

2002

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

**VOTES AND PROCEEDINGS**

No. 41

THURSDAY, 29 AUGUST 2002

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 HEALTH CARE (APPROPRIATION) AMENDMENT BILL 2002**

Mr K. J. Andrews (Minister for Ageing), pursuant to notice, presented a Bill for an Act to amend the *Health Care (Appropriation) Act 1998*, and for related purposes.

Bill read a first time.

Mr K. J. Andrews moved—That the Bill be now read a second time.

*Paper*

Mr K. J. Andrews presented an explanatory memorandum to the Bill.

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

**3 SUSPENSION OF STANDING AND SESSIONAL ORDERS—PRIVATE MEMBERS' BUSINESS**

Mr Abbott (Leader of the House), pursuant to notice, moved—That so much of the standing orders be suspended as would prevent the notice for Private Members' business standing in the name of the Honourable Member for Dunkley concerning the Research Involving Embryos and Prohibition of Human Cloning Bill 2002 being called on forthwith.

Debate ensued.

Question—put and passed.

**4 POSSIBLE DIVISION OF A BILL—STATEMENT BY SPEAKER**

The Speaker made a statement concerning possible division of a bill.

**5 PROPOSED SUSPENSION OF STANDING ORDERS—FURTHER CONSIDERATION OF THE RESEARCH INVOLVING EMBRYOS AND PROHIBITION OF HUMAN CLONING BILL 2002**

Mr Billson, pursuant to notice, moved—That so much of the standing orders be suspended as would prevent the following arrangements applying for the further consideration of the Research Involving Embryos and Prohibition of Human Cloning Bill 2002:

- (1) That, immediately before the putting of the question on the motion that the Research Involving Embryos and Prohibition of Human Cloning Bill 2002 be now read a second time, instead of the question on the second reading being put, the following question be put and determined forthwith:
 

“That the Research Involving Embryos and Prohibition of Human Cloning Bill 2002 be divided into—

  - (a) a Bill for an Act to prohibit human cloning and other unacceptable practices associated with reproductive technology, and for related purposes, to be known as the Prohibition of Human Cloning Bill 2002, (incorporating, with associated amendments, the title, enacting formula and Parts 1 and 2 and clauses 56, 61 and 62 and the schedule of the Bill as introduced, and an activating clause); and
  - (b) a Bill for an Act to regulate certain activities involving human embryos, and for related purposes, to be known as the Research Involving Embryos Bill 2002 (incorporating, with

associated amendments, Parts 3, 4, 5 and 6 of the Bill, and also including with amendments the provisions of clauses 56, 61 and 62 of the Bill as introduced and a new clause 55A).”

- (2) That if the question that the Bill be divided as proposed in paragraph (1) is agreed to, the following separate questions be then put:
- (a) “That the Prohibition of Human Cloning Bill 2002, as contained in a form to be made available to Members, be read a second time (that question to be decided without further debate)”.

If the motion that the Prohibition of Human Cloning Bill 2002 be read a second time is agreed to, for the consideration in detail stage the House then proceed to consider in detail the Bill as contained in the form to be made available to Members; and

- (b) “That the Research Involving Embryos Bill 2002, as contained in a form to be made available to Members, be read a second time (that question to be decided without further debate)”.

If the motion that the Research Involving Embryos Bill 2002 be read a second time is agreed to, for the consideration in detail stage the House then proceed to consider in detail the Bill as contained in the form to be made available to Members.

- (3) That, when the consideration in detail of the Prohibition of Human Cloning Bill 2002 and the Research Involving Embryos Bill 2002 has been completed, the remaining stages of the measures be dealt with separately and in accordance with the provisions of the standing orders and ordinary practices of the House.

Debate ensued.

*Paper*

Mr K. J. Andrews (Minister for Ageing), by leave, presented the following paper:

Arrangements for nationally-consistent bans on human cloning and other unacceptable practices, and use of excess assisted reproductive technology (ART) embryos.

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.

## 6 QUESTIONS

Questions without notice being asked—

*Papers*

Mr Edwards, by leave, presented the following papers:

Veterans’ Gold Card—

Copy of facsimile from John Ryan to the Hon. Danna Vale MP, Minister for Veterans’ Affairs, 28 August 2002.

Veterans’ health card fails to bridge the gap—Copy of article by Ben Ruse, *West Australian*, 17 July 2002.

Questions without notice continuing—

*Paper*

Mr Costello (Treasurer) presented the following paper:

More Resources to Fight Tax Avoidance—Media Statement by Simon Crean, Shadow Treasurer, 24 October 2001.

Questions without notice continued.

## 7 AUDITOR-GENERAL’S REPORT

The Speaker presented the following paper:

Auditor-General—Audit report No. 6 of 2002-2003—Performance audit—Fraud control arrangements in the Department of Veterans’ Affairs.

Ordered to be printed.

**8 PAPER—MOTION TO TAKE NOTE OF PAPER**

Mr Abbott (Leader of the House) presented the following paper:

Treaties—Joint Standing Committee—42nd Report—Who's afraid of the WTO? Australia and the World Trade Organisation—Government response—

and moved—That the House take note of the paper.

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

**9 PAPER**

Mr Abbott (Leader of the House) presented the following paper:

Petition not in accord with standing orders of the House.

**10 REMEMBRANCE OF SEPTEMBER 11 TERRORIST ATTACKS IN THE UNITED STATES OF AMERICA**

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

- (1) affirms the imperative for all people to enjoy peace and security in their day-to-day lives;
- (2) expresses its repugnance of those who employ terror and violence against innocent people;
- (3) conveys to the Government and people of the United States of America the sympathy of the Government and people of Australia, on the first anniversary of the horrific terrorist attacks of September 11;
- (4) extends condolences to the families and other loved ones of those Australians who lost their lives in the attacks;
- (5) confirms Australia's continued commitment to the war against terrorism;
- (6) reiterates its support for the comprehensive range of enhancements to domestic counter-terrorist arrangements enacted by this Parliament; and
- (7) endorses the Australian Government's continuing efforts to improve co-operation on counter-terrorism with other governments in our region.

Debate ensued.

All Members present having risen, in silence—

Question—put and passed.

**11 MESSAGES FROM THE SENATE**

Messages from the Senate were reported:

- (a) returning the following Bills without amendment—29 August 2002:
  - No. 100—Veterans' Affairs Legislation Amendment (2002 Budget Measures) 2002;
  - No. 101—Veterans' Affairs Legislation Amendment (No. 1) 2002;
  - No. 102—Veterans' Affairs Legislation Amendment (No. 2) 2002; and
  - No. 103—Australian Radiation Protection and Nuclear Safety (Licence Charges) Amendment 2002;
- (b) acquainting the House that Senator Ferguson has been appointed a member of the Parliamentary Joint Committee on the ASIO, ASIS and DSD—Message No. 97—28 August 2002; and
- (c) acquainting the House that Senator Ferris has been discharged from the Joint Standing Committee on Electoral Matters and Senator Brandis has been appointed a member of the Committee—Message No. 98—28 August 2002.

**12 PUBLICATIONS COMMITTEE—3RD REPORT**

Mr Randall (Chair) presented the following paper:

**PUBLICATIONS COMMITTEE 3RD REPORT**

The Publications Committee reports that it has met in conference with the Publications Committee of the Senate.

The Committee, having considered documents presented to Parliament since 27 June 2002, recommends that the following be printed:

Australia and the Asian Development Bank—Report for 2000-01.  
 Australia and the IMF—Report for 2000-01.  
 Australia and the World Bank—Report for 2000-01.  
 Australian Institute of Health and Welfare—Australia's health 2002.  
 Australian Land Transport Development Program—Progress reports for—  
 1998-99.  
 1999-2000.  
 Commonwealth Grants Commission—Report—Jervis Bay Territory 2002.  
 Judge Advocate General—Report for 2001.  
 National Health and Medical Research Council—Report for 2001.  
 Productivity Commission—Report No. 14—Review of the *Prices Surveillance Act 1983*.  
 Queensland Fisheries Joint Authority—Report for 2000-01.  
 Reserve Bank of Australia—Report for 2001-02.  
 Western Australian Fisheries Joint Authority—Report for 1999-2000

DON RANDALL

Chair

29 August 2002

On the motion of Mr Randall, by leave, the report was agreed to.

**13 SUSPENSION OF STANDING ORDERS—FURTHER CONSIDERATION OF THE 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 motion of Mr Billson (*see item No. 5, page 383*)—

Debate resumed.

*Paper*

Mr Billson, by leave, presented the following paper:

Letter from the Hon. Kevin Andrews MP, Minister for Ageing to Mr Bruce Billson MP, Member for Dunkley, 28 August 2002.

Debate continued.

Question—put and passed.

**14 RESEARCH INVOLVING EMBRYOS AND PROHIBITION OF HUMAN CLONING BILL 2002—REPORT FROM MAIN COMMITTEE**

The Deputy Speaker reported that the Bill had been considered by the Main Committee and was returned with an unresolved question (*see item No. 3, Minutes of Proceedings of the Main Committee, No. 40*), and presented a certified copy of the Bill together with a schedule of the unresolved question.

Unresolved question—That further proceedings be conducted in the House.

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*Main Committee proceedings—Statement by Speaker*

The Speaker made a statement concerning the unresolved question and Main Committee proceedings.

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Proceedings resumed on the question—That the Bill be now read a second time—

The debate having been closed by Mr Howard (Prime Minister) having spoken in reply—

Question—That the Research Involving Embryos and Prohibition of Human Cloning Bill 2002 be divided into:

- (a) a Bill for an Act to prohibit human cloning and other unacceptable practices associated with reproductive technology, and for related purposes, to be known as the Prohibition of Human Cloning Bill 2002, (incorporating, with associated amendments, the title, enacting formula and

Parts 1 and 2 and clauses 56, 61 and 62 and the schedule of the Bill as introduced, and an activating clause); and

- (b) a Bill for an Act to regulate certain activities involving human embryos, and for related purposes, to be known as the Research Involving Embryos Bill 2002 (incorporating, with associated amendments, Parts 3, 4, 5 and 6 of the Bill, and also including with amendments the provisions of clauses 56, 61 and 62 of the Bill as introduced and a new clause 55A)—put, in accordance with the resolution agreed to this day.

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

AYES, 89

Mr Abbott	Mr Costello	Mrs D. M. Kelly	Mr Ripoll
Mr Anderson	Mr Cox	Jackie Kelly	Mr Rudd
Mr Andren	Mr Danby*	Mr P. E. King	Mr Sciacca
Mr K. J. Andrews	Mr Downer	Mrs Ley	Mr Scott
Mr Anthony	Mr Dutton	Mr Lloyd	Mr Secker
Fran Bailey	Mr Edwards	Mr McArthur*	Mr Sidebottom
Mr Baird	Mrs Elson	Mr I. E. Macfarlane	Mr Slipper
Mr Baldwin	Mr Entsch	Mr McGauran	Mr A. D. H. Smith
Mr Barresi	Mr Farmer	Mr McLeay	Mr Snowdon
Mr Bartlett	Mr Fitzgibbon	Mr McMullan	Mr Somlyay
Mr Bevis	Mr Forrest	Mrs May	Dr Southcott
Mr Billson	Mrs Gallus	Mrs Moylan	Dr Stone
Mrs B. K. Bishop	Mrs Gash	Mr Murphy	Mr Ticehurst
Ms J. I. Bishop	Ms George	Dr Nelson	Mr Tollner
Mr Brough	Mr Georgiou	Mr Neville	Mr Truss
Ms Burke	Mr Haase	Mr G. M. O'Connor	Mr Tuckey
Mr Byrne	Mr Hardgrave	Ms Panopoulos	Mrs D. S. Vale
Mr Cadman	Mr Hawker	Mr Pearce	Mr Wakelin
Mr Causley	Mr Howard	Mr Price	Dr Washer
Mr Charles	Mr Hunt	Mr Prosser	Mr Wilkie
Mr Ciobo	Mr Johnson	Mr Pyne	
Mr Cobb	Mr Jull	Mr Quick	
Ms Corcoran	Mr Katter	Mr Randall	

NOES, 43

Mr Albanese	Mr Griffin	Ms C. F. King	Ms Roxon
Mr Brereton	Ms Hall	Dr Lawrence	Mr Sawford*
Mr Crean	Mr Hartsuyker	Mr Lindsay	Mr Sercombe
Mrs Crosio	Mr Hatton	Ms Livermore	Mr S. F. Smith
Ms Ellis	Ms Hoare	Mr McClelland	Mr Swan
Mr Emerson	Mr Hockey	Ms J. S. McFarlane	Mr Tanner
Mr Evans	Mrs Hull	Ms Macklin	Mr C. P. Thompson
Mr L. D. T. Ferguson	Mrs Irwin	Mr Melham	Ms Vamvakinou
Mr M. J. Ferguson	Ms Jackson	Mr Nairn*	Mr Williams
Ms Gambaro	Mr Jenkins	Mr B. P. O'Connor	Mr Zahra
Mr Gibbons	Mr Kerr	Ms Plibersek	

\* Tellers

And so it was resolved in the affirmative—Bill, accordingly, divided.

## 15 PROHIBITION OF HUMAN CLONING BILL 2002

Question proposed—That the Prohibition of Human Cloning Bill 2002, as contained in the form made available to Members, be 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 Howard (Prime Minister), the Bill was read a third time.

**16 RESEARCH INVOLVING EMBRYOS BILL 2002**

Mr Abbott (Leader of the House) moved—That further consideration of the Research Involving Embryos Bill 2002 be made an order of the day for the next sitting.

Debate ensued.

Question—put and passed.

**17 POSTPONEMENT OF BUSINESS**

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

**18 PROPOSED CHRISTMAS ISLAND COMMON-USE INFRASTRUCTURE—CHRISTMAS ISLAND AIRPORT—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: Proposed Christmas Island Common-use Infrastructure—Christmas Island Airport.

Debate ensued.

Question—put and passed.

**19 ADJOURNMENT**

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

Debate ensued.

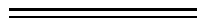
The House continuing to sit until 6 p.m.—The Speaker adjourned the House until Monday, 16 September 2002 at 12.30 p.m.

**PAPERS**

The following papers were deemed to have been presented on 29 August 2002:

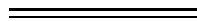
Parliament Act—Parliamentary Zone—Commonwealth Place—Approval of external waste enclosure design.

Remuneration Tribunal Act—Remuneration Tribunal—Determination—2002 No. 16.

**ATTENDANCE**

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

\* On leave



**I. C. HARRIS**

Clerk of the House of Representatives

2002

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

No. 41

**MAIN COMMITTEE**

**MINUTES OF PROCEEDINGS**

**THURSDAY, 29 AUGUST 2002**

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1 The Main Committee met at 9.40 a.m.

**2 MEMBERS' STATEMENTS**

Members' statements were made.

**3 ADJOURNMENT**

Mrs Gash moved—That the Main Committee do now adjourn.

Debate ensued.

At 10.27 a.m. the Deputy Speaker adjourned the Main Committee.

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