

1996-97

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 134

MONDAY, 1 DECEMBER 1997

1 The House met, at 12.30 p.m., pursuant to adjournment. The Speaker (the Honourable Bob Halverson) took the Chair, and read Prayers.

2 AUSTRALIAN PARLIAMENTARY DELEGATION—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER

Mr Nugent presented the following paper:

Australian Parliamentary Delegation to Tuvalu, Kirabati, Vanuatu and Papua New Guinea, 3 to 19 October 1997—Report, November 1997.

Mr Nugent and Mr Mossfield made statements in connection with the report.

The time allotted for making statements on the report having expired—

Mr Nugent moved—That the House take note of the report.

Mr Nugent was granted leave to continue his speech when the debate is resumed.

In accordance with standing order 102B, the debate was adjourned, and the resumption of the debate made an order of the day for the next sitting.

3 PRIMARY INDUSTRIES, RESOURCES AND RURAL AND REGIONAL AFFAIRS—STANDING COMMITTEE—REPORT—STATEMENT BY MEMBER—MOTION TO TAKE NOTE OF PAPER

Mrs Bailey (Chair) presented the following papers:

Primary Industries, Resources and Rural and Regional Affairs—Standing Committee—Developments in New Zealand agriculture: Visit to New Zealand, 16 to 19 June 1997—Report, November 1997.

Mrs Bailey made a statement in connection with the report.

The time allotted for making statements on the report having expired—

Ordered—That the report be printed.

Mrs Bailey moved—That the House take note of the report.

Mrs Bailey was granted leave to continue her speech when the debate is resumed.

In accordance with standing order 102B, the debate was adjourned, and the resumption of the debate made an order of the day for the next sitting.

4 LEGAL AND CONSTITUTIONAL AFFAIRS—STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER

Mr K. J. Andrews (Chair) presented the following papers:

Legal and Constitutional Affairs—Standing Committee—Review of the Auditor-General's audit report No. 33 of 1996-97—The administration of the Family Court of Australia—

Report, November 1997.

Evidence received by the committee.

Minutes of proceedings.

Ordered—That the report be printed.

Mr K. J. Andrews and Mr McClelland made statements in connection with the report.

The time allotted for making statements on the report having expired—

Mr K. J. Andrews moved—That the House take note of the report.

Mr K. J. Andrews was granted leave to continue his speech when the debate is resumed.

In accordance with standing order 102B, the debate was adjourned, and the resumption of the debate made an order of the day for the next sitting.

5 TREATIES—JOINT STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER

Mr Taylor (Chair) presented the following papers:

Treaties—Joint Standing Committee—12th report—Australia-Indonesia maritime delimitation treaty—

Report, November 1997.

Evidence received by the committee.

Minutes of proceedings.

Ordered—That the report be printed.

Mr Taylor and Mr L. D. T. Ferguson made statements in connection with the report.

The time allotted for making statements on the report having expired—

Mr Taylor moved—That the House take note of the report.

Mr Taylor was granted leave to continue his speech when the debate is resumed.

In accordance with standing order 102B, the debate was adjourned, and the resumption of the debate made an order of the day for the next sitting.

**6 FAMILY AND COMMUNITY AFFAIRS—STANDING COMMITTEE—REPORT—
STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER**

Mr Forrest (Chair) presented the following papers:

Family and Community Affairs—Standing Committee—Men's health—
Summary report of a seminar—

Report, November 1997.

Evidence received by the committee.

Minutes of proceedings.

Ordered—That the report be printed.

Mr Forrest and Ms Ellis made statements in connection with the report.

The time for consideration of committee and delegation reports having
expired—

Mr Forrest moved—That the House take note of the report.

Mr Forrest was granted leave to continue his speech when the debate is
resumed.

In accordance with standing order 102B, the debate was adjourned, and the
resumption of the debate made an order of the day for the next sitting.

7 PRIVATE HEALTH INSURERS AND COMPENSATION CLAIMS

Mr Fitzgibbon, pursuant to notice, moved—That this House:

- (1) notes that Australians who have sustained an injury or been involved in an
accident which may be the subject of a claim for compensation are unable
to claim benefits from private health insurers to assist with the payment of
medical and other costs incurred as a result of the accident or injury;
- (2) is concerned at the extreme hardship this creates for many Australians and
Australian families, often extending over many years; and
- (3) calls on the Government to present to the House, as a matter of urgency, a
bill which will:
 - (a) require private health insurers to pay provisional benefits to claimants
in respect of services which are the subject of compensation claims;
and
 - (b) provide for private health insurers to be reimbursed for these
payments from the compensation paid when this occurs.

Debate ensued.

At 1.45 p.m., the time allotted for the debate having expired, the debate was
interrupted in accordance with standing order 106A, Mrs Stone was granted
leave to continue her speech when the debate is resumed, and the resumption of
the debate was made an order of the day for the next sitting.

8 MEMBERS' STATEMENTS

Members' statements were made.

9 MINISTERIAL ARRANGEMENTS

Mr Howard (Prime Minister) informed the House that, during the absence abroad of Mr Costello (Treasurer), Mr Fahey (Minister for Finance and Administration) would be Acting Treasurer and would answer questions on his behalf.

Mr Howard also informed the House that, during the absence abroad of Mrs Bishop (Minister for Defence Industry, Science and Personnel), Mr McLachlan (Minister for Defence) would be Acting Minister for Defence Industry, Science and Personnel and would answer questions on her behalf.

10 QUESTIONS

Questions without notice were asked.

11 SUSPENSION OF STANDING AND SESSIONAL ORDERS—ROUTINE OF BUSINESS FOR 2 DECEMBER 1997

Mr Reith (Leader of the House), by leave, moved—That so much of the standing and sessional orders be suspended as would prevent the routine of business for Tuesday, 2 December 1997 being as follows, unless otherwise ordered:

1. Notices and orders of the day, government business (to be interrupted at 3 p.m. in order that questions without notice can be called on):

Provided that:

- (a) if a division is in progress at the time fixed for interruption, the division shall be completed and the result announced; and
 - (b) the Speaker shall fix the time for the resumption of the debate on any business under discussion and not disposed of at the time of interruption.
2. Questions without notice (at 3 p.m.).
 3. Presentation of papers.
 4. Ministerial statements, by leave.
 5. Matter of public importance.
 6. Notices and orders of the day, government business.

Question—put and passed.

12 PETITIONS

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

Mr Beazley and Ms Worth, from 39 and 19 pensioners, superannuants and retirees, respectively, praying that funding be provided to the Australian Pensioners' and Superannuants' Federation.

Mr Beazley, from 2802 petitioners, praying that certain action be taken regarding care for frail aged people.

Mr Bradford, from 579 electors of the Division of McPherson, praying that the Tugun bypass be completed before the year 2000 and a curfew be imposed on jet aircraft movements at Coolangatta Airport, Qld.

Mr Bradford, from 496 electors of the Division of McPherson, praying that a curfew be imposed on jet aircraft movements at Coolangatta Airport, Qld.

Mr Brough, from 3795 electors of the Division of Longman, praying that funding be provided to upgrade the Warrego Highway at Plainland, Qld.

Mr Brown, from 30 petitioners, praying that nursing home care be available to all and that the family home be exempted from assets tests relating to payment for such care.

Mr M. J. Evans, from 128 electors of the Division of Bonython, praying that the Salisbury, SA, Medicare office remain open.

Mr Filing, from 1818 petitioners, praying that Australia's involvement in rescuing the Thai economy be frozen until it is properly debated in Parliament.

Dr Lawrence, from 5371 petitioners, praying that certain action be taken to protect high conservation value forests.

Mr Lec, from 48 petitioners, praying that the ban on the importation of cooked chicken meat be maintained.

Ms Macklin, from 2634 residents of Victoria, praying that the public housing system be improved and expanded.

Mr O'Keefe, from 30 residents of Victoria, praying that a Medicare office be established in Sunbury, Vic.

Mr Sawford, from 143 petitioners, praying that an Australian citizen be Head of State.

Mr S. F. Smith, from 121 residents of Perth, praying that the accommodation bond requirement for nursing home residents be removed and funds for upgrading nursing home buildings be provided from consolidated revenue.

Petitions received.

13 PRIVATE HEALTH INSURANCE

The order of the day having been read for the resumption of the debate on the motion of Mr E. H. Cameron—That this House:

- (1) acknowledges that Australia's health system is reliant on a successful private health insurance industry complementing the public health system;
- (2) notes with concern the neglect of the former Labor Government to stem the exodus from private health insurance between 1984 and 1996;
- (3) calls on the Australian Labor Party to agree to supporting incentives for private health insurance as part of its policy platform at its annual conference in 1998;
- (4) expresses its support for the incentives provided by the Federal Government for people to maintain private health insurance and for those who do not have it, to take it out;

- (5) calls on private health insurers to minimise any premium increases which may force more Australians to reconsider their membership;
- (6) welcomes any further policies which encourage people who can afford to take out private health insurance, to do so; and
- (7) calls on the Government to refer the issue of private health insurance and the Australian health system to the Standing Committee on Family and Community Affairs for further solutions to alleviate the decline in private health insurance caused by the policies of the former Labor Government—

Debate resumed.

The time allotted for the debate having expired, the debate was interrupted, and the resumption of the debate made an order of the day for the next sitting.

14 UNEMPLOYMENT IN THE ACT

Ms Ellis, pursuant to notice, moved—That this House notes:

- (1) that the ACT economy has been driven into recession by the Howard Federal Government and the Carnell ACT Government;
- (2) that youth unemployment in the ACT exceeded 50 per cent in consecutive months in late 1996 and has consistently been above the national average since the election of the Howard and Carnell Liberal Governments;
- (3) the significant reduction in public sector employment in the ACT flowing from Federal and Territory budget cuts;
- (4) the absolute failure of the ACT Liberal Government to implement policies that will contribute to a reduction in the high levels of unemployment; and
- (5) the implicit admission by the Howard Government that it has no answer to the unemployment crisis in the ACT.

Debate ensued.

The time allotted for private Members' business having expired, the debate was interrupted, and the resumption of the debate made an order of the day for the next sitting.

15 GRIEVANCE DEBATE

Pursuant to the provisions of standing order 106, the order of the day having been read—

Question proposed—That grievances be noted.

Debate ensued.

The time allotted for the debate having expired—

Question—That grievances be noted—put and passed.

16 MESSAGE FROM THE SENATE

Message No. 398, 27 November 1997, from the Senate was reported acquainting the House that Senator Conroy had been discharged from attendance on the Joint Standing Committee on Electoral Matters, and that Senator Faulkner had been appointed a member of the committee.

17 POSTPONEMENT OF ORDERS OF THE DAY

Ordered—That orders of the day Nos. 2 to 28, government business, be postponed until a later hour this day.

18 SOCIAL SECURITY AND VETERANS' AFFAIRS LEGISLATION AMENDMENT (FAMILY AND OTHER MEASURES) BILL 1997—SENATE'S AMENDMENTS

The order of the day having been read for the consideration of the amendments made by the Senate, viz.:

SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE

- (1) Clause 2, page 3 (after line 16), at the end of the clause, add:
 - (18) Schedule 24 commences, or is taken to have commenced, on 20 September 1997, immediately after the commencement of Schedule 1 to the *Social Security Legislation Amendment (Further Budget and Other Measures) Act 1996*.
- (2) Schedule 6, item 1, page 28 (lines 6 and 7), omit the item.
- (3) Schedule 6, item 2, page 28 (lines 8 to 10), omit the item.
- (4) Schedule 6, item 3, page 28 (lines 11 to 14), omit the item.
- (5) Schedule 6, item 4, page 28 (line 17), omit “8”, substitute “13”.
- (6) Schedule 6, item 5, page 28 (line 21), omit “8”, substitute “13”.
- (7) Schedule 6, item 6, page 28 (lines 22 and 23), omit the item.
- (8) Schedule 6, item 7, page 28 (line 24) to page 29 (line 6), omit “8” (wherever occurring), substitute “13”.
- (9) Schedule 6, item 9, page 29 (lines 9 to 11), omit the item.
- (10) Schedule 19, item 2, page 110 (line 18), at the end of subsection (3AC), add:

, unless the person shares the premises with the person who pays, or is liable to pay, Government rent in respect of those premises and the person's income has been taken into account in calculating the amount of Government rent payable in respect of those premises.
- (11) Schedule 19, item 5, page 111 (line 6), at the end of subsection (4A), add:

, unless the person shares the premises with the person who pays, or is liable to pay, Government rent in respect of those premises and the person's income has been taken into account in calculating the amount of Government rent payable in respect of those premises.
- (12) Page 129 (after line 13), at the end of the bill, add:

Schedule 24—Superannuation investments***Social Security Act 1991*****1 After section 1118A**

Insert:

1118B Value of superannuation investments determined by Minister to be disregarded

- (1) The value of a person's investment in a superannuation fund, an approved deposit fund, a deferred annuity or an ATO small superannuation account is to be disregarded in calculating the value of the person's assets for the purposes of this Act (other than section 198J or 198L, subparagraph 263(1)(d)(iv), or section 1124A, 1125, 1125A, 1126, 1133 or 1135A) if the investment is specified in a determination made under subsection (2).
- (2) The Minister may specify:
 - (a) a specified investment in a superannuation fund, an approved deposit fund, a deferred annuity or an ATO small superannuation account; or
 - (b) a specified class of investments in a superannuation fund, an approved deposit fund, a deferred annuity or an ATO small superannuation account;
 in a determination for the purpose of subsection (1).
- (3) A determination under subsection (2) must be in writing.
- (4) A determination under subsection (2) takes effect on the day on which it is made or on such other day (whether earlier or later) as is specified in the determination—

Constitutional significance of Senate amendments—Statement by Speaker

The Speaker made the following statement:

It appears that proposed changes (5) and (8) will, if enacted, have the effect of increasing the expenditure under the standing appropriation in the Principal Act. Purported amendments (2) to (4), (6) and (7) and (9) are consequential to (5) and (8). The change proposed by the Senate which is numbered (12), with No. (1), which is consequential, would create a discretionary power to increase expenditure under a standing appropriation. The increase would be a legally possible, probable and expected increase in expenditure.

There is significant doubt that the Senate may proceed in such circumstances by way of amendment, because of the requirements of section 53 of the Constitution. A more appropriate way to proceed would be by way of request for amendment.

However, the purported amendments raise an additional important point of constitutional principle. Section 56 of the Constitution provides that a vote, resolution or proposed law for the appropriation of revenue shall not be passed unless the purpose of the appropriation has in the same session been recommended by message of the Governor-General to the House in which the proposal originated. House standing orders 297 and 298 are complementary to section 56, and provide for messages from the Governor-General recommending an appropriation for the purposes of or in relation to amendments or requests to be announced before the amendment is moved or

considered. It is my belief that certain of the purported amendments would increase expenditure under the appropriation, as I noted earlier. My belief is supported by legal opinion. No message has been reported in respect of the purported Senate amendments. In fact, a message could not be reported relating to a Senate amendment—only for Senate requests for amendment.

In the light of this, the matter for consideration becomes not so much the privileges and rights as between the two Houses, but observance of the requirements of the Constitution concerning the appropriation of revenue. Where there is a possibility of certain sections of the Constitution being considered to be matters on which the Courts might not make a pronouncement, there is an obligation on all involved in the parliamentary process to ensure that Constitutional propriety is observed.

Of course, it is for the House itself to decide what action to take in the matter.

Mr Ruddock (Minister representing the Minister for Social Security) moved—That the House endorses the statement of the Speaker in relation to the constitutional questions raised by message No. 341 transmitted by the Senate in relation to the Social Security and Veterans' Affairs Legislation Amendment (Family and Other Measures) Bill 1997.

Question—put and passed.

On the motion of Mr Ruddock, the Senate's purported amendments (1) to (9) and (12) were disagreed to.

Message from the Governor-General

Message No. 219, 17 November 1997, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of amendments to the Bill.

On the motion of Mr Ruddock the following amendments were made together in place of the Senate's purported amendments which were disagreed to:

Clause 2, page 3 (after line 16), at the end of the clause, add:

- (18) Schedule 24 commences, or is taken to have commenced, on 20 September 1997, immediately after the commencement of Schedule 1 to the *Social Security Legislation Amendment (Further Budget and Other Measures) Act 1996*.

Schedule 6—

Item 1, page 28 (lines 6 and 7), omit the item.

Item 2, page 28 (lines 8 to 10), omit the item.

Item 3, page 28 (lines 11 to 14), omit the item.

Item 4, page 28 (line 17), omit "8", substitute "13".

Item 5, page 28 (line 21), omit "8", substitute "13".

Item 6, page 28 (lines 22 and 23), omit the item.

Item 7, page 28 (line 24) to page 29 (line 6), omit "8" (wherever occurring), substitute "13".

Item 9, page 29 (lines 9 to 11), omit the item.

Page 129 (after line 13), at the end of the Bill, add:

Schedule 24—Superannuation investments

Social Security Act 1991

1 After section 1118A

Insert:

1118B Value of superannuation investments determined by Minister to be disregarded

- (1) The value of a person's investment in a superannuation fund, an approved deposit fund, a deferred annuity or an ATO small superannuation account is to be disregarded in calculating the value of the person's assets for the purposes of this Act (other than section 198J or 198L, subparagraph 263(1)(d)(iv), or section 1124A, 1125, 1125A, 1126, 1133 or 1135A) if the investment is specified in a determination made under subsection (2).
- (2) The Minister may specify:
 - (a) a specified investment in a superannuation fund, an approved deposit fund, a deferred annuity or an ATO small superannuation account; or
 - (b) a specified class of investments in a superannuation fund, an approved deposit fund, a deferred annuity or an ATO small superannuation account;
 in a determination for the purpose of subsection (1).
- (3) A determination under subsection (2) must be in writing.
- (4) A determination under subsection (2) takes effect on the day on which it is made or on such other day (whether earlier or later) as is specified in the determination.

On the motion of Mr Ruddock, Senate amendments (10) and (11) were agreed to, after debate.

19 SOCIAL SECURITY LEGISLATION AMENDMENT (PARENTING AND OTHER MEASURES) BILL 1997—SENATE'S AMENDMENTS

The order of the day having been read for the consideration of the amendments made by the Senate, viz.:

SCHEDULE OF THE AMENDMENTS MADE BY THE SENATE

- (1) Clause 2, page 2 (line 1), omit subclause (2), substitute:
 - (2) Part 3 of Schedule 1 commences on 1 July 1998. The remaining items of Schedule 1 commence on 20 March 1998.
- (2) Schedule 1, page 3 (after line 4), after the Schedule heading, insert:

Part 1—Amendment of the Social Security Act

- (3) Schedule 1, item 40, page 9 (lines 3 to 6), omit the item, substitute:

40 Subsection 23(1) (definition of *income maintenance period*)

Repeal the definition, substitute:

income maintenance period has the meaning given in points 1067-H5G and 1067-H5H, 1067E-G6G and 1067E-G6H, 1068-G7AG and 1068-G7AH, 1068A-E3 and 1068A-E4 and 1068B-D9 and 1068B-D10.

- (4) Schedule 1, item 55, page 11 (line 5), after paragraph (f), add:
 - ; or (g) parenting allowance (other than non-benefit allowance).
- (5) Schedule 1, item 57, page 11 (line 13), after paragraph (e), insert:
 - (ca) a sole parent pension; or
- (6) Schedule 1, item 86, page 15 (line 23), omit “Note”, substitute “Note 1”.
- (7) Schedule 1, item 86, page 15 (after line 24), after the note, insert:
 - Note 2: If a person is claiming parenting payment under a scheduled international social security agreement, the requirements of this subsection could be modified by section 1208A.
- (8) Schedule 1, item 86, page 29 (lines 8 and 9), omit “1131 and 1132”, substitute “1130B and 1130C”.
- (9) Schedule 1, page 93 (after line 29), after item 89, insert:

89A Paragraph 664A(1)(b)

Omit “sole parent pension”, substitute “pension PP (single)”.

89B Paragraph 664G(1)(a)

Repeal the paragraph, substitute:

- (a) the person would be qualified for a pension PP (single) apart from paragraphs 500(1)(b) and (d) (Australian residency requirements); and

89C Paragraph 665A(a)

Omit “sole parent pension”, substitute “pension PP (single)”.

89D Paragraph 665M(a)

Repeal the paragraph, substitute:

- (a) the person would be qualified for a pension PP (single) apart from paragraphs 500(1)(b) and (d) (Australian residency requirements); and

89E Subparagraph 665ZU(b)(i)

Omit “parenting allowance”, substitute “PP (partnered)”.

89F Section 665ZU (note 2)

Repeal the note, substitute:

Note 2: For *benefit PP (partnered)* see section 18.

89G Subparagraph 689(a)(i)

Omit “parenting allowance”, substitute “parenting payment”.

89H After paragraph 729(2)(ba)

Insert:

- (bb) the person is not disqualified for a PP (partnered) for the period solely because of the operation of section 500C (unemployment due to industrial action); and

89J Subparagraph 731(2)(a)(i)

Omit “parenting allowance”, substitute “parenting payment”.

89K Paragraph 771HA(1)(f)

Omit “parenting allowance”, substitute “parenting payment”.

89L Subparagraph 771HN(2)(a)(i)

Omit “parenting allowance”, substitute “parenting payment”.

89M Sections 775, 776, 777 and 777A

Repeal the sections.

89N After paragraph 778(b)

Insert:

Note: For *sole parent pension* see subsection 23(1).

89P Paragraph 778(c)

Repeal the paragraph.

89Q Section 781

Repeal the section.

89R Subparagraph 784(2)(a)(i)

Omit “parenting allowance”, substitute “parenting payment”.

89S Section 786

Repeal the section.

89T Paragraph 789(3)(a)

Omit “, a special needs wife pension or a special needs sole parent pension”, substitute “or a special needs wife pension”.

89U Paragraph 796(1)(d)

Repeal the paragraph.

89V Subsection 796(5)

Repeal the subsection.

89W Paragraph 796-B8(a)

Omit “special needs sole parent pension or a”.

89X Part 2.18

Repeal the Part.

89Y Subsection 900F(1)

Omit all the words after “Table C”, substitute “in point 1068B-C2 in Module C of the PP (Partnered) Rate Calculator in section 1068B.”.

89Z Subsection 900F(2)

Omit all the words after “Table C”, substitute “in point 1068B-C2 in Module C of the PP (Partnered) Rate Calculator in section 1068B.”.

89ZA Paragraph 900GA(2)(b)

Omit all the words after “Table C”, substitute “in point 1068B-C2 in Module C of the PP (Partnered) Rate Calculator in section 1068B.”.

89ZB Subparagraph 1002(2)(a)(i)

Omit “parenting allowance”, substitute “parenting payment”.

89ZC At the end of section 1061A

Add:

- (5) Paragraph (4)(c) does not apply to a person:
 - (a) who is receiving a pension PP (single); and
 - (b) who applies for an advance payment within the period of 28 days after ceasing to be a member of a couple.
- (6) Paragraph (4)(d) does not apply to a person if:
 - (a) the debt the person owes to the Commonwealth arose as a result of the person’s parenting payment rate changing from benefit PP (partnered) to pension PP (single); and
 - (b) the amount of the debt is smaller than the amount of advance payment to which the person would be entitled under Division 4.

89ZD Subsection 1061ED(3) (definition of *annual payment rate*)

Repeal the definition, substitute:

annual payment rate is:

- (a) if the person was receiving a social security pension on the last payday before the application for the advance payment was made—the rate at which the pension was payable under the relevant Pension Rate Calculator or Pension PP (Single) Rate Calculator (as the case requires) to the person on that payday, excluding any amount payable by way of remote area allowance; or
- (b) if the person was receiving a PP (partnered) on the last payday before the application for the advance payment was made—the rate at which pension PP (single) is payable to the person under the Pension PP (Single) Rate Calculator on the person’s first pension PP (single) payday after the application for the advance payment was made, excluding any amount payable by way of remote area allowance.

89ZE Subsection 1061EH(2) (example)

Omit “sole parent pension”, substitute “pension PP (single)”.

89ZF Section 1061JC (note)

Repeal the note, substitute:

Note: Pharmaceutical rates are to be found at:

- (a) point 1064-C8 of Pension Rate Calculator A;
- (b) point 1065-C8 of Pension Rate Calculator B;
- (c) point 1066-C7 of Pension Rate Calculator C;
- (d) point 1066A-D8 of Pension Rate Calculator D;
- (e) point 1066B-D8 of Pension Rate Calculator E;
- (f) point 1068A-C7 of Pension PP (Single) Rate Calculator.

89ZG Paragraphs 1061Q(3)(a) and (3A)(a)

Omit “parenting allowance”, substitute “benefit PP (partnered)”.

89ZH Paragraph 1061U(2)(a)

After “payday”, insert “or pension PP (single) payday, as the case requires,”.

89ZJ Paragraph 1061U(2)(b)

Omit “parenting allowance”, substitute “benefit PP (partnered)”.

89ZK Paragraph 1061U(2)(c)

Omit “parenting allowance—the first parenting allowance”, substitute “benefit PP (partnered)—the first PP (partnered)”.

89ZL Paragraph 1064(1)(e)

Repeal the paragraph.

89ZM Point 1064-A3

Repeal the point.

89ZN Paragraph 1064-E3(a)

Omit “sole parent pension”.

89ZP Point 1064-H3

Repeal the point.

89ZQ Paragraph 1066(1)(a)

Repeal the paragraph.

89ZR Subsection 1066(2)

Repeal the subsection.

89ZS Subsection 1066(3) (note 2)

Repeal the note.

89ZT Point 1066-E3

Repeal the point.

89ZU Points 1066-E4 and E5

Omit “or maintained”.

89ZV Points 1067-H5G to 1067-H5K (inclusive)

Repeal the points, substitute:

Certain leave payments taken to be ordinary income—employment continuing

1067-H5G If:

- (a) a person is employed; and
- (b) the person is on leave for a period; and
- (c) the person is or was entitled to receive a leave payment (whether as a lump sum payment, as a payment that is one of a series of regular payments or otherwise) in respect of a part or all of a leave period;

the person is taken to have received ordinary income for a period (the *income maintenance period*) equal to the leave period to which the leave payment entitlement relates.

Certain leave payments taken to be ordinary income—employment terminated

1067-H5H If:

- (a) a person's employment has been terminated; and
- (b) the person receives a leave payment (whether as a lump sum payment, as a payment that is one of a series of regular payments or otherwise);

the person is taken to have received ordinary income for a period (the *income maintenance period*) equal to the leave period to which the payment relates.

More than one leave payment on a day

1067-H5J If:

- (a) the person is covered by point 1067-H5H; and
 - (b) the person receives more than one leave payment on a day;
- the income maintenance period is worked out by adding the leave periods to which the payments relate.

Start of income maintenance period—employment continuing

1067-H5K If the person is covered by point 1067-H5G, the income maintenance period starts on the first day of the leave period to which the leave payment entitlement relates.

Start of income maintenance period—employment terminated

1067-H5KA If the person is covered by point 1067-H5H, the income maintenance period starts, subject to point 1067-H5KB, on the day the person is paid the leave payment.

Commencement of income maintenance period where there is a second leave payment—employment terminated

1067-H5KB If a person who is covered by point 1067-H5H is subject to an income maintenance period (the **first period**) and the person is paid another leave payment during that period (the **second leave payment**), the income maintenance period for the second leave payment commences the day after the end of the first period.

89ZW Point 1067-H5P

Repeal the point, substitute:

Single payment in respect of different kinds of leave—employment terminated

1067-H5P If a person who is covered by point 1067-H5H receives a single payment in respect of different kinds of leave, then, for the purposes of the application of points 1067-H5F to 1067-H5N (inclusive), each part of the payment that is in respect of a different kind of leave is taken to be a separate payment and the income maintenance period in respect of the single payment is worked out by adding the leave periods to which the separate payments relate.

89ZX Points 1067E-G6G to 1067E-G6K (inclusive)

Repeal the points, substitute:

Certain leave payments taken to be ordinary income—employment continuing

1067E-G6G If:

- (a) a person is employed; and
- (b) the person is on leave for a period; and
- (c) the person is or was entitled to receive a leave payment (whether as a lump sum payment, as a payment that is one of a series of regular payments or otherwise) in respect of a part or all of a leave period;

the person is taken to have received ordinary income for a period (the **income maintenance period**) equal to the leave period to which the leave payment entitlement relates.

Certain leave payments taken to be ordinary income—employment terminated

1067E-G6H If:

- (a) a person's employment has been terminated; and
- (b) the person receives a leave payment (whether as a lump sum payment, as a payment that is one of a series of regular payments or otherwise);

the person is taken to have received ordinary income for a period (the *income maintenance period*) equal to the leave period to which the payment relates.

More than one leave payment on a day

1067E-G6J If:

- (a) the person is covered by point 1067E-G6H; and
- (b) the person receives more than one leave payment on a day; the income maintenance period is worked out by adding the leave periods to which the payments relate.

Start of income maintenance period—employment continuing

1067E-G6K If the person is covered by point 1067E-G6G, the income maintenance period starts on the first day of the leave period to which the leave payment entitlement relates.

Start of income maintenance period—employment terminated

1067E-G6KA If the person is covered by point 1067E-G6H, the income maintenance period starts, subject to point 1067E-G6KB, on the day the person is paid the leave payment.

Commencement of income maintenance period where there is a second leave payment—employment terminated

1067E-G6KB If a person who is covered by point 1067E-G6H is subject to an income maintenance period (the *first period*) and the person is paid another leave payment during that period (the *second leave payment*), the income maintenance period for the second leave payment commences the day after the end of the first period.

89ZY Point 1067E-G6P

Repeal the point, substitute:

Single payment in respect of different kinds of leave—employment terminated

1067E-G6P If a person who is covered by point 1067E-G6H receives a single payment in respect of different kinds of leave, then, for the purposes of the application of points 1067E-G6F to 1067E-G6N (inclusive), each part of the payment that is in respect of a different kind of leave is taken to be a separate payment and the income maintenance period in respect of the single payment is worked out by adding the leave periods to which the separate payments relate.

89ZZ Section 1067E (table item 17 in Module J)

Repeal the item, substitute:

17.	Parenting payment (other than non-benefit PP (partnered))	Part 2.10
17A.	Partner allowance	Part 2.15A

89ZZA Points 1068-G7AG to 1068-G7AK (inclusive)

Repeal the points, substitute:

Certain leave payments taken to be ordinary income—employment continuing

1068-G7AG If:

- (a) a person is employed; and
- (b) the person is on leave for a period; and
- (c) the person is or was entitled to receive a leave payment (whether as a lump sum payment, as a payment that is one of a series of regular payments or otherwise) in respect of a part or all of a leave period;

the person is taken to have received ordinary income for a period (the ***income maintenance period***) equal to the leave period to which the leave payment entitlement relates.

Certain leave payments taken to be ordinary income—employment terminated

1068-G7AH If:

- (a) a person's employment has been terminated; and
- (b) the person receives a leave payment (whether as a lump sum payment, as a payment that is one of a series of regular payments or otherwise);

the person is taken to have received ordinary income for a period (the ***income maintenance period***) equal to the leave period to which the payment relates.

More than one leave payment on a day

1068-G7AJIf:

- (a) the person is covered by point 1068-G7AH; and
 - (b) the person receives more than one leave payment on a day;
- the income maintenance period is worked out by adding the leave periods to which the payments relate.

Start of income maintenance period—employment continuing

1068-G7AK If the person is covered by point 1068-G7AG, the income maintenance period starts on the first day of the leave period to which the leave payment entitlement relates.

Start of income maintenance period—employment terminated

1068-G7AKA If the person is covered by point 1068-G7AH, the income maintenance period starts, subject to point 1068-G7AKB, on the day the person is paid the leave payment.

Commencement of income maintenance period where there is a second leave payment—employment terminated

1068-G7AKB If a person who is covered by point 1068-G7AH is subject to an income maintenance period (the *first period*) and the person is paid another leave payment during that period (the *second leave payment*), the income maintenance period for the second leave payment commences the day after the end of the first period.

89ZZB Point 1068-G7AP

Repeal the point, substitute:

Single payment in respect of different kinds of leave—employment terminated

1068-G7AP If a person who is covered by point 1068-G7AH receives a single payment in respect of different kinds of leave, then, for the purposes of the application of points 1068-G7AF to 1068-G7AN (inclusive), each part of the payment that is in respect of a different kind of leave is taken to be a separate payment and the income maintenance period in respect of the single payment is worked out by adding the leave periods to which the separate payments relate.

(10) Page 140 (after line 25), at the end of Schedule 1, add:

91 Paragraph 1069-F2(1)(c)

Repeal the paragraph, substitute:

- (c) the person is partnered (partner in gaol); or
- (d) the person is a member of a respite care couple.

92 Point 1070-E2

Omit “parenting allowance”, substitute “PP (partnered)”.

93 Point 1070-E5 (step 1 of Table E)

Omit “parenting allowance (see point 1068A-B6)”, substitute “parenting payment (see point 1068B-B6)”.

94 Section 1072 (second sentence of note 1)

Omit the sentence, substitute:

See also point 1068B-D3 (PP (Partnered) Rate Calculator).

95 Section 1073

Omit “and 1068A-D8A to 1068A-D8J”, substitute “, 1068A-E2 to 1068A-E12 (inclusive) and 1068B-D7 to 1068B-D18”.

96 After paragraph 1100(3)(a)

Insert:

(aa) section 1068A (Pension PP (Single) Rate Calculator).

97 Paragraphs 1106(2)(a) and (b)

Omit “parenting allowance”, substitute “non-benefit PP (partnered)”.

98 Subsections 1109(1A) and (1B)

Omit “parenting allowance”, substitute “non-benefit PP (partnered)”.

99 Subsection 1118(1)

Omit “263(1)(d)(iv)”, substitute “501E(1)(d)(iv)”.

100 Subsection 1118A(2), section 1118AA and subsection 1119(1)

Omit “263(1)(d)(iv)”, substitute “501E(1)(d)(iv)”.

101 Paragraphs 1123(2)(a) and (b)

Omit “parenting allowance”, substitute “non-benefit PP (partnered)”.

102 After subsection 1129(1)

Insert:

(1A) In subsection (1):

social security pension does not include a pension PP (single).

Note: Financial hardship rules for pension PP (single) are contained in sections 1130B and 1130C.

103 After section 1130A

Insert:

1130B Access to financial hardship rules—pension PP (single)

(1) If:

- (a) a pension PP (single) is not payable to a person because of the application of an assets test; and
- (b) the person is not receiving and is not eligible to apply for acceptable alternative Commonwealth income support; and
- (c) either:
 - (i) sections 1108 and 1109 (disposal of income) and 1124A, 1125, 1125A and 1126 (disposal of assets) do not apply to the person; or
 - (ii) the Secretary decides that the application of those sections to the person should, for the purposes of this section, be disregarded; and
- (d) the person has an unrealisable asset; and
- (e) the person lodges with the Department, in a form approved by the Secretary, a request that this section apply to the person; and
- (f) the Secretary is satisfied that the person would suffer severe financial hardship if this section did not apply to the person;

the Secretary must determine that this section applies to the person.

Note: For *unrealisable asset* see subsections 11(12) and (13).

- (2) A reference in subsection (1) to *acceptable alternative Commonwealth income support* in relation to a person is a reference to payments (other than payments under the *Farm Household Support Act 1992*):
- (a) that are made available by the Commonwealth by way of income support; and
 - (b) the rate of which is not less than the rate of pension PP (single) that would be applicable to the person if pension PP (single) were payable to the person.
- (3) A decision under subsection (1) takes effect:
- (a) on the day on which the request under paragraph (1)(c) was lodged with the Department; or
 - (b) if the Secretary so decides in the special circumstances of the case—on a day not more than 6 months before the day on which the request under paragraph (1)(c) was lodged with the Department.

1130C Application of financial hardship rules—pension PP (single)

Value of unrealisable asset to be disregarded

- (1) If section 1130B applies to a person, the value of any unrealisable asset of the person is to be disregarded in working out whether a pension PP (single) is payable to the person.

Deduction from pension PP (single) maximum payment rate

- (2) If section 1130B applies to a person, there is to be deducted from the person's pension PP (single) maximum payment rate an amount equal to the person's adjusted annual rate of ordinary income.

Note: For *maximum payment rate* see Step 4 of the method statement in point 1068A-A1.

Adjusted annual rate of ordinary income

- (3) The *adjusted annual rate of ordinary income* of a person who is not a financial hardship farmer is an amount per year equal to the sum of:
- (a) the person's annual rate of ordinary income (other than income from assets); and
 - (b) the person's annual rate of ordinary income from assets that are not assets tested; and
 - (c) either:
 - (i) the person's annual rate of ordinary income from unrealisable assets; or

- (ii) the person's notional annual rate of ordinary income from unrealisable assets;
 - whichever is the greater; and
 - (d) an amount per year equal to \$26.00 for each \$250 of the value of the person's assets (other than disregarded assets).
- Note: For *financial hardship farmer* see subsection 23(1).
- (4) The **adjusted annual rate of ordinary income** of a person who is a financial hardship farmer is an amount per year equal to the sum of:
- (a) the person's annual rate of ordinary income (other than income from assets); and
 - (b) the person's annual rate of ordinary income from assets that are not assets tested; and
 - (c) either:
 - (i) the person's annual rate of ordinary income from unrealisable assets that are not subsection 11(14) assets; or
 - (ii) the person's notional annual rate of ordinary income from those assets;
 whichever is the greater; and
 - (d) either:
 - (i) the person's annual rate of ordinary income from subsection 11(14) assets; or
 - (ii) the amount per year that the person could reasonably be expected to obtain from a commercial lease or hiring of those assets;
 whichever is the lesser; and
 - (e) an amount per year equal to \$26.00 for each \$250 of the value of the person's assets (other than disregarded assets).

Note: For *financial hardship farmer* see subsection 23(1).

Assets tested asset

- (5) For the purposes of subsections (3) and (4), an asset is **not assets tested** if the value of the asset is to be disregarded under subsection 1118(1).

Notional annual rate of ordinary income from unrealisable assets

- (6) A person's **notional annual rate of ordinary income** from unrealisable assets is:
- (a) the amount per year equal to 2.5 per cent of the value of the person's unrealisable assets; or
 - (b) the amount per year that could reasonably be expected to be obtained from a purely commercial application of the person's unrealisable assets;

whichever is the lesser.

(7) Subsection (2) applies:

- (a) subject to subsection (9); and
- (b) despite section 500Q.

(8) If:

- (a) a person has disposed of assets and section 1125 or 1126 applies to the disposition; and
- (b) the Secretary has made a determination under paragraph 1130B(1)(c) in relation to the disposition;

this section applies to the person as if the person had not disposed of the assets.

(9) If the sum of the rate of pension PP (single) that would, apart from this subsection, be payable to a person and the annual rate of ordinary income of the person exceeds the maximum payment rate, the rate so payable is to be reduced by the amount per year of the excess.

104 Subsection 1131(2A)

Omit “parenting allowance”, substitute “PP (partnered)”.

105 Subsection 1131(2A) (note)

Repeal the note, substitute:

Note: For non-benefit PP (partnered) see Module B of the PP (Partnered) Rate Calculator at the end of section 1068B.

106 Subparagraph 1133(1)(a)(iv)

Repeal the subparagraph.

107 Subparagraph 1133(2)(a)(v)

Repeal the subparagraph.

108 Subsection 1134(3)

Omit “313,”.

109 Subsection 1158(1)

After “social security pension”, insert “(other than pension PP (single))”.

110 Section 1158 (note 1)

Repeal the note, substitute:

Note 1: If someone else is receiving a payment that depends on the person in gaol receiving one of these payments, that other person’s payment is not payable during the period identified in this section.

111 Paragraphs 1159(1)(a) and (2)(a)

After “social security pension”, insert “(other than pension PP (single))”.

112 Division 2 of Part 3.13 (heading)

Repeal the heading, substitute:

Division 2—Social security benefits (excluding parenting payment)

113 Section 1160

Omit “parenting allowance”, substitute “parenting payment”.

114 Division 3 of Part 3.13 (heading)

Repeal the heading, substitute:

Division 3—Parenting payment

115 Section 1162

Omit “allowance” (wherever occurring), substitute “payment”.

116 At the end of section 1162

Add:

Note: For *parenting payment* see section 18.

117 Subsection 1163(7)

After “sole parent pension”, insert “or a pension PP (single)”.

118 Subsection 1164(7)

Omit “allowance” (wherever occurring), substitute “payment”.

119 Subsection 1164(7)

Omit “granted to”, substitute “granted, or being payable, to”.

120 Subsection 1164(7) (note)

Omit all the words after “parenting”, substitute “payment see point 1068B-B6 of the PP (Partnered) Rate Calculator in section 1068B.”.

121 Subsections 1165(2) and (2AA)

Omit “If”, substitute “Subject to subsection (2B), if”.

122 Paragraphs 1165(2)(a) and (2AA)(a)

Omit “(other than a parenting allowance)”.

123 Subsections 1165(2A) and (2AAA)

Repeal the subsections.

124 Subsection 1165(2B)

Omit “allowance” (wherever occurring), substitute “payment”.

125 Subsection 1165(2B) (note)

Omit all the words after “parenting”, substitute “payment see point 1068B-B6 of the PP (Partnered) Rate Calculator in section 1068B.”.

126 Subsections 1166(4A) and (4B)

Omit “allowance” (wherever occurring), substitute “payment”.

127 Subsections 1168(4) and (5)

Omit “parenting allowance” (wherever occurring), substitute “parenting payment”.

128 Subsection 1168(5) (notes)

Omit “allowance” (wherever occurring), substitute “payment”.

129 Subsection 1168(6)

Omit “parenting allowance” (wherever occurring), substitute “parenting payment”.

130 Subsection 1168(6) (note)

Repeal the note, substitute:

Note: For the maximum basic component of parenting payment see point 1068B-B6 of the PP (Partnered) Rate Calculator in section 1068B.

131 Subsection 1168(7)

Omit “parenting allowance” (wherever occurring), substitute “parenting payment”.

132 Subsection 1168(7) (note)

Repeal the note, substitute:

Note: For the maximum basic component of parenting payment see point 1068B-B6 of the PP (Partnered) Rate Calculator in section 1068B.

133 Subsection 1170(1) (note)

Omit “, 300(7) and (8) (sole parent pension)”.

134 Subsection 1170(1) (note)

Before “660L(7)”, insert “511A(7) and (8)”.

135 Subsection 1170(1) (note)

Omit “or 951U(7) and (8) (parenting allowance)”.

136 Subsection 1170(4A)

Omit “If”, substitute “Subject to subsection (4B), if”.

137 Subsection 1170(4B)

Omit “parenting allowance” (wherever occurring), substitute “parenting payment”.

138 Subsection 1170(4B) (note 1)

Repeal the note, substitute:

Note 1: For the maximum basic component of parenting payment see point 1068B-B6 of the PP (Partnered) Rate Calculator in section 1068B.

139 Subsection 1170(4B) (note 2)

Omit “allowance” (wherever occurring), substitute “payment”.

140 Subsection 1174(6AA)

Omit “allowance” (wherever occurring), substitute “payment”.

141 Subsection 1174(6AA) (note)

Repeal the note, substitute:

Note: For the maximum basic component of parenting payment see point 1068B-B6 of the PP (Partnered) Rate Calculator in section 1068B.

142 Subsection 1179(6AA)

Omit “allowance” (wherever occurring), substitute “payment”.

143 Subsection 1179(6AA) (note)

Repeal the note, substitute:

Note: For the maximum basic component of parenting payment see point 1068B-B6 of the PP (Partnered) Rate Calculator in section 1068B.

144 At the end of Division 6 of Part 3.14

Add:

1185A References to parenting payment etc. to include references to parenting allowance

For the purposes of the application of this Part, a term set out in the second column of the table below is taken to include a reference to the corresponding term set out in the third column of the table:

Terminology Table		
Item	Term	Term included
1	parenting payment	parenting allowance
2	PP (partnered)	parenting allowance
3	maximum basic rate of PP (partnered)	maximum basic rate of parenting allowance
4	maximum basic component of parenting payment	maximum basic component of parenting allowance

Note: For *parenting allowance* see subsection 23(1).

145 Subparagraph 1187(1)(a)(iv)

Repeal the subparagraph, substitute:

(iv) parenting payment; or

146 Subparagraph 1187(1A)(a)(v)

Repeal the subparagraph.

147 Section 1190 (table item 1, at the end of column 4)

Add:

[Pension PP (Single) Rate Calculator—point 1068A-B1]

148 Section 1190 (table item 2, column 2)

Omit “parenting allowance”, substitute “PP (partnered)”.

149 Section 1190 (table item 2, column 4, entry referring to Parenting Allowance Rate Calculator)

Repeal the entry, substitute:

[PP (Partnered) Rate Calculator—point 1068B-C2—Table C—column 3—all amounts]

150 Section 1190 (table item 17, at the end of column 4)

Add:

[Pension PP (Single) Rate Calculator—point 1068A-D3—Table D—column 3]

151 Section 1190 (table item 17A, at the end of column 4)

Add:

[Pension PP (Single) Rate Calculator—paragraph 1068A-D1(d)—annual amount]

152 Section 1190 (table items 18 and 18A, column 2)

Omit “parenting allowance”, substitute “PP (partnered)”.

153 Section 1190 (table item 18, column 4, entries referring to Parenting Allowance Rate Calculator)

Repeal the entries, substitute:

[PP (Partnered) Rate Calculator—point 1068B-F6—Table F-2—column 4—all amounts]

154 Section 1190 (table item 18A, column 4, entries referring to Parenting Allowance Rate Calculator)

Repeal the entries, substitute:

[PP (Partnered) Rate Calculator—point 1068B-F2—Table F-1—column 3—all amounts]

[PP (Partnered) Rate Calculator—point 1068B-F6—Table F-2—column 3—all amounts]

155 Section 1190 (table item 20, at the end of column 4)

Add:

[Pension PP (Single) Rate Calculator—point 1068A-E14—Table E—column 2]

156 Section 1190 (table items 24 and 25, column 2)

After “social security pension”, insert “(other than pension PP (single))”.

157 Section 1190 (table items 28 and 29, column 2)

After “limit for”, insert “pension PP (single) and”.

158 Section 1190 (table item 28, at the end of column 4)

Add:

[subsection 500Q(2)—table—column 3—item 1]

159 Section 1190 (table item 29, at the end of column 4)

Add:

[subsection 500Q(2)—table—column 3—item 2]

160 Section 1190 (table items 30, 31, 32 and 33, column 2)

Omit “parenting allowance”, substitute “PP (partnered)”.

161 Section 1190 (table item 30, column 4, entry referring to Parenting Allowance Rate Calculator)

Repeal the entry, substitute:

[PP (Partnered) Rate Calculator—point 1068B-B3—Table B—column 3A—item 1]

162 Section 1190 (table item 31, column 4, entry referring to Parenting Allowance Rate Calculator)

Repeal the entry, substitute:

[PP (Partnered) Rate Calculator—point 1068B-B3—Table B—column 3B—item 1]

163 Section 1190 (table item 32, column 4, entry referring to Parenting Allowance Rate Calculator)

Repeal the entry, substitute:

[PP (Partnered) Rate Calculator—point 1068B-B3—Table B—column 3A—item 2]

164 Section 1190 (table item 33, column 4, entry referring to Parenting Allowance Rate Calculator)

Repeal the entry, substitute:

[PP (Partnered) Rate Calculator—point 1068B-B3—Table B—column 3B—item 2]

165 Section 1190 (table item 44, at the end of column 4)

Add:

[Pension PP (Single) Rate Calculator—point 1068A-C7]

166 Section 1190 (table item 47, paragraph (b) of column 2)

Repeal the paragraph.

167 Section 1190 (table item 47, column 4, entry referring to Parenting Allowance Rate Calculator)

Repeal the entry, substitute:

[PP (Partnered) Rate Calculator—point 1068B-E8—Table E—column 3—item 1]

168 Section 1190 (table item 49, column 2)

Omit “or a parenting allowance”.

169 Section 1190 (table item 49, column 4, entry referring to Parenting Allowance Rate Calculator)

Repeal the entry, substitute:

[PP (Partnered) Rate Calculator—point 1068B-E8—Table E—column 3—items 2 and 3]

170 Section 1190 (table items 49B and 49D, paragraph (b) of column 2)

Repeal the paragraphs.

171 Section 1190 (table item 49B, column 4, entry referring to Parenting Allowance Rate Calculator)

Repeal the entry, substitute:

[PP (Partnered) Rate Calculator—point 1068B-E8—Table E—column 3—item 4]

172 Section 1190 (table item 49D, column 4, entry referring to Parenting Allowance Rate Calculator)

Repeal the entry, substitute:

[PP (Partnered) Rate Calculator—point 1068B-E8—Table E—column 3—item 5]

173 Section 1190 (table item 49E (first occurring))

Repeal the item.

174 Section 1190 (table item 49K)

Repeal the item, substitute:

49K	Maximum basic component of parenting payment	Maximum basic PP (partnered) component	[PP (Partnered) Rate Calculator—point 1068B-B6]
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175 Section 1191 (table item 33B, column 2)

Repeal the entry, substitute:

maximum basic PP (partnered) component

176 Subparagraph 1195(1)(a)(v)

Omit “and”.

177 At the end of paragraph 1195(1)(a)

Add:

(vi) point 1068A-B1—the annual rate; and

178 At the end of section 1206H

Add:

(3) In this section:

social security entitlement includes a PP (partnered).

Note: For *PP (partnered)* see section 18.

179 Subsection 1207(2) (table item relating to Parenting Allowance Rate Calculator)

Repeal the item, substitute:

Pension PP (Single) Rate Calculator (section 1068A)	Module C	Module D	Module E	not applicable
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PP (Partnered) Rate Calculator (section 1068B)	Module E	Module F	Module D	not applicable
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180 After section 1208

Insert:

1208A Parenting payment claimed under international agreement

(1) If:

- (a) a scheduled international social security agreement authorises a person who is outside Australia to lodge a claim for parenting payment; and
- (b) the person, while outside Australia, lodges a claim for parenting payment; and
- (c) the person is not a member of a couple; and
- (d) the person would qualify for parenting payment but for the operation of any of the following:
 - (i) paragraph 500(1)(b) or (c);
 - (ii) subparagraph 500(1)(d)(ii) to the extent it requires a person to have been in Australia for the period specified in the subparagraph;
 - (iii) section 500F, 500G or 500H;

then:

- (e) the provisions referred to in paragraph (d) do not apply to the person; and
- (f) if parenting payment is payable to the person, it is taken to be payable to the person under the scheduled international social security agreement.

(2) If:

- (a) a person who is in Australia lodges a claim for parenting payment; and
- (b) the person is not a member of a couple; and
- (c) the person would qualify for parenting payment under a scheduled international social security agreement but for the operation of subparagraph 500(1)(d)(ii) to the extent it requires a person to have been in Australia for the period specified in the subparagraph;

then:

- (d) that requirement of subparagraph 500(1)(d)(ii) does not apply to the person; and

- (e) if parenting payment is payable to the person, it is taken to be payable to the person under the scheduled international social security agreement.

Note: Paragraphs 500(1)(b) and (c) and subparagraph 500(1)(d)(ii) deal with residence qualifications and a qualification based on a person being in Australia for a period. Sections 500F, 500G and 500H deal with requirements defining who is a PP child.

181 Section 1209

Omit “pension or allowance”, substitute “social security payment”.

182 Subsection 1210(1)

Omit “pension or allowance” (wherever occurring), substitute “social security payment”.

183 Point 1210-A1 (step 3 of the method statement)

Omit “pension or allowance”, substitute “social security payment”.

184 Paragraph 1210-B8(a)

Omit “sole parent pension”, substitute “pension PP (single)”.

Note: The heading to point 1210-B8 is altered by omitting “sole parent pension” and substituting “pension PP (single)”.

185 Section 1211

Omit “parenting allowance”, substitute “parenting payment”.

186 Section 1211

Omit “905(d)”, substitute “500(1)(c)”.

187 Section 1211 (note 7)

Repeal the note, substitute:

Note 7: A person is taken to be in Australia for the purposes of paragraph 500(1)(c) (qualification for parenting payment) if the person is temporarily absent from Australia for a period of 26 weeks or less.

188 Subsection 1212(2)

After “carer payment”, insert “, a pension PP (single)”.

189 Subparagraph 1212(3)(a)(iv)

Omit “sole parent pension”, substitute “pension PP (single)”.

190 Subparagraph 1212(3)(c)(iv)

Repeal the subparagraph.

191 Section 1214

Repeal the section.

192 Paragraph 1218(1)(d)

Repeal the paragraph.

193 Subparagraphs 1219(1)(a)(iv) and (2)(a)(iv)

Repeal the subparagraphs.

194 Subparagraphs 1220(1)(d)(iv) and (2)(d)(iv)

Repeal the subparagraphs.

195 Subparagraph 1220B(1)(a)(iv)

Repeal the subparagraph.

196 Paragraph 1220B(5)(a)

Omit “sole parent pension, a”.

197 Subparagraph 1220B(5)(d)(i)

Repeal the subparagraph.

198 Paragraph 1221-B8(a)

Omit “sole parent pension.”.

199 After subsection 1223(7)

Insert:

Amount of gap supplement (parenting payment) incorrectly paid

(7A) If:

- (a) an amount has been paid to a person by way of gap supplement under section 504G or 504H; and
- (b) some or all of that amount should not have been paid; so much of the amount as should not have been paid is a debt due to the Commonwealth.

200 Paragraph 1224E(1)(d)

After “social security entitlement”, insert “or PP (partnered)”.

201 Subsections 1229(9), 1229A(7) and 1230C(1)

Omit “pension, benefit or allowance” (wherever occurring), substitute “social security payment”.

202 Subsection 1237AAC(4)

After “parenting allowance” (wherever occurring), insert “or parenting payment”.

203 Subsection 1237AAC(5)

After “parenting allowance”, insert “or parenting payment (as the case requires)”.

204 Paragraph 1237AAC(5)(b)

After “allowance”, insert “or payment (as the case requires)”.

Note: The heading to subsection 1237AAC(5) is altered by adding at the end “*or parenting payment*”.

205 Subsection 1237AAC(6)

After “parenting allowance” (first, second and third occurring), insert “or parenting payment”.

206 Paragraph 1237AAC(6)(b)

Omit “specified at the relevant time in point 1068A-B6”, substitute “specified at the relevant time in the Parenting Allowance Rate Calculator or the PP (Partnered) Rate Calculator (as the case requires)”.

207 Subsection 1239(1) (note 1)

Omit “292A,”.

208 Subsection 1239(1) (note 1)

After “408MC,”, insert “509, 509F,”.

209 Subsection 1239(1) (note 1)

Omit “951F, 951L,”.

210 Subsection 1239(1) (note 1)

Omit “pension, benefit or allowance” (wherever occurring), substitute “social security payment”.

211 Subsection 1239(1) (note 1)

Omit “295B,”.

212 Subsection 1239(1) (note 1)

After “408NF,”, insert “510H,”.

213 Subsection 1239(1) (note 1)

Omit “951R,”.

214 Subsection 1240(1) (note 1)

Omit “292A,”.

215 Subsection 1240(1) (note 1)

After “408MC,”, insert “509, 509F,”.

216 Subsection 1240(1) (note 1)

Omit “951F, 951L,”.

217 Subsection 1240(1) (note 1)

Omit “pension, benefit or allowance” (wherever occurring), substitute “social security payment”.

218 Subsection 1240(1) (note 1)

Omit “295B,”.

219 Subsection 1240(1) (note 1)

After “408NF,”, insert “510H,”.

220 Subsection 1240(1) (note 1)

Omit “951R,”.

221 Subsections 1242(1) and (2)

Repeal the subsections, substitute:

(1) This section applies to a decision in relation to pension PP (single):

- (a) made under either section 510A (rate reduction) or 510B (cancellation); and
 - (b) that resulted from the formation of an opinion under subsection 506A(1) or (3).
- (2) If:
- (a) a person applies under subsection 1240(1) or 1240(1AA) for review of a decision to which this section applies; and
 - (b) the person makes the application within 14 days after being notified of the decision;

the following provisions have effect:

- (c) payment of the pension PP (single) is to continue, pending the determination of the review, as if the decision had not been made;
- (d) if the rate of parenting payment had been reduced as a result of being recalculated under the PP (Partnered) Rate Calculator in section 1068B, or payment had ceased, for a period before the person applied for the review—in spite of section 511A, arrears of pension PP (single) are payable to the person for the period;
- (e) this Act (other than this Chapter) applies as if the decision had not been made.

Note: The heading to section 1242 is altered by omitting “payment if review of section 282 cancellation” and substituting “parenting payment at pension PP (single) rate if review of section 506A”.

222 Subsection 1247(1) (note 1)

Omit “292A,”.

223 Subsection 1247(1) (note 1)

After “408MC,” insert “509, 509F,”.

224 Subsection 1247(1) (note 1)

Omit “951F, 951L,”.

225 Subsection 1247(1) (note 1)

Omit “pension, benefit or allowance” (wherever occurring), substitute “social security payment”.

226 Subsection 1247(1) (note 1)

Omit “295B,”.

227 Subsection 1247(1) (note 1)

After “408NF,” insert “510H,”.

228 Subsection 1247(1) (note 1)

Omit “951R,”.

229 Paragraph 1250(1)(d)

Omit “260, 261,”.

230 Paragraph 1250(1)(d)

After “423,” insert “501A, 501B”.

231 Paragraph 1250(1)(d)

Omit “928, 929.”.

232 Paragraph 1250(1)(j)

Omit “pension, benefit or allowance”, substitute “social security payment”.

233 Subsections 1252(1) and (2)

Repeal the subsections, substitute:

(1) This section applies to a decision in relation to pension PP (single):

- (a) made under either section 510A (rate reduction) or 510B (cancellation); and
- (b) that resulted from the formation of an opinion under subsection 506A(1) or (3).

(2) If:

- (a) a person applies to the Social Security Appeals Tribunal under subsection 1247(1) for review of the decision; and
- (b) the person makes the application within 14 days after being notified of the decision;

the following provisions have effect:

- (c) payment of the pension PP (single) is to continue, pending the determination of the review, as if the decision had not been made;
- (d) if the rate of parenting payment had been reduced as a result of being recalculated under the PP (Partnered) Rate Calculator in section 1068B, or payment had ceased, for a period before the person applied for the review—in spite of section 511A, arrears of pension PP (single) are payable to the person for the period;
- (e) this Act (other than this Chapter) applies as if the decision had not been made.

Note: The heading to section 1252 is altered by omitting “payment if review of section 282 cancellation” and substituting “parenting payment at pension PP (single) rate if review of section 506A”.

234 Paragraph 1345(1)(b)

Omit “pension, allowance, or benefit”, substitute “social security payment”.

235 Clause 56 of Schedule 1A

Repeal the clause.

236 At the end of Schedule 1A

Add:

105A Parenting payment (changes introduced 20 March 1998)

Continuing effect of determinations etc. in force or effective before 20 March 1998

- (1) If a determination, notice, statement or other instrument relating to sole parent pension or to parenting allowance was in force or had effect immediately before 20 March 1998, it continues in force on and after that date as if it had been made or given under this Act in relation to parenting payment.

Pending claims for sole parent pension or parenting allowance

- (2) If:
- (a) a person lodged a claim for sole parent pension or parenting allowance under this Act before 20 March 1998; and
 - (b) the claim was not determined before that date;
- the claim has effect on and after that date as if it were a claim for parenting payment.

Claims made on or after 20 March 1998 in respect of periods before 20 March 1998—sole parent pension and parenting allowance

- (3) If:
- (a) a person lodges a claim for sole parent pension or parenting allowance on or after 20 March 1998; and
 - (b) the claim is made in respect of a period commencing before 20 March 1998;
- the claim has effect as if it had been made immediately before 20 March 1998.

Claims made on or after 20 March 1998 in respect of periods before 20 March 1998—parenting payment

- (4) If:
- (a) a person lodges a claim for parenting payment on or after 20 March 1998; and
 - (b) the claim is made in respect of a period commencing before 20 March 1998;
- the claim has effect:
- (c) as if it had been made immediately before 20 March 1998; and
 - (d) in the case of a person who was not a member of a couple at the beginning of the period in respect of which the claim is made—as if it were a claim for sole parent pension; and

- (c) in the case of a person who was a member of a couple at the beginning of the period in respect of which the claim is made—as if it were a claim for parenting allowance.

Sole parent pension bereavement payment in respect of death of child

- (5) If, immediately before 20 March 1998:
 - (a) a person was qualified for a payment under Subdivision A of Division 9 of Part 2.6; and
 - (b) the period for which the person was qualified had not yet ended;then:
 - (c) the person remains qualified for that payment on and after 20 March 1998 as if Parts 2.6 and 3.4 as in force immediately before that date were still in force; and
 - (d) subclause (1) (dealing with continuing effect of determinations) does not apply to the person.

Sole parent pension bereavement payment in respect of death of pensioner partner

- (6) If, immediately before 20 March 1998:
 - (a) a person was qualified for a payment under Subdivision B of Division 9 of Part 2.6; and
 - (b) the period for which the person was qualified had not yet ended;then:
 - (c) the person remains qualified for that payment on and after 20 March 1998 as if Parts 2.6 and 3.2 as in force immediately before that date were still in force; and
 - (d) subclause (1) (dealing with continuing effect of determinations) does not apply to the person; and
 - (e) on the day after the end of the period referred to in paragraph (b), the person is taken to have made a claim for parenting payment.

Parenting allowance bereavement payment in respect of death of child

- (7) If, immediately before 20 March 1998:
 - (a) a person was qualified for a payment under Subdivision B of Division 10 of Part 2.18; and
 - (b) the period for which the person was qualified had not yet ended;

then:

- (c) the person remains qualified for that payment on and after 20 March 1998 as if Parts 2.18 and 3.6A as in force immediately before that date were still in force; and
- (d) subclause (1) (dealing with continuing effect of determinations) does not apply to the person.

Parenting allowance bereavement payment in respect of death of partner

(8) If, immediately before 20 March 1998:

- (a) a person was qualified for a payment under Subdivision D or E of Division 10 of Part 2.18; and
- (b) the period for which the person was qualified had not yet ended;

then:

- (c) the person remains qualified for that payment on and after 20 March 1998 as if Parts 2.18 and 3.6A as in force immediately before that date were still in force; and
- (d) subclause (1) (dealing with the continuing effect of determinations) does not apply to the person; and
- (e) on the day after the end of the period referred to in paragraph (b), the person is taken to have made a claim for parenting payment.

Pending application for advance payment of sole parent pension

(9) If:

- (a) a person lodged an application for an advance payment of sole parent pension under Part 2.22 before 20 March 1998; and

(b) the application was not determined before that date; the application is taken, on and after that date, to be an application for an advance payment of pension PP (single).

Saving of certain SPP children

(10) If:

- (a) sole parent pension was payable to a person who was not in Australia immediately before 20 March 1998 in relation to an SPP child; and
- (b) parenting payment would, but for the operation of section 500F, 500G or 500H, be payable to the person on that date in relation to that child;

those sections do not apply to the person in relation to that child until one of the following events occurs:

- (c) the child ceases to be a PP child of the person because of the operation of a provision other than section 500F, 500G or 500H;
- (d) parenting payment ceases to be payable to the person;
- (e) the person becomes a member of a couple;
- (f) if the person was not an Australian resident on 20 March 1998—the person becomes an Australian resident;
- (g) if the person was an Australian resident on 20 March 1998—the person returns to Australia.

Application: income maintenance period rules

- (11) The following provisions (dealing with income maintenance periods in relation to continuing employment) as in force on 20 March 1998 apply to a person in respect of a leave period commencing on or after 20 March 1998:
 - (a) point 1067-H5G;
 - (b) point 1067E-G6G;
 - (c) point 1068-G7AG.
- (12) Subject to subclause (13), point 1068A-E4 (dealing with income maintenance periods in relation to terminated employment) as in force on 20 March 1998 applies to a person in respect of any leave payment received by the person on or after 20 March 1998.
- (13) If:
 - (a) a determination applying an income maintenance period in relation to a person's claim for, or payment of, parenting allowance, a social security benefit or youth training allowance was in force on or after 20 September 1997; and
 - (b) pension PP (single) is payable to the person on or after 20 March 1998;

point 1068A-E4 applies to the person in respect of any leave payment received by the person on or after 20 September 1997.

Saving of certain recipients of sole parent pension and parenting allowance

- (14) If:
 - (a) sole parent pension or parenting allowance was payable to a person immediately before 20 March 1998; and
 - (b) on 20 March 1998 the person would not, apart from this subclause, qualify for parenting payment because the person does not satisfy the requirements of paragraph 500(1)(d);

the person is taken, on and after 20 March 1998, to satisfy the requirements of paragraph 500(1)(d) until:

- (c) parenting payment ceases to be payable to the person; or
- (d) the person satisfies the requirements of paragraph 500(1)(d) otherwise than by reason of this subclause.

Saving of certain other recipients of sole parent pension

(15) If:

- (a) sole parent pension was payable to a person who was not in Australia immediately before 20 March 1998; and
- (b) on or after 20 March 1998, the person would not, apart from this subclause, qualify for parenting payment because the person does not satisfy the requirements of either or both of paragraphs 500(1)(b) and (c);

the person is taken, on and after 20 March 1998, to satisfy the requirements of both those paragraphs until:

- (c) parenting payment ceases to be payable to the person; or
- (d) the person becomes a member of a couple; or
- (e) if the person was not an Australian resident on 20 March 1998—the person becomes an Australian resident; or
- (f) if the person was an Australian resident on 20 March 1998—the person returns to Australia.

(16) In relation to a person who is receiving parenting payment because of the application of subclause (15), subsection 271(2) and Part 4.2 of this Act, as in force immediately before 20 March 1998, apply to the person on and after 20 March 1998. These provisions apply to the person as if references to sole parent pension were references to pension PP (single).

Saving of persons receiving sole parent pension under scheduled international social security agreement

(17) If:

- (a) a sole parent pension was payable to a person immediately before 20 March 1998 under a scheduled international social security agreement; and
- (b) the person is not a member of a couple; and
- (c) on 20 March 1998, the person would qualify for parenting payment but for the operation of any of the following:
 - (i) paragraph 500(1)(b) or (c);
 - (ii) subparagraph 500(1)(d)(ii) to the extent it requires a person to have been in Australia for the period specified in that subparagraph;

- (iii) section 500F, 500G or 500H;
- then, on and after 20 March 1998:
- (d) the provisions referred to in paragraph (c) do not apply to the person; and
 - (e) if parenting payment is payable to the person, it is taken to be payable to the person under the scheduled international social security agreement.
- (18) Subclause (17) applies to a person until:
- (a) parenting payment ceases to be payable to the person; or
 - (b) the person satisfies the provisions referred to in paragraph (17)(c).

Part 2—Consequential amendments of other Acts

Child Support (Assessment) Act 1989

237 Section 5 (definition of *claimant*)

Omit “sole parent pension or special needs sole parent pension, means a person who has made a claim for the payment or pension”, substitute “means a person who has made a claim for the payment”.

238 Section 5 (definitions of *sole parent pension* and *special needs sole parent pension*)

Repeal the definitions.

239 Paragraphs 89(4)(a) and (c)

Repeal the paragraphs.

240 Paragraph 89(4)(b)

Omit “or”.

241 Subparagraphs 91A(1)(b)(i) and (iii)

Repeal the subparagraphs.

242 Paragraph 91A(1)(b)(ii)

Omit “or”.

243 Subsection 91A(3)

Omit “section 252 or 777A or”.

244 Subsection 91A(3)

Omit “pension or” (wherever occurring).

245 Subsection 91A(3) (note 1)

Repeal the note, substitute:

Note 1: Point 1069-D11 of the *Social Security Act 1991* deals with the *reasonable action to obtain maintenance* test.

246 Subparagraphs 92(4)(a)(i) and (iii)

Repeal the subparagraphs.

247 Subparagraph 92(4)(a)(ii)

Omit “or”.

Farm Household Support Act 1992**248 Subsection 3(1)**

Omit “non-benefit parenting allowance”, substitute “non-benefit PP (partnered)”.

249 Subsection 24A(1A) (paragraph (c) of the definition of *income support payment rate*)

Repeal the paragraph, substitute:

- (c) non-benefit PP (partnered);

250 Subsection 24B(2) (paragraph (c) of the definition of *income support payment rate*)

Repeal the paragraph, substitute:

- (c) non-benefit PP (partnered);

Health Insurance Act 1973**251 Subsection 3(1) (subparagraph (d)(i) of the definition of *dependant*)**

Repeal the subparagraph, substitute:

- (i) a PP child (within the meaning of Division 1 of Part 2.10 of the *Social Security Act 1991*) in respect of whom family payment is payable at a rate higher than the minimum family payment rate under that Act; or

252 Subsections 3(7) and (10)

Repeal the subsections.

253 Paragraph 4D(1)(a)

Repeal the paragraph, substitute:

- (a) pension PP (single); or

254 After paragraph 4D(1)(b)

Insert:

- (c) sickness allowance; or

Note: This amendment corrects an error caused by a misdescribed amendment (item 2 of Schedule 14 to the *Social Security Legislation Amendment (Budget and Other Measures) Act 1996*).

255 Paragraph 5EB(1)(a)

Omit “allowance”, substitute “payment”.

256 Paragraph 5EB(1)(b)

Omit “allowance is a benefit parenting allowance”, substitute “payment is a benefit PP (partnered)”.

257 Paragraph 5EB(2)(a)

Omit “allowance”, substitute “payment”.

258 Paragraph 5EB(2)(b)

Omit “allowance is a benefit parenting allowance”, substitute “payment is a benefit PP (partnered)”.

259 Subsection 5EB(2)

Omit “is receiving a benefit parenting allowance”, substitute “is receiving a benefit PP (partnered)”.

260 Subsection 5EB(4) (definitions of *benefit parenting allowance* and *parenting allowance*)

Repeal the definitions.

261 Subsection 5EB(4)

Insert:

benefit PP (partnered) has the same meaning as in the *Social Security Act 1991*.

parenting payment has the same meaning as in the *Social Security Act 1991*.

Note: The heading to section 5EB is altered by omitting “benefit parenting allowance” and substituting “benefit PP (partnered)”.

262 Saving: disadvantaged person declaration

(1) If, immediately before the introduction of parenting payment, a declaration is in force under subsection 5EB(2) of the *Health Insurance Act 1973* in relation to a person in respect of a period, the declaration continues in force, after the introduction of parenting payment, for the remainder of the period as if it had been made in respect of the period during which the person is receiving a benefit PP (partnered).

(2) In this item:

introduction of parenting payment means the day on which Schedule 1 to the *Social Security Legislation Amendment (Parenting and Other Measures) Act 1997* commences.

Income Tax Assessment Act 1936**263 Subparagraph 159J(5E)(b)(ii)**

After “*Social Security Act 1991*”, insert “as in force immediately before the commencement of Schedule 1 to the *Social Security Legislation Amendment (Parenting and Other Measures) Act 1997*”.

264 At the end of paragraph 159J(5E)(b)

Add:

(iii) parenting payment that is PP (partnered) (within the meaning of the *Social Security Act 1991*);

265 Paragraphs 159J(5E)(d) and (e)

After “*Social Security Act 1991*”, insert “as in force immediately before the commencement of Schedule 1 to the *Social Security Legislation Amendment (Parenting and Other Measures) Act 1997*”.

266 At the end of paragraph 159J(5E)(e)

Add “as in force immediately before the commencement of Schedule 1 to the *Social Security Legislation Amendment (Parenting and Other Measures) Act 1997*”.

267 At the end of subsection 159J(5E)

Add:

- (f) if any parenting payment is a non-benefit PP (partnered) (within the meaning of the *Social Security Act 1991*)—that non-benefit PP (partnered);
- (g) if any parenting payment is a benefit PP (partnered) (within the meaning of the *Social Security Act 1991*)—any part of that payment that is exempt under section 52-10 because of paragraph (e) of the item dealing with parenting payment (benefit PP (partnered)) in the table in section 52-15 of the *Income Tax Assessment Act 1997*.

268 Subsection 159J(6) (paragraph (a) of the definition of *separate net income*)

Omit “non-benefit parenting allowance”, substitute “non-benefit PP (partnered)”.

269 Subsection 159J(6) (paragraph (a) of the definition of *separate net income*)

After “*Amendment Act 1994*”, insert “non-benefit parenting allowance within the meaning of the *Social Security Act 1991* as in force immediately before the commencement of Schedule 1 to the *Social Security Legislation Amendment (Parenting and Other Measures) Act 1997*”.

270 Subsection 159J(6) (paragraph (aaa) of the definition of *separate net income*)

After “*Social Security Act 1991*”, insert “as in force immediately before the commencement of Schedule 1 to the *Social Security Legislation Amendment (Parenting and Other Measures) Act 1997*”.

271 Subsection 159J(6) (paragraph (aaa) of the definition of *separate net income*)

After “*Income Tax Assessment Act 1997*”, insert “as in force immediately before the commencement of Schedule 1 to the *Social Security Legislation Amendment (Parenting and Other Measures) Act 1997*”.

272 Subsection 159J(6) (after paragraph (aaa) of the definition of separate net income)

Insert:

- (aab) does not include any part of benefit PP (partnered) paid under the *Social Security Act 1991* that is exempt under section 52-10 because of paragraph (e) of the item dealing with parenting payment (benefit PP (partnered)) in the table in section 52-15 of the *Income Tax Assessment Act 1997*; and

273 Subsection 160AAA(1) (paragraph (aa) of the definition of rebatable benefit)

Repeal the paragraph, substitute:

- (aa) paid by way of parenting payment that is PP (partnered) under the *Social Security Act 1991*, to the extent that the amount is not exempt under Division 52 of the *Income Tax Assessment Act 1997*; or

274 Subsection 160AAA(1) (paragraph (b) of the definition of rebatable pension)

After “2.8A,”, insert “2.10 to the extent it provides for parenting payment that is a PP (partnered),”.

275 Paragraph 202CB(6)(a)

Omit “, a sickness allowance, a sole parent pension or a special needs sole parent pension”, substitute “or a sickness allowance”.

276 After paragraph 202CB(6)(a)

Insert:

- (aaa) by a person who is not a member of a couple and is an applicant for a parenting payment under the *Social Security Act 1991*; or

277 Paragraph 202CE(7)(a)

Omit “, a sickness allowance, a sole parent pension or a special needs sole parent pension”, substitute “or a sickness allowance”.

278 After paragraph 202CE(7)(a)

Insert:

- (aaa) by a person who is not a member of a couple and is an applicant for a parenting payment under the *Social Security Act 1991*; or

279 Paragraph 202EA(5)(e)

Repeal the paragraph.

280 After paragraph 202EA(5)(f)

Insert:

- (fa) a parenting payment that is a pension PP (single) under Part 2.10 of that Act;

281 Subparagraph 202EB(5)(a)(v)

Repeal the subparagraph.

282 After subparagraph 202EB(5)(a)(vi)

Insert:

(via) a parenting payment that is a pension PP (single) under Part 2.10 of that Act;

283 Paragraph 202EB(5)(b)

Repeal the paragraph.

284 Paragraph 220AP(1)(e)

Repeal the paragraph.

285 After paragraph 220AP(1)(f)

Insert:

(fa) a parenting payment that is a pension PP (single) under Part 2.10 of that Act;

286 Sub-subparagraph 221YCAA(2)(pa)(iv)(A)

Repeal the sub-subparagraph, substitute:

(A) on 30 June of that preceding year of income an amount of parenting payment that was PP (partnered) (within the meaning of the *Social Security Act 1991*) and that was exempt under section 52-10 of the *Income Tax Assessment Act 1997* (other than a supplementary amount), became payable to the spouse;

287 Sub-subparagraph 221YCAA(2)(pa)(iv)(B)

Omit "allowance", substitute "payment".

Income Tax Assessment Act 1997

288 Section 52-10 (after table item 21.1)

Insert:

21A.1	Parenting payment (benefit PP (partnered))	Supplementary amount is exempt (see section 52-15)	Supplementary amount is exempt (see section 52-15)	Exempt	Exempt up to the tax-free amount (see section 52-30)
21A.2	Parenting payment (non-benefit PP (partnered))	Exempt	Exempt	Not applicable	Not applicable

21A.3	Parenting payment (pension PP (single))	Supplementary amount is exempt (see section 52-15)	Supplementary amount is exempt (see section 52-15)	Exempt	Not applicable
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289 Section 52-15 (table item 1)

After “Mature age partner allowance”, insert “Pension PP (single)”.

290 Section 52-15 (at the end of the table)

Add:

4	Parenting payment (benefit PP (partnered))	(a) so much of the payment as is included by way of rental assistance; and (b) so much of the payment as is included by way of remote area allowance; and (c) so much of the payment as is included by way of pharmaceutical allowance; and (d) so much of the payment as is included by way of residential care charge; and (e) so much of the payment as is included by way of provisional rate of parenting payment up to the maximum basic component of the parenting payment worked out using the method statement in point 1068B-A3 of the <i>Social Security Act 1991</i>
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291 Subsection 52-30(1)

After “Parenting allowance (benefit parenting allowance)”, insert “Parenting payment (benefit PP (partnered))”.

292 Section 52-40 (after table item 21)

Insert:

21A.	Parenting payment (benefit PP (partnered))	Part 2.10	Sections 513A and 514B	Section 514C
21B.	Parenting payment (non-benefit PP (partnered))	Part 2.10	Not applicable	Not applicable
21C.	Parenting payment (pension PP (single))	Part 2.10	Section 513	Not applicable

293 Saving: new terminology includes old payment types

- (1) Where a term set out in the second column of the table below is used in the *Income Tax Assessment Act 1997*, the *Income Tax Assessment Act 1936* or the *Income Tax Rates Act 1986*, it is to be interpreted as including a reference to the corresponding term or terms set out in the third column of the table:

Terminology Table		
Item	Term used	Term included
1	parenting payment	parenting allowance sole parent pension
2	pension PP (single)	sole parent pension
3	PP (partnered)	parenting allowance
4	benefit PP (partnered)	benefit parenting allowance
5	non-benefit PP (partnered)	non-benefit parenting allowance

- (2) Subitem (1) does not apply in relation to section 159J of the *Income Tax Assessment Act 1936*.

Income Tax Rates Act 1986

294 Subsection 20D(4)

Omit “parenting allowance”, substitute “parenting payment”.

National Health Act 1953

295 Subsections 4(1D), (1E) and (3)

Repeal the subsections.

296 Saving: person transferred from sole parent pension to benefit PP (partnered)

- (1) This item applies to a person:
- (a) who, immediately before the introduction of parenting payment, was a pensioner within the meaning of the *National Health Act 1953* by virtue of receiving sole parent pension under subparagraph 249(1)(a)(ii) or (iv) (illness separated couple or partner in gaol) of the *Social Security Act 1991*; and
 - (b) to whom, immediately after the introduction of parenting payment, benefit PP (partnered) is payable.
- (2) For the purposes of the definition of *pensioner* in section 4 of the *National Health Act 1953*, the person is taken to be a person to whom a social security pension is being paid until:
- (a) the benefit PP (partnered) ceases to be payable to the person; or
 - (b) 31 December 1998;
- whichever occurs first.
- (3) In this item:
- introduction of parenting payment*** means the day on which Schedule 1 to the *Social Security Legislation Amendment (Parenting and Other Measures) Act 1997* commences.

Student and Youth Assistance Act 1973

297 Subsection 58(1) (definition of *income maintenance period*)

Omit “point G6B”, substitute “points G6B to G6BA (inclusive)”.

298 Subsections 229(4A) and (4B)

Omit “parenting allowance” (wherever occurring), substitute “parenting payment”.

299 Subsections 231(5), (6) and (7)

Omit “parenting allowance” (wherever occurring), substitute “parenting payment”.

Note: The headings to subsections 231(5) and (6) are altered by omitting “*parenting allowance*” and substituting “*parenting payment*”.

300 Subsection 233(5)

Omit “If”, substitute “Subject to subsection (6), if”.

301 Subsections 233(5) and (6)

Omit “parenting allowance” (wherever occurring), substitute “parenting payment”.

Note: The headings to subsections 233(5) and (6) are altered by omitting “*parenting allowance*” and substituting “*parenting payment*”.

302 Subsection 233(6) (note 1)

Repeal the note, substitute:

Note 1: For *maximum basic component of parenting payment* see point 1068B-B6 of the PP (Partnered) Rate Calculator in section 1068B of the Social Security Act.

303 Subsection 233(6) (note 2)

Omit “allowance” (wherever occurring), substitute “payment”.

304 Subsection 237(6A)

Omit “allowance” (wherever occurring), substitute “payment”.

305 Subsection 237(6A) (note)

Repeal the note, substitute:

Note: For *maximum basic component of parenting payment* see point 1068B-B6 of the PP (Partnered) Rate Calculator in section 1068B of the Social Security Act.

306 Subsection 243(6A)

Omit “allowance” (wherever occurring), substitute “payment”.

307 Subsection 243(6A) (note)

Repeal the note, substitute:

Note: For *maximum basic component of parenting payment* see point 1068B-B6 of the PP (Partnered) Rate Calculator in section 1068B of the Social Security Act.

308 Schedule 2 (table item 17)

Repeal the item, substitute:

17.	Parenting payment (other than non-benefit PP (partnered))	Part 2.10
17A.	Partner allowance	Part 2.15A

309 Points G6B to G6E (inclusive) of Schedule 1

Repeal the points, substitute:

Certain leave payments taken to be ordinary income—employment continuing

G6B If:

- (a) a person is employed; and
- (b) the person is on leave for a period; and
- (c) the person is or was entitled to receive a leave payment (whether as a lump sum payment, as a payment that is one of a series of regular payments or otherwise) in respect of a part or all of the leave period;

the person is taken to have received ordinary income for a period (the ***income maintenance period***) equal to the leave period to which the leave payment entitlement relates.

Certain leave payments taken to be ordinary income—employment terminated

G6BA If:

- (a) a person's employment has been terminated; and
- (b) the person receives a leave payment (whether as a lump sum payment, as a payment that is one of a series of regular payments or otherwise);

the person is taken to have received ordinary income for a period (the ***income maintenance period***) equal to the leave period to which the payment relates.

Start of income maintenance period—employment continuing

G6C If the person is covered by point G6B, the income maintenance period starts on the first day of the leave period to which the leave payment entitlement relates.

Start of income maintenance period—employment terminated

G6CA If the person is covered by point G6BA, the income maintenance period starts, subject to point G6E, on the day the person is paid the leave payment.

More than one leave payment on a day

G6D If:

- (a) the person is covered by point G6BA; and

(b) the person receives more than one leave payment on a day; the income maintenance period is worked out by adding the leave periods to which the payments relate.

Commencement of income maintenance period where there is a second leave payment—employment terminated

6GE If a person who is covered by point G6BA is subject to an income maintenance period (the *first period*) and the person is paid another leave payment during that period (the *second leave payment*), the income maintenance period for the second leave payment commences the day after the end of the first period.

310 Point G6J of Schedule 1

Repeal the point, substitute:

Single payment in respect of different kinds of leave—employment terminated

G6J If a person who is covered by point G6BA receives a single payment in respect of different kinds of leave, then, for the purposes of the application of points G6A to G6H (inclusive), each part of the payment that is in respect of a different kind of leave is taken to be a separate payment and the income maintenance period in respect of the single payment is worked out by adding the leave periods to which the separate payments relate.

311 Application of income maintenance period amendments

Point G6B (dealing with continuing employment) as in force on 20 March 1998 applies to a person in respect of a leave period that commences on or after 20 March 1998.

Veterans' Entitlements Act 1986

312 Subsection 5F(1) (paragraph (f) of the definition of *child*)

Omit "sole parent pension", substitute "pension PP (single)".

313 Subparagraph 5H(8)(w)(vi)

Omit "sole parent pension", substitute "pension PP (single)".

314 Subsection 5Q(1) (definitions of *social security benefit* and *social security pension*)

Repeal the definitions, substitute:

social security benefit has the same meaning as it has in the Social Security Act.

social security pension has the same meaning as it has in the Social Security Act.

315 Subparagraph 38H(2)(a)(iii)

Repeal the subparagraph, substitute:

(iii) a social security pension; and

316 Paragraph 38H(2)(b)

Omit “or allowance”.

317 Subsection 38H(2) (note)

Omit “Note”, substitute “Note 1”.

318 At the end of subsection 38H(2)

Add:

Note 2: For *social security pension* see subsection 5Q(1).

**Part 3—Consequential amendments of the Income
Tax Assessment Act 1997 commencing 1 July
1998**

Income Tax Assessment Act 1997

319 Section 52-10 (table item 20.1)

Repeal the item.

320 Section 52-10 (table item 21.1)

Repeal the item.

321 Section 52-10 (table item 24.1)

Repeal the item.

322 Section 52-10 (table item 28.1)

Repeal the item.

323 Section 52-15 (table item 1)

Omit “Sole parent pension”.

324 Section 52-15 (table item 1)

Omit “Special needs sole parent pension”.

325 Section 52-15 (table item 3)

Repeal the item.

326 Subsection 52-20(3) (table item 4)

Repeal the item.

327 Subsection 52-25(1)

Omit “Sole parent pension”.

328 Subsection 52-30(1)

Omit “Parenting allowance (benefit parenting allowance)”.

329 Section 52-40 (table items 20 and 21)

Repeal the items.

330 Section 52-40 (table item 24)

Repeal the item.

331 Section 52-40 (table item 28)

Repeal the item.

- (11) Schedule 2, items 5 and 6, page 141 (lines 19 to 22), omit the items.
- (12) Schedule 2, item 24, page 145 (lines 18 to 20), omit the item.
- (13) Schedule 2, item 26, page 145 (line 24) to page 146 (line 1), omit the item.
- (14) Schedule 4, item 1, page 197, omit:

unavoidable and essential expenditure 19C(4)
substitute:

unavoidable or reasonable expenditure 19C(4)

- (15) Schedule 4, item 2, page 199 (line 2), omit “***Unavoidable and essential expenditure***”, substitute “***Unavoidable or reasonable expenditure***”.

Note: The heading to subsection 19C(4) (page 199, line 1) is altered by omitting “***unavoidable and essential expenditure***” and substituting “***unavoidable or reasonable expenditure***”.

- (16) Schedule 4, item 2, page 199 (lines 22 and 23), omit paragraph (k), substitute:
 - (k) any other costs that the Secretary determines are unavoidable or reasonable expenditure in the circumstances in relation to a person.
- (17) Schedule 4, item 2, page 199 (line 24), omit “***unavoidable and essential expenditure***”, substitute “***unavoidable or reasonable expenditure***”.
- (18) Schedule 4, item 3, page 202 (lines 3 and 4), omit “unavoidable and essential expenditure”, substitute “unavoidable or reasonable expenditure”.
- (19) Schedule 4, item 3, page 202 (line 10), omit “***unavoidable and essential expenditure***”, substitute “***unavoidable or reasonable expenditure***”.
- (20) Schedule 4, item 6, page 202 (lines 23 and 24), omit “unavoidable and essential expenditure”, substitute “unavoidable or reasonable expenditure”.
- (21) Schedule 4, item 6, page 202 (line 30), omit “***unavoidable and essential expenditure***”, substitute “***unavoidable or reasonable expenditure***”.
- (22) Schedule 4, item 17, page 207 (lines 24 and 25), omit “unavoidable and essential expenditure”, substitute “unavoidable or reasonable expenditure”.
- (23) Schedule 4, item 17, page 207 (line 31), omit “***unavoidable and essential expenditure***”, substitute “***unavoidable or reasonable expenditure***”.
- (24) Schedule 4, item 18, page 208 (lines 6 and 7), omit “unavoidable and essential expenditure”, substitute “unavoidable or reasonable expenditure”.

- (25) Schedule 4, item 18, page 208 (line 13), omit “**unavoidable and essential expenditure**”, substitute “**unavoidable or reasonable expenditure**”.
- (26) Schedule 4, item 19, page 208 (lines 22 and 23), omit “unavoidable and essential expenditure”, substitute “unavoidable or reasonable expenditure”.
- (27) Schedule 4, item 19, page 208 (line 29), omit “**unavoidable and essential expenditure**”, substitute “**unavoidable or reasonable expenditure**”.
- (28) Schedule 4, item 20, page 209 (lines 4 and 5), omit “unavoidable and essential expenditure”, substitute “unavoidable or reasonable expenditure”.
- (29) Schedule 4, item 20, page 209 (line 10), omit “**unavoidable and essential expenditure**”, substitute “**unavoidable or reasonable expenditure**”.
- (30) Schedule 4, item 21, page 209 (lines 20 and 21), omit “unavoidable and essential expenditure”, substitute “unavoidable or reasonable expenditure”.
- (31) Schedule 4, item 21, page 209 (line 26), omit “**unavoidable and essential expenditure**”, substitute “**unavoidable or reasonable expenditure**”.
- (32) Schedule 4, item 23, page 210 (lines 12 and 13), omit “unavoidable and essential expenditure”, substitute “unavoidable or reasonable expenditure”.
- (33) Schedule 4, item 23, page 210 (line 20), omit “**unavoidable and essential expenditure**”, substitute “**unavoidable or reasonable expenditure**”.
- (34) Schedule 4, item 25, page 211 (lines 12 and 13), omit “unavoidable and essential expenditure”, substitute “unavoidable or reasonable expenditure”.
- (35) Schedule 4, item 25, page 211 (line 20), omit “**unavoidable and essential expenditure**”, substitute “**unavoidable or reasonable expenditure**”—

On the motion of Mr Ruddock (Minister representing the Minister for Social Security), the amendments were agreed to, after debate.

20 TAXATION LAWS AMENDMENT BILL (NO. 6) 1997

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

Question—put and passed—Bill read a second time.

Consideration in detail

Bill, by leave, taken as a whole.

Mr K. J. Thomson moved the following amendment:

Schedule 3, item 2, page 51 (line 29) to page 52 (line 3), omit the item.

Debate continued.

Question—That the amendment be agreed to—put.

The House divided (the Deputy Speaker, Mr Forrest, in the Chair)—

AYES, 42

Mr Adams	Mr M. J. Evans	Mr Lee	Mr Price
Mr Albanese	Mr L. D. T. Ferguson	Mr McClelland	Mr Quick
Mr P. J. Baldwin	Mr M. J. Ferguson	Ms Macklin	Mr Sawford*
Mr Beddall	Mr E. L. Grace*	Mr McLeay	Mr Sercombe*
Mr Brereton	Mr Griffin	Mr McMullan	Mr S. F. Smith
Mr Brown	Mr Hatton	Mr Martin	Mr Tanner
Mr Crean	Mr Holding	Mr Melham	Mr K. J. Thomson
Mrs Crosio	Mr Hollis	Mr A. A. Morris	Mr Willis
Mr Dargavel	Mr Jenkins	Mr P. F. Morris	Mr Wilton
Ms Ellis	Mr Latham	Mr Mossfield	
Mr G. J. Evans	Dr Lawrence	Mr O'Keefe	

NOES, 84

Mr Abbott	Mrs Draper	Mr Lieberman	Mr Ronaldson
Mr Anderson	Mrs Elson	Mr Lloyd	Mr Ruddock
Mr Andren	Mr Entsch	Mr McArthur*	Mr Scott
Mr J. N. Andrew	Mr R. D. C. Evans	Mr McDougall	Mr Sharp
Mr K. J. Andrews	Mr Fahey	Mr McLachlan	Mr Sinclair
Mr Anthony	Mrs Gallus	Mr Marek	Mr Slipper*
Mrs Bailey	Ms Gambaro	Mr Miles	Mr A. C. Smith
Mr R. C. Baldwin	Mrs Gash	Mr Moore	Mr W. L. Smith
Mr Barresi	Mr Georgiou	Mrs Moylan	Mr Somlyay
Mr Bartlett	Mrs E. J. Grace	Mr Mutch	Dr Southcott
Mr Billson	Mr Hardgrave	Mr Nairn	Mrs Stone
Mr Bradford	Mr Hawker	Mr Nehl	Mrs Sullivan
Mr Broadbent	Mr Hicks*	Dr Nelson	Mr Taylor
Mr Brough	Mr Hockey	Mr Neville	Mr Truss
Mr Cadman	Ms Jeanes	Mr Nugent	Mr M. A. J. Vaile
Mr E. H. Cameron	Mrs Johnston	Mr Prosser	Mrs D. S. Vale
Mr R. A. Cameron	Mr Jull	Mr Pyne	Mr Wakelin
Mr Causley	Mr Katter	Mr Randall	Mrs West
Mr Charles	Mrs D. M. Kelly	Mr Reid	Mr Williams
Mr Cobb	Miss J. M. Kelly	Mr Reith	Dr Wooldridge
Mr Dondas	Dr Kemp	Mr Rocher	Ms Worth

* Tellers

And so it was negatived.

Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister) moved the following amendment:

Schedule 10, page 85 (after line 31), at the end of the Schedule, add:

4 Saving

Section 61A of the *Income Tax Assessment Act 1936* does not apply to a transition taxpayer referred to in that section to the extent (if any) that, under a private ruling made before 14 May 1997 under Part IVAA of the *Taxation Administration Act 1953*, the Commissioner of Taxation has ruled that the *Income Tax Assessment Act 1936* applies to the transition taxpayer in a different way from the way in which it would apply under that section.

Paper

Mr Miles presented a supplementary explanatory memorandum to the Bill.

Debate continued.

Amendment agreed to.

Mr Rocher moved the following amendment:

Page 85, after Schedule 10 (after line 31), add:

Schedule 11—Deductions for contributions to independent candidates

Income Tax Assessment Act 1936

1 Section 78

Insert:

Deductions for contributions to independent candidates

- (9A) A contribution by a taxpayer to a person who has been, during the year of income in which the contribution was made, a candidate at an election for a House of the Commonwealth Parliament, or a House of a State or Territory Parliament, is an allowable deduction for the year of income in which the contribution was made if:
- (a) the contribution was made for the purpose of assisting the person to meet costs he or she has incurred or will incur in connection with the election; and
 - (b) the person was not supported or sponsored by a registered political party (within the meaning of the *Commonwealth Electoral Act 1918*) in connection with the election;
 - (c) the contribution is:
 - (i) money; or
 - (ii) property that was purchased by the taxpayer during the 12 months before the contribution was made; and
 - (d) the value of the contribution is \$2 or more; and
 - (e) the taxpayer is not a company; and
 - (f) the contribution is not a testamentary contribution.

2 Subsection 78(10)

Repeal the subsection, substitute:

\$100 annual limit for deductions for contributions to political parties or candidates

- (10) The total deductions allowable to a taxpayer under subsection (9) or (9A) in respect of a year of income must not exceed \$100.

Debate continued.

Amendment negatived.

Debate continued.

Bill, as amended, agreed to.

Consideration in detail concluded.

On the motion of Mr Miles, by leave, the Bill was read a third time.

21 MEDICARE LEVY AMENDMENT BILL (NO. 2) 1997

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Question—put and passed—Bill read a second time.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister), the Bill was read a third time.

22 MESSAGES FROM THE GOVERNOR-GENERAL—ASSENT TO BILLS

Messages from His Excellency the Governor-General were announced informing the House that His Excellency, in the name of Her Majesty, had assented to the following Bills:

27 November 1997—Message—

No. 220—Broadcasting Services Amendment (No. 2) 1997.

No. 221—

Customs Tariff Amendment (No. 5) 1997.

Excise Tariff Amendment (No. 5) 1997.

Defence Service Homes Amendment 1997.

23 MESSAGES FROM THE SENATE

Messages from the Senate, 1 December 1997, were reported:

- (a) returning the following Bills without requests:

Message—

No. 400—Migration Agents Registration Application Charge 1997;

No. 401—Migration Agents Registration Renewal Charge 1997; and

- (b) acquainting the House that the Senate has agreed to the amendment made by the House to the Telecommunications Legislation Amendment Bill 1997—Message No. 402.

24 TRADE PRACTICES AMENDMENT (FAIR TRADING) BILL 1997

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—*And on the amendment moved thereto by Mr Martin, viz.*—That all words after “That” be omitted with a view to substituting the following words: “whilst not declining to give the Bill a second reading, the House:

- (1) is of the opinion that the Government’s response to the report of the Standing Committee on Industry, Science and Technology entitled ‘Finding a balance: Towards fair trading in Australia’ does not reflect the intent or recommendations of the Committee;
- (2) recommends the Bill be amended to incorporate the recommendations of the Committee;
- (3) considers the Government’s response is inadequate and its rhetoric does not match either its election commitments or the committee’s findings; and
- (4) calls on the Government members of the Committee, namely the honourable Members for Bendigo, McEwen, Paterson, Cowan, Mallee, Petrie, Canning, Aston and Lowe to support the Opposition’s amendments which reflect the recommendations in the Committee’s report”—

Debate resumed.

25 ADJOURNMENT

It being 10.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 11 p.m.—The Speaker adjourned the House until tomorrow at 2 p.m.

PAPERS

The following papers were deemed to have been presented on 1 December 1997:

Aged Care Act—Principles under section 96-1 6, 7, 20 November 1997.

Bankruptcy Act—Regulations—Statutory Rules 1997 No. 325.

Christmas Island Act—Casino Control Ordinance—Appointment of Deputy Casino Controllers, 29 October 1997.

Civil Aviation Act—Civil Aviation Regulations—Civil Aviation Orders—Instrument 1997 No. CASA 296.

Imported Food Control Act—Imported Food Control Order 1997 No. 1.

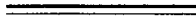
Parliament Act—Parliamentary Zone—Proposal for minor refurbishment work to Old Parliament House.

Quarantine Act—Quarantine proclamation No. 120P.

Radiocommunications (Receiver Licence Tax) Act—Determination 11 November 1997.

Radiocommunications (Transmitter Licence Tax) Act—Determination 11 November 1997.

Superannuation Act 1990—Declaration—Statutory Rules 1997 No. 324.



ATTENDANCE

All Members attended (at some time during the sitting) except Mrs Bishop, Mr Campbell, Mr Costello, Mr Kerr, Mr Lindsay, Mr McGauran, Mr O'Connor, Dr Theophanous and Mr A. P. Thomson.



I. C. HARRIS

Clerk of the House of Representatives