

## THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

**JOURNALS OF THE SENATE**

No. 4

TUESDAY, 26 FEBRUARY 1985

1 **MEETING OF SENATE:** The Senate met at 2 p.m., pursuant to adjournment. The President (Senator the Honourable Douglas McClelland) took the Chair.

2 **PRAYERS.**

3 **PETITIONS:** The following 8 petitions, lodged with the Clerk by the Senators indicated, were received:

Senator Richardson, from 22 petitioners praying that the Senate act to protect society from moral pollution and its harmful effects.

Senator Robertson, from 12 petitioners praying that the Parliament prohibit the importation and production of hard-core pornography and that the operation of certain regulations and ordinances concerning video tapes and discs be examined.

Senator Sibraa, from 120 petitioners praying that no further action be taken towards self-government in the Australian Capital Territory (ACT) until after the holding of a referendum of voters of the ACT.

Senator Richardson, from 182 petitioners praying that action be taken to close all United States bases in Australia.

Senators Archer and Richardson, from 19 and 60 petitioners, respectively, praying that the Senate disallow certain regulations and ordinances dealing with publications and video material, that action be taken to enforce existing laws, that further measures be taken in association with the States and that the censors more appropriately reflect reasonable and responsible community attitudes.

Senator Bjelke-Petersen, from 22 petitioners praying that the imperial system of measurement be restored.

Senator Robertson, from 20 petitioners praying that the Senate reverse any decision which commits Australia to participate in the testing of MX Peacemaker missiles, and ensure that Australia's commitment to a nuclear-free zone in the South Pacific be maintained.

4 **NOTICE:** Senator Robert Ray gave a Notice of Motion, as follows: To move on the next day of sitting—That the following matter be referred to the Standing Committee on Finance and Government Operations: Present and planned changes in the presentation and structure of the appropriations presented to Parliament and consequential changes to the content and format of Departmental Explanatory Notes.

5 **GOVERNMENT PAPERS:** The Manager of Government Business (Senator Grimes) tabled the following Papers:

Acts Interpretation Act—Correspondence and Statements relating to extension of specified period for presentation of Annual Reports of the following organisations—

Australian National University—Annual Report, Part II, 1983.

Capital Territory Health Commission—Annual Report 1983-84.

Commonwealth Legal Aid Council—Annual Report 1983-84.

Archives Act—

Advisory Council on Australian Archives—Annual Report (1st) for period 6 June 1984 to 30 June 1984.

Australian Archives—Annual Report (1st) for period 6 June 1984 to 30 June 1984.

Atomic Energy Act—Australian Atomic Energy Commission—Annual Report (32nd) 1983-84, together with financial statements and the Auditor-General's Report thereon.

Australia Council Act—Australia Council—Annual Report 1983-84, together with financial statements and the Auditor-General's Report thereon.

Australian Biological Resources Advisory Committee—Australian Biological Resources Study—Annual Report 1983-84.

Australian Centre for International Agricultural Research Act—Australian Centre for International Agricultural Research—Annual Report 1983-84, together with financial statements and the Auditor-General's Report thereon.

Australian Meat and Live-stock Corporation Act—Australian Meat and Live-stock Corporation—Annual Report 1983-84, together with financial statements and the Auditor-General's Report thereon.

Australian National Airlines Act—Australian National Airlines Commission (TAA)—Annual Report (39th) 1983-84, together with financial statements and the Auditor-General's Report thereon.

Australian National Railways Commission—Annual Report 1983-84, together with financial statements and the Auditor-General's Report thereon.

Australian Science and Technology Council Act—Australian Science and Technology Council—Annual Report 1983-84.

Census of Population and Housing (1986)—Content and Procedures—Information Paper by the Australian Bureau of Statistics, dated February 1985.

Statement by the Minister Assisting the Treasurer.

Commonwealth Serum Laboratories Act—Commonwealth Serum Laboratories Commission—Annual Report (23rd) 1983-84, together with financial statements and the Auditor-General's Report thereon.

Department of Resources and Energy—Annual Report 1983-84.

Department of Trade—Annual Report 1983-84.

Egg Export Control Act—Australian Egg Board—Annual Report (37th) 1983-84, together with financial statements and the Auditor-General's Report thereon.

Statement by the Minister for Primary Industry.

Environment Protection (Alligator Rivers Region) Act—Supervising Scientist for the Alligator Rivers Region—Annual Report (6th) 1983-84.

Great Barrier Reef Marine Park Act—Great Barrier Reef Marine Park Authority—Annual Report (8th) 1983-84, together with financial statements and the Auditor-General's Report thereon.

Industries Assistance Commission—Report on Heavy Commercial Motor Vehicles, Parts and Accessories, dated 29 February 1984 (No. 343).

National Library Act—National Library of Australia—Annual Report (24th) 1983-84, together with financial statements and the Auditor-General's Report thereon.

National Parks and Wildlife Conservation Act—Australian National Parks and Wildlife Service—Annual Report (9th) 1983-84, together with financial statements and the Auditor-General's Report thereon.

Pipeline Authority Act—Pipeline Authority—Annual Report (11th) 1983-84, together with financial statements and the Auditor-General's Report thereon.

Snowy Mountains Council—Annual Report (26th) 1983-84.

Social Welfare Policy Secretariat—Annual Report 1983-84.

*Ministerial Statement:* Senator Grimes, by leave, made a statement relating to the Information Paper on the 1986 Census on Population and Housing by the Australian Bureau of Statistics.

6 **QUESTIONS:** Questions without Notice being proceeded with—

*Paper:* The Minister for Resources and Energy (Senator Gareth Evans) tabled the following Paper from which he had quoted:  
Coal Export Prices—Background paper.

Further Questions without Notice were answered.

*Pursuant to Sessional Order, consideration of Government Papers was called on.*

- 7 **GOVERNMENT PAPERS—CONSIDERATION:** The following Government Papers, tabled earlier this day (*see Entry No. 5 above*), were considered pursuant to Sessional Order:  
Census of Population and Housing (1986)—Information Paper and Ministerial Statement—Motion to take note of Papers moved by Senator Teague, debated and agreed to.  
Australian National Airlines Commission (TAA)—Annual Report 1983-84—Motion to take note of Paper moved by Senator Townley and agreed to.  
Australian Meat and Live-stock Corporation—Annual Report 1983-84—Motion to take note of Paper moved by Senator Watson, debated and agreed to.  
Department of Trade—Annual Report 1983-84—Motion to take note of Paper moved by Senator Archer and agreed to.

*Pursuant to Sessional Order, consideration of Government Papers was interrupted.*

8 **PAPER:** The following Paper was tabled:

Census and Statistics Act—Proposal No. 1 of 1985—List of Names and Addresses of Manufacturing Establishments for Department of Employment and Industrial Relations.

9 **AUSTRALIAN WATERS (NUCLEAR-POWERED SHIPS AND NUCLEAR WEAPONS PROHIBITION) BILL 1984 [1985]:** Order of the Day read for the adjourned debate on the motion of the Leader of the Australian Democrats (Senator Chipp)—That this Bill be now read a second time—*And on the amendment moved thereto by the Leader of the Opposition in the Senate (Senator Chaney), viz: Leave out all words after "That", insert:*

"(1) The Senate is of the opinion that—

- (a) continued access by United States and United Kingdom nuclear-powered ships, and of nuclear-capable ships, is vital for the maintenance of peace and an effective stable deterrence; and
- (b) unilateral disarmament measures can only undermine the cause of peace and contribute to instability.

(2) The Senate—

- (a) expresses concern at the attempt unilaterally to place restrictions on the military forces of Australia and its allies, and strongly is of the view that disarmament measures should occur only as part of a mutual and balanced reduction of arms with effective verification and compliance; and
- (b) is of the view that Australia has a significant role to play in the search for peace and disarmament but recognises that Australia's influence in

disarmament fora is dependent upon our continuing to help in the maintenance of an effective deterrent”.

Debate resumed.

Question—That the words proposed to be left out (Senator Chaney’s amendment) be left out—put.

The Senate divided—

AYES, 67

Senators—			
Archer	Crichton-Browne	Jones	Reynolds
Aulich	Crowley	Kilgariff	Richardson
Baume	Devlin	Knowles	Robertson (Teller)
Bjelke-Petersen	Durack	Lajovic	Ryan
Black	Elstob	Lewis	Scott
Bolkus	Evans, Gareth	McClelland	Sheil
Boswell	Foreman	MacGibbon	Short
Brownhill	Gietzelt	McIntosh	Sibraa
Button	Giles	McKiernan	Tate
Carrick, Sir John	Grimes	Maguire	Teague
Chaney	Guilfoyle,	Messner	Townley
Childs	Dame Margaret	Missen	Vanstone
Coates	Hamer	Parer	Walsh
Collard	Harradine	Primmer	Walters
Colston	Hearn	Puplick	Watson
Cook	Hill	Ray, Robert	Withers
Cooney	Jessop	Reid	Zakharov

NOES, 6

Senators—		
Chipp	Haines	Mason
Evans, Jack	Macklin (Teller)	Vigor

And so it was resolved in the affirmative.

The Minister for Resources and Energy (Senator Gareth Evans) moved an amendment to the words proposed to be inserted by Senator Chaney’s amendment, viz:

Leave out the words proposed to be inserted, insert:

- “(1) The Senate is of the opinion that continued access by visiting allied war ships, within the framework of appropriate safety and environmental controls as laid down by successive Australian Governments, is essential for the effective operation of the ANZUS Alliance.
- (2) The Senate is further of the view that Australia’s membership of the ANZUS Alliance has a significant role to play in advancing Australia’s influence in disarmament forums”.

Debate ensued.

Question—That the words proposed to be left out (Senator Gareth Evans’ amendment to Senator Chaney’s amendment) be left out—put.

The Senate divided—

AYES, 33

Senators—			
Aulich	Crowley	Jones	Robertson (Teller)
Black	Devlin	McClelland	Ryan
Bolkus	Elstob	McIntosh	Sibraa
Button	Evans, Gareth	McKiernan	Tate
Childs	Foreman	Maguire	Walsh
Coates	Gietzelt	Primmer	Zakharov
Colston	Giles	Ray, Robert	
Cook	Grimes	Reynolds	
Cooney	Hearn	Richardson	

## NOES, 39

## Senators—

Archer	Durack	Knowles	Scott
Baume	Evans, Jack	Lajovic	Sheil
Bjelke-Petersen	Guilfoyle,	Lewis	Short
Boswell	Dame Margaret	MacGibbon	Teague
Brownhill	Haines	Macklin	Townley
Carrick, Sir John	Hamer	Mason	Vanstone
Chaney	Harradine	Missen	Vigor
Chipp	Hill	Parer	Walters
Collard	Jessop	Puplick	Watson
Crichton-Browne	Kilgariff	Reid (Teller)	Withers

Amendment negated accordingly.

Question—That the words proposed to be inserted (Senator Chaney's amendment) be inserted—put.

The Senate divided—

## AYES, 33

## Senators—

Archer	Durack	Lajovic	Short
Baume	Guilfoyle,	Lewis	Teague
Bjelke-Petersen	Dame Margaret	MacGibbon	Townley
Boswell	Hamer	Missen	Vanstone
Brownhill	Harradine	Parer	Walters
Carrick, Sir John	Hill	Puplick	Watson
Chaney	Jessop	Reid (Teller)	Withers
Collard	Kilgariff	Scott	
Crichton-Browne	Knowles	Sheil	

## NOES, 39

## Senators—

Aulich	Crowley	Hearn	Reynolds
Black	Devlin	Jones	Richardson
Bolkus	Elstob	McClelland	Robertson (Teller)
Button	Evans, Gareth	McIntosh	Ryan
Childs	Evans, Jack	McKiernan	Sibraa
Chipp	Foreman	Macklin	Tate
Coates	Gietzelt	Maguire	Vigor
Colston	Giles	Mason	Walsh
Cook	Grimes	Primmer	Zakharov
Cooney	Haines	Ray, Robert	

And so it was negated.

The President drew attention to the fact that all that was left of Senator Chipp's motion was the word "That" which, by itself, was not acceptable as a motion.

# 10 LEGISLATIVE AND GENERAL PURPOSE STANDING COMMITTEES—APPOINTMENT

**OF MEMBERS:** The President reported receipt of letters, in accordance with Standing Order 36AA, from the Leader of the Government, the Leader of the Opposition in the Senate and the Leader of the Australian Democrats nominating Senators to be members of Legislative and General Purpose Standing Committees, as follows:

## *Constitutional and Legal Affairs*

Senators Bolkus, Cooney, Hill, Missen, Puplick and Tate

## *Education and the Arts*

Senators Colston, Hearn, Knowles, Parer, Reynolds and Teague

## *Finance and Government Operations*

Senators Black, Coates, Jack Evans, Richardson, Short and Vanstone

## *Foreign Affairs and Defence*

Senators Bolkus, Sir John Carrick, Hamer, McIntosh, Primmer and Scott

## *Industry and Trade*

Senators Archer, Aulich, Brownhill, Childs, Coleman and Short

## *National Resources*

Senators Boswell, Crichton-Browne, Devlin, Primmer, Townley and Zakharov

*Science, Technology and the Environment*

Senators Black, Foreman, Jessop, Jones, Townley and Vigor

*Social Welfare*

Senators Crowley, Elstob, Giles, Messner, Sheil and Walters

The Manager of Government Business (Senator Grimes), by leave, moved—That the Senators, having been duly nominated in accordance with Standing Order 36AA, be appointed members of the respective Committees.

Question—put and passed.

- 11 **APPROPRIATIONS AND STAFFING—STANDING COMMITTEE—APPOINTMENT OF MEMBERS:** The President informed the Senate that he had received letters from the Leader of the Government, the Leader of the Opposition in the Senate, the Leader of the Australian Democrats and Senator Harradine nominating Senators Elstob, Harradine, Mason, Peter Rae, Robertson and Sibraa to be members of the Standing Committee on Appropriations and Staffing.  
The Manager of Government Business (Senator Grimes), by leave, moved—That the Senators, having been duly nominated in accordance with the Resolution appointing the Standing Committee on Appropriations and Staffing, be appointed members of that Committee.  
Question—put and passed.
- 12 **SCRUTINY OF BILLS—STANDING COMMITTEE—APPOINTMENT OF MEMBERS:** The President informed the Senate that he had received letters from the Leader of the Government, the Leader of the Opposition in the Senate and the Leader of the Australian Democrats nominating Senators Cooney, Crowley, Haines, Missen, Scott and Tate to be members of the Standing Committee for the Scrutiny of Bills.  
The Manager of Government Business (Senator Grimes), by leave, moved—That the Senators, having been duly nominated in accordance with the Resolution appointing the Standing Committee for the Scrutiny of Bills, be appointed members of that Committee.  
Question—put and passed.
- 13 **STANDING ORDERS—STANDING COMMITTEE—APPOINTMENT:** The Manager of Government Business (Senator Grimes), by leave, moved—That a Standing Orders Committee be appointed, to consist of the President, the Deputy-President, the Leader of the Government, the Leader of the Opposition in the Senate and Senators Cook, Kilgariff, Macklin, Peter Rae, Robert Ray and Robertson.  
Question—put and passed.
- 14 **LIBRARY—STANDING COMMITTEE—APPOINTMENT:** The Manager of Government Business (Senator Grimes), by leave, moved—That a Library Committee be appointed, to consist of the President and Senators Colston, Devlin, Harradine, Maguire, Puplick and Walters.  
Question—put and passed.
- 15 **HOUSE—STANDING COMMITTEE—APPOINTMENT:** The Manager of Government Business (Senator Grimes), by leave, moved—That a House Committee be appointed, to consist of the President and Senators Bjelke-Petersen, Coleman, Knowles, Reynolds, Townley and Zakharov.  
Question—put and passed.
- 16 **PUBLICATIONS—STANDING COMMITTEE—APPOINTMENT:** The Manager of Government Business (Senator Grimes), by leave, moved—That a Publications Committee be appointed, to consist of Senators Archer, Brownhill, Colston, Devlin, Elstob, McKiernan and Townley.  
Question—put and passed.
- 17 **REGULATIONS AND ORDINANCES—STANDING COMMITTEE—APPOINTMENT:** The Manager of Government Business (Senator Grimes), by leave, moved— That a

Standing Committee on Regulations and Ordinances be appointed, to consist of Senators Sir John Carrick, Coates, Cooney, Lewis, Robertson, Vanstone and Zakharov, such Senators having been duly nominated in accordance with the provisions of Standing Order 36A.

Question—put and passed.

- 18 **SELECT COMMITTEES—APPOINTMENT OF MEMBERS:** The President informed the Senate that he had received letters from the Leader of the Government, the Leader of the Opposition in the Senate and the Leader of the Australian Democrats nominating Senators to be members of Select Committees, as follows:

*Animal Welfare*

Senators Jack Evans, Georges, Hearn and Scott

*Private Hospitals and Nursing Homes*

Senators Bjelke-Petersen, Crowley, Giles, Haines, Walters and Zakharov

*Volatile Substance Fumes*

Senators Kilgariff, Reynolds, Robertson and Walters

The Manager of Government Business (Senator Grimes), by leave, moved—That the Senators, having been duly nominated in accordance with Resolutions appointing the Select Committees, be appointed members of the respective Committees.

Question—put and passed.

- 19 **JOINT STATUTORY COMMITTEES—APPOINTMENT OF MEMBERS:** The Manager of Government Business (Senator Grimes), by leave, moved—That—

- (a) in accordance with the provisions of the *Parliamentary Proceedings Broadcasting Act 1946*, Senators Coleman and Watson be appointed members of the Joint Committee on the Broadcasting of Parliamentary Proceedings;
- (b) in accordance with the provisions of the *Public Accounts Committee Act 1951*, Senators Cooney, Georges, Dame Margaret Guilfoyle, Maguire and Watson be appointed members of the Joint Committee of Public Accounts; and
- (c) in accordance with the provisions of the *Public Works Committee Act 1969*, Senators Foreman, Jones and Sheil be appointed members of the Parliamentary Standing Committee on Public Works.

Question—put and passed.

- 20 **PERSONAL EXPLANATION:** The Minister for Resources and Energy (Senator Gareth Evans), by leave, made a personal explanation relating to a matter raised during Question Time this day.

- 21 **ADJOURNMENT:** The Senate adjourned at 6.18 p.m. till tomorrow at 10 a.m.

- 23 **ATTENDANCE:** Present, all Senators except Senators Coleman (on leave), Georges and Peter Rae.

**A. R. CUMMING THOM,**  
Clerk of the Senate