

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

**JOURNALS OF THE SENATE**

No. 73

THURSDAY, 2 DECEMBER 1976

1 MEETING OF SENATE: The Senate met at ten a.m., pursuant to adjournment. The President (Senator the Honourable Condor L. Laucke) took the Chair.

## 2 PRAYERS.

3 PETITIONS: Senator Button presented a petition from 7 citizens of Australia praying that the Government create an establishment to promote better quality children's television programs.

Petition received and read.

Senator Bonner presented a petition from 22 citizens of Australia praying that the Government restore the Imperial system of measurement.

Petition received and read.

Senator Keeffe presented a petition from 97 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 Keeffe, the petition, exceeding 250 words, was read.

Senators Ryan and Knight presented petitions from 265 and 285 citizens of Australia, respectively, praying that the independence of the Australian Broadcasting Commission be preserved.

Petitions received and read.

The Clerk announced that Senator Jessop had lodged a petition for presentation, viz.:

From 78 citizens of Australia praying that the Senate make certain amendments to the Aboriginal Land Rights (Northern Territory) Bill 1976.

Petition received.

## 4 QUESTIONS.

5 DARWIN CYCLONE TRACY—NATURAL DISASTERS ORGANISATION—PAPERS: The Minister for Administrative Services (Senator Withers), by Command of His Excellency the Governor-General, laid upon the Table the following Papers:

Darwin Cyclone Tracy—Minute Paper prepared by Major-General A. B. Stretton, Director-General, Natural Disasters Organisation, entitled "Lessons and Recommendations from the Darwin Disaster", dated 14 April 1975, together with a statement relating to the Minute Paper by the Minister for Defence, the Hon. D. J. Killen, entitled "Relief Operations in Darwin".

Senator Robertson, 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 Robertson have leave to continue his speech on the resumption of the debate.

6 STATES GRANTS (DWELLINGS FOR PENSIONERS)—ANNUAL STATEMENT 1975-76—PAPER: The Minister for Education (Senator Carrick), pursuant to Statute, laid upon the Table the following Paper:

States Grants (Dwellings for Pensioners) Act—Second Annual Statement, for year 1975-76.

Senator Keffe, 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 Keffe have leave to continue his speech on the resumption of the debate.

- 7 AUSTRALIAN CAPITAL TERRITORY POLICE FORCE—ANNUAL REPORT 1975-76—PAPER: The Minister for Science (Senator Webster), by Command of His Excellency the Governor-General, laid upon the Table the following Paper:

Australian Capital Territory Police Force—Annual Report, for year 1975-76.

Senator Keffe, 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 Keffe have leave to continue his speech on the resumption of the debate.

- 8 DEPARTMENT OF SCIENCE—ANNUAL REPORT 1975-76—PAPER: The Minister for Science (Senator Webster), by Command of His Excellency the Governor-General, laid upon the Table the following Paper:

Department of Science—Annual Report, for year 1975-76.

Senator Keffe, 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 Keffe have leave to continue his speech on the resumption of the debate.

- 9 PAPERS: The following Papers were presented, by Command of His Excellency the Governor-General:

Consumer Education—Report by the Trade Practices Commission to the Minister for Business and Consumer Affairs on Consumer Education, dated October 1976.

Industry and Commerce 1976—Report by the Department of Industry and Commerce on activities and developments during 1975-76, entitled "Industry and Commerce 1976".

- 10 FOREIGN AFFAIRS AND DEFENCE—JOINT COMMITTEE—INTERIM REPORT ON THE LEBANON CRISIS: The Chairman of the Joint Committee on Foreign Affairs and Defence (Senator Sir Magnus Cormack) brought up an Interim Report of the Committee, entitled "The Lebanon Crisis—Humanitarian Aspects", dated December 1976.

Ordered to be printed.

Senator Sir Magnus Cormack, by leave, made a statement relating to the Report.

- 11 CUSTOMS TARIFF (COAL EXPORT DUTY) AMENDMENT BILL 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 and passed.  
Bill read a second time.  
The Senate, according to Order, resolved itself into Committee for the consideration of the Bill.

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*In the Committee*

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

Bill to be reported without requests.

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- The President resumed the Chair; and the Chairman of Committees (Senator Drake-Brockman) 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.

- 12 ASIAN DEVELOPMENT FUND BILL 1976 AND ASIAN DEVELOPMENT BANK (SPECIAL FUNDS CONTRIBUTIONS) AMENDMENT BILL 1976: Order of the Day read for the adjourned debate on the Question—That these Bills be now read a second time.

Debate resumed.

- Question—put and passed.

Bills read a second time.

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

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*In the Committee*

Bills, by leave, taken as a whole and agreed to.

Bills to be reported without amendment.

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The Acting Deputy-President (Senator Bonner) resumed the Chair; and the Chairman of Committees (Senator Drake-Brockman) reported accordingly.

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

- 13 ESTATE DUTY ASSESSMENT AMENDMENT BILL 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 and passed.

Bill read a second time.

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

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*In the Committee*

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

Bill to be reported without amendment.

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The Deputy-President (Senator Drake-Brockman) resumed the Chair; and the Temporary Chairman of Committees (Senator Bonner) reported accordingly.

On the motion of the Minister for Industry and Commerce (Senator Cotton) the Report from the Committee was adopted, and the Bill read a third time.

- 14 EXPORT FINANCE AND INSURANCE CORPORATION 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 and passed.

Bill read a second time.

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

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*In the Committee*

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

Bill to be reported without amendment.

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The Deputy-President (Senator Drake-Brockman) resumed the Chair; and the Temporary Chairman of Committees (Senator Bonner) reported accordingly.

On the motion of the Minister for Industry and Commerce (Senator Cotton) the Report from the Committee was adopted, and the Bill read a third time.

- 15 POSTPONEMENT: The Minister for Industry and Commerce (Senator Cotton) moved—That intervening business be postponed till after the consideration of Government Business, Orders of the Day No. 6 (States Grants (Fruit-growing Reconstruction) Bill 1976) and No. 9 (States Grants (Beef Industry) Amendment Bill 1976).

Question—put and passed.

- 16 STATES GRANTS (FRUIT-GROWING RECONSTRUCTION) BILL 1976: Order of the Day read for the adjourned debate on the Question—That this Bill be now read a second time. Debate resumed.

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*Distinguished Visitors:* The President drew attention to the presence in the gallery of a delegation from the Senate and National Assembly of the Republic of Turkey, led by the Senior Vice-President of the Senate, Senator Mehmet Unaldi, and, on behalf of honourable Senators, extended to members of the delegation a warm welcome.

The Minister for Industry and Commerce (Senator Cotton), by leave, made a statement relating thereto.

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Debate continued.

Question—put and passed.

Bill read a second time.

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

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*In the Committee*

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

Bill to be reported without amendment.

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

On the motion of Senator Cotton the Report from the Committee was adopted, and the Bill read a third time.

- 17 STATES GRANTS (BEEF INDUSTRY) AMENDMENT BILL 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 and passed.

Bill read a second time.

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

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*In the Committee*

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

Bill to be reported without amendment.

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

On the motion of the Minister for Industry and Commerce (Senator Cotton) the Report from the Committee was adopted, and the Bill read a third time.

- 18 DEFENCE SERVICE HOMES AMENDMENT BILL 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 and passed.

Bill read a second time.

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

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*In the Committee*

Clauses 1 and 2, by leave, taken together and agreed to.  
 Clause 3 debated and agreed to.  
 Clauses 4 to 7, by leave, taken together and agreed to.  
 Clause 8 debated and agreed to.  
 Remainder of Bill, by leave, taken as a whole and agreed to.  
 Bill to be reported without amendment.

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The President resumed the Chair; and the Temporary Chairman of Committees (Senator Bonner) 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.

- 19 NAURU (HIGH COURT APPEALS) BILL 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 and passed.

Bill read a second time.

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

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*In the Committee*

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

Bill to be reported without amendment.

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The Deputy-President (Senator Drake-Brockman) resumed the Chair; and the Temporary Chairman of Committees (Senator Davidson) 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.

- 20 POSTPONEMENT: The Minister for Veterans' Affairs (Senator Durack) moved—That intervening business be postponed till after the consideration of Government Business, Order of the Day No. 11 (Federal Court of Australia Bill 1976 and associated Bills).

Question—put and passed.

- 21 FEDERAL COURT OF AUSTRALIA BILL 1976,  
 REMUNERATION AND ALLOWANCES AMENDMENT BILL (No. 2) 1976,  
 JUDICIARY AMENDMENT BILL 1976,  
 CONCILIATION AND ARBITRATION AMENDMENT BILL (No. 3) 1976,  
 BANKRUPTCY AMENDMENT BILL 1976,  
 AUSTRALIAN CAPITAL TERRITORY SUPREME COURT AMENDMENT BILL 1976,  
 NORTHERN TERRITORY SUPREME COURT AMENDMENT BILL 1976,  
 FEDERAL COURT OF AUSTRALIA (CONSEQUENTIAL PROVISIONS) BILL 1976,  
 INCOME TAX ASSESSMENT AMENDMENT (JURISDICTION OF COURTS) BILL 1976,  
 PATENTS AMENDMENT BILL 1976,  
 TRADE MARKS AMENDMENT BILL 1976:

Order of the Day read for the adjourned debate on the Question—That these Bills be now read a second time.

Senator James McClelland moved an amendment, viz.: At end of motion, add “, but the Senate is of opinion that the Federal Court of Australia Bill 1976 should provide a Federal court with original jurisdiction in all matters referred to in section 75 of the Constitution and laws made by the Parliament”.

Debate continued.

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

Question—That these Bills be now read a second time—put and passed.

Bills read a second time.

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

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*In the Committee*

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

Bills to be reported without amendment.

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The President resumed the Chair; and the Chairman of Committees (Senator Drake-Brockman) reported accordingly.

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

- 22 NITROGENOUS FERTILIZERS SUBSIDY 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.

Senator Gietzelt addressing the Chair—

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*And it being eleven p.m.—*

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

Debate ensued.

Question—resolved in the affirmative.

The Senate adjourned at twenty-six minutes past eleven p.m. till to-morrow at ten a.m.

- 24 ATTENDANCE: Present, all Senators except Senator Rae.

J. R. ODGERS,  
Clerk of the Senate