

1998-99

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

**HOUSE OF REPRESENTATIVES****VOTES AND PROCEEDINGS**

No. 85

MONDAY, 6 DECEMBER 1999



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

**2 AUSTRALIAN PARLIAMENTARY DELEGATION—REPORT—STATEMENTS BY MEMBERS**

The Speaker presented the following paper:

Australian Parliamentary Delegation to Greece, Turkey and Cyprus, July 1999—Report, December 1999—

and made a statement in connection with the report.

Mr Kerr and Mr Hawker also made statements in connection with the report.

**3 FOREIGN AFFAIRS, DEFENCE AND TRADE—JOINT STANDING COMMITTEE—REPORT—STATEMENT BY MEMBER—MOTION TO TAKE NOTE OF PAPER**

Mr Hollis presented the following papers:

Foreign Affairs, Defence and Trade—Joint Standing Committee—World debt—A report on the proceedings of a seminar—

Report, August 1999.

Evidence received by the committee.

Minutes of proceedings.

Ordered—That the report be printed.

Mr Hollis made a statement in connection with the report.

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

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

Mr Hollis 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.

**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—Advisory report on the Copyright Amendment (Digital Agenda) Bill 1999—

Report, November 1999.

Evidence received by the committee.

Minutes of proceedings.

Ordered—That the report be printed.

Mr K. J. Andrews, Ms Roxon, Ms J. I. Bishop, Mr Kerr and Mr Murphy 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 NATIONAL CRIME AUTHORITY—PARLIAMENTARY JOINT COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER**

Mr Nugent (Chair) presented the following papers:

National Crime Authority—Parliamentary Joint Committee—Street legal: The involvement of the National Crime Authority in controlled operations—

Report, December 1999.

Evidence received by the committee.

Ordered—That the report be printed.

Mr Nugent and Mr Kerr 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.

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

Mr A. P. Thomson (Chair) presented the following papers:

Treaties—Joint Standing Committee—Reports, evidence received by the committee and minutes of proceedings—

Report 27: Termination of Social Security Agreement with the United Kingdom and International Plant Protection Convention.

Report 28: Fourteen treaties tabled on 12 October 1999.

Ordered—That each of the reports be printed.

Mr A. P. Thomson, Mr Adams and Mr Hardgrave made statements in connection with the reports.

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

Mr A. P. Thomson moved—That the House take note of the reports.

Mr A. P. Thomson 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 MEMBERS' STATEMENTS

Members' statements were made.

#### 8 QUESTIONS

Questions without notice were asked.

#### 9 SUSPENSION OF STANDING ORDERS—ROUTINE OF BUSINESS FOR NEXT SITTING

Mr Reith (Leader of the House), by leave, moved—That:

1. The House, at its rising, adjourn until tomorrow at 3 p.m., and
2. So much of the standing and sessional orders be suspended as would prevent the routine of business for the sitting tomorrow being as follows, unless otherwise ordered:
  1. Questions without notice.
  2. Presentation of papers.
  3. Ministerial statements, by leave.
  4. Matter of public importance.
  5. Notices and orders of the day, government business.

Question—put and passed.

#### 10 *PARLIAMENTARY SERVICE ACT 1999*—STATEMENT BY SPEAKER

The Speaker made a statement concerning the commencement of the *Parliamentary Service Act 1999*, the appointment of Ms Helen Williams AO, Public Service Commissioner to be also Parliamentary Service Commissioner, and the appointment of Mr Alan Doolan, Merit Protection Commissioner to be also acting Parliamentary Service Merit Protection Commissioner until 31 December 1999.

#### 11 PETITIONS

Petitions lodged for presentation were announced.

**12 TOURISM**

Mr Baird, having amended, by leave, notice No. 1, private Members' business, moved—That the House:

- (1) commends the Government for its efforts in promoting domestic and international tourism which has resulted in a 7% increase in international visitors during the last 12 months;
- (2) notes the significance to the economy of the number of jobs created by tourism; and
- (3) notes the foreign exchange earnings resulting from international visitor travel to Australia.

Debate ensued.

Debate adjourned, and the resumption of the debate made an order of the day for the next sitting.

**13 REGIONAL AUSTRALIA**

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

- (1) the failure of the Howard Government to address the needs of people living in regional Australia;
- (2) the lack of knowledge demonstrated by the Government of issues that impact on the daily lives of regional Australians;
- (3) the failure of the Government to provide jobs, services and adequate health resources to regional Australia; and
- (4) the betrayal of regional Australia by the Government's inability to differentiate between regional and rural Australia.

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.

**14 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.

*Paper*

Mr Rudd, by leave, presented the following paper:

East Timorese Refugees in West Timor—A report by Kevin Rudd, MP, Federal Member for Griffith and Chair, ALP Caucus Policy Committee on National Security and Trade, 12 November 1999.

Debate continued.

Question—That grievances be noted—put and passed.

**15 INDUSTRY, SCIENCE AND RESOURCES—STANDING COMMITTEE—  
STATEMENT BY MEMBER**

Mr Morris, by leave, made a statement concerning a request to use records of the Standing Committee on Industry, Science and Resources in court proceedings.

**16 MESSAGE FROM THE GOVERNOR-GENERAL—ASSENT TO BILL**

A message from His Excellency the Governor-General was announced informing the House that His Excellency, in the name of Her Majesty, had assented to the following Bill:

24 November 1999—Message No. 147—Corporate Law Economic Reform Program 1999.

**17 MESSAGES FROM THE SENATE**

Messages from the Senate were reported returning the following Bills without amendments:

29 November 1999—

No. 254—Australian Security Intelligence Organisation Legislation Amendment 1999.

No. 257—New Business Tax System (Income Tax Rates) (No. 1) 1999.

No. 259—New Business Tax System (Former Subsidiary Tax Imposition) 1999 (*without requests*).

No. 260—New Business Tax System (Capital Allowances) 1999.

No. 261—New Business Tax System (Capital Gains Tax) 1999.

No. 262—New Business Tax System (Income Tax Rates) (No. 2) 1999.

No. 263—Veterans' Affairs Legislation Amendment (No. 1) 1999.

30 November 1999—

No. 265—Agriculture, Fisheries and Forestry Legislation Amendment (No. 2) 1999.

**18 MESSAGE FROM THE SENATE—NEW BUSINESS TAX SYSTEM (INTEGRITY  
AND OTHER MEASURES) BILL 1999**

A message from the Senate was reported returning the following Bill with an amendment:

29 November 1999—Message No. 258—New Business Tax System (Integrity and Other Measures) 1999.

Ordered—That the amendment be considered forthwith.

On the motion of Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration), the amendment was agreed to, after debate.

**19 MESSAGE FROM THE SENATE—QUARANTINE AMENDMENT BILL 1998**

A message from the Senate was reported returning the following Bill with amendments:

26 November 1999—Message No. 255—Quarantine Amendment 1998.

Ordered—That the amendments be considered at the next sitting.

**20 MESSAGE FROM THE SENATE—ABORIGINAL AND TORRES STRAIT ISLANDER HERITAGE PROTECTION BILL 1998**

A message from the Senate was reported returning the following Bill with amendments:

26 November 1999—Message No. 256—Aboriginal and Torres Strait Islander Heritage Protection 1998.

Ordered—That the amendments be considered at the next sitting.

**21 MESSAGE FROM THE SENATE—EQUAL OPPORTUNITY FOR WOMEN IN THE WORKPLACE AMENDMENT BILL 1999**

A message from the Senate was reported returning the following Bill with amendments:

30 November 1999—Message No. 264—Equal Opportunity for Women in the Workplace Amendment 1999.

Ordered—That the amendments be considered at the next sitting.

**22 MESSAGE FROM THE SENATE—FEDERAL MAGISTRATES BILL 1999**

Message No. 266, 30 November 1999, from the Senate was reported returning the Federal Magistrates Bill 1999 and acquainting the House that the Senate does not insist on its amendments Nos 3 to 11 disagreed to by the House, insists on its amendments Nos 12 and 15 disagreed to by the House and desires the reconsideration of the Bill by the House in respect of amendments Nos 12 and 15.

Ordered—That consideration of the message be made an order of the day for the next sitting.

**23 MESSAGE FROM THE SENATE—FEDERAL MAGISTRATES (CONSEQUENTIAL AMENDMENTS) BILL 1999**

Message No. 267, 30 November 1999, from the Senate was reported returning the Federal Magistrates (Consequential Amendments) Bill 1999 and acquainting the House that the Senate does not insist on its amendments Nos 8 to 15 disagreed to by the House, has agreed to the amendments made by the House in place of amendment No. 15, insists on its amendments Nos 19, 20 and 23 disagreed to by the House and desires the reconsideration of the Bill by the House in respect of amendments Nos 19, 20 and 23.

Ordered—That consideration of the message be made an order of the day for the next sitting.

**24 CRIMES AT SEA 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.

*Paper*

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration) presented a supplementary explanatory memorandum to the Bill.

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

*Consideration in detail*

Bill, by leave, taken as a whole.

Mr Kerr moved Opposition amendment (1).

Debate continued.

Amendment agreed to.

Mr Kerr, by leave, moved Opposition amendments (2) and (3) together.

Debate continued.

Amendments negatived.

On the motion of Mr Slipper, by leave, Government amendments (1) to (4) and (6) to (14) were made, together.

Bill, as amended, agreed to.

Consideration in detail concluded.

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

**25 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REPORTS—STATEMENT BY MEMBER**

Mrs Moylan (Chair) presented the following papers:

Public Works—Parliamentary Standing Committee—Reports—Staff Colleges Collocation Project, Weston Creek, ACT (Twelfth report of 1999).

ANZAC Hall Extension, Australian War Memorial, Canberra (Thirteenth report of 1999).

Severally ordered to be printed.

Mrs Moylan, Mr Lindsay and Mr Forrest, by leave, made statements in connection with the reports.

**26 MESSAGES FROM THE SENATE**

Messages from the Senate, 6 December 1999, were reported returning the following Bills without amendment:

Message—

No. 270—Diesel and Alternative Fuels Grants Scheme (Administration and Compliance) 1999.

No. 271—Taxation Laws Amendment (No. 9) 1999.

**27 MESSAGES FROM THE SENATE**

Messages from the Senate were reported transmitting resolutions agreed to by the Senate:

6 December 1999—

No. 268—That, in accordance with section 5 of the *Parliament Act 1974*, the Senate approves the proposal by the National Capital Authority for the erection of temporary structures associated with the running of the ‘National Capital 100’ V8 Supercar race proposed by the Canberra Tourism and Events Corporation, to be held in June 2000.

No. 269—That, in accordance with section 5 of the *Parliament Act 1974*, the Senate approves the following proposals by the National Capital Authority:

- (a) upgrading the East Block and West Block car parks;
- (b) installation of banner poles at the National Archives of Australia;
- (c) landscaping works to the John Gorton Building; and
- (d) refurbishment of the Treasury Building.

**28 BROADCASTING SERVICES AMENDMENT BILL (NO. 3) 1999**

Mr McGauran (Minister for the Arts and the Centenary of Federation), by leave, presented a Bill for an Act to amend the *Broadcasting Services Act 1992*, and for other purposes.

Bill read a first time.

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

*Paper*

Mr McGauran presented an explanatory memorandum to the Bill.

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

**29 REGIONAL FOREST AGREEMENTS BILL 1998—SENATE’S AMENDMENTS**

The order of the day having been read for the consideration of the amendments made by the Senate—

Mr Tuckey (Minister for Forestry and Conservation) moved—That the amendment made by the Senate to the additional amendment made by the House be disagreed to.

Mr L. D. T. Ferguson addressing the House—

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*Adjournment negatived*

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

Question—put and negatived.

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Debate continued.

Debate adjourned (Mrs Sullivan— Parliamentary Secretary (Foreign Affairs)), and the resumption of the debate made an order of the day for the next sitting.

### 30 ADJOURNMENT

Mrs Sullivan (Parliamentary Secretary (Foreign Affairs)) moved—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 3 p.m., in accordance with the resolution agreed to this sitting.

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### PAPERS

The following papers were deemed to have been presented on 6 December 1999:

Airports Act—Regulations—Statutory Rules 1999 Nos 290, 291.

Australian Meat and Live-stock Industry Act—Orders—1999—Australian Meat and Live-stock Industry (Export of Cattle) Amendment (No. LC1/99).

Australian Wine and Brandy Corporation Act—Regulations—Statutory Rules 1999 No. 294.

Broadcasting Services Act—Broadcasting Services (Events) Notice No. 1 of 1994—Amendment 1999 No. 3.

Child Support (Assessment) Act—Regulations—Statutory Rules 1999 No. 286.

Civil Aviation Act—Civil Aviation Regulations—Civil Aviation Orders—1999—

Part 20—Amendment 25 November.

Part 105—Amendments 28 October, 3, 5(6), 8(2), 10(2), 15, 16(5), 18(8), 23(2), 24(7) November.

Part 106—Amendments 10(2) November.

Part 107—Amendments 16, 23 November.

Exemptions—Nos CASA 37, CASA 43, CASA 44, CASA 46.

Instruments—Nos CASA 1073, CASA 1082.

Corporations Act—

Accounting standards AASB 1015, AASB 1033.

Regulations—Statutory Rules 1999 No. 293.

Currency Act—Determination 1999 No. 6.

Defence Act—Determinations under section 58B 1999 Nos 49, 50, 51, 52, 53.

Export Control Act—Regulations—Statutory Rules 1999 No. 282.

Extradition Act—Regulations—Statutory Rules 1999 No. 284.

Family Law Act—

Regulations—Statutory Rules 1999 No. 283.

Rules of Court—Statutory Rules 1999 No. 279.

Federal Court of Australia Act—Rules of Court—Statutory Rules 1999 Nos 295, 296.

Fisheries Management Act—Regulations—Statutory Rules 1999 No. 285.

Higher Education Funding Act—Determinations 1999 No. T16.

Imported Food Control Act—Regulations—Statutory Rules 1999 No. 280.

Migration Act—Certificates under section 502—16, 25(2) November 1999.

National Health Act—Regulations—Statutory Rules 1999 Nos 288, 289.

Naval Defence Act—Regulations—Statutory Rules 1999 No. 281.

Nuclear Non-Proliferation (Safeguards) Act—Regulations—Statutory Rules 1999 No. 278.

Parliament Act—Parliamentary Zone—  
Proposals, together with supporting documentation for—  
Landscaping works at the John Gorton building.  
Temporary works associated with the running of the National Capital 100 V8 Supercar race carnival.  
Refurbishment of the Treasury building.  
Installation of removable banner poles at the National Archives of Australia.  
East Block and West Block car parks.

Public Service Act—  
Determinations—1999—  
No. 7.  
Defence No. 10.  
Public Service Commissioner's Directions, 5 December.

Quarantine Act—Determinations 1999 No. 3.

Remuneration Tribunal Act—Remuneration Tribunal Determinations 1999 Nos 13, 14.

Sales Tax Assessment Act—Regulations—Statutory Rules 1999 No. 292.

Student Assistance Act—Determination 1999 No. 2.

Superannuation Act 1976—Regulations—Statutory Rules 1999 No. 287.

Superannuation Act 1990—Declarations—Statutory Rules 1999 No. 277.

Taxation Administration Act—Ruling 1999 No. TR 18.

Telecommunications Act 1997—Carrier Licence Conditions (Telstra Corporation Limited) Declaration 1997 (Amendment No. 2 of 1999).

Telecommunications (Carrier Licence Charges) Act—Determination under paragraph 15(1)(b) 1999 No. 2.

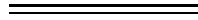
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#### ATTENDANCE

All Members attended (at some time during the sitting) except Mr Andren, Mrs D. M. Kelly, Ms Kernot, Mr Lloyd, Mr Mossfield, Mr Prosser\* and Dr Theophanous.

\* On leave



**I. C. HARRIS**

Clerk of the House of Representatives