

1996-97-98

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 152

WEDNESDAY, 1 APRIL 1998

1 The House met, at 9.30 a.m., pursuant to adjournment. The Speaker (the Right Honourable Ian Sinclair) took the Chair, and read Prayers.

2 **TELECOMMUNICATIONS (CARRIER LICENCE CHARGES) AMENDMENT BILL 1998**

Mrs Moylan (Minister for the Status of Women) presented a Bill for an Act to amend the *Telecommunications (Carrier Licence Charges) Act 1997*, and for related purposes.

Bill read a first time.

Mrs Moylan moved—That the Bill be now read a second time.

Paper

Mrs Moylan presented an explanatory memorandum to the Bill.

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

3 **SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED**

Mr Crean moved—That so much of the standing and sessional orders be suspended as would prevent the Prime Minister coming into the House and fully disclosing his association with the Menzies Research Centre Limited, in particular:

- (1) why he failed to declare his directorship on the Register of Pecuniary Interests;
- (2) whether in presiding over the Cabinet meeting which agreed to grants totalling \$400,000 to the company whilst still a director he declared his interest and absented himself from the meeting;
- (3) whether in presiding over the Cabinet meeting which agreed to allowing tax deductions for gifts of the value of \$2 or more made to the company whilst still a director he declared his interest and absented himself from the meeting;

- (4) the connection between the Short-Gibson-Moore shares affair and his decision to resign as director and the reason he failed to declare his resignation; and
- (5) the extent of the direct personal benefit he has gained, as Leader of the Liberal Party, from the work of the Menzies Research Centre Limited.

Closure of Member

Mr Reith (Leader of the House) moved—That the Member be not further heard.

Question—put.

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

AYES, 76

Mr Abbott	Mrs Draper	Mrs D. M. Kelly	Mr Reid
Mr Anderson	Mrs Elson	Dr Kemp	Mr Reith
Mr J. N. Andrew	Mr Entsch	Mr Lieberman	Mr Ronaldson
Mr K. J. Andrews	Mr R. D. C. Evans	Mr Lindsay	Mr Ruddock
Mr Anthony	Mr Fahey	Mr Lloyd	Mr Scott
Mrs Bailey	Mr Forrest	Mr McArthur*	Mr Sharp
Mr Barresi	Mrs Gallus	Mr McDougall	Mr Slipper*
Mr Bartlett	Ms Gambaro	Mr McGauran	Mr A. C. Smith
Mr Billson	Mrs Gash	Mr McLachlan	Mr Somlyay
Mr Bradford	Mr Georgiou	Mr Miles	Dr Southcott
Mr Broadbent	Mrs E. J. Grace	Mr Moore	Mrs Stone
Mr Brough	Mr Halverson	Mrs Moylan	Mrs Sullivan
Mr Cadman	Mr Hardgrave	Mr Mutch	Mr Taylor
Mr E. H. Cameron	Mr Hawker	Mr Nehl	Mr A. P. Thomson
Mr R. A. Cameron	Mr Hicks*	Mr Neville	Mr Truss
Mr Causley	Mr Hockey	Mr Nugent	Mr Tuckey
Mr Cobb	Ms Jeanes	Mr Prosser	Mr Wakelin
Mr Costello	Mrs Johnston	Mr Pyne	Mrs West
Mr Downer	Mr Jull	Mr Randall	Mr Williams

NOES, 40

Mr Albanese	Mr M. J. Evans	Mr Latham	Mr Mossfield
Mr P. J. Baldwin	Mr L. D. T. Ferguson	Dr Lawrence	Mr O'Connor
Mr Beddall	Mr M. J. Ferguson	Mr Lee	Mr O'Keefe
Mr Bevis	Mr Fitzgibbon	Mr McClelland	Mr Price
Mr Brown	Mr E. L. Grace*	Ms Macklin	Mr Quick
Mr Crean	Mr Griffin*	Mr McLeay	Mr Sawford*
Mrs Crosio	Mr Hatton	Mr McMullan	Mr Sercombe
Mr Dargavel	Mr Hollis	Mr Melham	Dr Theophanous
Ms Ellis	Mr Jenkins	Mr A. A. Morris	Mr K. J. Thomson
Mr G. J. Evans	Mr Kerr	Mr P. F. Morris	Mr Willis

* Tellers

And so it was resolved in the affirmative.

Mr McMullan (seconder) addressing the House—

Closure of Member

Mr Reith moved—That the Member be not further heard.

Question—put.

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

AYES, 76

Mr Abbott	Mrs Draper	Mrs D. M. Kelly	Mr Reid
Mr Anderson	Mrs Elson	Dr Kemp	Mr Reith
Mr J. N. Andrew	Mr Entsch	Mr Lieberman	Mr Ronaldson
Mr K. J. Andrews	Mr R. D. C. Evans	Mr Lindsay	Mr Ruddock
Mr Anthony	Mr Fahey	Mr Lloyd	Mr Scott
Mrs Bailey	Mr Forrest	Mr McArthur*	Mr Sharp
Mr Barresi	Mrs Gallus	Mr McDougall	Mr Slipper*
Mr Bartlett	Ms Gambaro	Mr McGauran	Mr A. C. Smith
Mr Billson	Mrs Gash	Mr McLachlan	Mr Somlyay
Mr Bradford	Mr Georgiou	Mr Miles	Dr Southcott
Mr Broadbent	Mrs E. J. Grace	Mr Moore	Mrs Stone
Mr Brough	Mr Halverson	Mrs Moylan	Mrs Sullivan
Mr Cadman	Mr Hardgrave	Mr Mutch	Mr Taylor
Mr E. H. Cameron	Mr Hawker	Mr Nehl	Mr A. P. Thomson
Mr R. A. Cameron	Mr Hicks*	Mr Neville	Mr Truss
Mr Causley	Mr Hockey	Mr Nugent	Mr Tuckey
Mr Cobb	Ms Jeanes	Mr Prosser	Mr Wakelin
Mr Costello	Mrs Johnston	Mr Pyne	Mrs West
Mr Downer	Mr Jull	Mr Randall	Mr Williams

NOES, 41

Mr Albanese	Mr L. D. T. Ferguson	Mr Lee	Mr Price
Mr P. J. Baldwin	Mr M. J. Ferguson	Mr McClelland	Mr Quick
Mr Beddall	Mr Fitzgibbon	Ms Macklin	Mr Sawford*
Mr Bevis	Mr E. L. Grace*	Mr McLeay	Mr Sercombe
Mr Brown	Mr Griffin*	Mr McMullan	Dr Theophanous
Mr Crean	Mr Hatton	Mr Melham	Mr K. J. Thomson
Mrs Crosio	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Dargavel	Mr Jenkins	Mr P. F. Morris	Mr Wilton
Ms Ellis	Mr Kerr	Mr Mossfield	
Mr G. J. Evans	Mr Latham	Mr O'Connor	
Mr M. J. Evans	Dr Lawrence	Mr O'Keefe	

* Tellers

And so it was resolved in the affirmative.

Mr Lee rising to address the House—

Closure

Mr Truss (Minister for Customs and Consumer Affairs) moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 76

Mr Abbott	Mrs Draper	Mrs D. M. Kelly	Mr Reid
Mr Anderson	Mrs Elson	Dr Kemp	Mr Reith
Mr J. N. Andrew	Mr Entsch	Mr Lieberman	Mr Ronaldson
Mr K. J. Andrews	Mr R. D. C. Evans	Mr Lindsay	Mr Ruddock
Mr Anthony	Mr Fahey	Mr Lloyd	Mr Scott
Mrs Bailey	Mr Forrest	Mr McArthur*	Mr Sharp
Mr Barresi	Mrs Gallus	Mr McDougall	Mr Slipper*
Mr Bartlett	Ms Gambaro	Mr McGauran	Mr A. C. Smith
Mr Billson	Mrs Gash	Mr McLachlan	Mr Somlyay
Mr Bradford	Mr Georgiou	Mr Miles	Dr Southcott
Mr Broadbent	Mrs E. J. Grace	Mr Moore	Mrs Stone
Mr Brough	Mr Halverson	Mrs Moylan	Mrs Sullivan
Mr Cadman	Mr Hardgrave	Mr Mutch	Mr Taylor
Mr E. H. Cameron	Mr Hawker	Mr Nehl	Mr A. P. Thomson
Mr R. A. Cameron	Mr Hicks*	Mr Neville	Mr Truss
Mr Causley	Mr Hockey	Mr Nugent	Mr Tuckey
Mr Cobb	Ms Jeanes	Mr Prosser	Mr Wakelin
Mr Costello	Mrs Johnston	Mr Pyne	Mrs West
Mr Downer	Mr Jull	Mr Randall	Mr Williams

NOES, 41

Mr Albanese	Mr L. D. T. Ferguson	Mr Lee	Mr Price
Mr P. J. Baldwin	Mr M. J. Ferguson	Mr McClelland	Mr Quick
Mr Beddall	Mr Fitzgibbon	Ms Macklin	Mr Sawford*
Mr Bevis	Mr E. L. Grace*	Mr McLeay	Mr Sercombe
Mr Brown	Mr Griffin*	Mr McMullan	Dr Theophanous
Mr Crean	Mr Hatton	Mr Melham	Mr K. J. Thomson
Mrs Crosio	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Dargavel	Mr Jenkins	Mr P. F. Morris	Mr Wilton
Ms Ellis	Mr Kerr	Mr Mossfield	
Mr G. J. Evans	Mr Latham	Mr O'Connor	
Mr M. J. Evans	Dr Lawrence	Mr O'Keefe	

* Tellers

And so it was resolved in the affirmative.

And the question—That the motion for the suspension of standing and sessional orders be agreed to—being accordingly put—

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

AYES, 41

Mr Albanese	Mr L. D. T. Ferguson	Mr Lee	Mr Price
Mr P. J. Baldwin	Mr M. J. Ferguson	Mr McClelland	Mr Quick
Mr Beddall	Mr Fitzgibbon	Ms Macklin	Mr Sawford*
Mr Bevis	Mr E. L. Grace*	Mr McLeay	Mr Sercombe
Mr Brown	Mr Griffin*	Mr McMullan	Dr Theophanous
Mr Crean	Mr Hatton	Mr Melham	Mr K. J. Thomson
Mrs Crosio	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Dargavel	Mr Jenkins	Mr P. F. Morris	Mr Wilton
Ms Ellis	Mr Kerr	Mr Mossfield	
Mr G. J. Evans	Mr Latham	Mr O'Connor	
Mr M. J. Evans	Dr Lawrence	Mr O'Keefe	

NOES, 74

Mr Abbott	Mrs Elson	Mr Lieberman	Mr Ronaldson
Mr Anderson	Mr Entsch	Mr Lindsay	Mr Ruddock
Mr J. N. Andrew	Mr R. D. C. Evans	Mr Lloyd	Mr Scott
Mr K. J. Andrews	Mr Fahey	Mr McArthur*	Mr Sharp
Mr Anthony	Mr Forrest	Mr McDougall	Mr Slipper*
Mrs Bailey	Mrs Gallus	Mr McGauran	Mr A. C. Smith
Mr Barresi	Ms Gambaro	Mr McLachlan	Mr Somlyay
Mr Bartlett	Mrs Gash	Mr Miles	Dr Southcott
Mr Billson	Mr Georgiou	Mr Moore	Mrs Stone
Mr Bradford	Mrs E. J. Grace	Mrs Moylan	Mrs Sullivan
Mr Broadbent	Mr Halverson	Mr Mutch	Mr Taylor
Mr Brough	Mr Hardgrave	Mr Nehl	Mr A. P. Thomson
Mr Cadman	Mr Hawker	Mr Neville	Mr Truss
Mr E. H. Cameron	Mr Hicks*	Mr Nugent	Mr Tuckey
Mr R. A. Cameron	Mr Hockey	Mr Prosser	Mr Wakelin
Mr Causley	Ms Jeanes	Mr Pyne	Mrs West
Mr Cobb	Mrs Johnston	Mr Randall	Mr Williams
Mr Downer	Mr Jull	Mr Reid	
Mrs Draper	Mrs D. M. Kelly	Mr Reith	

* Tellers

And so it was negatived.

4 AUSTRALIAN SCIENCE, TECHNOLOGY AND ENGINEERING COUNCIL REPEAL BILL 1998

Mr Truss (Minister for Customs and Consumer Affairs), for Mr Moore (Minister for Industry, Science and Tourism), pursuant to notice, presented a Bill for an Act to repeal the *Australian Science, Technology and Engineering Council Act 1978*, and for other purposes.

Bill read a first time.

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

Paper

Mr Truss presented an explanatory memorandum to the Bill.

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

5 PAYMENT SYSTEMS AND NETTING BILL 1998

Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister), pursuant to notice, presented a Bill for an Act to make provision in relation to payment and settlement systems and netting contracts, and for related purposes.

Bill read a first time.

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

Paper

Mr Miles presented an explanatory memorandum to the Bill.

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

6 PRIVACY AMENDMENT BILL 1998

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 by Mr Melham who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not refusing to give this Bill a second reading, the House:

- (1) notes the Government’s failure to keep its election promise to extend the *Privacy Act 1988* to the private sector; and
- (2) in particular, notes that this breach of a core commitment will:
 - (a) leave Australians open to continued violations of their basic human right to privacy; and
 - (b) damage the trading prospects of many Australian information technology and information management companies, particularly in respect of trading opportunities with the European Union, resulting in the loss of Australian jobs in these vital emerging sectors of the economy”.

Debate continued.

Question—That the words proposed to be omitted stand part of the question—put.

The House divided (the Deputy Speaker, Mr K. J. Andrews, in the Chair)—

AYES, 74

Mr Abbott	Mrs Elson	Mr Lindsay	Mr Reith
Mr Anderson	Mr Entsch	Mr Lloyd	Mr Ronaldson
Mr J. N. Andrew	Mr R. D. C. Evans	Mr McArthur*	Mr Ruddock
Mr Anthony	Mr Forrest	Mr McDougall	Mr Scott
Mrs Bailey	Mrs Gallus	Mr McGauran	Mr Sharp
Mr Barresi	Ms Gambaro	Mr McLachlan	Mr Slipper*
Mr Bartlett	Mrs Gash	Mr Marek	Mr A. C. Smith
Mr Billson	Mr Georgiou	Mr Miles	Mr Somlyay
Mr Bradford	Mrs E. J. Grace	Mr Moore	Dr Southcott
Mr Broadbent	Mr Hardgrave	Mrs Moylan	Mrs Sullivan
Mr Brough	Mr Hawker	Mr Mutch	Mr Taylor
Mr Cadman	Mr Hicks*	Mr Nairn	Mr A. P. Thomson
Mr E. H. Cameron	Mr Hockey	Mr Nehl	Mr Truss
Mr R. A. Cameron	Ms Jeanes	Mr Neville	Mr Tuckey
Mr Causley	Mrs Johnston	Mr Nugent	Mr Wakelin
Mr Charles	Mr Jull	Mr Prosser	Mrs West
Mr Cobb	Mr Katter	Mr Pyne	Mr Williams
Mr Downer	Mrs D. M. Kelly	Mr Randall	
Mrs Draper	Dr Kemp	Mr Reid	

NOES, 39

Mr Albanese	Mr L. D. T. Ferguson	Mr Lee	Mr Price
Mr Beddall	Mr M. J. Ferguson	Mr McClelland	Mr Quick
Mr Bevis	Mr Filing	Ms Macklin	Mr Sawford*
Mr Brown	Mr Fitzgibbon	Mr McLeay	Mr Sercombe
Mr Crean	Mr E. L. Grace*	Mr Melham	Dr Theophanous
Mrs Crosio	Mr Griffin*	Mr A. A. Morris	Mr K. J. Thomson
Mr Dargavel	Mr Hatton	Mr P. F. Morris	Mr Willis
Ms Ellis	Mr Hollis	Mr Mossfield	Mr Wilton
Mr G. J. Evans	Mr Jenkins	Mr O'Connor	Mr Zammit
Mr M. J. Evans	Dr Lawrence	Mr O'Keefe	

* Tellers

And so it was resolved in the affirmative.

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

Leave granted for third reading to be moved forthwith.

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

7 WORKPLACE RELATIONS AMENDMENT (SUPERANNUATION) BILL 1997

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

It being 2 p.m., the debate was interrupted in accordance with standing order 101A, and the resumption of the debate made an order of the day for a later hour this day.

8 QUESTIONS

Questions without notice being asked—

Paper

Mr Howard (Prime Minister) presented the following paper:

Menzies Research Centre—Copy of letter from Robert Walsh, Partner, Freehill Hollingdale & Page to Mr Lynton Crosby, Federal Director, Liberal Party of Australia, 31 March 1998.

Questions without notice continued.

9 PRIME MINISTER—MOTION OF CENSURE

Mr Beazley (Leader of the Opposition), by leave, moved—That this House censures the Prime Minister:

- (1) for breaching Ministerial standards in relation to (a) his own Guidelines on Ministerial Conduct and (b) the House of Representatives Register of Members' Interests in that:
 - (i) he failed to disclose his directorship of the Menzies Research Centre Limited, which he held for the first seven months of his Prime Ministership; and
 - (ii) he placed himself in a position of conflict of interest between his public duty and his directorship of that company;
- (2) for presiding over a Cabinet meeting which agreed to \$400,000 worth of grants to Menzies Research Centre Limited, as well as agreeing to tax deductibility for donations to the company, whilst he was a director of the company in a clear conflict of public duty and private interest;
- (3) for his weak and secretive attempt to avoid both public scrutiny of his directorship and the need to reveal his breach to former Ministerial colleagues he had forced to resign for similar breaches of his Guidelines on Ministerial Conduct; and
- (4) for his latest contortions and re-definition of the meaning of his own guidelines to suit his political needs, again doing so in a manner which has no regard to the standing of those guidelines, or to their consistent application, credibility or transparency.

Debate ensued.

Question—put.

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

AYES, 42

Mr Albanese	Mr M. J. Evans	Dr Lawrence	Mr O'Keefe
Mr P. J. Baldwin	Mr L. D. T. Ferguson	Mr Lee	Mr Price
Mr Beazley	Mr M. J. Ferguson	Mr McClelland	Mr Quick
Mr Beddall	Mr Fitzgibbon	Ms Macklin	Mr Sawford*
Mr Bevis	Mr E. L. Grace*	Mr McLeay	Mr Sercombe
Mr Brown	Mr Griffin*	Mr McMullan	Dr Theophanous
Mr Crean	Mr Hatton	Mr Melham	Mr K. J. Thomson
Mrs Crosio	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Dargavel	Mr Jenkins	Mr P. F. Morris	Mr Wilton
Ms Ellis	Mr Kerr	Mr Mossfield	
Mr G. J. Evans	Mr Latham	Mr O'Connor	

NOES, 87

Mr Abbott	Mr Entsch	Mr Lieberman	Mr Rocher
Mr J. N. Andrew	Mr R. D. C. Evans	Mr Lindsay	Mr Ruddock
Mr K. J. Andrews	Mr Fahey	Mr Lloyd	Mr Scott
Mr Anthony	Mr Forrest	Mr McArthur*	Mr Sharp
Mrs Bailey	Mrs Gallus	Mr McDougall	Mr Slipper*
Mr Barresi	Ms Gambaro	Mr McGauran	Mr A. C. Smith
Mr Bartlett	Mrs Gash	Mr McLachlan	Mr W. L. Smith
Mr Billson	Mr Georgiou	Mr Marek	Mr Somlyay
Mr Bradford	Mrs E. J. Grace	Mr Miles	Dr Southcott
Mr Broadbent	Mr Halverson	Mr Moore	Mrs Sullivan
Mr Brough	Mr Hardgrave	Mrs Moylan	Mr Taylor
Mr Cadman	Mr Hawker	Mr Mutch	Mr A. P. Thomson
Mr E. H. Cameron	Mr Hicks*	Mr Nairn	Mr Truss
Mr R. A. Cameron	Mr Hockey	Mr Nehl	Mr Tuckey
Mr Causley	Mr Howard	Dr Nelson	Mr M. A. J. Vaile
Mr Charles	Ms Jeanes	Mr Neville	Mrs D. S. Vale
Mr Cobb	Mrs Johnston	Mr Nugent	Mr Wakelin
Mr Costello	Mr Jull	Mr Prosser	Mrs West
Mr Dondas	Mr Katter	Mr Pyne	Mr Williams
Mr Downer	Mrs D. M. Kelly	Mr Randall	Dr Wooldridge
Mrs Draper	Miss J. M. Kelly	Mr Reid	Ms Worth
Mrs Elson	Dr Kemp	Mr Reith	

* Tellers

And so it was negated.

10 PAPERS

The following papers were presented:

Human Rights and Equal Opportunity Commission Act—Human Rights and Equal Opportunity Commission—

Federal Race Discrimination Commissioner—Report—The CDEP scheme and racial discrimination, December 1997.

Inquiry into the detention of boat people—Report No. 5—Preliminary.

Petition not in accord with standing and sessional orders of the House—Request for a comprehensive review of the child support legislation (Mr Campbell, 150 petitioners).

Treaties—Text of—*Multilateral with national interest analysis*—

Convention for Establishing Facilities for Finding Employment for Seaman, done at Genoa on 10 July 1920 [International Labour Organization (ILO) Convention No. 9, Placing of Seamen, 1920].

Convention for Protection of Children and Co-operation in respect of Intercountry adoption, done at the Hague on 29 May 1993.

**11 PROPOSED DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—
MINISTERIAL CODE OF CONDUCT**

The House was informed that Mr Beazley (Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The obligation placed upon the Prime Minister of the day to enforce proper ministerial standards and to personally observe those standards, as set out in the guidelines on ministerial conduct”.

The proposed discussion having received the necessary support—

Mr Beazley rising to address the House—

Mr Ruddock (Minister for Immigration and Multicultural Affairs) moved—That the business of the day be called on.

Question—put and passed.

**12 SUSPENSION OF STANDING AND SESSIONAL ORDERS—PRIVATE MEMBERS’
NOTICE**

Mr W. L. Smith (Minister representing the Minister for Communications, the Information Economy and the Arts), by leave, moved—That so much of the standing and sessional orders be suspended as would prevent notice No. 18, private Members’ business, being called on forthwith.

Question—put and passed.

**13 CARRIER LICENCE CONDITIONS (VODAFONE PTY LIMITED) DECLARATION
1997—MOTION FOR DISALLOWANCE**

Mr Andren, pursuant to notice, moved—That the Carrier Licence Conditions (Vodafone Pty Limited) Declaration 1997 (Amendment No. 1 of 1997), made under subsection 63(5) of the *Telecommunications Act 1997*, be disallowed.

Papers

Mr Andren, by leave, presented the following papers:

Mobile telephone coverage—Mount Canobolas—

AMPS outdoor coverage—Car, 20 March 1998—Map.

GSM outdoor coverage—Car, 20 March 1998—Map.

Debate ensued.

Question—put.

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

AYES, 45

Mr Albanese	Mr M. J. Evans	Mr Latham	Mr O'Keefe
Mr Andren	Mr L. D. T. Ferguson	Dr Lawrence	Mr Price
Mr P. J. Baldwin	Mr M. J. Ferguson	Mr Lee	Mr Quick
Mr Beddall	Mr Filing	Mr McClelland	Mr Sercombe*
Mr Bevis	Mr Fitzgibbon	Ms Macklin	Dr Theophanous
Mr Brown	Mr E. L. Grace*	Mr McLeay	Mr K. J. Thomson
Mr Campbell	Mr Griffin*	Mr McMullan	Mr Willis
Mr Crean	Ms Hanson	Mr Melham	Mr Wilton
Mrs Crosio	Mr Hatton	Mr A. A. Morris	Mr Zammit
Mr Dargavel	Mr Hollis	Mr P. F. Morris	
Ms Ellis	Mr Jenkins	Mr Mossfield	
Mr G. J. Evans	Mr Kerr	Mr O'Connor	

NOES, 79

Mr Abbott	Mr Forrest	Mr McArthur*	Mr Ruddock
Mr J. N. Andrew	Mrs Gallus	Mr McDougall	Mr Scott
Mr K. J. Andrews	Ms Gambaro	Mr McGauran	Mr Sharp
Mr Anthony	Mrs Gash	Mr McLachlan	Mr Slipper*
Mr Bailey	Mr Georgiou	Mr Marek	Mr A. C. Smith
Mr Barresi	Mrs E. J. Grace	Mr Miles	Mr W. L. Smith
Mr Bartlett	Mr Hardgrave	Mr Moore	Mr Somlyay
Mr Billson	Mr Hawker	Mrs Moylan	Dr Southcott
Mr Broadbent	Mr Hicks*	Mr Mutch	Mrs Sullivan
Mr Brough	Mr Hockey	Mr Nairn	Mr Taylor
Mr Cadman	Ms Jeanes	Mr Nehl	Mr A. P. Thomson
Mr E. H. Cameron	Mrs Johnston	Dr Nelson	Mr Truss
Mr R. A. Cameron	Mr Jull	Mr Neville	Mr Tuckey
Mr Causley	Mr Katter	Mr Nugent	Mr M. A. J. Vaile
Mr Charles	Mrs D. M. Kelly	Mr Prosser	Mr Wakelin
Mr Cobb	Miss J. M. Kelly	Mr Pyne	Mrs West
Mrs Draper	Dr Kemp	Mr Randall	Mr Williams
Mrs Elson	Mr Lieberman	Mr Reid	Dr Wooldridge
Mr Entsch	Mr Lindsay	Mr Reith	Ms Worth
Mr R. D. C. Evans	Mr Lloyd	Mr Ronaldson	

* Tellers

And so it was negated.

14 WORKPLACE RELATIONS AMENDMENT (SUPERANNUATION) BILL 1997

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

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

15 BILLS REFERRED TO MAIN COMMITTEE

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

Workplace Relations Amendment (Superannuation) 1997; and
Student and Youth Assistance Amendment 1998.
Question—put and passed.

16 MESSAGE FROM THE SENATE

Message No. 452, 30 March 1998, from the Senate was reported transmitting a resolution agreed to by the Senate extending the time for the presentation of the report of the Parliamentary Joint Committee on Corporations and Securities on the provisions of the Company Law Review Bill 1997 and the Managed Investments Bill 1997 to 1 April 1998.

17 CORPORATIONS AND SECURITIES—PARLIAMENTARY JOINT COMMITTEE—REPORTS

Mr K. J. Thomson presented the following papers:
Corporations and Securities—Parliamentary Joint Committee—Reports on—
Company Law Review Bill 1997, March 1998.
Managed Investments Bill 1997, March 1998.
Severally ordered to be printed.

18 MESSAGE FROM THE SENATE—TAXATION LAWS AMENDMENT BILL (NO. 5) 1997

A message from the Senate was reported returning the following Bill with an amendment:
30 March 1998—Message No. 451—Taxation Laws Amendment (No. 5) 1997.
Ordered—That the amendment be considered forthwith.
On the motion of Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister), the amendment was agreed to, after debate.

19 MESSAGE FROM THE SENATE—PRODUCTIVITY COMMISSION BILL 1996

A message from the Senate was reported returning the following Bill with amendments:
30 March 1998—Message No. 453—Productivity Commission 1996.
Ordered—That the amendments be considered forthwith.
On the motion of Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister), the amendments were agreed to, after debate.

20 MESSAGE FROM THE SENATE—BALLAST WATER RESEARCH AND DEVELOPMENT FUNDING LEVY COLLECTION BILL 1997

A message from the Senate was reported returning the following Bill with amendments:
26 March 1998—Message No. 448—Ballast Water Research and Development Funding Levy Collection 1997.
Ordered—That the amendments be considered at the next sitting.

21 MESSAGE FROM THE SENATE—SOCIAL SECURITY LEGISLATION AMENDMENT (YOUTH ALLOWANCE) BILL 1997

Message No. 455, 31 March 1998, from the Senate was reported returning the Social Security Legislation Amendment (Youth Allowance) Bill 1997 and acquainting the House that the Senate had agreed to the bill as amended by the House at the request of the Senate, with the amendments indicated by the annexed schedule.

Ordered—That the amendments be considered forthwith.

On the motion of Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister), the amendments were agreed to, after debate.

22 DISCHARGE OF ORDERS OF THE DAY

Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister), by leave, moved—That the following orders of the day, government business, be discharged:

CSIRO—Report—Motion to take note of paper: Resumption of debate.

Public Sector Superannuation Scheme—Report—Motion to take note of paper: Resumption of debate.

Commonwealth Superannuation Scheme—Report—Motion to take note of paper: Resumption of debate.

Genetic Manipulation Advisory Committee—Report—Motion to take note of paper: Resumption of debate.

Royal Australian Mint—Report—Motion to take note of paper: Resumption of debate.

Reserve Bank of Australia —Equal Employment Opportunity Report—Motion to take note of paper: Resumption of debate.

Australian Institute of Family Studies—Report—Motion to take note of paper: Resumption of debate.

Australian Maritime Safety Authority—Report—Motion to take note of paper: Resumption of debate.

Advance to the Minister for Finance, September 1997—Papers—Motion to take note of papers: Resumption of debate.

Australian Statistics Advisory Council—Report—Motion to take note of paper: Resumption of debate.

Superannuation Complaints Tribunal—Report—Motion to take note of paper: Resumption of debate.

Insurance and Superannuation Commission—Report—Motion to take note of paper: Resumption of debate.

Special Broadcasting Service Corporation—Report—Motion to take note of paper: Resumption of debate.

National Gallery of Australia—Report—Motion to take note of paper: Resumption of debate.

National Museum of Australia—Report—Motion to take note of paper: Resumption of debate.

National Science and Technology Centre—Report—Motion to take note of paper: Resumption of debate.

Department of Communications and the Arts—Report—Motion to take note of paper: Resumption of debate.

Australian Telecommunications Authority—Report—Motion to take note of paper: Resumption of debate.

Agreement between Australia and the International Bureau of the World Intellectual Property Organisation on the Australian Patent Office—Motion to take note of paper: Resumption of debate.

South Pacific Forum—Ministerial statement—Motion to take note of paper: Resumption of debate.

Judge Advocate General—Report—Motion to take note of paper: Resumption of debate.

Social Security Appeals Tribunal—Report—Motion to take note of paper: Resumption of debate.

Advance to the Minister for Finance, August 1997—Papers—Motion to take note of papers: Resumption of debate.

Agreement between Australia and Malaysia on trade and economic cooperation—Motion to take note of paper: Resumption of debate.

Industry, Science and Technology—Standing Committee—Report on fair trading—Government response—Ministerial statement—Motion to take note of paper: Resumption of debate.

Defence Reform Program—Ministerial statement and papers—Motion to take note of papers: Resumption of debate.

Public Accounts—Joint Committee—Financial reporting of the Commonwealth—Report—Government response—Motion to take note of paper: resumption of debate.

Airservices Australia—Corporate Plan—Motion to take note of paper: Resumption of debate.

Industry Commission—Report No. 59—Motion to take note of paper: Resumption of debate.

Treaties—Joint Standing Committee—Report—Restrictions on the use of blinding laser weapons and landmines—Government response—Motion to take note of paper: Resumption of debate.

Final Budget outcome 1996-97—Motion to take note of paper: Resumption of debate.

Poultry Industry Assistance Act—Report—Motion to take note of paper: Resumption of debate.

Reform of the Australian financial system—Paper—Motion to take note of paper: Resumption of debate.

Aviation safety regulation—Ministerial statement—Motion to take note of paper: Resumption of debate.

Prime Minister—Visit to the United Kingdom and the United States of America—Ministerial statement—Motion to take note of paper: Resumption of debate.

Industry Commission—Report No. 52—Motion to take note of paper: Resumption of debate.

Industry Commission—Report No. 54—Motion to take note of paper: Resumption of debate.

Industry Commission—Report No. 56—Motion to take note of paper: Resumption of debate.

Communications, Transport and Microeconomic Reform—Standing Committee—Report on inquiry into Australia Post: Rural and remote letter delivery service—Government response—Motion to take note of paper: Resumption of debate.

Public Sector Superannuation Scheme and Commonwealth Superannuation Scheme—Report—Motion to take note of paper: Resumption of debate.

Military Superannuation and Benefits Scheme and Defence Force Retirement and Death Benefits Scheme—Report—Motion to take note of paper: Resumption of debate.

Industry Commission—Report No. 58—Motion to take note of paper: Resumption of debate.

Australasian Police Ministers' Council—Report—Motion to take note of paper: Resumption of debate.

Financing Jervis Bay Territory—Government response and explanatory note—Motion to take note of papers: Resumption of debate.

Convention on the elimination of all forms of discrimination against women—Paper—Motion to take note of paper: Resumption of debate.

Science and Technology Budget Statement 1997-98—Report—Motion to take note of paper: Resumption of debate.

Australian Science, Technology and Engineering Council—Report—Motion to take note of paper: Resumption of debate.

Separation of Aboriginal and Torres Strait Islander children from their families—National Inquiry—Report—Motion to take note of paper: Resumption of debate.

Allegations of paedophile activity within the Foreign Affairs portfolio—Papers—Motion to take note of papers: Resumption of debate.

Prime Minister—Visit to Singapore and China—Ministerial statement—Motion to take note of paper: Resumption of debate.

Industry Commission—Report No. 57—Motion to take note of paper: Resumption of debate.

Nuclear Safety Bureau—37th Quarterly Report—Motion to take note of paper: Resumption of debate.

Northern Territory Legislative Assembly—Sessional Committee on Constitutional Development—Report—Motion to take note of paper: Resumption of debate.

Nursing Home Standards Review Panels—Reports—Motion to take note of paper: Resumption of debate.

Small business—Ministerial statement—Motion to take note of paper: Resumption of debate.

Black Hawk helicopter accident—Ministerial statement and paper—Motion to take note of papers: Resumption of debate.

Advance to the Minister for Finance, November and December 1996 and January 1997—Papers—Motion to take note of papers: Resumption of debate.

Oceans policy—Ministerial statement—Motion to take note of paper: Resumption of debate.

Foreign Investment Review Board—Report for 1995-96—Motion to take note of paper: Resumption of debate.

Federal Race Discrimination Commissioner—Report—Motion to take note of paper: Resumption of debate.

Mid-Year economic and fiscal outlook 1996-97—Motion to take note of paper: Resumption of debate.

Tax expenditures statement 1995-96—Motion to take note of paper: Resumption of debate.

Committee on Darwin—Report—Government response and Statement—Motion to take note of papers: Resumption of debate.

National Rail Corporation Ltd—Report—Motion to take note of paper: Resumption of debate.

Transport, Communications, and Infrastructure—Standing Committee—Report on ship safety—Government response—Motion to take note of paper: Resumption of debate.

Community Affairs—Standing Committee—Report on migrant access and equity—Government response—Motion to take note of paper: Resumption of debate.

Department of Immigration and Multicultural Affairs—Access and equity report for 1996—Motion to take note of paper: Resumption of debate.

APEC leaders meeting—Ministerial statement—Motion to take note of paper: Resumption of debate.

Australian Parliamentary Delegation to the 96th Inter-Parliamentary Union Conference, Beijing, and bilateral visits to Vietnam, Hong Kong and the Philippines—Report—Motion to take note of paper: Resumption of debate.

Australian Sports Drug Agency—Operational plan 1996-97—Motion to take note of paper: Resumption of debate.

Safety Review Committee—Report for 1995-96—Motion to take note of paper: Resumption of debate.

Nuclear Safety Bureau—32nd Quarterly Report—Motion to take note of paper: Resumption of debate.

Nuclear Safety Bureau—33rd Quarterly Report—Motion to take note of paper: Resumption of debate.

Nuclear Safety Bureau—34th Quarterly Report—Motion to take note of paper: Resumption of debate.

Nuclear Safety Bureau—35th Quarterly Report—Motion to take note of paper: Resumption of debate.

Industry Commission—Report for 1995-96—Motion to take note of paper: Resumption of debate.

Department of Health and Family Services—Report—Motion to take note of paper: Resumption of debate.

Defence Report for 1995-96—Motion to take note of paper: Resumption of debate.

Great Barrier Reef Marine Park Authority—Report—Motion to take note of paper: Resumption of debate.

Department of the Prime Minister and Cabinet—Report for 1995-96—Motion to take note of paper: Resumption of debate.

ANL Limited—Report for 1994-95—Motion to take note of paper: Resumption of debate.

Reform of the treaty making process—Ministerial statement—Motion to take note of paper: Resumption of debate.

Question—put and passed.

23 **ORDERS OF THE DAY—RETURN FROM THE MAIN COMMITTEE**

On the motion of Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister), by leave, Main Committee orders of the day Nos. 6 to 10, government business, and orders of the day Nos. 3 to 14, committee and delegation reports, were returned to the House.

24 **DISCHARGE OF ORDERS OF THE DAY**

Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister), by leave, moved—That the following orders of the day returned to the House from the Main Committee in accordance with the resolution agreed to this day, be discharged:

Government business

Transport, Communications and Infrastructure—Standing Committee—Report on inquiry into aviation safety—Motion to take note of paper: Resumption of debate.

Transport, Communications and Infrastructure—Standing Committee—Report on inquiry into ship safety—Motion to take note of paper: Resumption of debate.

ANL Limited—Report for 1995-96—Motion to take note of paper: Resumption of debate.

National Crime Authority—Parliamentary Joint Committee—Report on organised criminal paedophile activity—Government response—Motion to take note of paper: Resumption of debate.

Australia's foreign and trade policy—Paper—Motion to take note of paper: Resumption of debate.

Committee and delegation reports

Foreign Affairs, Defence and Trade—Joint Standing Committee—Report—Sharpening the focus: Seminar on the Simons Committee report, 11 July 1997—Motion to take note of paper: Resumption of debate.

Foreign Affairs, Defence and Trade—Joint Standing Committee—Report—From empire to partnership: Seminar on the Commonwealth of Nations, 20 August 1997—Motion to take note of paper: Resumption of debate.

Electoral Matters—Joint Standing Committee—Report on role of the Australian Electoral Commission in conducting industrial elections—Motion to take note of paper: Resumption of debate.

Primary Industries, Resources and Rural and Regional Affairs—Standing Committee—Review of Auditor-General's audit report No. 32 of 1995-96—Motion to take note of paper: Resumption of debate.

Aboriginal and Torres Strait Islander Affairs—Standing Committee—Report on greater autonomy for Torres Strait islanders—Motion to take note of paper: Resumption of debate.

Employment, Education and Training—Standing Committee—Report on factors influencing the employment of young people—Motion to take note of paper: Resumption of debate.

Foreign Affairs, Defence and Trade—Joint Standing Committee—Report on ANZUS after 45 years: Seminar proceedings, 11-12 August 1997—Motion to take note of paper: Resumption of debate.

Industry, Science and Technology—Standing Committee—Report on business conduct issues arising out of commercial dealings between firms—Motion to take note of paper: Resumption of debate.

Foreign Affairs, Defence and Trade—Joint Standing Committee—Report on Australia's relations with southern Africa—Motion to take note of paper: Resumption of debate.

Foreign Affairs, Defence and Trade—Joint Standing Committee—Papua New Guinea—Seminar, 11-12 November 1996—Motion to take note of paper: Resumption of debate.

Treaties—Joint Standing Committee—Report on protocols II and IV to the Inhumane Weapons Convention—Motion to take note of paper: Resumption of debate.

Public Accounts—Joint Committee—Review of reports of the Auditor-General for second quarter 1996-97—Motion to take note of paper: Resumption of debate.

Question—put and passed.

25 TAX LAW IMPROVEMENT BILL (NO. 2) 1997—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the Main Committee had resolved that further proceedings on the Bill be conducted in the House, and presented a certified copy of the Bill.

Debate resumed on the question—That the Bill be now read a second time.

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

Consideration in detail

Bill, by leave, taken as a whole.

On the motion of Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister), by leave, Government amendments (1) to (283) as circulated, were agreed to together, after debate.

Bill, as amended, agreed to.

Consideration in detail concluded.

On the motion of Mr Miles, by leave, the Bill was read a third time.

26 TAXATION LAWS AMENDMENT BILL (NO. 7) 1997

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed by Mr G. J. Evans (Deputy Leader of the Opposition) who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not opposing the second reading of the Bill, the House notes that the Government in this legislation has:

- (1) broken its firm promise made before the last election to deliver the full amount of the superannuation co-contribution; and
- (2) instead proposed a much less valuable and much less equitable savings rebate and notes that the policy;
 - (a) only specifically actually rewards saving in the form of superannuation contributions;
 - (b) enables the full amount of the rebate to be received notwithstanding the taxpayer has actually engaged in dis-saving;
 - (c) will result in the level of national savings being significantly lower than if the superannuation co-contribution arrangements were implemented;
 - (d) is not means tested and is therefore inequitable in its impact; and

- (e) is so unfair that the Prime Minister announced to this House that he would not claim his entitlement”
-

27 ADJOURNMENT

It being approximately 7.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

Debate extended: It being approximately 8 p.m., the debate was interrupted.

Ms Worth (Parliamentary Secretary to the Minister for Health and Family Services) required the debate to be extended.

The debate continuing until 8.04 p.m., the Speaker adjourned the House until tomorrow at 9.30 a.m.

PAPERS

The following papers were deemed to have been presented on 1 April 1998:

Aboriginal and Torres Strait Islander Commission Act—Report of the panel convened to review ATSIC’s zone, region and ward boundaries—Final boundary recommendations.

Australian Bureau of Statistics Act—Australian Bureau of Statistics—Proposal 1998 No. 5.

Christmas Island Act—List of Western Australian Acts for the period 13 September 1997 to 20 March 1998.

Cocos (Keeling) Islands Act—List of Western Australian Acts for the period 13 September 1997 to 20 March 1998.

Endangered Species Protection Act—Statement relating to delay in furnishing report within specified period—Review of the operations of the Act.

Veterans’ Entitlements Act—Instruments 1998 Nos. 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24.

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Adams, Mr R. C. Baldwin, Mrs Bishop, Mr Brereton, Mr Fischer, Mr Holding, Mr Jones, Mr Martin, Mr S. F. Smith and Mr Tanner.

I. C. HARRIS

Clerk of the House of Representatives

1996-97-98

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 152

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

WEDNESDAY, 1 APRIL 1998

1 The Main Committee met at 10 a.m.

Suspension of sitting

At 10 a.m., the Deputy Speaker left the Chair due to the lack of a quorum.

Resumption of sitting

At 10.02 a.m., the Deputy Speaker resumed the Chair, and a quorum being present—

2 **TAX LAW IMPROVEMENT BILL (NO. 2) 1997**

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

On the motion of Mr Charles, further proceedings to be conducted in the House.

3 **CHILD SUPPORT LEGISLATION AMENDMENT BILL 1998**

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

Mr Entsch was granted leave to continue his speech when the debate is resumed.

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

4 ADJOURNMENT

On the motion of Mr Slipper, the Main Committee adjourned at 12.54 p.m.

The Deputy Speaker fixed tomorrow at 9.40 a.m. for the next meeting of the Main Committee.



B. C. WRIGHT
Clerk of the Main Committee