation to the rate sickness benefit specified in paragraph 118 (1) (f), the last substituted rate referred to in that subsection is taken to be the rate worked out under subsection (5F).

‘(5L) For the purposes of the next application of subsection (4) after 20 March 1991 in relation to a rate of unemployment benefit, being that benefit payable to a person over 60 who has been in receipt of the benefit for at least 6 months, specified in subsection 118 (1) (other than paragraph 118 (1) (f)), the last substituted rate referred to in subsection (4) is taken to be the rate worked out under subsection (5G).

‘(5M) For the purposes of the next application of subsection (4) after 20 March 1991 in relation to the rate of unemployment benefit, being that benefit payable to a person over 60 who has been in receipt of the benefit for at least 6 months, specified in paragraph 118 (1) (f), the last substituted rate referred to in that subsection is taken to be the rate worked out under subsection (5H).’.”

*Commencement: 20 March 1991*

## Clause 13—

On the motion of Mr Staples, by leave, the following amendments were made together:

Page 10, proposed section 151A, before the proposed definition of “card pensioner” insert the following definitions:

“**‘advance pensioner A’** means a person who is an eligible pensioner on 8 November 1990;

**‘advance pensioner B’** means a person who:

- (a) becomes an eligible pensioner after 8 November 1990 and before 1 January 1992; and
- (b) in the opinion of the Secretary has neither:
  - (i) liquid assets of more than \$1,000; nor
  - (ii) income, apart from payments under this Act or the *Veterans’ Entitlements Act 1986*, of more than \$10 per week;

**‘advance pharmaceutical supplement’** means an advance pharmaceutical supplement payable under section 151F, 151G or 151H;”.

Page 10, proposed section 151A, lines 1 to 10, omit proposed definition of “card pensioner”, substitute the following definition:

“**‘card pensioner’** means a person to whom paragraph (a), (aa) or (ab) of the definition of ‘pensioner’ in subsection 4(1) of the *National Health Act 1953* applies;”.

Page 10, proposed section 151A, after the definition of “card pensioner” insert the following definitions:

“**‘continuing advance pensioner A’** means an advance pensioner A who, in the opinion of the Secretary, has neither:

- (a) liquid assets of more than \$1,000; nor
- (b) income, apart from payments under this Act or the *Veterans’ Entitlements Act 1986*, of more than \$10 per week;

**‘disqualified advance pensioner’** means an advance pensioner A, or an advance pensioner B, who, before 20 March 1991:

- (a) receives advance pharmaceutical supplements of:
  - (i) in the case of an unmarried pensioner or of a married pensioner to whom paragraph 33(1)(a) or subsection 33(2) applies—\$150; or
  - (ii) in any other case—\$75; or
- (b) both:
  - (i) receives advance pharmaceutical supplements of less than the relevant amount in paragraph (a); and
  - (ii) does not claim further such supplements;

**‘eligible pensioner’** means a person:

- (a) who is in receipt of:
  - (i) an age pension; or
  - (ii) an invalid pension; or
  - (iii) a wife’s pension; or
  - (iv) a carer’s pension; or
  - (v) a sole parent’s pension; or
  - (vi) a widowed person’s allowance; or
  - (vii) a sheltered employment allowance; or
  - (viii) a rehabilitation allowance; or
  - (ix) a class B widow’s pension; and
- (b) the rate of whose pension or allowance referred to in paragraph (a) is not reduced under this Act on the basis of the person’s income, maintenance income or property;

**‘liquid assets’**, in relation to a person, means:

- (a) any cash held by, or on behalf of, the person; or

- (b) any amount deposited with, or lent to, a bank, building society, credit union or other financial institution, whether or not the amount can be withdrawn by, or repaid to, the person immediately;

**'pharmaceutical benefit'** means a drug or medicinal preparation in relation to which, because of section 85 of the *National Health Act 1953*, Part VII of that Act applies;".

Page 10, proposed section 151A, proposed definition of "pharmaceutical supplement", lines 11 and 12, omit "this Part", substitute "section 151B".

Page 10, proposed section 151B, line 16, omit "section 151C" substitute "sections 151C and 151J".

Page 10, proposed subsection 151D (3), line 26, after "Where" insert "paragraph 33 (1) (a) or".

Page 10, after proposed section 151E insert the following sections:

**Advance pharmaceutical supplements for advance pensioners A**

"151F. (1) An advance pensioner A is qualified to receive an advance pharmaceutical supplement on 8 November 1990 of:

- (a) if the pensioner is unmarried—\$50; and  
 (b) subject to subsection (2), if the pensioner is married—\$25.

"(2) Where paragraph 33 (1) (a) or subsection 33 (2) applies to a married person, the amount of the person's advance supplement under this section is \$50.

**Further advance pharmaceutical supplements for continuing advance pensioners A**

"151G. (1) Where the Secretary is satisfied that a continuing advance pensioner A has bought at least 20 pharmaceutical benefits for the pensioner, the pensioner's spouse or a dependant of the pensioner within the period beginning on 1 November 1990 and ending on 19 March 1991, the pensioner is qualified to receive an advance pharmaceutical supplement of:

- (a) if the pensioner is unmarried—\$35; or  
 (b) subject to subsection (4), if the pensioner is married—\$17.50.

"(2) Where the Secretary is satisfied that a continuing advance pensioner A:

- (a) has received a payment under subsection (1); and  
 (b) within the 3 months immediately after receiving that payment, has bought at least 14 pharmaceutical benefits for the pensioner, the pensioner's spouse or a dependant of the pensioner;

the pensioner is qualified to receive a further advance pharmaceutical supplement of:

- (c) if the person is unmarried—\$35; or  
 (d) subject to subsection (4), if the pensioner is married—\$17.50.

"(3) Where the Secretary is satisfied that a continuing advance pensioner A:

- (a) has received a payment under subsection (2); and  
 (b) within the 3 months immediately after receiving that payment, has bought at least 14 pharmaceutical benefits for the pensioner, the person's spouse or a dependant of the pensioner;

the pensioner is qualified to receive a further advance pharmaceutical supplement of:

- (c) if the person is unmarried—\$30; or  
 (d) subject to subsection (4), if the pensioner is married—\$15.

"(4) Where paragraph 33 (1) (a) or subsection 33 (2) applies to a married person, the amount of the person's further advance supplement:

- (a) under subsection (1) or (2)—is \$35; and  
 (b) under subsection (3)—is \$30.

“(5) For the purposes of this section, a continuing advance pensioner A is taken to buy a pharmaceutical benefit for the pensioner whenever the pensioner’s spouse buys a pharmaceutical benefit for the pensioner’s spouse, the pensioner or a dependant of the pensioner’s spouse.

**Advance pharmaceutical supplements for advance pensioners B**

“151H. (1) Where the Secretary is satisfied that an advance pensioner B has bought at least 14 pharmaceutical benefits for the pensioner or a dependant of the pensioner within the 3 months immediately before the day on which the pensioner became an eligible pensioner, the pensioner is qualified to receive an advance pharmaceutical supplement of:

- (a) if the person is unmarried—\$35; or
- (b) subject to subsection (5), if the pensioner is married—\$17.50.

“(2) Where the Secretary is satisfied that an advance pensioner B:

- (a) has received a payment under subsection (1); and
- (b) within the 3 months immediately after receiving that payment, has bought at least 14 pharmaceutical benefits for the pensioner’s spouse or a dependant of the pensioner;

the pensioner is qualified to receive a further advance pharmaceutical supplement of:

- (c) if the person is unmarried—\$35; or
- (d) subject to subsection (5), if the pensioner is married—\$17.50.

“(3) Where the Secretary is satisfied that an advance pensioner B:

- (a) has received a payment under subsection (2); and
- (b) within the 3 months immediately after receiving that payment, has bought at least 14 pharmaceutical benefits for the pensioner’s spouse or a dependant of the pensioner;

the pensioner is qualified to receive a further advance pharmaceutical supplement of:

- (c) if the person is unmarried—\$35; or
- (d) subject to subsection (5), if the pensioner is married—\$17.50.

“(4) Where the Secretary is satisfied that an advance pensioner B:

- (a) has received a payment under subsection (3); and
- (b) within the period of 3 months immediately after receiving that payment, has bought at least 14 pharmaceutical benefits for the pensioner or a dependant of the pensioner;

the pensioner is qualified to receive a further advance pharmaceutical supplement of:

- (c) if the person is unmarried—\$45; or
- (d) subject to subsection (5), if the pensioner is married—\$22.50.

“(5) Where paragraph 33 (1) (a) or subsection 33 (2) applies to a married person, the amount of the person’s further advance supplement:

- (a) under subsection (1), (2) or (3)—is \$35; and
- (b) under subsection (4)—is \$45.

“(6) For the purposes of this section, a continuing advance pensioner B is taken to buy a pharmaceutical benefit for the pensioner whenever the pensioner’s spouse buys a pharmaceutical benefit for the pensioner’s spouse, the pensioner or a dependant of the pensioner’s spouse.

**Pharmaceutical supplements not additional to advance pharmaceutical supplements**

“151J. (1) An advance pensioner A is not qualified to receive a pharmaceutical supplement under section 151B.

“(2) An advance pensioner B who receives at least one advance pharmaceutical supplement under section 151H during the period beginning on 8 November 1990 and ending on 9 March 1991 is not qualified to receive a pharmaceutical supplement under section 151B during the pensioner’s advance payment period.

“(3) In subsection (2):

‘**advance payment period**’, in relation to an advance pensioner B, means the period:

- (a) beginning on the earliest day on which the pensioner receives an advance pharmaceutical supplement under section 151H; and
- (b) lasting for a number of weeks equal to the number obtained by dividing the number of dollars received by the pensioner under section 151H by:
  - (i) in the case of an unmarried pensioner or a married pensioner to whom paragraph 33 (1) (a) or subsection 33 (2) applies—2.50; or
  - (ii) in any other case—1.25.

**Rate increases not to apply to disqualified advance pensioners A during advance payment period**

“151K. (1) If a disqualified advance pensioner, being an advance pensioner A, has received at least one advance pharmaceutical supplement under section 151G, then subsections 34 (5E) and (5F) and 119 (5E), (5F), (5G) and (5H) do not apply to the pensioner’s rate of pension during the pensioner’s advance payment period.

“(2) In subsection (1):

‘**advance payment period**’, in relation to an advance pensioner A, means the period:

- (a) beginning on 8 November 1990; and
- (b) lasting for a number of weeks equal to the number obtained by dividing the number of dollars received by the pensioner under section 151G by:
  - (i) in the case of an unmarried pensioner or a married pensioner to whom paragraph 33 (1) (a) or subsection 33 (2) applies—2.50; or
  - (ii) in any other case—1.25.

**Rate increases not to apply to disqualified advance pensioners B during advance payment period**

“151L. (1) If a disqualified advance pensioner, being an advance pensioner B, has received at least one advance pharmaceutical supplement under section 151H, then subsections 34 (5E) and (5F) and 119 (5E), (5F), (5G) and (5H) do not apply to the pensioner’s rate of pension during the pensioner’s advance payment period.

“(2) In subsection (1) ‘**advance payment period**’ has the same meaning as in section 151J.

**Advances and eligibility for entitlement card**

“151M. If:

- (a) a person is qualified to receive an advance pharmaceutical supplement; and
- (b) the amount of the supplement exceeds the amount remaining to be charged for supplies of pharmaceutical benefits before the person would become eligible to be issued with an entitlement card under subsection 84C (1A) of the *National Health Act 1953*;

the amount of the advance pharmaceutical supplement is to be reduced by the excess and no further advance pharmaceutical supplements are payable to the person.

**Maximum benefit**

“151N. (1) The total amount to be paid to an advance pensioner A by way of:

- (a) advance pharmaceutical supplements; and
- (b) amounts payable under paragraph 34 (5E) (b) or (5F) (b) or 119 (5E) (b), (5F) (b), (5G) (b) or (5H) (b);

before 1 January 1992 is not to exceed:

- (c) in the case of an unmarried pensioner or of a married pensioner to whom paragraph 33 (1) (a) or subsection 33 (2) applies—\$150; or
- (d) in any other case—\$75.

“(2) The total amount to be paid to an advance pensioner B by way of:

- (a) pharmaceutical supplements; and
- (b) advance pharmaceutical supplements; and
- (c) amounts payable under paragraph 34 (5E) (b) or (5F) (b) or 119 (5E) (b), (5F) (b), (5G) (b) or (5H) (b);

before 1 January 1992 is not to exceed the amount whose number of dollars is obtained by multiplying by:

- (d) in the case of an unmarried pensioner or of a married pensioner to whom paragraph 33 (1) (a) or subsection 33 (2) applies—5; or
- (e) in any other case—2-1/2;

the number of pension pay-days during the period beginning on the day the person became an eligible pensioner and ending on 31 December 1991.”.

Clause, as amended, agreed to.

Clause 14 agreed to.

*New clause—*

On the motion of Mr Staples, the following new clause was inserted in the Bill:

**Variation of rates of certain pensions**

“14A. Section 198 of the Principal Act is amended by inserting after subsection (5F) the following subsections:

‘(5G) Subject to sections 118K and 118L, the rate specified in paragraph 30 (1) (a) during the period beginning on 20 March 1991 and ending when a new rate is substituted under subsection (4) is for all purposes to be the sum of:

- (a) the rate that would, under subsection (4), be substituted for that rate on 20 March 1991; and
- (b) \$130 per annum.

‘(5H) Subject to sections 118K and 118L, a rate specified in subsection 30 (2) during the period beginning on 20 March 1991 and ending when a new rate is substituted under subsection (4) is for all purposes to be the sum of:

- (a) the rate that would, under subsection (4), be substituted for that rate on 20 March 1991; and
- (b) \$130 per annum.

‘(5J) Subject to sections 118K and 118L, the rate specified in paragraph 47 (1) (a) during the period beginning on 20 March 1991 and ending when a new rate is substituted under subsection (4) is for all purposes to be the sum of:

- (a) the rate that would, under subsection (4), be substituted for that rate on 20 March 1991; and
- (b) \$130 per annum.

‘(5K) Subject to sections 118K and 118L, the rate specified in paragraph 47 (1) (b) during the period beginning on 20 March 1991 and ending when a new rate is substituted under subsection (4) is for all purposes to be the sum of:

- (a) the rate that would, under subsection (4), be substituted for that rate on 20 March 1991; and
- (b) except where paragraph (c) applies—\$65 per annum; and
- (c) where the rate applies because of section 66—\$130 per annum.

'(5L) For the purposes of the next application of subsection (4) after 20 March 1991 in relation to the rate specified in paragraph 30 (1) (a), the last substituted rate referred to in that subsection is taken to be the rate worked out under subsection (5G).

'(5M) For the purposes of the next application of subsection (4) after 20 March 1991 in relation to a rate specified in subsection 30 (2), the last substituted rate referred to in that subsection is taken to be the rate worked out under subsection (5H).

'(5N) For the purposes of the next application of subsection (4) after 20 March 1991 in relation to the rate specified in paragraph 47 (1) (a), the last substituted rate referred to in that subsection is taken to be the rate worked out under subsection (5J).

'(5P) For the purposes of the next application of subsection (4) after 20 March 1991 in relation to the rate specified in paragraph 47 (1) (b), the last substituted rate referred to in that subsection is taken to be the relevant rate worked out under subsection (5K).''.

*Commencement: 20 March 1991*

Clause 15—

On the motion of Mr Staples, by leave, the following amendments were made together:

Page 11, proposed section 118A, before the proposed definition of "card pensioner" insert the following definitions:

"**'advance pensioner A'** means a person who is an eligible pensioner on 1 November 1990;

**'advance pensioner B'** means a person who:

- (a) becomes an eligible pensioner after 1 November 1990 and before 1 January 1992; and
- (b) in the opinion of the Secretary has neither:
  - (i) liquid assets of more than \$1,000; nor
  - (ii) income, apart from payments under this Act or the *Social Security Act 1947*, of more than \$20 per fortnight;

**'advance pharmaceutical supplement'** means an advance pharmaceutical supplement payable under section 118F, 118G and 118H;".

Page 11, proposed section 118A, after the definition of "card pensioner" insert the following definitions:

"**'continuing advance pensioner A'** means an advance pensioner A who, in the opinion of the Secretary has neither:

- (a) liquid assets of more than \$1,000; nor
- (b) income, apart from payments under this Act or the *Social Security Act 1947*, of more than \$20 per fortnight;

**'disqualified advance pensioner'** means an advance pensioner A, or an advance pensioner B, who, before 20 March 1991:

- (a) receives advance pharmaceutical supplements of:
  - (i) except where subparagraph (ii) applies—\$155; or
  - (ii) in the case of a married pensioner to whom paragraph 47 (1) (b) applies—\$77.50; or
- (b) both:
  - (i) receives advance pharmaceutical supplements of less than the relevant amount in paragraph (a); and
  - (ii) does not claim further such supplements;

**'eligible pensioner'** means:

- (a) a person:
  - (i) who is in receipt of a service pension under section 38 or 39, a wife's service pension under section 40 or a carer's service pension under section 41; and

- (ii) the rate of whose pension referred to in subparagraph (i) is not reduced under this Act on the basis of the person's income, maintenance income or property; or
- (b) a person who is in receipt of a pension whose rate is specified under subsection 30 (1).

**'liquid assets'**, in relation to a person, means:

- (a) any cash held by, or on behalf of, the person; or
- (b) any amount deposited with, or lent to, a bank, building society, credit union or other financial institution, whether or not the amount can be withdrawn by, or repaid to, the person immediately;

**'pharmaceutical benefit'** means a drug or medicinal preparation in relation to which, because of section 85 of the *National Health Act 1953*, Part VII of that Act applies;".

Page 11, proposed section 118A, proposed definition of "pharmaceutical supplement", lines 9 and 10, omit "this Part", substitute "section 118B".

Page 11, proposed section 118B, line 14, omit "section 118C", substitute "sections 118C and 118J".

Page 11, after proposed section 118E insert the following sections:

**Advance pharmaceutical supplements for advance pensioners A**

"118F. (1) An advance pensioner A is qualified to receive an advance pharmaceutical supplement on 1 November 1990 of, subject to subsection (2), \$50.

"(2) Where paragraph 47(1)(b) applies to a married person, the amount of the person's advance supplement under this section is \$25.

**Further advance pharmaceutical supplements for continuing advance pensioners A**

"118G. (1) Where the Secretary is satisfied that a continuing advance pensioner A has bought at least 20 pharmaceutical benefits for the pensioner, the pensioner's spouse or a dependant of the pensioner within the period beginning on 1 November 1990 and ending on the first pension pay-day after 19 March 1991, the pensioner is qualified to receive an advance pharmaceutical supplement of, subject to subsection (4), \$35.

"(2) Where the Secretary is satisfied that a continuing advance pensioner A:

- (a) has received a payment under subsection (1); and
- (b) within the 3 months immediately after receiving that payment, has bought at least 14 pharmaceutical benefits for the pensioner, the pensioner's spouse or a dependant of the pensioner;

the pensioner is qualified to receive a further advance pharmaceutical supplement of, subject to subsection (4), \$35.

"(3) Where the Secretary is satisfied that a continuing advance pensioner A:

- (a) has received a payment under subsection (2); and
- (b) within the 3 months immediately after receiving that payment, has bought at least 14 pharmaceutical benefits for the pensioner, the pensioner's spouse or a dependant of the pensioner;

the pensioner is qualified to receive a further advance pharmaceutical supplement of, subject to subsection (4), \$35.

"(4) Where paragraph 47(1)(b) applies to a married person, the amount of a further advance supplement of the person under this section is \$17.50.

"(5) For the purposes of this section, a continuing advance pensioner A is taken to buy a pharmaceutical benefit for the pensioner whenever



the pensioner's spouse buys a pharmaceutical benefit for the pensioner's spouse, the pensioner or a dependant of the pensioner's spouse.

**Advance pharmaceutical supplements for advance pensioners B**

"118H. (1) Where the Secretary is satisfied that an advance pensioner B has bought at least 14 pharmaceutical benefits for the pensioner, the pensioner's spouse or a dependant of the pensioner within the 3 months immediately before the day on which the pensioner became an eligible pensioner, the pensioner is qualified to receive an advance pharmaceutical supplement of, subject to subsection (5), \$35.

"(2) Where the Secretary is satisfied that an advance pensioner B:

- (a) has received a payment under subsection (1); and
- (b) within the 3 months immediately after receiving that payment, has bought at least 14 pharmaceutical benefits for the pensioner, the pensioner's spouse or a dependant of the pensioner;

the pensioner is qualified to receive a further advance pharmaceutical supplement of, subject to subsection (5), \$35.

"(3) Where the Secretary is satisfied that an advance pensioner B:

- (a) has received a payment under subsection (2); and
- (b) within the 3 months immediately after receiving that payment, has bought at least 14 pharmaceutical benefits for the pensioner, the pensioner's spouse or a dependant of the pensioner;

the pensioner is qualified to receive a further advance pharmaceutical supplement of, subject to subsection (5), \$35.

"(4) Where the Secretary is satisfied that an advance pensioner B:

- (a) has received a payment under subsection (3); and
- (b) within the 3 months immediately after receiving that payment, has bought at least 14 pharmaceutical benefits for the pensioner, the pensioner's spouse or a dependant of the pensioner;

the pensioner is qualified to receive a further advance pharmaceutical supplement of, subject to subsection (5), \$45.

"(5) Where paragraph 47 (1) (b) applies to a married person, the amount of a further advance supplement of the person:

- (a) under subsection (1), (2) or (3)—is \$17.50; and
- (b) under subsection (4)—is \$22.50.

"(6) For the purposes of this section, a continuing advance pensioner B is taken to buy a pharmaceutical benefit for the pensioner whenever the pensioner's spouse buys a pharmaceutical benefit for the pensioner's spouse, the pensioner or a dependant of the pensioner's spouse.

**Pharmaceutical supplements not additional to advance pharmaceutical supplements**

"118J. (1) An advance pensioner A is not qualified to receive a pharmaceutical supplement under section 118B.

"(2) An advance pensioner B who receives at least one advance pharmaceutical supplement under section 118H during the period beginning on 1 November 1990 and ending on 19 March 1991 is not qualified to receive a pharmaceutical supplement under section 118B during the pensioner's advance payment period.

"(3) In subsection (2):

'advance payment period', in relation to an advance pensioner B, means the period:

- (a) beginning on the earliest day on which the pensioner receives an advance pharmaceutical supplement under section 118H; and
- (b) lasting for a number of fortnights equal to the number obtained by dividing the number of dollars received by the pensioner under section 118H by:
  - (i) except where subparagraph (ii) applies—2.50; or

- (ii) in the case of a married person to whom paragraph 47 (1) (b) applies—2.50.

**Rate increases not to apply to disqualified advance pensioners A during advance payment period**

“118K. (1) If a disqualified advance pensioner, being an advance pensioner A, has received at least one advance pharmaceutical supplement under section 118G, then subsections 198 (5G), (5H) and (5J) do not apply to the pensioner’s rate of pension during the pensioner’s advance payment period.

“(2) In subsection (1):

‘advance payment period’, in relation to an advance pensioner A, means the period:

- (a) beginning on 1 November 1991; and
- (b) lasting for a number of fortnights equal to the number obtained by dividing the number of dollars received by the pensioner under section 118G by:
  - (i) except where subparagraph (ii) applies—5; or
  - (ii) in the case of a married pensioner to whom paragraph 47 (1) (b) applies—2.50.

**Rate increases not to apply to disqualified advance pensioners B during advance payment period**

“118L. (1) If a disqualified advance pensioner, being an advance pensioner B, has received at least one advance pharmaceutical supplement under section 118H, then subsections 198 (5G), (5H) and (5J) do not apply to the pensioner’s rate of pension during the pensioner’s advance payment period.

“(2) In subsection (1), ‘advance payment period’ has the same meaning as in section 118J.

**Advances and eligibility for entitlement card**

“118M. If:

- (a) a person is qualified to receive an advance pharmaceutical supplement; and
- (b) the amount of the supplement exceeds the amount remaining to be charged for supplies of pharmaceutical benefits before the person would become eligible to be issued with an entitlement card under subsection 84C (1A) of the *National Health Act 1953*;

the amount of the advance pharmaceutical supplement is to be reduced by the excess and no further advance pharmaceutical supplements are payable to the person.

**Maximum benefit**

“118N. (1) the total amount to be paid to an advance pensioner A by way of:

- (a) advance pharmaceutical supplements; and
- (b) amounts payable under paragraph 198 (5G) (b), (5H) (b) or (5J) (b); before 1 January 1992 is not to exceed:
  - (c) except where paragraph (d) applies—\$155; or
  - (d) in the case of a married pensioner to whom paragraph 47 (1) (b) applies—\$77.50.

“(2) The total amount to be paid to an advance pensioner B by way of:

- (a) pharmaceutical supplements; and
- (b) advance pharmaceutical supplements; and
- (c) amounts payable under paragraph 198 (5G) (b), (5H) (b) or (5J) (b); before 1 January 1992 is not to exceed the amount whose number of dollars is obtained by multiplying by:
  - (d) except where paragraph (e) applies—5; or

(e) in the case of a married pensioner to whom paragraph 47 (1) (b) applies—2.5;

the number of pension pay days during the period beginning on the day the person became an eligible pensioner and ending on 31 December 1991.”.

Clause, as amended, agreed to.

Title agreed to.

Bill to be reported with amendments.

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The House resumed; Mr L. J. Scott reported accordingly.

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

**24 SOCIAL SECURITY AND VETERANS' AFFAIRS LEGISLATION AMENDMENT BILL (NO. 2) 1990:** 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—

*Paper:* Mr Staples (Minister for Aged, Family and Health Services) presented a replacement supplementary explanatory memorandum to the Bill.

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

*Message from the Governor-General:* Message No. 39, dated 26 August 1990, 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.

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*In the committee*

Bill, by leave, taken as a whole.

On the motion of Mr Staples, by leave, the following amendments were made together:

Clause 2, page 2, lines 3 to 5, omit subclause (4), substitute the following subclause:

“(4) Sections 9 and 10 and paragraphs 41 (aa) and 42 (aa) commence on 1 January 1991.”.

Clause 9—

Page 5, lines 10 to 17, omit proposed subsection 52A (1), substitute the following subsection:

“52A. (1) A sole parent’s pension that a person is qualified to receive under Division 2 is not to be paid to the person:

(a) where:

- (i) the person is in Australia; and
- (ii) the Secretary requires the person to give the Secretary, in writing, a statement of the person’s tax file number; and
- (iii) the person does not comply with the requirement within 28 days; or

(b) where:

- (i) the person is married; and
- (ii) the person’s spouse is in Australia; and
- (iii) the Secretary requires the person to give the Secretary, in writing, a statement of the person’s spouse’s tax file number; and
- (iv) the person does not comply with the requirement within 28 days.”.

Page 6, proposed section 52A, add the following subsection:

“(3) The Secretary may waive the requirement for a statement of the qualified person’s spouse’s tax file number if satisfied that the person:

- (a) does not know that number; and
- (b) can obtain none of the following from the spouse:
  - (i) that number;
  - (ii) the statement of that number;
  - (iii) a declaration under subparagraph (2) (a) (ii).”.

Clause 10—

Page 6, lines 35 to 41, omit proposed subsection 77 (1), substitute the following subsection:

“77. (1) A family allowance supplement that a person is qualified to receive is not to be paid to the person:

- (a) where:
  - (i) the Secretary requires the person to give the Secretary, in writing, a statement of the person’s tax file number; and
  - (ii) the person does not comply with the request within 28 days; or
- (b) where:
  - (i) the person is married; and
  - (ii) the person’s spouse is in Australia; and
  - (iii) the Secretary requires the person to give the Secretary, in writing, a statement of the person’s spouse’s tax file number; and
  - (iv) the person does not comply with the requirement within 28 days.”.

Page 7, proposed section 77, add the following subsection:

“(3) The Secretary may waive the requirement for a statement of the qualified person’s spouse’s tax file number if satisfied that the person:

- (a) does not know that number; and
- (b) can obtain none of the following from the spouse:
  - (i) that number;
  - (ii) the statement of that number;
  - (iii) a declaration by the spouse under paragraph (2) (a).”.

Clause 11—

Page 8, lines 12 to 19, omit proposed subsection 91A (1), substitute the following subsection:

“91A. (1) A family allowance that a person is qualified to receive, being an allowance the claim for which was lodged after the commencement of this section, is not to be paid to the person:

- (a) where:
  - (i) the Secretary requires the person to give the Secretary, in writing, a statement of the person’s tax file number; and
  - (ii) the person does not comply with the request within 28 days; or
- (b) where:
  - (i) the person is married; and
  - (ii) the person’s spouse is in Australia; and
  - (iii) the Secretary requires the person to give the Secretary, in writing, a statement of the person’s spouse’s tax file number; and
  - (iv) the person does not comply with the requirement within 28 days.”.

Page 9, proposed section 91A, add the following subsection:

“(3) The Secretary may waive the requirement for a statement of the qualified person’s spouse’s tax file number if satisfied that the person:

- (a) does not know that number; and
- (b) can obtain none of the following from the spouse:
  - (i) that number;
  - (ii) the statement of that number;
  - (iii) a declaration by the spouse under paragraph (2) (a).”.

Clause 41—

Page 25, line 30, omit “52B, 77A,”.

Page 25, after paragraph (a) insert the following paragraph:

“(aa) by inserting in subsection (5) ‘52B, 77A,’ after ‘sections.’.”.

Clause 42—

Page 25, line 39, omit “52B, 77A,”.

Page 25, after paragraph (a) insert the following paragraph:

“(aa) by inserting in subsection (3) ‘52B, 77A,’ after ‘sections.’.”.

Bill, as amended, agreed to.

Bill to be reported with amendments.

The House resumed; Mr L. J. Scott reported accordingly.

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

- 25 **APPROPRIATION BILL (NO. 1) 1990-91:** The House, according to order, resolved itself into a committee of the whole for the further consideration of the Bill.

*In the committee*

Schedule 3—

Proposed expenditure—Department of Employment, Education and Training, \$3 060 765 000—further debated and agreed to.

Proposed expenditure—Department of Defence, \$8 581 326 000—debated and agreed to.

Proposed expenditure—Department of Primary Industries and Energy, \$440 632 000—debated.

It being 10.30 p.m.—Progress to be reported.

The House resumed; Mr L. J. Scott reported accordingly.

- 26 **ADJOURNMENT:** The question was accordingly proposed—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 11 p.m.—Mr Speaker adjourned the House until Tuesday, 9 October 1990, at 2 p.m.

**PAPERS:** The following papers were deemed to have been presented on 20 September 1990:

Australian Bureau of Statistics Act—Australian Bureau of Statistics—Proposal for the collection of information—1990—No. 22—New topics in the monthly population survey.

Census and Statistics Act—Australian Bureau of Statistics—Statement of disclosure of information—1990—No. 1—List of names and addresses of Victorian State public sector agencies for Department of the Treasury, Victoria.

**ATTENDANCE:** All Members attended (at some time during the sitting) except Mrs Bailey, Mr Cameron, Dr Charlesworth, Ms Crawford, Mrs Darling, Mr Dubois, Mr R. F. Edwards, Mr T. A. Fischer, Mr Hawke, Dr Hewson, Mr Kerr, Mr Lee, Mr McGauran, Mr J. L. Scott, Mr Sinclair, Mrs Sullivan, Mr Taylor and Mr Webster.

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