

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

JOURNALS OF THE SENATE

No. 67

THURSDAY, 11 NOVEMBER 1976

1 MEETING OF SENATE: The Senate met at fifteen minutes to twelve o'clock midday, pursuant to adjournment. The President (Senator the Honourable Condor L. Laucke) took the Chair.

2 PRAYERS.

3 PETITIONS: Senator Keffe presented a petition from 145 citizens of Australia praying that the Senate make certain amendments to the Aboriginal Land Rights (Northern Territory) Bill 1976.

Petition received.

On the motion of Senator Keffe, the petition, exceeding 250 words, was read.

Senator Sibraa presented a petition from 111 citizens of Australia similar in wording to the petition presented by Senator Keffe.

Petition received.

Senator Wheelton presented a petition from 71 citizens of Australia praying that the Government abolish the means test on all aged pensions.

Petition received and read.

The Clerk announced that the following Senators had lodged petitions for presentation, viz.:

Senator Guilfoyle, from 25 citizens of Australia praying that the Government abolish the means test on all aged pensions.

Senator Martin, from 12 citizens of Australia praying that the Government cease mining and prohibit export of uranium until safe methods of disposal of radioactive wastes are guaranteed, and take certain action in relation to other energy resources.

Senator Sheil, from 124 citizens of Australia praying that the Government restore the Petrol Price Equalisation Scheme.

Petitions received.

4 QUESTIONS.

5 PETROLEUM—ROYAL COMMISSION—FIFTH REPORT—PAPER: The Minister for Administrative Services (Senator Withers), by Command of His Excellency the Governor-General, laid upon the Table the following Paper:

Petroleum—Royal Commission—Fifth Report of the Royal Commission on Petroleum, entitled "Towards a National Refining Policy", dated 7 October 1976.

Senator Douglas McClelland, by leave, moved—That the Senate take note of the Paper.

Ordered—That the debate be adjourned till the next day of sitting, and that Senator Douglas McClelland have leave to continue his speech on the resumption of the debate.

6 FRASER ISLAND ENVIRONMENTAL INQUIRY—PAPER: The Minister for Education (Senator Carrick), by Command of His Excellency the Governor-General, laid upon the Table the following Paper:

Fraser Island Environmental Inquiry—Statement by the Minister for Environment, Housing and Community Development, the Hon. Kevin Newman, on the Fraser Island Environmental Inquiry, dated 11 November 1976.

Senator Mulvihill, by leave, moved—That the Senate take note of the Paper.

Ordered—That the debate be adjourned till the next day of sitting, and that Senator Mulvihill have leave to continue his speech on the resumption of the debate.

7 WAR PENSIONS ENTITLEMENT APPEAL TRIBUNALS—ANNUAL REPORTS 1975–76—PAPERS:
The Minister for Veterans' Affairs (Senator Durack), pursuant to Statute, laid upon the Table the following Papers:

Repatriation Act—Reports of the War Pensions Entitlement Appeal Tribunals Nos. 1, 2, 3, 4 and 5, for year 1975–76.

Senator Bishop, by leave, moved—That the Senate take note of the Papers.

Ordered—That the debate be adjourned till the next day of sitting, and that Senator Bishop have leave to continue his speech on the resumption of the debate.

8 PAPERS: The following Papers were presented, pursuant to Statute:

Air Force Act—Regulations—Statutory Rules 1976 No. 241.

Australian Bureau of Statistics Act—Proposal No. 3 of 1976 by the Bureau—Annual collection of accounting aggregates from permanent building societies and credit unions, dated 2 November 1976.

Bankruptcy Act—Rule—Statutory Rules 1976 No. 235.

Commonwealth Police Act—Regulations—Statutory Rules 1976 No. 234.

Defence Act—Regulations—Statutory Rules 1976 Nos 238, 240.

Defence Act, Naval Defence Act, Air Force Act—Regulation—Statutory Rules 1976 No. 239.

Naval Defence Act—Regulations—Statutory Rules 1976 No. 242.

Navigation Act—Regulations—Statutory Rules 1976 No. 243.

Patents Act—Regulations—Statutory Rules 1976 Nos 236, 237.

Science and Industry Research Act—Regulation—Statutory Rules 1976 No. 244.

9 POSTPONEMENT: The Leader of the Government in the Senate (Senator Withers) moved—That, unless otherwise ordered, after consideration of Government Business, Order of the Day No. 1 (Conciliation and Arbitration Amendment Bill (No. 2) 1976), intervening business be postponed till after the consideration of General Business, Order of the Day No. 119 (Australian Senate Practice—Fifth Edition—Statement by President).

Question—put and passed.

10 SUSPENSION OF STANDING ORDERS TO DEAL WITH BILLS TOGETHER: The Leader of the Government in the Senate (Senator Withers), by leave, moved—That so much of the Standing Orders be suspended as would prevent the Questions with regard to the remaining stages for the passage through the Senate of the Local Government (Personal Income Tax Sharing) Bill 1976 and the States (Personal Income Tax Sharing) Bill 1976 being put in one motion at each stage, and the consideration of such Bills together in Committee of the Whole.

Question—put and passed.

11 TELECOMMUNICATIONS (GENERAL) BY-LAWS AMENDMENT NO. 6 AND CHRISTMAS ISLAND INDUSTRIAL RELATIONS ORDINANCE—STATEMENT BY SENATOR: The Chairman of the Standing Committee on Regulations and Ordinances (Senator Wood), by leave, made a statement informing the Senate that the objections of the Committee to:

(1) Amendment No. 6 of the Telecommunications (General) By-laws, made on 20 May 1976 under the *Telecommunications Act* 1976, and

(2) The *Industrial Relations Ordinance* 1976, as contained in Christmas Island Ordinance No. 1 of 1976, and made under the *Christmas Island Act* 1958, would be substantially overcome by amendments which the Telecommunications Commission and the Minister for Administrative Services, respectively, had undertaken would be made.

Notices of Motion Withdrawn: Senator Wood thereupon withdrew Business of the Senate, Notices of Motion Nos 1 and 2.

12 MT LYELL MINING OPERATIONS—SELECT COMMITTEE—APPOINTMENT OF MEMBERS:

The President informed the Senate that he had received letters from the Leader of the Government in the Senate, the Leader of the Opposition in the Senate and Senator Harradine nominating Senators Devitt, Grimes, Harradine, Messner, Townley and Wright to be members of the Select Committee on Mt Lyell Mining Operations.

The Leader of the Government in the Senate (Senator Withers), by leave, moved—
That the Senators nominated, in accordance with the Resolution of the Senate establishing the Committee, be appointed members of the Select Committee on Mt Lyell Mining Operations.

Question—put and passed.

13 CONCILIATION AND ARBITRATION AMENDMENT BILL (No. 2) 1976: Order of the Day read for the adjourned debate on the Question—That this Bill be now read a second time.

Debate resumed.

Question—put.

The Senate divided—

AYES, 28	
Senator—	Senator—
Archer	Messner
Baume	Missen
Carrick	Sheil
Collard	Sim
Cotton	Tehan
Davidson	Thomas
Guilfoyle	Townley
Hall	Walters
Harradine	Webster
Kilgariff	Wood
Knight	Wright
Lajovic	Young
Laucke	
Martin	<i>Teller:</i>
Maunsell	Chaney

NOES, 19	
Senator—	Senator—
Bishop	McLaren
Brown	Mulvihill
Cameron	O'Byrne
Cavanagh	Primmer
Colston	Ryan
Devitt	Sibraa
Georges	Wheeldon
Grimes	
Keeffe	
McAuliffe	
McClelland,	<i>Teller:</i>
Douglas	McIntosh

And so it was resolved in the affirmative.

Bill read a second time.

The Senate, according to Order, resolved itself into Committee for the consideration of the Bill.

In the Committee

Bill, by leave, taken as a whole, debated and agreed to.

Bill to be reported without amendment.

The President resumed the Chair; and the Temporary Chairman of Committees (Senator Wood) reported accordingly.

On the motion of the Minister for Veterans' Affairs (Senator Durack) the Report from the Committee was adopted, and the Bill read a third time.

14 AUSTRALIAN SENATE PRACTICE—FIFTH EDITION—STATEMENT BY PRESIDENT: Order of the Day read for the adjourned debate on the motion by the Leader of the Opposition in the Senate (Senator Wriedt)—That the Senate take note of the Statement.

Debate resumed.

The Leader of the Government in the Senate (Senator Withers) moved an amendment, viz.: At end of motion, add "and that the matter be referred to the Standing Orders Committee for consideration and report".

Debate continued.

Question—That the words proposed to be added be added—put and passed.

Question—That the motion, as amended, be agreed to—put and passed.

And it being eleven p.m.—

- 15 ADJOURNMENT: The President, under Sessional Order, put the Question—That the Senate do now adjourn.

Question—resolved in the affirmative.

The Senate adjourned at eleven p.m. till Tuesday next at half-past two p.m.

- 16 ATTENDANCE: Present, all Senators except Senators Coleman, Gietzelt, James McClelland, Melzer, Rae and Robertson.

J. R. ODGERS,
Clerk of the Senate