

2002-03

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 94

THURSDAY, 29 MAY 2003

1 The House met, at 9 a.m., pursuant to adjournment. The Speaker (the Honourable Neil Andrew) took the Chair, and read Prayers.

2 TAXATION LAWS AMENDMENT (PERSONAL INCOME TAX REDUCTION) BILL 2003

Mr Costello (Treasurer) presented a Bill for an Act to amend taxation laws to reduce personal income tax, to increase the rebate for certain low-income taxpayers, and for related purposes.

Bill read a first time.

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

Paper

Mr Costello presented an explanatory memorandum to the Bill.

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

3 PAPER

Mr McGauran (Minister for Science) presented the following paper:

Australian Law Reform Commission—Report No. 96—Essentially Yours: The Protection of Human Genetic Information in Australia (2 volumes).

4 EXPORT MARKET DEVELOPMENT GRANTS AMENDMENT BILL 2003

Mr M. A. J. Vaile (Minister for Trade), pursuant to notice, presented a Bill for an Act to amend the *Export Market Development Grants Act 1997*, and for related purposes.

Bill read a first time.

Mr M. A. J. Vaile moved—That the Bill be now read a second time.

Paper

Mr M. A. J. Vaile presented an explanatory memorandum to the Bill.

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

5 AUSTRALIAN FILM COMMISSION AMENDMENT BILL 2003

Mr McGauran (Minister representing the Minister for the Arts and Sport), pursuant to notice, presented a Bill for an Act to amend the *Australian Film Commission Act 1975*, and for related 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 Edwards), and the resumption of the debate made an order of the day for the next sitting.

6 NEW BUSINESS TAX SYSTEM (TAXATION OF FINANCIAL ARRANGEMENTS) BILL (NO. 1) 2003

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration) presented a Bill for an Act to amend the law relating to taxation, and for related 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 Edwards), and the resumption of the debate made an order of the day for the next sitting.

7 TAXATION LAWS AMENDMENT BILL (NO. 6) 2003

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration) presented a Bill for an Act to amend the law relating to taxation, and for related 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 Edwards), and the resumption of the debate made an order of the day for the next sitting.

8 SUPERANNUATION (SURCHARGE RATE REDUCTION) AMENDMENT BILL 2003

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration) presented a Bill for an Act to amend laws relating to superannuation, and for related 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 Edwards), and the resumption of the debate made an order of the day for the next sitting.

9 SUPERANNUATION (GOVERNMENT CO-CONTRIBUTION FOR LOW INCOME EARNERS) BILL 2003

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, presented a Bill for an Act to provide for contributions to be made towards the superannuation of low income earners, and for related 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 following Bills:

Superannuation (Government Co-contribution for Low Income Earners) 2003; and

Superannuation (Government Co-contribution for Low Income Earners) (Consequential Amendments) 2003.

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

10 SUPERANNUATION (GOVERNMENT CO-CONTRIBUTION FOR LOW INCOME EARNERS) (CONSEQUENTIAL AMENDMENTS) BILL 2003

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration) presented a Bill for an Act to make amendments consequential on the enactment of the *Superannuation (Government Co-contribution for Low Income Earners) Act 2003*, and for related purposes.

Bill read a first time.

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

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

11 CUSTOMS TARIFF AMENDMENT BILL (NO. 2) 2003

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration) presented a Bill for an Act to amend the *Customs Tariff Act 1995*, and for related 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 Edwards), and the resumption of the debate made an order of the day for the next sitting.

12 EXCISE TARIFF AMENDMENT BILL (NO. 1) 2003

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration) presented a Bill for an Act to amend the *Excise Tariff Act 1921*, and for related 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 Edwards), and the resumption of the debate made an order of the day for the next sitting.

13 CRIMINAL CODE AMENDMENT (TERRORIST ORGANISATIONS) BILL 2003

Mr Williams (Attorney-General), pursuant to notice, presented a Bill for an Act to amend the *Criminal Code Act 1995*, and for related 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 Melham), and the resumption of the debate made an order of the day for the next sitting.

14 CRIMINAL CODE AMENDMENT (HIZBALLAH) BILL 2003

Mr Williams (Attorney-General), pursuant to notice, presented a Bill for an Act to amend the *Criminal Code Act 1995* in relation to the Hizballah External Security Organisation, and for related 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 Melham), and the resumption of the debate made an order of the day for the next sitting.

15 APPROPRIATION BILL (NO. 1) 2003-2004—BUDGET DEBATE

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 McMullan, 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:

- (1) its obsession with shifting the cost of health and education from the budget to Australian families;
- (2) imposing higher costs of doctors’ visits on families without concession cards and a 30 per cent hike in essential medicine prices;

- (3) allowing HECS fees to rise by 30%, introducing a loan scheme with a 6% interest rate and doubling the number of places reserved for full fee paying students;
- (4) its cynical attempt to distract the public from these higher costs by offering miserly tax cuts of \$4 a week for the average family;
- (5) its failure to address the complexity of superannuation and its determination to offer super cuts only to the wealthiest families;
- (6) its willingness to deliver tax cuts to corporate Australia while imposing a record tax burden on Australian families;
- (7) its failure to protect the superannuation savings of Australian families by protecting them from corporate greed;
- (8) its decision to hire yet more tax officials rather than take steps to ease the BAS compliance burden on small business; and
- (9) its failure to provide leadership on environmental issues and in particular its failure to address water reform”—

Debate resumed.

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.

16 QUESTIONS

Questions without notice being asked—

Paper

Mr L. D. T. Ferguson, by leave, presented the following paper:

Bedweny Chawki Hbeiche v Minister for Immigration and Multicultural Affairs—Reasons for judgment—Federal Court of Australia, 18 June 1998.

Questions without notice continued.

Suspension of standing and sessional orders—Motion of censure of Minister for Immigration and Multicultural and Indigenous Affairs

Mr Abbott (Leader of the House) moved—That so much of the standing and sessional orders be suspended as would prevent the Member for Reid being compelled to move a motion of censure of the Minister for Immigration and Multicultural and Indigenous Affairs, in place of the innuendo and imputation he is attempting to make by means of questions without notice.

Question—put and passed, with the concurrence of an absolute majority.

Minister for Immigration and Multicultural and Indigenous Affairs—Motion of censure

Mr L. D. T. Ferguson moved—That this House censures the Minister for Immigration and Multicultural and Indigenous Affairs for failing to adequately explain to the House the alleged new information that he relied upon to approve the visa application of Bedweny Hbeiche which he had previously refused.

Debate ensued.

Mr Abbott moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “The House censures the Member for Reid for:

- (a) attempting unsuccessfully to conduct a campaign of innuendo, imputation and smear against the Minister for Immigration; and
- (b) failing to substantiate his claims when compelled by the House to do so”.

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, 61

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

NOES, 78

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

* Tellers

And so it was negatived.

Question—That the words proposed to be substituted, be so substituted—put.

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

AYES, 78

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

NOES, 62

Mr Adams	Mr Fitzgibbon	Ms Livermore	Mr Ripoll
Mr Bevis	Ms George	Mr McClelland	Ms Roxon
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
Mr Crean	Mr Hatton	Mr Mossfield	Mr Snowdon
Mrs Crosio	Ms Hoare	Mr Murphy	Mr Swan
Mr Danby*	Mrs Irwin	Ms O'Byrne	Mr Tanner
Mr Edwards	Ms Jackson	Mr B. P. O'Connor	Mr K. J. Thomson
Ms Ellis	Mr Jenkins	Mr G. M. O'Connor	Ms Vamvakinou
Mr Emerson	Mr Kerr	Mr Organ	Mr Wilkie
Mr Evans	Ms C. F. King	Ms Plibersek	Mr Zahra
Mr L. D. T. Ferguson	Mr Latham	Mr Price	
Mr M. J. Ferguson	Dr Lawrence	Mr Quick*	

* Tellers

And so it was resolved in the affirmative.

Question—That the motion, as amended, be agreed to—put.

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

AYES, 78

Mr Abbott	Mrs Draper	Mrs D. M. Kelly	Mr Scott
Mr Anderson	Mr Dutton	Dr Kemp	Mr Secker
Mr K. J. Andrews	Mrs Elson	Mr P. E. King	Mr Slipper
Fran Bailey	Mr Entsch	Mrs Ley	Mr A. D. H. Smith
Mr Baird	Mr Farmer	Mr Lindsay	Mr Somlyay
Mr Baldwin	Mr Forrest*	Mr Lloyd	Dr Southcott
Mr Barresi	Mrs Gallus	Mr McArthur*	Dr Stone
Mr Bartlett	Ms Gambaro	Mr McGauran	Mr C. P. Thompson
Mr Billson	Mrs Gash	Mrs May	Mr Ticehurst

Mrs B. K. Bishop	Mr Georgiou	Mrs Moylan	Mr Tollner
Ms J. I. Bishop	Mr Haase	Mr Nairn	Mr Truss
Mr Brough	Mr Hardgrave	Dr Nelson	Mr Tuckey
Mr Cadman	Mr Hartsuyker	Mr Neville	Mr M. A. J. Vaile
Mr Cameron	Mr Hawker	Ms Panopoulos	Mrs D. S. Vale
Mr Causley	Mr Hockey	Mr Pearce	Mr Wakelin
Mr Charles	Mr Howard	Mr Prosser	Dr Washer
Mr Ciobo	Mrs Hull	Mr Pyne	Mr Williams
Mr Cobb	Mr Hunt	Mr Randall	Ms Worth
Mr Costello	Mr Johnson	Mr Ruddock	
Mr Downer	Mr Jull	Mr Schultz	

NOES, 59

Mr Adams	Ms George	Ms Livermore	Mr Ripoll
Mr Bevis	Mr Gibbons	Mr McClelland	Ms Roxon
Mr Brereton	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
Mr Crean	Mr Hatton	Mr Melham	Mr S. F. Smith
Mrs Crosio	Ms Hoare	Mr Mossfield	Mr Snowden
Mr Danby*	Mrs Irwin	Mr Murphy	Mr Swan
Mr Edwards	Ms Jackson	Mr B. P. O'Connor	Mr Tanner
Ms Ellis	Mr Jenkins	Mr G. M. O'Connor	Mr K. J. Thomson
Mr Emerson	Mr Kerr	Mr Organ	Ms Vamvakinou
Mr Evans	Ms C. F. King	Ms Plibersek	Mr Wilkie
Mr L. D. T. Ferguson	Mr Latham	Mr Price	Mr Zahra
Mr M. J. Ferguson	Dr Lawrence	Mr Quick*	

* Tellers

And so it was resolved in the affirmative.

Questions without notice concluded.

17 **ADJOURNMENT**

It being 4.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

Papers

Ms Hall, by leave, during a personal explanation, presented the following papers:

Telstra Services Inadequate—Media release by Jill Hall MP, Federal Member for Shortland, 14 May 2003.

Telstra Services—Extract from House Hansard, 14 May 2003.

Debate continued.

Debate extended

It being approximately 5 p.m., the debate was interrupted.

Mrs D. S. Vale (Minister for Veterans' Affairs) required the debate to be extended.

The debate continuing until 5.05 p.m., the Speaker adjourned the House until Monday next at 12.30 p.m.

PAPER

The following paper was deemed to have been presented on 29 May 2003:

Australian Meat and Live-stock Industry Act—Order—2003 Australian Meat and Live-stock Industry
(Export of Cattle).

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Albanese, Mr Anthony, Mr Beazley,
Jackie Kelly and Mr I. E. Macfarlane.

I. C. HARRIS

Clerk of the House of Representatives

2002-03

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 94

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

THURSDAY, 29 MAY 2003

1 The Main Committee met at 9.45 a.m.

2 MEMBERS' STATEMENTS

Members' statements were made.

3 INTELLECTUAL PROPERTY LAWS AMENDMENT 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.

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 MARITIME LEGISLATION AMENDMENT (PREVENTION OF POLLUTION FROM SHIPS) BILL 2003

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 Zahra who moved, as an amendment—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:

- (1) is of the opinion that Australia needs an efficient, viable and effective fleet to reduce the risk to our marine environment, defence readiness, maritime and port security;
- (2) condemns the Government for its total disinterest in the future of the Australian shipping industry; and
- (3) calls on the Government to develop policy to level the playing field for the Australian industry to ensure it can be saved as an efficient, viable and effective fleet”.

Debate continued.

Amendment negatived.

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

Mr McGauran (Minister for Science) moved—That the Main Committee do now adjourn.

Debate ensued.

Question—put and passed.

At 1.04 p.m. the Deputy Speaker adjourned the Main Committee until a date and time to be fixed.

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B. C. WRIGHT
Clerk of the Main Committee