

2002

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

**VOTES AND PROCEEDINGS**

No. 38

MONDAY, 26 AUGUST 2002

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 NATIONAL CAPITAL AND EXTERNAL TERRITORIES—JOINT STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER**

Mr Neville presented the following paper:

National Capital and External Territories—Joint Standing Committee—Norfolk Island electoral matters—Report, June 2002.

Ordered to be printed.

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

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

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

Ms J. I. Bishop (Chair) presented the following papers:

Treaties—Joint Standing Committee—47th report—Treaties tabled on 18 and 25 June 2002—

Report, August 2002.

Minutes of proceedings.

Ordered—That the report be printed.

Ms J. I. Bishop and Mr Evans made statements in connection with the report.

Ms J. I. Bishop moved—That the House take note of the report.

Ms J. I. Bishop 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 WORKPLACE RELATIONS AMENDMENT (UNFAIR DISMISSAL—LOWER COSTS, SIMPLER PROCEDURES) BILL 2002**

Mr Crean (Leader of the Opposition), pursuant to notice, presented a Bill for an Act to amend the *Workplace Relations Act 1996* and for related purposes.

Mr Crean made a statement in relation to the Bill.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting, in accordance with standing order 104A.

**5 KOKODA TRACK**

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

- (1) expresses its gratitude to the “Heroes of Kokoda” as we reflect upon the 60<sup>th</sup> anniversary of the Battles to Save Australia, and accordingly give due honour and respect to the memory of these heroes by:
  - (a) supporting the development of the Kokoda Track as a National Memorial Park, which will ensure it remains a historical, cultural and commemorative experience for all Australians; and
  - (b) establishing a joint Australian and Papua New Guinean Master Plan under the guidance of Australian Government and local PNG Provincial government personnel;
- (2) expresses support of the Government’s commitment of \$1.5 million for the establishment of 3 memorials in Papua New Guinea, one of which will be constructed at Isurava to commemorate the Battle at Kokoda; and
- (3) calls on all Australians in this the 60<sup>th</sup> anniversary month to commemorate the sacrifice of all servicemen who participated in the battles along the Kokoda Track by:
  - (a) inaugurating a National Day of Remembrance celebrated both in Australia and at Owers Corner, PNG;
  - (b) congratulating the Australian Football League, the members, supporters and administrators of the Sydney Swans and Richmond Tigers for their annual commemorative game at Stadium Australia, honouring the Spirit of Kokoda; and
  - (c) supporting the establishment of a Fuzzy Wuzzy Angel Scholarship Foundation to educate the sons and daughters of the Kokoda Trail Villagers as a sign of our nation’s gratitude for the selfless sacrifice of the local people during the campaign.

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

#### **6 MEMBERS’ STATEMENTS**

Members’ statements were made.

#### **7 MINISTERIAL ARRANGEMENTS**

Mr Howard (Prime Minister) informed the House that, during the absence abroad of Dr Kemp (Minister for the Environment and Heritage), Mr Truss (Minister for Agriculture, Fisheries and Forestry) would answer questions on his behalf.

#### **8 QUESTIONS**

Questions without notice were asked.

#### **9 PETITIONS**

Petitions lodged for presentation were announced.

#### **10 CHILD SEXUAL ABUSE**

Ms Plibersek, pursuant to notice, moved—That this House:

- (1) recognises the physical, emotional and psychological damage caused by child sexual abuse;
- (2) recognises that in every state in Australia adults who have sexual relations with teenagers under the age of 16 are committing a criminal offence, and there are no excuses for this behaviour;
- (3) commits itself to providing a safe environment for every child in Australia;
- (4) commits itself to playing a role in ending sexual abuse of children overseas; and
- (5) commits itself to acknowledging and seeking to mend the harm done to victims of child sexual abuse.

Debate ensued.

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.

**11 MAMMARY PROSTHESES**

Ms Vamvakinou, pursuant to notice, moved—That this House:

- (1) notes the recommendation of the February 1995 report of the House of Representatives Standing Committee on Community Affairs to amend the Medicare rebate schedule to include the provision of mammary prostheses;
- (2) recognises that estimates of women undergoing breast cancer surgery in Australia approach 1000 per month with more than one-third requiring a mastectomy;
- (3) recognises the ongoing cost (financial, physical and emotional) of wearing required prostheses and shell/breast forms and acknowledges the strain on muscles and posture following the loss of a breast or a significant part of the breast;
- (4) recognises the ongoing cost of prostheses and acknowledges that there is no Commonwealth Government scheme to lessen the financial burden faced by women following breast surgery for those in need of prosthetics;
- (5) notes *The Canberra Times* article “Dead women’s breast prostheses resold” appearing on 3 June 2002 detailing the reuse of mammary prostheses amongst breast cancer patients facing financial hardship;
- (6) calls on the Government to provide mammary prostheses through the Medicare rebate schedule; and
- (7) condemns the Government over budget measures where the sickest and poorest Australians and families will be hit with an increase of almost 30% in the cost of their essential medicines.

Debate ensued.

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.

**12 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.

Question—That grievances be noted—put and passed.

**13 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:

22 August 2002—Message No. 49—New Business Tax System (Consolidation) (No. 1) 2002.

**14 MESSAGES FROM THE SENATE**

Messages from the Senate, 22 August 2002, were reported acquainting the House that:

- (a) Senator Colbeck had been appointed a member of the Parliamentary Standing Committee on Public Works—Message No. 94; and
- (b) having been duly nominated in accordance with the resolution agreed to by both Houses, Senator Johnston had been appointed a member of the Joint Standing Committee on Foreign Affairs, Defence and Trade—Message No. 95.

**15 MAIN COMMITTEE—DAY OF NEXT MEETING**

The Speaker reported that the Deputy Speaker had fixed Monday, 26 August 2002, at 8 p.m., for the next meeting of the Main Committee.

**16 SUSPENSION OF STANDING ORDERS**

Mr Abbott (Leader of the House), pursuant to notice, moved—That so much of the standing orders be suspended as would prevent the following arrangements applying in relation to the Research Involving Embryos and Prohibition of Human Cloning Bill 2002 unless the House otherwise orders:

- (1) the Bill stand referred to the Main Committee for the remainder of the second reading stage up to but not including the summing up by the mover of the motion for the second reading of the Bill, or his nominee, and the putting of any questions at the conclusion of the second reading debate;
- (2) in speaking to the motion for the second reading of the Bill in the Main Committee each Member speaking for a period not exceeding 20 minutes;
- (3) during consideration of the Bill in the Main Committee the quorum of the Committee being three Members comprising the occupant of the Chair and two other Members; and
- (4) the Main Committee continuing debate on the Bill regardless of any unresolved questions.

Mr S. F. Smith having raised as a point of order that the motion was not in order—

*Deputy Speaker's ruling*

The Deputy Speaker (Ms Corcoran) ruled that the motion moved by the Leader of the House was in order.

*Dissent from ruling moved:* Mr S. F. Smith moved—That the ruling be dissented from.

Mr S. F. Smith rising to address the House—

*Closure*

Mr Abbott moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 75

Mr Abbott	Mr Dutton	Jackie Kelly	Mr Schultz
Mr Anderson	Mrs Elson	Mr P. E. King	Mr Scott
Mr K. J. Andrews	Mr Entsch	Mrs Ley	Mr Secker
Mr Anthony	Mr Farmer	Mr Lindsay	Mr Slipper
Fran Bailey	Mr Forrest*	Mr Lloyd	Mr A. D. H. Smith
Mr Baird	Mrs Gallus	Mr McArthur*	Mr Somlyay
Mr Baldwin	Ms Gambaro	Mr I. E. Macfarlane	Dr Southcott
Mr Barresi	Mrs Gash	Mr McGauran	Dr Stone
Mr Bartlett	Mr Georgiou	Mrs May	Mr C. P. Thompson
Mr Billson	Mr Haase	Mrs Moylan	Mr Ticehurst
Mrs B. K. Bishop	Mr Hardgrave	Mr Nairn	Mr Tollner
Ms J. I. Bishop	Mr Hartsuyker	Dr Nelson	Mr Truss
Mr Brough	Mr Hawker	Mr Neville	Mr Tuckey
Mr Cadman	Mr Hockey	Ms Panopoulos	Mr M. A. J. Vaile
Mr Causley	Mrs Hull	Mr Pearce	Mrs D. S. Vale
Mr Charles	Mr Hunt	Mr Prosser	Mr Wakelin
Mr Ciobo	Mr Johnson	Mr Pyne	Dr Washer
Mr Costello	Mr Jull	Mr Randall	Mr Williams
Mr Downer	Mrs D. M. Kelly	Mr Ruddock	

## NOES, 63

Mr Albanese	Mr L. D. T. Ferguson	Ms C. F. King	Mr Quick*
Mr Andren	Mr M. J. Ferguson	Mr Latham	Mr Ripoll
Mr Beazley	Mr Fitzgibbon	Dr Lawrence	Ms Roxon
Mr Bevis	Ms George	Ms Livermore	Mr Rudd
Mr Brereton	Mr Gibbons	Mr McClelland	Mr Sawford
Ms Burke	Ms Gillard	Ms J. S. McFarlane	Mr Sciacca
Mr Byrne	Ms Grierson	Ms Macklin	Mr Sercombe
Ms Corcoran	Mr Griffin	Mr McLeay	Mr Sidebottom
Mr Cox	Ms Hall	Mr McMullan	Mr S. F. Smith
Mr Crean	Mr Hatton	Mr Melham	Mr Snowden
Mrs Crosio	Ms Hoare	Mr Mossfield	Mr Swan
Mr Danby*	Mrs Irwin	Mr Murphy	Mr Tanner
Mr Edwards	Ms Jackson	Mr B. P. O'Connor	Ms Vamvakinou
Ms Ellis	Mr Jenkins	Mr G. M. O'Connor	Mr Windsor
Mr Emerson	Mr Katter	Ms Plibersek	Mr Zahra
Mr Evans	Mr Kerr	Mr Price	

\* Tellers

And so it was resolved in the affirmative.

And the question—That the ruling be dissented from—being accordingly put—

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

## AYES, 63

Mr Albanese	Mr L. D. T. Ferguson	Ms C. F. King	Mr Quick*
Mr Andren	Mr M. J. Ferguson	Mr Latham	Mr Ripoll
Mr Beazley	Mr Fitzgibbon	Dr Lawrence	Ms Roxon
Mr Bevis	Ms George	Ms Livermore	Mr Rudd
Mr Brereton	Mr Gibbons	Mr McClelland	Mr Sawford
Ms Burke	Ms Gillard	Ms J. S. McFarlane	Mr Sciacca
Mr Byrne	Ms Grierson	Ms Macklin	Mr Sercombe
Ms Corcoran	Mr Griffin	Mr McLeay	Mr Sidebottom
Mr Cox	Ms Hall	Mr McMullan	Mr S. F. Smith
Mr Crean	Mr Hatton	Mr Melham	Mr Snowden
Mrs Crosio	Ms Hoare	Mr Mossfield	Mr Swan
Mr Danby*	Mrs Irwin	Mr Murphy	Mr Tanner
Mr Edwards	Ms Jackson	Mr B. P. O'Connor	Ms Vamvakinou
Ms Ellis	Mr Jenkins	Mr G. M. O'Connor	Mr Windsor
Mr Emerson	Mr Katter	Ms Plibersek	Mr Zahra
Mr Evans	Mr Kerr	Mr Price	

## NOES, 75

Mr Abbott	Mr Dutton	Jackie Kelly	Mr Schultz
Mr Anderson	Mrs Elson	Mr P. E. King	Mr Scott
Mr K. J. Andrews	Mr Entsch	Mrs Ley	Mr Secker
Mr Anthony	Mr Farmer	Mr Lindsay	Mr Slipper
Fran Bailey	Mr Forrest*	Mr Lloyd	Mr A. D. H. Smith
Mr Baird	Mrs Gallus	Mr McArthur*	Mr Somlyay
Mr Baldwin	Ms Gambaro	Mr I. E. Macfarlane	Dr Southcott
Mr Barresi	Mrs Gash	Mr McGauran	Dr Stone
Mr Bartlett	Mr Georgiou	Mrs May	Mr C. P. Thompson
Mr Billson	Mr Haase	Mrs Moylan	Mr Ticehurst
Mrs B. K. Bishop	Mr Hardgrave	Mr Nairn	Mr Tollner
Ms J. I. Bishop	Mr Hartsuyker	Dr Nelson	Mr Truss
Mr Brough	Mr Hawker	Mr Neville	Mr Tuckey
Mr Cadman	Mr Hockey	Ms Panopoulos	Mr M. A. J. Vaile
Mr Causley	Mrs Hull	Mr Pearce	Mrs D. S. Vale
Mr Charles	Mr Hunt	Mr Prosser	Mr Wakelin
Mr Ciobo	Mr Johnson	Mr Pyne	Dr Washer
Mr Costello	Mr Jull	Mr Randall	Mr Williams
Mr Downer	Mrs D. M. Kelly	Mr Ruddock	

\* Tellers

And so it was negatived.

Mr S. F. Smith rising to address the House—

*Closure*

Mr Abbott moved—That the question be now put.

Question—That the question be now put—put.

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

## AYES, 76

Mr Abbott	Mr Downer	Mrs D. M. Kelly	Mr Ruddock
Mr Anderson	Mr Dutton	Jackie Kelly	Mr Schultz
Mr K. J. Andrews	Mrs Elson	Mr P. E. King	Mr Scott
Mr Anthony	Mr Entsch	Mrs Ley	Mr Secker
Fran Bailey	Mr Farmer	Mr Lindsay	Mr Slipper
Mr Baird	Mr Forrest*	Mr Lloyd	Mr A. D. H. Smith
Mr Baldwin	Mrs Gallus	Mr McArthur*	Mr Somlyay
Mr Barresi	Ms Gambaro	Mr I. E. Macfarlane	Dr Southcott
Mr Bartlett	Mrs Gash	Mr McGauran	Dr Stone
Mr Billson	Mr Georgiou	Mrs May	Mr C. P. Thompson
Mrs B. K. Bishop	Mr Haase	Mrs Moylan	Mr Ticehurst
Ms J. I. Bishop	Mr Hardgrave	Mr Nairn	Mr Tollner
Mr Brough	Mr Hartsuyker	Dr Nelson	Mr Truss
Mr Cadman	Mr Hawker	Mr Neville	Mr Tuckey
Mr Causley	Mr Hockey	Ms Panopoulos	Mr M. A. J. Vaile
Mr Charles	Mrs Hull	Mr Pearce	Mrs D. S. Vale
Mr Ciobo	Mr Hunt	Mr Prosser	Mr Wakelin
Mr Cobb	Mr Johnson	Mr Pyne	Dr Washer
Mr Costello	Mr Jull	Mr Randall	Mr Williams

## NOES, 63

Mr Albanese	Mr L. D. T. Ferguson	Ms C. F. King	Mr Quick*
Mr Andren	Mr M. J. Ferguson	Mr Latham	Mr Ripoll
Mr Beazley	Mr Fitzgibbon	Dr Lawrence	Ms Roxon
Mr Bevis	Ms George	Ms Livermore	Mr Rudd
Mr Brereton	Mr Gibbons	Mr McClelland	Mr Sawford
Ms Burke	Ms Gillard	Ms J. S. McFarlane	Mr Sciacca
Mr Byrne	Ms Grierson	Ms Macklin	Mr Sercombe
Ms Corcoran	Mr Griffin	Mr McLeay	Mr Sidebottom
Mr Cox	Ms Hall	Mr McMullan	Mr S. F. Smith
Mr Crean	Mr Hatton	Mr Melham	Mr Snowden
Mrs Crosio	Ms Hoare	Mr Mossfield	Mr Swan
Mr Danby*	Mrs Irwin	Mr Murphy	Mr Tanner
Mr Edwards	Ms Jackson	Mr B. P. O'Connor	Ms Vamvakinou
Ms Ellis	Mr Jenkins	Mr G. M. O'Connor	Mr Windsor
Mr Emerson	Mr Katter	Ms Plibersek	Mr Zahra
Mr Evans	Mr Kerr	Mr Price	

\* Tellers

And so it was resolved in the affirmative.

And the question—That the motion for the suspension of standing orders be agreed to—being accordingly put—

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

## AYES, 76

Mr Abbott	Mr Downer	Mrs D. M. Kelly	Mr Ruddock
Mr Anderson	Mr Dutton	Jackie Kelly	Mr Schultz
Mr K. J. Andrews	Mrs Elson	Mr P. E. King	Mr Scott
Mr Anthony	Mr Entsch	Mrs Ley	Mr Secker
Fran Bailey	Mr Farmer	Mr Lindsay	Mr Slipper
Mr Baird	Mr Forrest*	Mr Lloyd	Mr A. D. H. Smith
Mr Baldwin	Mrs Gallus	Mr McArthur*	Mr Somlyay
Mr Barresi	Ms Gambaro	Mr I. E. Macfarlane	Dr Southcott
Mr Bartlett	Mrs Gash	Mr McGauran	Dr Stone
Mr Billson	Mr Georgiou	Mrs May	Mr C. P. Thompson
Mrs B. K. Bishop	Mr Haase	Mrs Moylan	Mr Ticehurst
Ms J. I. Bishop	Mr Hardgrave	Mr Nairn	Mr Tollner
Mr Brough	Mr Hartsuyker	Dr Nelson	Mr Truss
Mr Cadman	Mr Hawker	Mr Neville	Mr Tuckey
Mr Causley	Mr Hockey	Ms Panopoulos	Mr M. A. J. Vaile
Mr Charles	Mrs Hull	Mr Pearce	Mrs D. S. Vale
Mr Ciobo	Mr Hunt	Mr Prosser	Mr Wakelin
Mr Cobb	Mr Johnson	Mr Pyne	Dr Washer
Mr Costello	Mr Jull	Mr Randall	Mr Williams

## NOES, 63

Mr Albanese	Mr L. D. T. Ferguson	Ms C. F. King	Mr Quick*
Mr Andren	Mr M. J. Ferguson	Mr Latham	Mr Ripoll
Mr Beazley	Mr Fitzgibbon	Dr Lawrence	Ms Roxon
Mr Bevis	Ms George	Ms Livermore	Mr Rudd
Mr Brereton	Mr Gibbons	Mr McClelland	Mr Sawford
Ms Burke	Ms Gillard	Ms J. S. McFarlane	Mr Sciacca
Mr Byrne	Ms Grierson	Ms Macklin	Mr Sercombe
Ms Corcoran	Mr Griffin	Mr McLeay	Mr Sidebottom
Mr Cox	Ms Hall	Mr McMullan	Mr S. F. Smith
Mr Crean	Mr Hatton	Mr Melham	Mr Snowden
Mrs Crosio	Ms Hoare	Mr Mossfield	Mr Swan
Mr Danby*	Mrs Irwin	Mr Murphy	Mr Tanner
Mr Edwards	Ms Jackson	Mr B. P. O'Connor	Ms Vamvakinou
Ms Ellis	Mr Jenkins	Mr G. M. O'Connor	Mr Windsor
Mr Emerson	Mr Katter	Ms Plibersek	Mr Zahra
Mr Evans	Mr Kerr	Mr Price	

\* Tellers

And so it was resolved in the affirmative.

**17 CRIMINAL CODE AMENDMENT (ESPIONAGE AND RELATED OFFENCES) BILL 2002**

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.

*Paper*

Mr Williams (Attorney-General) presented a supplementary explanatory memorandum to the Bill.

On the motion of Mr Williams, by leave, Government amendments (1) to (14) were made together.

Bill, as amended, agreed to.

Consideration in detail concluded.

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

**18 VETERANS' AFFAIRS LEGISLATION AMENDMENT (2002 BUDGET MEASURES) BILL 2002**

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.

Ms J. I. Bishop rising to address the House—

*Closure of Member*

Mr Swan moved—That the Member be not further heard.

Question—put.

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



## AYES, 58

Mr Beazley	Mr Fitzgibbon	Dr Lawrence	Mr Ripoll
Mr Bevis	Ms George	Ms Livermore	Ms Roxon
Mr Brereton	Mr Gibbons	Mr McClelland	Mr Rudd
Ms Burke	Ms Gillard	Ms J. S. McFarlane	Mr Sawford
Mr Byrne	Ms Grierson	Ms Macklin	Mr Sciacca
Ms Corcoran	Mr Griffin	Mr McLeay	Mr Sercombe
Mr Cox	Ms Hall	Mr McMullan	Mr Sidebottom
Mrs Crosio	Mr Hatton	Mr Melham	Mr S. F. Smith
Mr Danby*	Ms Hoare	Mr Mossfield	Mr Snowdon
Mr Edwards	Mrs Irwin	Mr Murphy	Mr Swan
Ms Ellis	Ms Jackson	Mr B. P. O'Connor	Mr Tanner
Mr Emerson	Mr Jenkins	Mr G. M. O'Connor	Ms Vamvakinou
Mr Evans	Mr Kerr	Ms Plibersek	Mr Zahra
Mr L. D. T. Ferguson	Ms C. F. King	Mr Price	
Mr M. J. Ferguson	Mr Latham	Mr Quick*	

## NOES, 77

Mr Abbott	Mr Downer	Jackie Kelly	Mr Scott
Mr Anderson	Mr Dutton	Mr P. E. King	Mr Secker
Mr Andren	Mrs Elson	Mrs Ley	Mr Slipper
Mr K. J. Andrews	Mr Entsch	Mr Lindsay	Mr A. D. H. Smith
Mr Anthony	Mr Farmer	Mr Lloyd	Mr Somlyay
Fran Bailey	Mr Forrest*	Mr McArthur*	Dr Southcott
Mr Baird	Mrs Gallus	Mr I. E. Macfarlane	Dr Stone
Mr Baldwin	Ms Gambaro	Mr McGauran	Mr C. P. Thompson
Mr Barresi	Mrs Gash	Mrs May	Mr Ticehurst
Mr Bartlett	Mr Georgiou	Mrs Moylan	Mr Tollner
Mr Billson	Mr Haase	Mr Nairn	Mr Truss
Mrs B. K. Bishop	Mr Hardgrave	Dr Nelson	Mr Tuckey
Ms J. I. Bishop	Mr Hartsuyker	Mr Neville	Mr M. A. J. Vaile
Mr Brough	Mr Hawker	Ms Panopoulos	Mrs D. S. Vale
Mr Cadman	Mr Hockey	Mr Pearce	Mr Wakelin
Mr Causley	Mrs Hull	Mr Prosser	Dr Washer
Mr Charles	Mr Hunt	Mr Pyne	Mr Williams
Mr Ciobo	Mr Johnson	Mr Randall	
Mr Cobb	Mr Jull	Mr Ruddock	
Mr Costello	Mrs D. M. Kelly	Mr Schultz	

\* Tellers

And so it was negatived.

Debate continued.

Mr Johnson rising to address the House—

*Closure of Member*

Mr S. F. Smith moved—That the Member be not further heard.

Question—put.

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

## AYES, 57

Mr Beazley	Mr Fitzgibbon	Ms Livermore	Ms Roxon
Mr Bevis	Ms George	Mr McClelland	Mr Rudd
Mr Brereton	Mr Gibbons	Ms J. S. McFarlane	Mr Sawford
Ms Burke	Ms Gillard	Ms Macklin	Mr Sciacca
Mr Byrne	Ms Grierson	Mr McLeay	Mr Sercombe
Ms Corcoran	Mr Griffin	Mr McMullan	Mr Sidebottom
Mr Cox	Ms Hall	Mr Melham	Mr S. F. Smith
Mrs Crosio	Mr Hatton	Mr Mossfield	Mr Snowden
Mr Danby*	Ms Hoare	Mr Murphy	Mr Swan
Mr Edwards	Mrs Irwin	Mr B. P. O'Connor	Mr Tanner
Ms Ellis	Ms Jackson	Mr G. M. O'Connor	Ms Vamvakinou
Mr Emerson	Mr Jenkins	Ms Plibersek	Mr Zahra
Mr Evans	Mr Kerr	Mr Price	
Mr L. D. T. Ferguson	Ms C. F. King	Mr Quick*	
Mr M. J. Ferguson	Mr Latham	Mr Ripoll	

## NOES, 76

Mr Abbott	Mr Downer	Mrs D. M. Kelly	Mr Ruddock
Mr Anderson	Mr Dutton	Jackie Kelly	Mr Schultz
Mr K. J. Andrews	Mrs Elson	Mr P. E. King	Mr Scott
Mr Anthony	Mr Entsch	Mrs Ley	Mr Secker
Fran Bailey	Mr Farmer	Mr Lindsay	Mr Slipper
Mr Baird	Mr Forrest*	Mr Lloyd	Mr A. D. H. Smith
Mr Baldwin	Mrs Gallus	Mr McArthur*	Mr Somlyay
Mr Barresi	Ms Gambaro	Mr I. E. Macfarlane	Dr Southcott
Mr Bartlett	Mrs Gash	Mr McGauran	Dr Stone
Mr Billson	Mr Georgiou	Mrs May	Mr C. P. Thompson
Mrs B. K. Bishop	Mr Haase	Mrs Moylan	Mr Ticehurst
Ms J. I. Bishop	Mr Hardgrave	Mr Nairn	Mr Tollner
Mr Brough	Mr Hartsuyker	Dr Nelson	Mr Truss
Mr Cadman	Mr Hawker	Mr Neville	Mr Tuckey
Mr Causley	Mr Hockey	Ms Panopoulos	Mr M. A. J. Vaile
Mr Charles	Mrs Hull	Mr Pearce	Mrs D. S. Vale
Mr Ciobo	Mr Hunt	Mr Prosser	Mr Wakelin
Mr Cobb	Mr Johnson	Mr Pyne	Dr Washer
Mr Costello	Mr Jull	Mr Randall	Mr Williams

\* Tellers

And so it was negatived.

Mr S. F. Smith addressing the House—

*Closure of Member*

Mr Abbott (Leader of the House) moved—That the Member be not further heard.

Question—put.

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

## AYES, 75

Mr Abbott	Mr Downer	Jackie Kelly	Mr Schultz
Mr Anderson	Mr Dutton	Mr P. E. King	Mr Scott
Mr K. J. Andrews	Mrs Elson	Mrs Ley	Mr Secker
Mr Anthony	Mr Entsch	Mr Lindsay	Mr Slipper
Fran Bailey	Mr Farmer	Mr Lloyd	Mr A. D. H. Smith
Mr Baird	Mr Forrest*	Mr McArthur*	Mr Somlyay
Mr Baldwin	Mrs Gallus	Mr I. E. Macfarlane	Dr Southcott
Mr Barresi	Ms Gambaro	Mr McGauran	Dr Stone
Mr Bartlett	Mrs Gash	Mrs May	Mr C. P. Thompson
Mr Billson	Mr Georgiou	Mrs Moylan	Mr Ticehurst
Mrs B. K. Bishop	Mr Haase	Mr Nairn	Mr Tollner
Ms J. I. Bishop	Mr Hardgrave	Dr Nelson	Mr Truss
Mr Brough	Mr Hartsuyker	Mr Neville	Mr Tuckey
Mr Cadman	Mr Hockey	Ms Panopoulos	Mr M. A. J. Vaile
Mr Causley	Mrs Hull	Mr Pearce	Mrs D. S. Vale
Mr Charles	Mr Hunt	Mr Prosser	Mr Wakelin
Mr Ciobo	Mr Johnson	Mr Pyne	Dr Washer
Mr Cobb	Mr Jull	Mr Randall	Mr Williams
Mr Costello	Mrs D. M. Kelly	Mr Ruddock	

## NOES, 56

Mr Beazley	Mr Fitzgibbon	Mr Latham	Mr Quick*
Mr Bevis	Ms George	Ms Livermore	Mr Ripoll
Mr Brereton	Mr Gibbons	Mr McClelland	Ms Roxon
Ms Burke	Ms Gillard	Ms J. S. McFarlane	Mr Rudd
Mr Byrne	Ms Grierson	Ms Macklin	Mr Sawford
Ms Corcoran	Mr Griffin	Mr McLeay	Mr Sciacca
Mr Cox	Ms Hall	Mr McMullan	Mr Sercombe
Mrs Crosio	Mr Hatton	Mr Melham	Mr Sidebottom
Mr Danby*	Ms Hoare	Mr Mossfield	Mr S. F. Smith
Mr Edwards	Mrs Irwin	Mr Murphy	Mr Snowdon
Mr Emerson	Ms Jackson	Mr B. P. O'Connor	Mr Swan
Mr Evans	Mr Jenkins	Mr G. M. O'Connor	Mr Tanner
Mr L. D. T. Ferguson	Mr Kerr	Ms Plibersek	Ms Vamvakinou
Mr M. J. Ferguson	Ms C. F. King	Mr Price	Mr Zahra

\* Tellers

And so it was resolved in the affirmative.

Debate continued.

## 19 ADJOURNMENT

It being approximately 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 26 August 2002:

Aboriginal and Torres Strait Islander Commission Act—Statement under subsection 122A(3), 30 July 2002.

Civil Aviation Act—Civil Aviation Regulations—Airworthiness Directives—

Part 39-105—2002 15(5), 19(3), 23(5), 24(7), 25(6), 26(5), 29(6), 31(3) July, 7 August.

Part 39-106—2002 26(3), 29(2) July, 19 August.

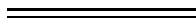
Part 39-107—2002 29(2) July.

Defence Act—Determination under section 58B—2002 No. 18.

Superannuation Industry (Supervision) Act—Statement under subsection 230A(1)—Australian Superannuation Nominees: Financial assistance for small APRA funds exposed to the Enhanced Cash Management Trust.

Taxation Administration Act—Rulings—2002 Nos CR 52, CR 53, CR 54, CR 55, PR 108.

*Telecommunications Act 1997*—Instrument—2002 Telecommunications Numbering Plan Amendment (No. 2).



#### **ATTENDANCE**

All Members attended (at some time during the sitting) except Mr Adams, Mr Cameron, Mrs Draper, Dr Kemp, Ms O'Byrne\*, Mr K. J. Thomson, Mr Wilkie and Ms Worth.

\* On leave



**I. C. HARRIS**

Clerk of the House of Representatives

2002

**HOUSE OF REPRESENTATIVES**  
**SUPPLEMENT TO VOTES AND PROCEEDINGS**

No. 38

**MAIN COMMITTEE**

**MINUTES OF PROCEEDINGS**

**MONDAY, 26 AUGUST 2002**

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1 The Main Committee met at 8 p.m.

**2 RESEARCH INVOLVING EMBRYOS AND PROHIBITION OF HUMAN CLONING BILL 2002**

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—

Mr S. F. Smith moved—That further proceedings on the Bill be conducted in the House.

Several Members having proposed motions and raised related points of order, the Deputy Speaker (*Mr Causley*) declared questions on a number of motions unresolved, but that debate may continue in accordance with the resolution of the House earlier today, (*see item 16, page 357*)—

Accordingly, debate resumed.

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*Suspension of sitting*

At 8.58 p.m., a division having been called in the House, the proceedings were suspended.

*Resumption of sitting*

At 9.17 p.m., the proceedings were resumed.

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Debate continued.

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*Suspension of sitting*

At 9.26 p.m., a division having been called in the House, the proceedings were suspended.

*Resumption of sitting*

At 9.50 p.m., the proceedings were resumed.

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Debate continued.

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

**3 ADJOURNMENT**

On the motion of Mr Neville, the Main Committee adjourned at 10.31 p.m.

The Deputy Speaker fixed tomorrow at 4 p.m. for the next meeting of the Main Committee.

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**B. C. WRIGHT**  
Clerk of the Main Committee