

2002-03

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

**VOTES AND PROCEEDINGS**

No. 111

MONDAY, 18 AUGUST 2003

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 **PROCEDURE—STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER**

Mrs May (Chair) presented the following paper:

Procedure—Standing Committee—Review of the conduct of divisions—Report, August 2003.

Ordered to be printed.

Statements in connection with the report were made.

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

Mrs May moved—That the House take note of the report.

Mrs May 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.

3 **PROTECTION OF AUSTRALIAN FLAGS (DESECRATION OF THE FLAG) BILL 2003**

Mrs Draper, pursuant to notice, presented a Bill for an Act to amend the *Flags Act 1953*.

Mrs Draper 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.

4 **ABOLITION OF THE GOLD TRAVEL PASS FOR FORMER POLITICIANS (REFLECTING COMMUNITY STANDARDS) BILL 2003**

Mr Organ, pursuant to notice, presented a Bill for an Act to provide for comprehensive reduction of travel entitlements for former Members of the Parliament, and for related purposes.

Mr Organ made a statement in relation to the Bill.

*Paper*

Mr Organ presented an explanatory memorandum 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 **AUSTRALIAN CITIZENSHIP FOR ELIGIBLE DE FACTO SPOUSES BILL 2003**

Ms Plibersek, pursuant to notice, presented a Bill for an Act to amend the *Australian Citizenship Act 1948*.

Ms Plibersek 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.

**6 CORPORATE RESPONSIBILITY AND EMPLOYMENT SECURITY BILL 2003**

Mr Crean (Leader of the Opposition), pursuant to notice, presented a Bill for an Act to amend the *Corporations Act 2001* and 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.

**7 WORKPLACE RELATIONS AMENDMENT (UNFAIR DISMISSAL—LOWER COSTS, SIMPLER PROCEDURES) BILL 2003**

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.

**8 TRADE PRACTICES AMENDMENT (PUBLIC LIABILITY INSURANCE) BILL 2003**

Mr Griffin, pursuant to notice, presented a Bill for an Act to amend the *Trade Practices Act 1974* to give the Australian Competition and Consumer Commission power to deal with any price exploitation arising from changes in the law in relation to public liability, and for related purposes.

Mr Griffin 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.

**9 TAXATION LAWS AMENDMENT (A SIMPLER BUSINESS ACTIVITY STATEMENT) BILL 2003**

Mr Latham, pursuant to notice, presented a Bill for an Act to provide small businesses with a simpler method of calculating Goods and Services Tax payments.

Mr Latham 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.

**10 MIDDLE EAST ROAD MAP TO PEACE**

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

- (1) commends the Israeli Cabinet for its decision to take positive steps for the resolution of conflict in the Middle East, including the adoption of the Road Map which is:

Phase 1 (to May 2003): End of terrorism, normalisation of Palestinian life and Palestinian political reform; Israeli withdrawal and end of settlement activity; Palestinian elections;

Phase 2 (June-Dec 2003): Creation of an independent Palestinian state; international conference and international monitoring of compliance with roadmap;

Phase 3 (2004-2005): Second international conference; permanent status agreement and end of conflict; agreement on final borders, Jerusalem, refugees and settlements; Arab states to agree to peace deals with Israel; and

- (2) calls on all parties involved in the conflict to emulate this example and move forward to a rapid settlement.

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.

#### 11 MEMBERS' STATEMENTS

Members' statements were made and a petition was presented.

#### 12 ASSENT TO BILL

The Speaker informed the House that on Thursday, 14 August 2003, accompanied by the Attorney-General, he had personally presented to His Excellency the Governor-General, at Government House, the Product Stewardship (Oil) Legislation Amendment Bill (No. 1) 2003 for assent, this being the first Bill ready for presentation following the swearing-in of His Excellency. The Governor-General, in the name of Her Majesty, was pleased to assent to the Bill which is now Act No. 79 of 2003—Message No. 157.

#### 13 QUESTIONS

Questions without notice being asked—

##### *Paper*

Mr Crean (Leader of the Opposition), by leave, presented the following paper:

United States ethanol program—Letter from Dick Honan, Manildra Group, to Mr Bruce Gosper, Department of Foreign Affairs and Trade, 4 June 2002.

Questions without notice continued.

#### 14 PAPER

Mr Crean (Leader of the Opposition), by leave, presented the following paper:

Freedom of Information request—Letter from Phillip Allars, Director, Parliamentary Liaison Section, Department of Foreign Affairs and Trade, to Senator Kerry O'Brien, 24 February 2003.

#### 15 PETITIONS

Petitions lodged for presentation were announced.

#### 16 CHILDREN WITH INSULIN DEPENDENT DIABETES

Mr C. P. Thompson, pursuant to notice, moved—That this House notes:

- (1) the number of children in Australia who have insulin dependent diabetes;
- (2) the devastating long-term health consequences and medical complications for children with insulin dependent diabetes, including:
  - (a) hypoglycemia;
  - (b) heart disease;
  - (c) microvascular disease;
  - (d) limb amputation;
  - (e) kidney failure; and
  - (f) retinopathy or diabetic eye disease;
- (3) the outstanding work by Australian researchers to find a cure through pancreatic islet cell transplantation;
- (4) that research is the key to finding a transplant procedure that is safe and available to children; and
- (5) the need for support from the Federal Government to establish:
  - (a) a national clinical islet cell transplant centre to advance islet cell transplantation; and
  - (b) a research grant to attract the world's best scientists and ensure Australia's position at the forefront of global research.

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.

**17 SYDNEY'S SECOND AIRPORT**

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

- (1) declares that Badgery's Creek is no longer a viable site for the location of a second airport for the people of Sydney; and
- (2) recommends that a Joint Select Committee be established to identify a site suitable for the location of Sydney's second airport, having regard to (a) aircraft noise; (b) air pollution and (c) other risks associated with aircraft movements.

Debate ensued.

The time allotted for private Members' business having expired, the debate was interrupted, the resumption of the debate made an order of the day for the next sitting, and Mr Farmer was granted leave to continue his speech when the debate is resumed.

**18 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 Edwards, by leave, presented the following paper:

Vietnamese awards—Inward Cablegram from Australian Embassy, Saigon, 31 August 1966.

Debate continued.

Question—That grievances be noted—put and passed.

**19 MESSAGE FROM THE SENATE**

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

14 August 2003—Message No. 311—Export Control Amendment 2003.

**20 MESSAGE FROM THE SENATE—CIVIL AVIATION LEGISLATION AMENDMENT BILL 2003**

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

14 August 2003—Message No. 310—Civil Aviation Legislation Amendment 2003.

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

**21 ABORIGINAL AND TORRES STRAIT ISLANDER AFFAIRS—STANDING COMMITTEE**

The House was informed that the Chief Opposition Whip had nominated Mr Melham to be a member of the Standing Committee on Aboriginal and Torres Strait Islander Affairs in place of Ms Gillard.

Jackie Kelly (Parliamentary Secretary to the Prime Minister), by leave, moved—That Ms Gillard be discharged from the Standing Committee on Aboriginal and Torres Strait Islander Affairs and that, in her place, Mr Melham be appointed a member of the committee.

Question—put and passed.

**22 COMMUNICATIONS LEGISLATION AMENDMENT BILL (NO. 2) 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 Tanner who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words:

“whilst not denying the Bill a second reading, the House expresses its concern with respect to:

- (1) the inadequate appeal mechanisms available to those who are denied telecommunications services under the provisions of the Bill; and
- (2) the widespread accessing of individuals' telephone call data by Government officials without adequate safeguards”.

Debate continued.

Amendment negatived.

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

*Message from the Administrator*

Message No. 158, 17 June 2003, from His Excellency the Administrator was announced recommending an appropriation for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Hardgrave (Minister for Citizenship and Multicultural Affairs), the Bill was read a third time.

**23 WORKPLACE RELATIONS AMENDMENT (CODIFYING CONTEMPT OFFENCES) 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 Emerson who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “the House declines to give the Bill a second reading and condemns the Government for:

- (1) bringing divisive and unnecessary legislation before this House aimed at inflaming conflict in Australian workplaces; and
- (2) failing to provide adequate collective bargaining rights for working Australians, and instead proposing legislation that would make the settlement of industrial disputes more difficult”.

Debate continued.

Mr Katter was granted leave to continue his speech when the debate is resumed.

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

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

The Speaker reported that Tuesday, 19 August 2003, at 4.30 p.m., had been fixed for the next meeting of the Main Committee.

**25 ADJOURNMENT**

It being 9 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 9.30 p.m.—The Speaker adjourned the House until tomorrow at 2 p.m.

---

**PAPERS**

The following papers were deemed to have been presented on 18 August 2003:

Broadcasting Services Act—Determination under Clause 37EA of Schedule 4—2003 No. 1.

Customs Act—Instruments of approval—2003 Nos 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23.

Dairy Produce Act—

Declaration under subsection 7(1), 1 July 2003.

Schemes—

2000—Dairy Structural Adjustment Program Amendment (No. 11).

2001—Supplementary Dairy Assistance Variation (No. 6).

Farm Household Support Act—Schemes—2003—

Dairy Exit Program Amendment (No. 1).

Farm Help Re-establishment Grant Amendment (No. 2).

Medical Indemnity Act—Regulations—Statutory Rules 2003 No. 208.

Remuneration Tribunal Act—Remuneration Tribunal—Determinations—2003 Nos 12, 13, 14, 15, 16.

Social Security (International Agreements) Act—Regulations—Statutory Rules 2003 No. 207.

Veterans’ Entitlements Act—Instruments under section 196B—2003 Nos 31, 32, 33, 34, 35, 36, 37, 38, 39, 40.

---

**ATTENDANCE**

All Members attended (at some time during the sitting) except Mrs Gallus, Mr Howard, Mr I. E. Macfarlane\* and Mrs Moylan.

\* On leave

---

---

**I. C. HARRIS**

Clerk of the House of Representatives