

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

JOURNALS OF THE SENATE

No. 32

THURSDAY, 23 MAY 1985

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- 1 **MEETING OF SENATE:** The Senate met at 10 a.m., pursuant to adjournment. The President (Senator the Honourable Douglas McClelland) took the Chair.
- 2 **PRAYERS.**
- 3 **PETITIONS:** The following 6 petitions, lodged with the Clerk by the Senators indicated, were received:
- Senator Ryan, from 511 petitioners praying that the Senate ensure that the Belconnen Mall in the Australian Capital Territory be retained as a community asset.
 - Senators Cooney and Zakharov, from 16 and 39 petitioners, respectively, praying that the Senate request the Government not to increase indirect taxation.
 - Senator Messner, from 61 petitioners praying that the Senate repeal the Labor Government's assets test.
 - Senator Puplick, from 227 petitioners praying that the Senate pass Senator Harradine's Bill to prohibit experiments involving the use of human embryos created by in vitro fertilization.
 - Senator Messner, from 47 petitioners praying that sales tax on Australian produced wine be removed and other measures taken to assist the grape producing industry.
- 4 **NOTICE:** The Chairman of the Standing Committee on National Resources (Senator Primmer) 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 National Resources: The adequacy of quarantine and other control measures in the Torres Strait area to protect Australia's rural industries from the introduction and spread of exotic livestock and plant diseases.
- 5 **BROADCASTING AND TELEVISION AMENDMENT (TRIBUNAL'S POWERS) BILL 1985:** Senator Vigor, pursuant to Notice of Motion not objected to as a Formal Motion, moved—That leave be given to introduce a Bill for an Act to amend the *Broadcasting and Television Act 1942* to clarify the powers of the Australian Broadcasting Tribunal to determine the conditions to be observed by licensees under the Act.
- Question—put and passed.
- Bill presented, and on the motion of Senator Vigor read a first time.
- Senator Vigor, by leave, moved—That this Bill be now read a second time.
- On the motion of the Minister for Community Services (Senator Grimes) the debate was adjourned.
- Ordered—That the resumption of the debate be an Order of the Day for the next day of sitting.
- 6 **ORDER OF BUSINESS—RE-ARRANGEMENT:** The Manager of Government Business (Senator Grimes) moved—That, unless otherwise ordered, the order of General Business for consideration this day pursuant to Sessional Order be as follows—
- (a) consideration of Government Papers pursuant to Sessional Order;

- (b) General Business, Order of the Day No. 95 (Constitution Alteration (Democratic Elections) Bill 1985); and
- (c) General Business, Order of the Day No. 16 (Trade Practices Amendment Bill 1984 [1985]).

Question—put and passed.

7 CUSTOMS AND EXCISE LEGISLATION AMENDMENT BILL 1985—*Message from the House of Representatives*: The following Message from the House of Representatives was reported:

MR PRESIDENT,

Message No. 121

The House of Representatives acquaints the Senate that it has agreed to the amendments made by the Senate in the Bill intituled "*A Bill for an Act to amend the 'Customs Act 1901', the 'Excise Act 1901' and certain other Acts, and for related purposes*".

House of Representatives,
Canberra, 22 May 1985

JOAN CHILD,
Deputy Speaker

8 DAIRY PRODUCE MARKET SUPPORT LEVY BILL 1985

DAIRY LEGISLATION AMENDMENT BILL 1985

DAIRY PRODUCE MARKET SUPPORT BILL 1985

DAIRY INDUSTRY STABILIZATION LEVY AMENDMENT BILL 1985—

Order of the Day read for the adjourned debate on the motion of the Minister for Community Services (Senator Grimes)—That these Bills be now read a second time.
Debate resumed.

Ordered—That the debate be adjourned till a later hour of the day, and that Senator Crichton-Browne have leave to continue his speech on the resumption of the debate.

9 WHEAT MARKETING AMENDMENT BILL 1985—REPORT OF COMMITTEE FOR REASONS: Senator Collard presented the Report of the Committee appointed on 22 May 1985 to draw up Reasons for the Senate disagreeing to the amendment made by the House of Representatives in the Wheat Marketing Amendment Bill 1985.

Reasons read, as follows—

Reasons for the Senate not agreeing to the amendment made by the House of Representatives

Having regard to the fact that the Australian Wheat Board is an entirely self-funded body that is wholly and solely responsible for the disposal of its product, it is the view of the Senate that the amendment to the Bill by the House of Representatives should be rejected. It is the Senate's belief that the wheat growers of Australia should have majority control of the Board.

The Government's desire to have people with special expertise (with which the Senate agrees) is accommodated by having three such people on the Board. However, the Government's arrogant threat as "proposed" by the Minister representing the Minister for Primary Industry, Senator Walsh, to abandon entirely the Australian Wheat Board seems excessive in the light of the fact that the Senate is proposing three members with special expertise as against four as proposed by the House of Representatives.

S. J. COLLARD

On behalf of the Committee
23 May 1985

Senator Collard moved—That the Report be adopted.

Debate ensued.

Question—put and passed.

And it being 2 p.m.—

10 QUESTIONS.

- 11 **STATEMENT BY SENATOR:** Senator Crowley, by leave, made a statement relating to a matter raised during debate on 22 May 1985.
- 12 **DAY AND TIME OF MEETING AND ORDER OF BUSINESS:** The Manager of Government Business (Senator Grimes) moved—That, unless otherwise ordered—
- (a) the Senate, at its rising, adjourn till Monday, 27 May 1985, at 2 p.m.;
 - (b) the hours of meeting of the Senate for that day be—
2 p.m.—6.30 p.m.
8 p.m.—10.30 p.m.;
 - (c) the Sessional Order relating to the adjournment of the Senate have effect at the terminating time on that day; and
 - (d) the routine of business for that day be as follows:
 - (i) Petitions,
 - (ii) Notices of Motion,
 - (iii) Questions,
 - (iv) any proposal pursuant to Standing Order 64,
 - (v) consideration of Government Papers pursuant to Sessional Order,
 - (vi) Formal Motions—Discovery of Formal Business,
 - (vii) postponement and re-arrangement of Business, and
 - (viii) Government Business, Notices of Motion and Orders of the Day, or *vice versa*, as set down on the Notice Paper.

Debate ensued.

Question—put and passed.

- 13 **GOVERNOR-GENERAL'S MESSAGES—ASSENT TO LAWS:** Messages from His Excellency the Governor-General were reported, informing the Senate that His Excellency had, in the name of Her Majesty, assented to the following Laws:

20 May 1985—Message No. 13—

First Home Owners Amendment Act 1985 (Act No. 23 of 1985)

22 May 1985—Messages—

No. 14—

National Welfare Fund Repeal Act 1985 (Act No. 24 of 1985)

Banks (Shareholdings) Amendment Act 1985 (Act No. 25 of 1985)

Export Inspection Charge Act 1985 (Act No. 26 of 1985)

Export Inspection Charge Collection Act 1985 (Act No. 27 of 1985)

Export Inspection Legislation (Consequential Amendments) Act 1985 (Act No. 28 of 1985)

No. 15—

Fishing Legislation Amendment Act 1985 (Act No. 29 of 1985)

Fisheries Levy Amendment Act 1985 (Act No. 30 of 1985)

Dried Sultana Production Underwriting Amendment Act 1985 (Act No. 31 of 1985)

Dried Vine Fruits Equalization Levy Amendment Act 1985 (Act No. 32 of 1985)

- 14 **PUBLIC ACCOUNTS—JOINT STATUTORY COMMITTEE—231ST REPORT:** The Chairman of the Joint Committee of Public Accounts (Senator Georges) tabled the following Report:

231st Report—Finance Minute on Report 222—Auditor-General's Report, March 1982.

Ordered to be printed.

Senator Georges, by leave, made a statement relating to the Report.

- 15 **PUBLIC WORKS—JOINT STATUTORY COMMITTEE—3RD AND 4TH REPORTS OF 1985:** The Chairman of the Parliamentary Standing Committee on Public Works (Senator Foreman) tabled the following Reports:

Development of Terminal Area, Townsville Airport (3rd Report of 1985).

Construction of New Telephone Exchange Building for Telecom Australia, Kent Street, Sydney (4th Report of 1985).

Ordered to be printed.

- 16 FOREIGN AFFAIRS AND DEFENCE—JOINT COMMITTEE—REPORT ON THE JACKSON REPORT ON AUSTRALIA'S OVERSEAS AID PROGRAM:** The Chairman of the Joint Committee on Foreign Affairs and Defence (Senator Sibraa) tabled the following Report:

Report on the Jackson Report on Australia's Overseas Aid Program, dated May 1985, together with transcript of evidence (2 vols) and minutes of proceedings.

Ordered—That the Report be printed.

Senator Sibraa, by leave, moved—That the Senate take note of the Report.

On the motion of Senator Baume the debate was adjourned.

Ordered—That the resumption of the debate be an Order of the Day for the next day of sitting.

- 17 AUSTRALIAN PARLIAMENTARY DELEGATION TO VIETNAM, CAMBODIA, THAILAND AND LAOS—REPORT:** Senator Robertson, by leave, tabled the following Report:

Australian Parliamentary Delegation—Official Report of the Parliamentary Delegation to Vietnam, Cambodia, Thailand and Laos, June-July 1984.

Senator Robertson, by leave, moved—That the Senate take note of the Report.

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.

- 18 PUBLICATIONS—STANDING COMMITTEE—3RD REPORT:** The Chairman of the Standing Committee on Publications (Senator Elstob) tabled the following Report:

THIRD REPORT

The Publications Committee has the honour to report that it has met in conference with the Publications Committee of the House of Representatives.

The Joint Committee, having considered petitions and papers presented to Parliament since the last meeting of the Committee, and papers previously presented, recommends that the following be printed:

Aboriginal Development Commission Act—Aboriginal Development Commission—Annual Report 1983-84.

Aboriginal Land Rights (Northern Territory) Act—

Central Land Council—Annual Report (4th) 1983-84.

Nicholson River (Waanyi/Garawa) Land Claim—Report by the Aboriginal Land Commissioner, dated 26 July 1984.

Administrative Review Council—The Relationship between the Ombudsman and the Administrative Appeals Tribunal—Report (No. 22) to the Attorney-General.

Anglo-Australian Telescope Agreement Act—Anglo-Australian Telescope Board—Report 1983-84.

Australia-Japan Foundation Act—Australia-Japan Foundation—Annual Report 1983-84.

Australian National University Act—Australian National University—

Part I—Report, 1983

Part II—Financial Statements, 1983.

Australia's Security and Intelligence Agencies—Royal Commission (Commissioner: Mr Justice Hope)—Reports, dated December 1984—

General Report.

Report on the Australian Security Intelligence Organization.

Report on the Office of National Assessments and the Joint Intelligence Organization.

Christmas Island—Annual Reports—

1982-83.

1983-84.

Commonwealth Grants Commission Act—Commonwealth Grants Commission—5th Report (1985) on Special Assistance for the Northern Territory.

Commonwealth Legal Aid Act—Commonwealth Legal Aid Council—Annual Report 1983-84.

Commonwealth Schools Commission—Recommendations for 1986, dated 12 April 1985.

Conciliation and Arbitration Act—

Arbitration Inspectorate—Annual Report 1983-84.

Australian Conciliation and Arbitration Commission—Annual Report of the President for year ended 13 August 1984.

Egg Export Legislation Repeal Act—Australian Egg Board—Report (final) for period 1 July to 31 December 1984, together with financial statements for period 1 July 1984 to 18 March 1985.

Human Rights Commission Act—Human Rights Commission—Reports—

No. 13—Human Rights and the *Migration Act 1958*, dated 17 April 1985.

No. 14—Queensland Electricity Supply and Related Industrial Legislation, dated 15 May 1985.

Industries Assistance Commission—Reports—

Apples and Pears (Interim), dated 24 March 1985 (No. 362).

Electric Motors and Generating Sets, dated 16 April 1985 (No. 363).

Fertilisers—Assistance for the Consumption of Fertilisers and Short Term Assistance for the Production of Phosphatic Fertilisers (Interim), dated 15 March 1985 (No. 360).

Organic Anionic Surface-Active Agents and Preparations thereof (Developing Country Preferences), dated 24 April 1985 (No. 364).

Life Insurance Act—Life Insurance Commissioner—Annual Report (39th) 1984.

Non-government Schools (Loans Guarantee) Act—Annual Report 1984 by the Minister for Education.

Public Accounts Committee—226th Report—Report of activities, July 1983 to December 1984.

Royal Australian Air Force Veterans' Residences Act—Royal Australian Air Force Veterans' Residences Trust—Annual Report 1983-84.

Science and Industry Research Act—Commonwealth Scientific and Industrial Research Organization—Annual Report (36th) 1983-84.

Science and Technology Statement, 1984-85.

States Grants (Schools Assistance) Act 1982—Commonwealth Schools Commission—Report on financial assistance granted to each State, dated March 1985.

Student Assistance Act—Report by the Minister for Education for 1984.

Trade Union Training Authority Act—Australian Trade Union Training Authority—Annual Report 1983-84.

Wheat Marketing Act—Australian Wheat Board—Annual Report for the year ended 30 September 1984.

Corrigendum

Foreign Investment Review Board—Corrigendum to Annual Report 1983-84.

23 May 1985

RON ELSTOB,
Chairman

Senator Elstob, by leave, moved—That the Report be adopted.

Question—put and passed.

19 PAPERS: The following Papers were tabled:

Customs Act—Regulations—Statutory Rules 1985 Nos 68, 71.

Health Insurance Commission Act—Regulations—Statutory Rules 1985 No. 70.

Lands Acquisition Act—Statement by the Minister describing lands acquired by agreement under sub-section 7 (1) of the Act, for specified public purposes.

Pursuant to Sessional Order, consideration of General Business was called on.

20 GOVERNMENT PAPERS—CONSIDERATION: The following Government Papers were considered pursuant to Sessional Order:

Australian Egg Board—Annual Report (final) to December 1984 and Ministerial Statement thereon—Motion to take note of Papers moved by Senator Vigor and agreed to.

Science and Technology Statement for 1984-85—Motion to take note of Paper moved by Senator Cooney, debated and agreed to.

Human Rights Commission—Report No. 13—Human Rights and the *Migration Act 1958*—Motion to take note of Paper moved by Senator Watson, debated and agreed to.

Commonwealth Grants Commission—Report on Special Assistance for the Northern Territory—Motion to take note of Paper moved by Senator Kilgariff and agreed to.

21 ORDER OF BUSINESS—RE-ARRANGEMENT: The Manager of Government Business (Senator Grimes) moved—That further consideration of General Business be not proceeded with this day.

Question—put and passed.

22 DAIRY PRODUCE MARKET SUPPORT LEVY BILL 1985

DAIRY LEGISLATION AMENDMENT BILL 1985

DAIRY PRODUCE MARKET SUPPORT BILL 1985

DAIRY INDUSTRY STABILIZATION LEVY AMENDMENT BILL 1985:

Order of the Day read for the adjourned debate on the motion of the Minister for Community Services (Senator Grimes)—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.

In the Committee

Ordered—That the Bills be considered separately.

DAIRY PRODUCE MARKET SUPPORT LEVY BILL 1985—

Bill, by leave, taken as a whole.

Senator Macklin, by leave, moved the following requests together:

That the House of Representatives be requested to make the following amendments:

Page 3, sub-clause 6 (1), line 2, leave out "Subject to this section,".

Page 3, sub-clauses 6 (2) and (3), lines 5 to 14, leave out the sub-clauses.

Page 3, sub-clause 8 (2), line 25, leave out "sub-section 6 (1)", insert "section 6".

Debate ensued.

Question—That the requests be agreed to—put and negatived.

Bill agreed to.

DAIRY LEGISLATION AMENDMENT BILL 1985—

Bill, by leave, taken as a whole.

Senator Collard, by leave, moved the following amendments together:

Page 5, clause 13, line 30, leave out "20AA and 20AB".

Page 5, after clause 13, insert the following new clause:

"13A. Sections 20AA and 20AB of the Principal Act are repealed and the following sections substituted:

Export of certain dairy products prohibited unless exporter party to arrangement

'20AA. (1) A person, other than the Corporation, shall not export, or cause to be exported, dairy products as specified in section 20AB from Australia unless the person is a party to an arrangement with the Corporation entered into under section 20AB that relates to those dairy products.

Penalty: \$1,000.

'(2) The regulations may provide that this section does not apply in relation to dairy products of a prescribed class.

Export sales pooling arrangements

'20AB. (1) In this section—

"exporter", for the purposes of this section, means a person, a partnership or a body corporate, accepted by the Corporation as being engaged in the sale of dairy products to overseas markets;

"principal markets" means markets or groups of markets prescribed for the purposes of this section by the regulations;

"pool" means a separate account set up and maintained by the Corporation in respect of the dairy products, and for the periods, specified in sub-section (2).

'(2) The Corporation shall establish and maintain pools for the purpose of this section as follows—

- (a) butter and the commercial butter equivalent of butter oil exported between 1 July 1985 and 30 June 1986 but manufactured after 30 June 1985;
- (b) cheddar cheese and the natural equivalent of processed cheddar exported between 1 July 1985 and 30 June 1986 but manufactured after 30 June 1985;
- (c) butter and the commercial butter equivalent of butter oil exported between 1 July 1986 and 30 June 1987 but manufactured after 30 June 1985;
- (d) cheddar cheese and the natural equivalent of processed cheddar exported between 1 July 1986 and 30 June 1987 but manufactured after 30 June 1985.

'(3) The Corporation shall, from time to time, for the purposes of this section, fix an average price for each of the dairy products in respect of which a pool is maintained by the Corporation under sub-section (2), being a price that the Corporation considers will be the average export price for those dairy products.

'(4) The Corporation may, from time to time, for the purposes of this section, fix assessed export prices for each principal market for each of the dairy products in respect of which a pool is maintained by the Corporation under sub-section (2), being prices that the Corporation considers appropriate at the time and in the circumstances.

'(5) The Corporation may, with the approval of the Minister, make to persons engaged in the production, storage, distribution, sale, export or promotion of dairy products payments to meet expenses incurred in the storage, distribution, sale, export or promotion of dairy products to which this section applies and, where any such payment is made, the amount of the payment shall be debited to the appropriate pool.

'(6) Where an exporter makes sales of dairy products, in respect of which a pool is maintained by the Corporation under sub-section (2), to a principal market and the assessed price for the relevant principal market at the time of a sale is greater than the average price for the product determined under sub-section (3), the exporter shall be required to pay to the Corporation for the purposes of the relevant pool the difference between the average price for the product and the assessed price for the product in the relevant principal market.

'(7) Where an exporter makes sales of dairy products, in respect of which a pool is maintained by the Corporation under sub-section (2), to a principal market and the assessed price for the relevant principal market at the time of a sale is less than the average price for the product determined under sub-section (3), the Corporation shall pay to the exporter from the funds available for the purposes of the relevant pool the

difference between the average price for the product and the assessed price for the product in the relevant principal market.

‘(8) Where, at the end of each financial year, the Corporation is satisfied that no more amounts will be credited or debited to any of the pools established pursuant to sub-section (2), the Corporation may—

- (a) if the funds in the relevant pool are in credit, divide the amount of the credit amongst exporters who have contributed funds to the pool in accordance with sub-section (6) in the year in question, in proportion to their respective contributions to the pool; or
- (b) if the funds in the relevant pool are in deficit, transfer an amount equal to the deficit from the Supplementary Market Support Trust Fund established under section 28 of the *Dairy Market Support Act 1985*.

‘(9) Where the Corporation engages in the export of dairy products of the kinds specified and during the periods specified in sub-section (2) it shall, for the purposes of sub-sections (6), (7) and (8) be considered to be an exporter.’.”

Debate ensued.

Question—That the amendments be agreed to—put.

The Committee divided—

AYES, 35

Senators—

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

NOES, 30

Senators—

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

Amendments agreed to accordingly.

Bill, as amended, agreed to.

DAIRY PRODUCE MARKET SUPPORT BILL 1985—

Bill, by leave, taken as a whole.

Senator Collard, by leave, moved the following amendments together:

Page 9, sub-clause 19 (1), lines 2 to 11, leave out the sub-clause, insert the following sub-clauses:

“(1) Where dairy produce that is exported from Australia was, at the commencement of the marketing year during which it is so exported, dairy produce of a kind that was, in accordance with the provisions of sub-sections (1A) and (1B), prescribed dairy produce for the purposes of this Act, the rate at which market support payments are payable in respect of dairy produce of that kind is the amount per unit of that dairy produce that is equal to the difference between the export target price in relation to each such unit of dairy produce of that kind in respect of that marketing year and the estimated average price in force in relation to each such unit of dairy produce of that kind that is so exported during that marketing year at the time when that unit of dairy produce is so exported.

“(1A) For the purposes of this section, and notwithstanding anything contained elsewhere in this Act, ‘prescribed dairy produce’, unless otherwise determined in accordance with the provisions of sub-section (1B), means butter, cheddar cheese, skimmed milk powder and casein.

“(1B) The definition of ‘prescribed dairy produce’ for the purposes of this section provided in sub-section (1A) may only be varied by instrument in writing signed by the Minister.

“(1C) The Minister shall not sign an instrument under the provisions of sub-section (1B) unless it is fully in accordance with a recommendation, in writing, of the Corporation.

“(1D) The Corporation shall not make a recommendation under sub-section (1C) to the Minister unless it has consulted with the conference on the matter.”.

Page 11, sub-clause 19 (6), line 19, leave out “declared by the regulations”, insert “determined in accordance with sub-sections (1A) and (1B)”.

Pages 11 and 12, clause 20, line 39 (page 11) to line 3 (page 12), leave out the clause, insert the following new clause:

“20. Where dairy produce that is exported from Australia was not, at the commencement of the marketing year during which it is so exported, dairy produce of a kind that was prescribed dairy produce for the purposes of section 19, the rate at which market support payments are payable in respect of dairy produce of that kind is such amount per unit of dairy produce of that kind as the Corporation determines in writing, from time to time, to be appropriate having regard to the rates of market support payments that are applicable to dairy produce of kinds that were, at the commencement of that marketing year, so declared to be prescribed dairy produce.”.

Page 16, after paragraph 29 (2) (e), insert the following new paragraph:

“(ea) money repaid to the Supplementary Fund, being money that was lent out of the Supplementary Fund to the Corporation for the purposes of the operation of the pools established pursuant to sub-section 20 AB (2) of the *Dairy Produce Act 1924*.”.

Page 18, after paragraph 32 (d), insert the following new paragraph:

“(da) in making loans out of the Supplementary Fund to the Corporation for the purposes of the operation of the pools established pursuant to sub-section 20 AB (2) of the *Dairy Produce Act 1924*.”.

Debate ensued.

Question—That the amendments be agreed to—put.

The Committee divided—

AYES, 34

Senators—

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

NOES, 29

Senators—

Aulich	Cooney	Jones	Ryan
Black	Crowley	McClelland	Sibraa
Bolkus	Devlin	McIntosh (Teller)	Tate
Button	Elstob	McKiernan	Walsh
Childs	Foreman	Maguire	Zakharov
Coates	Georges	Primmer	
Colston	Giles	Reynolds	
Cook	Hearn	Richardson	

Amendments agreed to accordingly.

Bill, as amended, agreed to.

DAIRY INDUSTRY STABILIZATION LEVY AMENDMENT BILL 1985—

Bill, by leave, taken as a whole.

Senator Collard moved a request, viz: That the House of Representatives be requested to make the following amendment:

Pages 3 and 4, clause 7, proposed sub-sections 7 (2) to 7 (10), line 1 (page 3) to line 13 (page 4), leave out the proposed sub-sections, insert the following sub-sections:

“(2) The rate at which levy is imposed on dairy products of a particular kind being dairy products that are produced on or after 1 July 1985 and sold during the year commencing 1 July 1986 is equal to the rate determined by the Minister for the purpose on the day before the commencement of that year.

“(3) The rate at which levy is imposed on dairy products of a particular kind, being dairy products that are produced on or after 1 July 1985 and sold during the year commencing on 1 July 1987, is a rate that is calculated on a day determined by the Minister for the purpose, being a day occurring before the commencement of that year, by multiplying the rate of levy applicable to dairy products of that kind that are sold in the year ending 30 June 1987 by .75.

“(4) The rate at which levy is imposed on dairy products of a particular kind, being dairy products that are produced on or after 1 July 1985 and sold during the year commencing on 1 July 1988, is a rate that is calculated on a day determined by the Minister for the purpose, being a day occurring before the commencement of that year, by multiplying the rate of levy applicable to dairy products of that kind that are sold in the year ending 30 June 1987 by .5.

“(5) The rate at which levy is imposed on dairy products of a particular kind, being dairy products that are produced on or after 1 July 1985 and sold during the year commencing on 1 July 1989, is a rate that is calculated on a day determined by the Minister for the purpose, being a day occurring before the commencement of that year, by multiplying the rate of levy applicable to dairy products of that kind that are sold in the year ending 30 June 1987 by .25.

“(6) No levy under this section shall be payable in respect of dairy products that are produced after 30 June 1990.”.

Debate ensued.

Question—That the request be agreed to—put.

The Committee divided—

AYES, 34

Senators—

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

NOES, 29

Senators—

Aulich	Cooney	Hearn	Ryan
Black	Crowley	Jones	Sibraa
Bolkus	Devlin	McClelland	Tate
Button	Elstob	McIntosh (Teller)	Walsh
Childs	Evans, Gareth	McKiernan	Zakharov
Coates	Foreman	Maguire	
Colston	Georges	Primmer	
Cook	Giles	Reynolds	

And so it was resolved in the affirmative.

Bill agreed to with a request.

Dairy Produce Market Support Levy Bill 1985 to be reported without requests.

Dairy Legislation Amendment Bill 1985 and Dairy Produce Market Support Bill 1985 to be reported with amendments.

Dairy Industry Stabilization Levy Amendment Bill 1985 to be reported with a request.

The Acting Deputy-President (Senator Tate) resumed the Chair; and the Chairman of Committees (Senator Hamer) reported accordingly.

On the motion of the Minister for Finance (Senator Walsh) the Report from the Committee was adopted.

On the motion of Senator Walsh the Dairy Produce Market Support Levy Bill 1985, the Dairy Legislation Amendment Bill 1985 and the Dairy Produce Market Support Bill 1985 were read a third time.

- 23 **ORDER OF BUSINESS—RE-ARRANGEMENT:** The Leader of the Government (Senator Button) moved—That Government Business, Orders of the Day for the remainder of this day be considered in the following order—

(a) No. 6 (Repatriation Legislation Amendment Bill 1985);

(b) No. 3 (National Health Amendment Bill 1985);

(c) No. 2 (Social Security Legislation Amendment Bill 1985);

(d) No. 4 (Local Government (Personal Income Tax Sharing) Amendment Bill 1985); and

(e) No. 5 (Defence (Re-establishment) Amendment Bill 1985).

Question—put and passed.

- 24 **PRIVILEGES—STANDING COMMITTEE—REPORT:** The Chairman of the Standing Committee of Privileges (Senator Childs) tabled the following Report:

Report on Question of Appropriate Penalties Arising from the Report of the Committee of Privileges of 17 October 1984 (8th Report of the Series), dated 23 May 1985, together with transcript of evidence (3 vols).

Ordered—That the Report be printed.

Senator Childs, by leave, moved—That the recommendations of the Committee of Privileges, as contained in paragraphs 5.19, 5.20 and 6.5 of the Committee's Report on the Question of Appropriate Penalties arising from the Report of the Committee of Privileges of 17 October 1984, be adopted.

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

- 25 **REPATRIATION LEGISLATION AMENDMENT BILL 1985:** Order of the Day read for the adjourned debate on the motion of the Minister for Community Services (Senator Grimes)—That this Bill be now read a second time.

Debate resumed.

Senator Macklin addressing the Chair—

And it being 6.30 p.m.—

- 26 **ADJOURNMENT:** The Deputy-President (Senator Hamer), under Sessional Order, put the Question—That the Senate do now adjourn.

Question—resolved in the affirmative.

The Senate adjourned at 6.30 p.m. till Monday next, at 2 p.m.

27 **ATTENDANCE:** Present, all Senators except Senators Coleman (on leave), Gietzelt, Parer, Robert Ray and Walters.

A. R. CUMMING THOM,
Clerk of the Senate