Index
NEW SOUTH WALES
LEGISLATIVE ASSEMBLY

FORTY-SEVENTH PARLIAMENT—FIRST SESSION

VOTES
AND
PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY
DURING THE SESSION
OF
1981-82

(WITH THE VARIOUS DOCUMENTS CONNECTED THERewith)
NEW SOUTH WALES

FORTY-SEVENTH PARLIAMENT—FIRST SESSION

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY

1981–82

(Opened 28 October, 1981—Prorogued, 26 May, 1982)

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Presented pursuant to Notice (Mr K. J. Stewart), read 1° and 2°, 132; declared urgent (Mr Walker), 138; 2° adjourned 138, 150; read 2° and committed, 138; House in Committee, reported without amendment, Report adopted, 157; read 3° (formal), 160; returned without amendment, 202.

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Presented pursuant to Notice (Mr Booth), read 1° and 2°, 184; declared urgent (Mr Walker), 191; read 2° and committed, reported without amendment, Report adopted, read 3° (Speaker's consent), 194; returned with amendments, 211; Council's amendments agreed to, 216.

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LOCAL GOVERNMENT AND OTHER AUTHORITIES (SUPERANNUATION) AMENDMENT BILL:
Presented pursuant to Notice (Mr Hills), read 1° and 2°, 122; read 2° and 3°, 170; returned without amendment, 187.

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Presented pursuant to Notice (Mr Gordon), read 1° and 2°, 185; declared urgent (Mr Walker), 195; read 2° and committed, reported without amendment, Report adopted, read 3° (Speaker's consent), 195; returned with amendments, 214; Council's amendments agreed to, 217.

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Presented pursuant to Notice (Mr Brereton), read 1° and 2°, 186; declared urgent (Mr Walker), 195; read 2° and committed, reported without amendment, Report adopted, read 3° (Speaker's consent), 201; returned without amendment, 205.
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Presented pursuant to Notice (Mr Hills), read 1° and 2°, 144; read 2° and committed, 177; House in Committee, reported without amendment, Report adopted, 186; read 3° (formal), 190; returned without amendment, 203.

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Presented pursuant to Notice (Mr K. J. Stewart), read 1° and 2°, 132; declared urgent (Mr Walker), 138; 2° adjourned, 138, 150; read 2° and committed, reported without amendment, Report adopted, 157; read 3° (formal), 160; returned without amendment, 202.

MISCELLANEOUS ACTS (COMPANIES) AMENDMENT BILL:
Presented pursuant to Notice (Mr Walker), read 1° and 2°, 63; declared urgent (Mr Walker), 69; read 2° and committed, reported without amendment, Report adopted, read 3° (Speaker's consent), 73; returned without amendment, 86; Assent reported, 97.

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Presented pursuant to Notice (Mr Cox), read 1° and 2°, 182; declared urgent (Mr Walker), 191; read 2° and committed, reported without amendment, Report adopted, read 3° (Speaker's consent), 191; returned without amendment, 205.

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Presented pursuant to notice (Mr Anderson), read 1st and 2nd, 186; declared urgent (Mr Walker), 195; read 2nd and committed, reported without amendment, Report adopted, read 3rd (Deputy-Speaker’s consent), 203; returned without amendment, 211.

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Presented pursuant to Notice (Mr K. J. Stewart), read 1st and 2nd, 132; declared urgent (Mr Walker), 138; 2nd adjourned, 138, 150; read 2nd and committed, reported without amendment, Report adopted, 157; read 3rd (formal), 160; returned without amendment, 202.

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Motion (Mr Cavalier) (Urgency—Suspension of Standing Orders, pursuant to Notice), That this House condemns the present monetary, fiscal and economic policies of the Fraser Government because of their cruel impact on the people of New South Wales in: (i) increasing interest rates; (ii) raising medical costs; (iii) permitting excessive charging by doctors; (iv) tolerating large scale tax avoidance; and (v) abandoning wage and tax indexation, agreed to, 112.

DISALLOWANCE OF REGULATION UNDER THE BREAD (PRICES DETERMINATION) ACT, 1980:

Motion (Mr Collins) (pursuant to Notice), That this House disallows the amendments to the Bread (Prices Determination) Regulation, 1981, made pursuant to the Bread (Prices Determination) Act, 1980, as set forth in the notice appearing in the Government Gazette No. 144 of 2 October, 1981, a copy of which was laid upon the Table of this House on 29 October, 1981, negatived, 54.

DISALLOWANCE OF REGULATION UNDER THE LANDLORD AND TENANT (RENTAL BONDS) ACT, 1977:

Motion (Mr Greiner) (pursuant to Notice), That this House disallows the amendment to the Landlord and Tenant (Rental Bonds) Regulation made pursuant to section 19 of the Landlord and Tenant (Rental Bonds) Act, 1977, as set forth in the notice appearing in Government Gazette No. 11 of 22 January, 1982, a copy of which was laid upon the Table of this House on 11 March, 1982, negatived, 155.

DISALLOWANCE OF REGULATION UNDER THE PAY-ROLL TAX ACT, 1971:

Motion (Mr Greiner) (pursuant to Notice), That this House disallows the amendments to the Pay-roll Tax Regulations, 1971, made pursuant to the Pay-roll Tax Act, 1971, as set forth in the Notice appearing in the Government Gazette No. 139 of 18 September, 1981, a copy of which was laid upon the Table of this House on 29 October, 1981, negatived, 62.
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**Dissent from Mr Speaker's Decision:**

Motion *(Mr Cameron) (pursuant to Notice)*, That this House dissent from the decision of Mr Speaker, given on Thursday, 29 October, 1981, that Government backbench Members should henceforth have an opportunity to ask questions without notice in the ratio of five to three as against Opposition Members, negatived, 26.

**Divisions and Quorums:**

Motion *(Mr Walker) (pursuant to Notice)*, That during the currency of the Forty-seventh Parliament, unless otherwise ordered—

1. Standing Orders Nos 41, 44, 207 and 322 are amended by leaving out the words “two minutes” wherever occurring and inserting the words “five minutes”, instead thereof.

2. When the House or the Committee has carried the question, “That the question be now put”, the Speaker or the Chairman of Committees, as the case may be, may order the doors to be locked immediately after the division bell has been rung in respect of a division on any question that is consequential on the closure motion.

3. When successive divisions are taken and—
   a. there is no intervening debate after the first division, or
   b. any intervening debate after the first division is of a limited nature and the Speaker or the Chairman of Committees, as the case may be, considers that sufficient time has elapsed after the division bell has been rung the Speaker or the Chairman may order the doors to be locked and the vote taken.

4. Notwithstanding anything contained in the standing orders and except as provided by Standing Order 42 when a quorum has once been formed during a sitting, and attention is again drawn by any Member to the fact that a quorum is not present, it shall be in the discretion of the Speaker or the Chairman of Committees, as the case may be, to proceed with the business or to count the House or Committee, agreed to, 20.

**Electricity Supply System:**

Motion *(Mr Dowd) (Urgency—Suspension of Standing Orders)*, That this House calls on the Government to furnish to this Parliament by the 16 February, 1982, a complete and detailed report on the present capacity of the New South Wales electricity supply system, the present state of repair of that system and the projected capacity of that system to comply with the needs of industry and the public and further to report to this Parliament as to the projected proposed developments of electricity generation in this State over the next five years to enable industry to plan for the development of New South Wales, negatived, 102.

**Fuel Taxes and Road Programme Funding:**

Motion *(Mr Face) (pursuant to Notice)*, That this House condemns the present Federal Government for its persistent and wilful refusal to refund to the States of Australia an adequate share of fuel taxes collected and, secondly, calls upon the Federal Government to return to the States adequate funds for programmes of maintenance and construction of roads throughout New South Wales, and amendment *(Mr Brewer)* to leave out and insert words, motion lapsed, 27.

**Government's Financial Situation:**

Motion *(Mr Punch) (Urgency)*, That in view of the alarming rundown in the State's cash reserves and the Government's obvious difficulty in meeting its day to day financial commitments, this House be advised of the true financial situation of the New South Wales Government and its ability to continue to meet essential payments, negatived, 131.

**Industrial and Financial Situation:**

Motion *(Mr Punch) (Urgency)*, That because of its failure to effectively handle the industrial situation in New South Wales and properly manage the State's finances, and because of its failure to disclose the true financial situation to the people of New South Wales, the Government is deserving of censure, negatived, 190.

**Industrial Disputes:**

Motion *(Mr Punch) (Urgency)*, That in view of the widespread industrial unrest crippling business and commerce in this State, the obvious lack of union control, positive leadership or direction by the Premier, this House calls on the New South Wales Government to seek wider powers by way of a referendum to control the reckless and arrogant minority of unionists who are inflicting hardship on the New South Wales community, destroying our overseas trading relationships and irreparably damaging the State and National economies, negatived, 117.
INTRODUCTION OF PUBLIC BILLS:

Motion (Mr Walker) (pursuant to Notice), That during the currency of the Forty-seventh Parliament, unless otherwise ordered—

1. A public bill (unless sent from the Council) shall be initiated by notice of motion for leave to bring in the bill. The question that leave be given shall be decided without debate or amendment. On the presentation of a bill it shall be read a first time without any question being put.

2. After the first reading, the bill shall be printed. The second reading of the bill may be moved forthwith or made an order of the day for a later time or future day. Immediately following the second reading speech, the debate thereon shall be adjourned until a future day which shall be at least two sitting days ahead.

Provided that if a Minister declares a bill to be an urgent bill and copies have been circulated among members, the question "That the Bill be considered an urgent Bill" shall be put forthwith, no debate or amendment being allowed. On such question being agreed to, the second reading debate may be proceeded with forthwith or at any time during any sitting of the House.

3. A Minister may, during or after his second reading speech, table for incorporation in the Parliamentary Debates additional detailed or explanatory information to assist members in their understanding of the bill.

4. Except as provided in this resolution the procedure on bills shall be in accordance with Standing Orders, agreed to, 19.

JOINT STANDING COMMITTEE UPON ROAD SAFETY:

Motion (Mr Cox) (pursuant to Notice), That a Joint Standing Committee be appointed to inquire into and report upon road safety in New South Wales with the following Terms of Reference:

1. As an ongoing task, the Committee is to—

(a) monitor, investigate and report on the road safety situation in New South Wales; and

(b) review and report on counter measures aimed at reducing deaths, injuries, and the social and economic costs to the community arising from road accidents.

Without restricting the generality of the foregoing, the following are to be given urgent consideration—

(i) Counter measures aimed at traffic accidents associated with alcohol and other drugs.

(ii) Traffic law enforcement measures and their effectiveness.

(iii) A review of human factors affecting traffic accidents, especially those relating to driver and rider licensing requirements and standards.

(iv) The social and economic impact of death and serious and debilitating injuries resulting from traffic accidents.

(v) Heavy vehicle safety.

2. That such Committee consist of five members of the Legislative Assembly and three members of the Legislative Council and that, notwithstanding anything contained in the Standing Orders of either House, at any meeting of the Committee, any five members shall constitute a quorum provided that the Committee shall meet as a joint committee at all times.

3. That Mr Johnson, Mr O'Neill, Mr Paciullo, Mr Fischer and Dr Metherell, be appointed to serve on such Committee as the members of the Legislative Assembly.

4. That the Committee have leave to sit during the sittings or any adjournment of either or both Houses, to adjourn from place to place, to make visits of inspection within the State of New South Wales and other States and Territories of Australia, agreed to, 155.

ORGANIZED CRIME:

Motion (Mr Dowd) (Urgency—pursuant to Notice), That this House views with concern the penetration of organized crime into Government administration in New South Wales particularly in sections of the Police Force, the prison system and the administration of justice, and calls on the Government to establish a Royal Commission into the penetration of organized crime into New South Wales Government administration, negatived, 68.

POWER GENERATION AND CONSUMPTION:

Motion (Mr Dowd) (Urgency), That this House calls on the Government to table and publish all reports prepared by or held by the Government on the power generation capacity and the domestic and commercial consumption of energy in New South Wales and, in particular, the Management Audit Report of the Electricity Commission of New South Wales of January 1977 and the Report of Mr J. S Newton of March 1980, negatived, 148.
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Motion (Mr Akister) (pursuant to Notice), That this House supports the joint efforts of the Local Government Association of New South Wales and the Shires Association of New South Wales in their attempt to achieve adequate financial grants from the Commonwealth Government for roads, and calls upon the Federal Government to reassess its budgetary priorities so as to create a safer, more efficient road network for the whole of the State, thereby facilitating the movement of goods, promotion of tourism and reduction of unemployment, and amendment (Mr Brewer) to leave out and insert words, negatived, 163; motion agreed to, 163.

SELECT COMMITTEE UPON ROAD SAFETY:
Motion (Mr Fischer) (pursuant to Notice), (1) That a Select Committee be appointed to inquire into and report upon:
(a) All aspects of road safety within the State of New South Wales;
(b) Specific matters relating to combating the unacceptable level of road fatalities and injuries both in city and country areas, including an examination of the following:
(i) The desirability of introducing random breathalyser testing as an additional measure towards reducing the road toll;
(ii) A review of drivers licence requirements including consideration of periodic testing for all drivers, particularly those over the age of sixty-five years;
(iii) Any other provisions which might be recommended towards achieving a substantial reduction in the New South Wales road toll.
(2) That the Committee consist of Mr Aquilina, Mr Cavalier, Mrs Crosio, Mr Face, Dr Methcrell, Mr Park and the mover.
(3) That the Committee have leave to sit during the sittings or any adjournment of the House, to adjourn from place to place, to make visits of inspection within the State of New South Wales and to other States and Territories of the Commonwealth, lapsed, 144.

SYDNEY (KINGSFORD-SMITH) AIRPORT:
Motion (Mr Punch) (Urgency), That this House: (1) Recognizes that the refusal of the New South Wales Government to agree to construction of a second runway at Kingsford-Smith Airport is inflicting grave damage on the State's economy and threatens major city and country industries; and (2) Calls upon the Government as a matter of urgency to proceed immediately with the construction of an additional runway at Kingsford-Smith Airport to avert the progressive restriction of air services to and from Sydney and to ensure Sydney's continuing role as Australia's major airport, negatived, 50.

VOTE OF CENSURE—PREMIER AND THE MINISTER FOR POLICE AND MINISTER FOR SERVICES:
Motion (Mr Dowd) (Urgency—pursuant to Notice), That this House deplores the actions of the Premier and the Minister for Police and Minister for Services arising out of the questions asked by the Members of the Opposition this Session in relation to Deputy Commissioner W. A. R. Allen and other Police Officers and other related matters and resolves that the Premier and the Minister for Police and Minister for Services are deserving of the censure of this House, negatived, 76.

VOTE OF NO CONFIDENCE—GOVERNMENT:
Motion (Mr Punch) (Urgency), That because of its failure to: (a) Properly manage the economy of New South Wales; (b) Contain industrial disputation and thus protect the jobs of thousands of State workers; (c) Contain the massive increases in charges announced since the election; (d) Maintain an adequate and reliable power supply for New South Wales; (e) Consider the needs of country people; and (f) Maintain the principle of private ownership, the Government no longer possesses the confidence of this House, negatived, 91.

VOTE OF NO CONFIDENCE—GOVERNMENT:
Motion (Mr Rozzoli) (Urgency), That this Government no longer possesses the confidence of this House because of its capitulation of the right to govern to extremist minority groups in the trade union movement, negatived, 149.

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Motion (Mr Walker) (Urgency—Suspension of Standing Orders), That, unless otherwise ordered, this House shall meet on Monday, 30 November and Tuesday, 1 December, 1981 at 2.15 p.m.; and on Wednesday, 2 December and Thursday, 3 December, 1981 at 10.30 a.m., agreed to, 58.

Motion (Mr Walker) (pursuant to Notice), That, unless otherwise ordered, (1) This House shall meet on Monday, 5 April, 1982, at 10.30 o’clock a.m., and (2) During the remainder of the present Session, Government Business shall take precedence of General Business, agreed to, 182.

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**Nomination Day:** 3 September, 1981.

**Polling Day:** 19 September, 1981.

**Return of Writs:** 23 October, 1981.

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**OFFICERS**

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<tr>
<th>Speaker</th>
<th>The Hon. Lawrence Borthwick KELLY</th>
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<tbody>
<tr>
<td>Chairman of Committees</td>
<td>Thomas James CAHILL</td>
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<td>Clerk of the Legislative Assembly</td>
<td>David Leslie WHITELAW</td>
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<td>Clerk-Assistant</td>
<td>Graeme Harris COOKSELEY</td>
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<td>Second Clerk-Assistant</td>
<td>Russell David GROVE</td>
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<td>Second Clerk-Assistant (Administrative)</td>
<td>Leslie Craig JOHNSON</td>
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<tr>
<td>Serjeant-at-Arms</td>
<td>Peter John MCHUGH</td>
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THE GOVERNOR
(Sworn 20 January, 1981)

THE MINISTRY
Premier and Minister for Mineral Resources:
The Hon. Neville Kenneth Wran, Q.C., M.P.

Deputy Premier, Minister for Public Works and Minister for Ports:
The Hon. Laurie John Ferguson, M.P.

Minister for Transport:
The Hon. Peter Francis Cox, M.P.

Attorney-General, Minister of Justice and Minister for Aboriginal Affairs:
The Hon. Francis John Walker, Q.C., M.P.

Minister for Industrial Relations and Minister for Technology:
The Hon. Patrick Darcy Hills, M.P.

Minister for Energy, Minister for Water Resources and Vice-President of the Executive Council:
The Hon. David Paul Landa, LL.B., M.L.C.

Treasurer:
The Hon. Kenneth George Booth, M.P.

Minister for Industrial Development and Minister for Decentralisation:
The Hon. Donald Day, M.P.

Minister for Corrective Services:
The Hon. Rex Frederick Jackson, M.P.

Minister for Planning and Environment:
The Hon. Eric Lance Bedford, B.A., M.P.

Minister for Youth and Community Services:
The Hon. Kevin James Stewart, M.P.

Minister for Education:
The Hon. Ronald Joseph Mulock, LL.B., M.P.

Minister for Local Government and Minister for Lands:
The Hon. Alan Robert Lindsay Gordon, M.P.

Minister for Agriculture and Fisheries:
The Hon. Jack Rowland Hallam, M.L.C.

Minister for Housing, Minister for Co-operative Societies and Minister Assisting the Premier:
The Hon. Terence William Sheahan, B.A., LL.B., M.P.

Minister for Health:
The Hon. Laurence John Brereton, M.P.

Minister for Police and Minister for Services:
The Hon. Peter Thomas Anderson, M.P. (a)

Minister for Sport and Recreation and Minister for Tourism:
The Hon. Michael Arthur Cleary, M.P. (b)

Minister for Consumer Affairs and Minister for Roads:
The Hon. Paul Francis Patrick Whelan, LL.B., M.P.

Leader of the Opposition:
John Robert Arthur Dowd, LL.B., M.P.

Deputy-Leader:
Kevin Richard Rozolli, M.P.

Whips:
Government: James Patrick Flaherty, M.P.
Opposition: Timothy John Moore, LL.B., M.P.
Country Party: Timothy Andrew Fischer, M.P.

(a) Minister for Police and Emergency Services from 26th May, 1982
(b) Minister for Leisure, Sport and Tourism from 26th May, 1982