

1998-99

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 60

THURSDAY, 26 AUGUST 1999



1 The House met, at 9.30 a.m., pursuant to adjournment. The Speaker (the Honourable Neil Andrew) took the Chair, and read Prayers.

2 MESSAGE FROM THE GOVERNOR-GENERAL—APPROPRIATION (SUPPLEMENTARY MEASURES) BILL (NO. 1) 1999

Message No. 105, 20 August 1999, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the Bill.

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, presented a Bill for an Act to appropriate the Consolidated Revenue Fund for certain purposes, and for other purposes.

Bill read a first time.

Mr Slipper moved—That the Bill be now read a second time.

Paper

Mr Slipper presented an explanatory memorandum to the Bill.

Debate adjourned (Mr M. J. Evans), and the resumption of the debate made an order of the day for the next sitting.

3 MESSAGE FROM THE GOVERNOR-GENERAL—APPROPRIATION (SUPPLEMENTARY MEASURES) BILL (NO. 2) 1999

Message No. 106, 20 August 1999, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the Bill.

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, presented a Bill for an Act to appropriate the Consolidated Revenue Fund for certain purposes relating to the environment, and for other purposes.

Bill read a first time.

Mr Slipper moved—That the Bill be now read a second time.

Paper

Mr Slipper presented an explanatory memorandum to the Bill.

Debate adjourned (Mr M. J. Evans), and the resumption of the debate made an order of the day for the next sitting.

4 POSTPONEMENT OF NOTICE

Ordered—That notice No. 3, government business, be postponed until a later hour this day.

5 COAL MINING LEGISLATION AMENDMENT (OAKDALE COLLIERIES) BILL 1999

Mr Reith (Minister for Employment, Workplace Relations and Small Business), by leave, presented a Bill for an Act to amend legislation relating to coal mining, and for related purposes.

Bill read a first time.

Mr Reith moved—That the Bill be now read a second time.

Paper

Mr Reith presented an explanatory memorandum to the Bill.

Debate adjourned (Mr M. J. Evans), and the resumption of the debate made an order of the day for the next sitting.

6 STATES GRANTS (GENERAL PURPOSES) AMENDMENT BILL 1999

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.

Message from the Governor-General

Message No. 107, 4 June 1999, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Hockey (Minister for Financial Services and Regulation), the Bill was read a third time.

7 TAXATION LAWS AMENDMENT (POLITICAL DONATIONS) BILL 1999

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.

Debate adjourned (Mr Slipper—Parliamentary Secretary to the Minister for Finance and Administration), and the resumption of the debate made an order of the day for a later hour this day.

8 RECONCILIATION BETWEEN INDIGENOUS AND NON-INDIGENOUS AUSTRALIANS

Mr Howard (Prime Minister), by leave, moved—That this House:

- (a) reaffirms its whole-hearted commitment to the cause of reconciliation between indigenous and non-indigenous Australians as an important national priority for all Australians;
- (b) recognising the achievements of the Australian nation, commits to work together to strengthen the bonds that unite us, to respect and appreciate our differences, and to build a fair and prosperous future in which we can all share;
- (c) reaffirms the central importance of practical measures leading to practical results that address the profound economic and social disadvantage which continues to be experienced by many indigenous Australians;
- (d) recognises the importance of understanding the shared history of indigenous and non-indigenous Australians and the need to acknowledge openly the wrongs and injustices of Australia's past;
- (e) acknowledges that the mistreatment of many indigenous Australians over a significant period represents the most blemished chapter in our national history;
- (f) expresses its deep and sincere regret that indigenous Australians suffered injustices under the practices of past generations, and for the hurt and trauma that many indigenous people continue to feel as a consequence of those practices; and
- (g) believes that we, having achieved so much as a nation, can now move forward together for the benefit of all Australians.

Mr Beazley (Leader of the Opposition) moved, as an amendment—Omit paragraph (f), substitute:

- (f) unreservedly apologises to indigenous Australians for the injustice they have suffered, and for the hurt and trauma that many indigenous people continue to suffer as a consequence of that injustice;
- (fa) calls for the establishment of appropriate processes to provide justice and restitution to members of the stolen generation through consultation, conciliation and negotiation rather than requiring indigenous Australians to engage in adversarial litigation in which they are forced to relive the pain and trauma of their past suffering; and

that paragraph (g) becomes new paragraph (h).

Debate ensued.

It being 2 p.m., the debate was interrupted in accordance with standing order 101A, and the resumption of the debate made an order of the day for a later hour this day.

9 DEATH OF FORMER MEMBER (MR HENRY BAYNTON SOMER GULLETT)

The Speaker informed the House of the death, on 24 August 1999, of Mr Henry Baynton Somer Gullett, a Member of this House for the Division of Henty from 1946 to 1955.

As a mark of respect to the memory of the deceased all Members present stood, in silence.

10 QUESTIONS

Questions without notice being asked—

Member ordered to withdraw

At 3.02 p.m. the Member for Denison (Mr Kerr) was ordered, under standing order 304A, to withdraw from the House for one hour for continuing to interject after a warning had been given from the Chair, and he accordingly withdrew from the Chamber.

Questions without notice continued.

Member ordered to withdraw

At 3.03 p.m. the Member for Burke (Mr O'Keefe) was ordered, under standing order 304A, to withdraw from the House for one hour for continuing to interject after a warning had been given from the Chair, and he accordingly withdrew from the Chamber.

Questions without notice continued.

11 RECONCILIATION BETWEEN INDIGENOUS AND NON-INDIGENOUS AUSTRALIANS

The order of the day having been read for the resumption of the debate on the motion of Mr Howard (Prime Minister)—*And on the amendment moved thereto by Mr Beazley (Leader of the Opposition)(see item No. 8, page 805)*—

Debate resumed.

Question—That the words proposed to be omitted stand part of the question—put.

The House divided (the Speaker, Mr J. N. Andrew, in the Chair)—

AYES, 77

Mr Abbott	Mr Entsch	Mr Lloyd	Mr Secker
Mr Anderson	Mr Fahey	Mr McArthur*	Mr Slipper
Mr K. J. Andrews	Mr Forrest*	Mr I. E. Macfarlane	Mr Somlyay
Mr Anthony	Mrs Gallus	Mr McGauran	Dr Southcott
Fran Bailey	Ms Gambaro	Mrs May	Dr Stone
Mr Baird	Mrs Gash	Mr Moore	Mrs Sullivan
Mr Barresi	Mr Georgiou	Mrs Moylan	Mr C. P. Thompson
Mr Bartlett	Mr Haase	Mr Nairn	Mr A. P. Thomson
Mr Billson	Mr Hardgrave	Mr Nehl	Mr Truss
Mrs B. K. Bishop	Mr Hawker	Dr Nelson	Mr Tuckey
Ms J. I. Bishop	Mr Hockey	Mr Neville	Mr M. A. J. Vaile
Mr Brough	Mr Howard	Mr Nugent	Mrs D. S. Vale
Mr Cadman	Mrs Hull	Mr Prosser	Mr Wakelin
Mr Cameron	Mr Jull	Mr Pyne	Dr Washer
Mr Causley	Mr Katter	Mr Reith	Mr Williams
Mr Charles	Jackie Kelly	Mr Ronaldson	Dr Wooldridge
Mr Costello	Dr Kemp	Mr Ruddock	Ms Worth
Mr Downer	Mr Lawler	Mr St Clair	
Mrs Draper	Mr Lieberman	Mr Schultz	
Mrs Elson	Mr Lindsay	Mr Scott	

NOES, 63

Mr Adams	Mr Fitzgibbon	Ms Livermore	Mr Ripoll
Mr Albanese	Ms Gerick	Mr McClelland	Ms Roxon
Mr Andren	Mr Gibbons	Ms J. S. McFarlane	Mr Rudd
Mr Beazley	Ms Gillard	Ms Macklin	Mr Sawford*
Mr Bevis	Mr Griffin	Mr McLeay	Mr Sciacca
Ms Burke	Ms Hall	Mr McMullan	Mr Sercombe*
Mr Cox	Mr Hatton	Mr Martin	Mr Smith
Mr Crean	Ms Hoare	Mr Melham	Mr Snowdon
Mrs Crosio	Mr Hollis	Mr Morris	Mr Swan
Mr Danby	Mr Horne	Mr Mossfield	Mr Tanner
Mr Edwards	Mrs Irwin	Mr Murphy	Dr Theophanous
Ms Ellis	Mr Jenkins	Ms O'Byrne	Mr K. J. Thomson
Dr Emerson	Ms Kernot	Mr O'Connor	Mr Wilkie
Mr M. J. Evans	Mr Latham	Ms Plibersek	Mr Wilton
Mr L. D. T. Ferguson	Dr Lawrence	Mr Price	Mr Zahra
Mr M. J. Ferguson	Mr Lee	Mr Quick	

* Tellers

Pairs

Mr Fischer Mr Breton

And so it was resolved in the affirmative.

Question—That the motion be agreed to—put and passed.

12 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—TELSTRA'S 013 DIRECTORY ASSISTANCE

The House was informed that Mr Smith had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The adverse effects on small business and Australian families of the Government's decision to allow Telstra to charge for 013 Directory Assistance".

The proposed discussion having received the necessary support—

Mr Smith addressed the House.

Discussion ensued.

Discussion concluded.

13 PETROLEUM (SUBMERGED LANDS) LEGISLATION AMENDMENT BILL 1999—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the Bill had been fully considered by the Main Committee and agreed to with amendments (*see item No. 3, Minutes of Proceedings of the Main Committee*), and presented a certified copy of the Bill together with a schedule of amendments.

Amendments made by the Main Committee agreed to.

Bill, as amended, agreed to.

On the motion of Jackie Kelly (Minister for Sport and Tourism), by leave, the Bill was read a third time.

14 TAXATION LAWS AMENDMENT (POLITICAL DONATIONS) BILL 1999

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—That the Bill be now read a second time—put.

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

AYES, 75

Mr Abbott	Mrs Elson	Mr Lloyd	Mr Scott
Mr Anderson	Mr Entsch	Mr McArthur*	Mr Secker
Mr K. J. Andrews	Mr Fahey	Mr I. E. Macfarlane	Mr Slipper
Mr Anthony	Mr Forrest*	Mr McGauran	Mr Somlyay
Fran Bailey	Mrs Gallus	Mrs May	Dr Southcott
Mr Baird	Ms Gambaro	Mr Moore	Dr Stone
Mr Barresi	Mrs Gash	Mrs Moylan	Mrs Sullivan
Mr Bartlett	Mr Georgiou	Mr Nairn	Mr C. P. Thompson
Mr Billson	Mr Haase	Mr Nehl	Mr A. P. Thomson
Mrs B. K. Bishop	Mr Hardgrave	Dr Nelson	Mr Truss
Ms J. I. Bishop	Mr Hawker	Mr Neville	Mr Tuckey
Mr Brough	Mr Hockey	Mr Nugent	Mr M. A. J. Vaile
Mr Cadman	Mrs Hull	Mr Prosser	Mrs D. S. Vale
Mr Cameron	Mr Jull	Mr Pyne	Mr Wakelin
Mr Causley	Mr Katter	Mr Reith	Dr Washer
Mr Charles	Jackie Kelly	Mr Ronaldson	Mr Williams
Mr Costello	Mr Lawler	Mr Ruddock	Dr Wooldridge
Mr Downer	Mr Lieberman	Mr St Clair	Ms Worth
Mr Draper	Mr Lindsay	Mr Schultz	

NOES, 60

Mr Adams	Ms Gerick	Ms Livermore	Mr Price
Mr Albanese	Mr Gibbons	Mr McClelland	Mr Quick
Mr Andren	Ms Gillard	Ms J. S. McFarlane	Mr Ripoll
Mr Bevis	Mr Griffin	Ms Macklin	Ms Roxon
Ms Burke	Ms Hall	Mr McLeay	Mr Sawford*
Mr Cox	Mr Hatton	Mr McMullan	Mr Sciacca
Mrs Crosio	Ms Hoare	Mr Martin	Mr Sercombe*
Mr Danby	Mr Hollis	Mr Melham	Mr Smith
Mr Edwards	Mr Horne	Mr Morris	Mr Snowdon
Ms Ellis	Mrs Irwin	Mr Mossfield	Mr Swan
Dr Emerson	Ms Kernot	Mr Murphy	Mr Tanner
Mr M. J. Evans	Mr Kerr	Ms O'Byrne	Mr K. J. Thomson
Mr L. D. T. Ferguson	Mr Latham	Mr O'Connor	Mr Wilkie
Mr M. J. Ferguson	Dr Lawrence	Mr O'Keefe	Mr Wilton
Mr Fitzgibbon	Mr Lee	Ms Plibersek	Mr Zahra

* Tellers

Pairs

Mr Howard Mr Beazley
Mr Fischer Mr Brereton

And so it was resolved in the affirmative—Bill read a second time.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration), the Bill was read a third time.

15 POSTPONEMENT OF ORDERS OF THE DAY

Ordered—That orders of the day Nos. 3 to 5, government business, be postponed until a later hour this day.

16 CONSTRUCTION OF REPLACEMENT NUCLEAR RESEARCH REACTOR, LUCAS HEIGHTS, NSW—APPROVAL OF WORK

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Construction of replacement nuclear research reactor, Lucas Heights, NSW.

Debate ensued.

Question—put and passed.

17 SOCIAL SECURITY (ADMINISTRATION) BILL 1999

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 having been resumed by Mr Albanese—

18 ADJOURNMENT

It being 5.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

Debate extended: It being 6 p.m., the debate was interrupted.

Mr Abbott (Minister for Employment Services) required the debate to be extended.

The debate continuing until 6.04 p.m., the Speaker adjourned the House until Monday next at 12.30 p.m.

PAPERS

The following papers were deemed to have been presented on 26 August 1999:
Commonwealth Authorities and Companies Act—Commonwealth Authorities and Companies Amendment Orders 1999 No. 1.

Financial Management and Accountability Act—Financial Management and Accountability Amendment Orders 1999 No. 3.

Taxation Administration Act—
Determination 1999 No. TD 43.

Rulings 1999 Nos. PR 89, TR 12, TR 95/4 (Addendum).



ATTENDANCE

All Members attended (at some time during the sitting) except Mr Brereton, Mr G. J. Evans, Mr Fischer, Mrs D. M. Kelly and Mr Sidebottom.



I. C. HARRIS

Clerk of the House of Representatives

1998-99

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 60

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

THURSDAY, 26 AUGUST 1999

1 The Main Committee met at 9.40 a.m.

2 MEMBERS' STATEMENTS

Members' statements were made.

3 PETROLEUM (SUBMERGED LANDS) LEGISLATION AMENDMENT BILL 1999

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 Entsch (Parliamentary Secretary to the Minister for Industry, Science and Resources) moved Government amendments (1) to (4) together.

Paper

Mr Entsch presented a supplementary explanatory memorandum to the Bill.

Amendments agreed to.

Bill, as amended, agreed to.

Consideration in detail concluded.

Ordered—That the Bill be reported to the House with amendments.

4 ADJOURNMENT

Mr Entsch (Parliamentary Secretary to the Minister for Industry, Science and Resources) moved—That the Committee do now adjourn.

Debate ensued.

At 11.53 a.m. the Deputy Speaker adjourned the Main Committee.

The Deputy Speaker fixed Wednesday, 1 September 1999 at 9.40 a.m. for the next meeting of the Main Committee.

B. C. WRIGHT
Clerk of the Main Committee