

1998-1999-2000-2001

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 208

WEDNESDAY, 29 AUGUST 2001



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 SOCIAL SECURITY AND VETERANS' ENTITLEMENTS LEGISLATION
AMENDMENT (RETIREMENT ASSISTANCE FOR FARMERS) BILL 2001**

Mr Anthony (Minister for Community Services), pursuant to notice, presented a Bill for an Act to amend the law relating to social security and veterans' entitlements, and for related purposes.

Bill read a first time.

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

Paper

Mr Anthony presented an explanatory memorandum to the Bill.

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

**3 ABOLITION OF COMPULSORY AGE RETIREMENT (STATUTORY
OFFICEHOLDERS) BILL 2001**

Mr Williams (Attorney-General), pursuant to notice, presented a Bill for an Act to abolish compulsory age retirement for certain statutory officeholders, and for other purposes.

Bill read a first time.

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

Paper

Mr Williams presented an explanatory memorandum to the Bill.

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

4 DEFENCE LEGISLATION AMENDMENT (APPLICATION OF CRIMINAL CODE) BILL 2001

Mr Scott (Minister for Veterans' Affairs), pursuant to notice, presented a Bill for an Act relating to the application of the *Criminal Code* to certain offences, and for other purposes.

Bill read a first time.

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

Paper

Mr Scott presented an explanatory memorandum to the Bill.

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

5 REGIONAL FOREST AGREEMENTS BILL 2001

Mr Tuckey (Minister for Forestry and Conservation), pursuant to notice, presented a Bill for an Act relating to Regional Forest Agreements, and for other purposes.

Bill read a first time.

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

Paper

Mr Tuckey presented an explanatory memorandum to the Bill.

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

6 MESSAGE FROM THE SENATE—GENERAL INSURANCE REFORM BILL 2001

Message No. 691, 27 August 2001, from the Senate was reported returning the General Insurance Reform Bill 2001 with amendments.

Ordered—That the amendments be considered forthwith.

On the motion of Mr Hockey (Minister for Financial Services and Regulation), the amendments were agreed to, after debate.

7 INNOVATION AND EDUCATION LEGISLATION AMENDMENT BILL (NO. 2) 2001

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 Lee, 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 condemns the Government for damaging Australian universities through massive funding cuts, and for reducing opportunities for Australian undergraduate and postgraduate students, in particular by:

- (1) cutting Commonwealth funding for universities by \$3 billion since 1996, thereby reducing student places by 81,500;
- (2) overseeing a reduction of 3,278 in enrolments of Australian university students in 2000;

- (3) cutting the number of research training places by 3,336; and
- (4) cutting HECS postgraduate coursework places by 60% since 1996”—

Debate resumed.

Amendment negatived.

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

Message from the Governor-General

Message No. 345, 7 August 2001, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the Bill.

Consideration in detail

Bill, by leave, taken as a whole, and agreed to, after debate.

Consideration in detail concluded.

On the motion of Dr Kemp (Minister for Education, Training and Youth Affairs), by leave, the Bill was read a third time.

8 STATES GRANTS (PRIMARY AND SECONDARY EDUCATION ASSISTANCE) AMENDMENT BILL (NO. 2) 2001

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 by Mr Lee who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words:

“the Bill be withdrawn and redrafted to provide for an additional \$30 million in capital works grants to government schools, to match the extra funding being provided for establishment grants to non-government schools”.

Debate continued.

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 MINISTERIAL ARRANGEMENTS

Mr Howard (Prime Minister) informed the House that, during the absence abroad of Mr M. A. J. Vaile (Minister for Trade), Mr Downer (Minister for Foreign Affairs) would answer questions on his behalf.

10 MOTOR VESSEL TAMPA—PROPOSED INTRUSION INTO AUSTRALIAN WATERS AND SUBSEQUENT ACTION BY SAS—MINISTERIAL STATEMENT

Mr Howard (Prime Minister), by leave, made a ministerial statement on the Motor Vessel *Tampa's* proposed intrusion into Australian waters and subsequent action by the SAS and presented the following paper:

MV *Tampa*—Immediate medical assistance—Copy of telefax from A. Rinnan, Master of MV *Tampa* to Australian Search and Rescue, 29 August 2001.

Mr Beazley (Leader of the Opposition), by leave, also made a statement on the matter.

11 QUESTIONS

Questions without notice being asked—

Paper

Mrs B. K. Bishop (Minister for Aged Care) presented the following paper:

Hunter Region—New operational beds and homes—Table, 20 July 2001.

Questions without notice continued.

12 PAPER—MOTION TO TAKE NOTE OF PAPER

The following paper was presented:

Reserve Bank of Australia—Report for 2000-2001.

Mr Tuckey (Minister for Forestry and Conservation) moved—That the House take note of the paper.

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

13 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—GOODS AND SERVICES TAX ADMINISTRATION

The House was informed that Mr Crean (Deputy Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The failure of the Government to explain why it wants one GST rule for the Liberal Party and another rule for Australian small business”.

The proposed discussion having received the necessary support—

Mr Crean addressed the House.

Discussion ensued.

Paper

Mr Hockey (Minister for Financial Services and Regulation), by leave, presented the following paper:

Economic and financial indicators—Copy of article in *The Economist*, pp. 80-81, 18 August 2001.

Discussion continued.

Discussion concluded.

14 MESSAGE FROM THE SENATE

A message from the Senate was reported returning the following Bill without amendment:

29 August 2001—Message No. 693—Migration Legislation Amendment (Immigration Detainees) (No. 2) 2001.

15 EDUCATION, TRAINING AND YOUTH AFFAIRS LEGISLATION AMENDMENT (APPLICATION OF CRIMINAL CODE) BILL 2001—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the Bill had been fully considered by the Main Committee and agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

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

16 WOOL INTERNATIONAL AMENDMENT BILL 2001—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the Bill had been fully considered by the Main Committee and agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

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

17 BILL REFERRED TO MAIN COMMITTEE

Mr Ronaldson (Chief Government Whip), by leave, moved—That the Parliamentary Service Amendment Bill 2001 be referred to the Main Committee for further consideration.

Question—put and passed.

18 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS

Mrs Moylan (Chair) presented the following paper:

Public Works—Parliamentary Standing Committee—Report relating to Lavarack Barracks redevelopment Stage 3, Townsville, Qld (8th report of 2001).

Ordered to be printed.

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

19 LAVARACK BARRACKS REDEVELOPMENT, STAGE 3, TOWNSVILLE—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: Lavarack Barracks redevelopment, Stage 3, Townsville.

Question—put and passed.

**20 STATES GRANTS (PRIMARY AND SECONDARY EDUCATION ASSISTANCE)
AMENDMENT BILL (NO. 2) 2001**

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 Lee (see item No. 8, page 2571)*—

Debate resumed.

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

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

AYES, 72

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

NOES, 57

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

* Tellers

Pairs

Mr Howard	Mr Beazley
Mr Fischer	Mr Swan
Mr Cameron	Mr Rudd
Mr M. A. J. Vaile	Mr Sciacca

And so it was resolved in the affirmative.

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

Message from the Governor-General

Message No. 346, 7 August 2001, 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.

Dr Kemp (Minister for Education, Training and Youth Affairs) moved—That the Bill be now read a third time.

Debate ensued.

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

21 POSTPONEMENT OF NOTICE

Ordered—That notice No. 5, government business, be postponed until a later hour this day.

22 ROYAL COMMISSIONS AND OTHER LEGISLATION AMENDMENT BILL 2001

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 McArthur), and the resumption of the debate made an order of the day for a later hour this day.

23 BORDER PROTECTION BILL 2001

Mr Howard (Prime Minister), by leave, presented a Bill for an Act to provide for the removal of ships from the territorial sea of Australia, and for related purposes.

Bill read a first time.

Mr Howard, by leave, moved—That the Bill be now read a second time.

Debate, by leave, ensued.

Question—put.

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

AYES, 73

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

NOES, 62

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

* Tellers

Pairs

Mr Fischer	Mr Swan
Mr Cameron	Mr Rudd
Mr M. A. J. Vaile	Mr Sciacca

And so it was resolved in the affirmative.

Adjournment negatived

It being 7.30 p.m.—The question was proposed—That the House do now adjourn.

Mr Reith (Leader of the House) requiring the question to be put forthwith without debate—

Question—put and negatived.

Bill read a second time.

Leave granted for third reading to be moved forthwith.

Mr Howard moved—That the Bill be now read a third time.

Paper

Mr Howard, by leave, presented an explanatory memorandum to the Bill.

Question—put.

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

AYES, 73

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

NOES, 61

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

* Tellers

Pairs

Mr Fischer	Mr Swan
Mr Cameron	Mr Rudd
Mr M. A. J. Vaile	Mr Sciacca

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

24 ADJOURNMENT

Mr McGauran (Minister for the Arts and the Centenary of Federation) moved—
That the House do now adjourn.

Debate ensued.

Papers

Mr Byrne, by leave, presented the following papers:

GD Advertising—

Adjournment speech, 29 August 2001.

Copy of letter from Jorge Ladowsky to Mr Anthony Byrne, 29 August 2001.

Debate continued.

The House continuing to sit until 8 p.m.—The Speaker adjourned the House until tomorrow at 9.30 a.m.

PAPERS

The following papers were deemed to have been presented on 29 August 2001:
Higher Education Funding Act—Determination—2001 No. T22.

Remuneration Tribunal Act—Remuneration Tribunal—Determination—2001
No. 15.

Telecommunications (Consumer Protection and Service Standards) Act—
Declaration—2001 Special Digital Data Service Provider Revocation (No. 2).



ATTENDANCE

All Members attended (at some time during the sitting) except Mr Cameron, Mr Fischer, Mrs Gallus, Ms Kernot, Mr Rudd, Mr Sciacca, Mr Swan* and Mr M. A. J. Vaile.

* On leave



I. C. HARRIS

Clerk of the House of Representatives

1998-1999-2000-2001

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 208

MAIN COMMITTEE**MINUTES OF PROCEEDINGS**

WEDNESDAY, 29 AUGUST 2001



1 The Main Committee met at 9.40 a.m.

2 MEMBERS' STATEMENTS

Members' statements were made.

**3 EDUCATION, TRAINING AND YOUTH AFFAIRS LEGISLATION AMENDMENT
(APPLICATION OF CRIMINAL CODE) BILL 2001**

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.

Leave granted for the question on the report to be put forthwith.

Question—That the Bill be reported to the House without amendment—put and passed.

4 WOOL INTERNATIONAL AMENDMENT BILL 2001

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.

Leave granted for the question on the report to be put forthwith.

Question—That the Bill be reported to the House without amendment—put and passed.

5 ADJOURNMENT

On the motion of Mr Truss (Minister for Agriculture, Fisheries and Forestry), the Main Committee adjourned at 11.34 a.m.

The Deputy Speaker fixed tomorrow at 9.40 a.m. for the next meeting of the Main Committee.



B. C. WRIGHT

Clerk of the Main Committee