

2002-03

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 128

WEDNESDAY, 15 OCTOBER 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 INTELLIGENCE SERVICES AMENDMENT BILL 2003

Mr Downer (Minister for Foreign Affairs), pursuant to notice, presented a Bill for an Act to amend the *Intelligence Services Act 2001*, and for related purposes.

Bill read a first time.

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

Paper

Mr Downer presented an explanatory memorandum to the Bill.

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

3 SUSPENSION OF STANDING AND SESSIONAL ORDERS—BILL—REFERENCE TO COMMITTEE

Mr Downer (Minister for Foreign Affairs), by leave, moved—That so much of the standing and sessional orders be suspended as would prevent the Minister for Foreign Affairs moving a motion to refer the Intelligence Services Amendment Bill 2003 to the Parliamentary Joint Committee on ASIO, ASIS and DSD for consideration and an advisory report as soon as practicable.

Question—put and passed.

4 BILL—REFERENCE TO COMMITTEE

Mr Downer (Minister for Foreign Affairs) moved—

(1) That:

(a) the Intelligence Services Amendment Bill 2003 be referred to the Parliamentary Joint Committee on ASIO, ASIS and DSD for consideration and an advisory report as soon as practicable; and

(b) the terms of this resolution, so far as they are inconsistent with the standing and sessional orders, have effect notwithstanding anything contained in the standing and sessional orders.

(2) That a message be sent to the Senate acquainting it of this reference to the committee.

Question—put and passed.

5 HIGHER EDUCATION SUPPORT 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.

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 MINISTERIAL ARRANGEMENTS

Mr Howard (Prime Minister) informed the House that, during the absence abroad of Mr M. A. J. Vaile (Minister for Trade), Mr Truss (Minister for Agriculture, Fisheries and Forestry) would answer questions on his behalf.

7 QUESTIONS

Questions without notice being asked—

Paper

Mr Anderson (Minister for Transport and Regional Services) presented the following paper:
Scoresby Freeway—Copy of letter from Steve Bracks, Premier of Victoria, October 2003.

Questions without notice continued.

8 PAPERS

The following papers were presented:

Aged Care Standards and Accreditation Agency Limited—Report for 2002-03.

Albury-Wodonga Development Corporation—Report for 2002-03.

Australian Fisheries Management Authority—Report for 2002-03.

Australian Greenhouse Office—Report for 2002-03.

Bureau of Meteorology—Report for 2002-03.

Centrelink—Report for 2002-03.

Commissioner for Complaints—Report for 2002-03.

Commonwealth Scientific and Industrial Research Organisation (CSIRO)—Report for 2002-03.

Department of Foreign Affairs and Trade—Reports for 2002-03—

Volume 1—Foreign Affairs and Trade.

Volume 2—Australian Agency for International Development (AusAID).

National Industrial Chemicals Notification and Assessment Scheme—Report for 2002-03.

National Occupational Health and Safety Commission—Report for 2002-03.

National Witness Protection Program—Report on the operation of the *Witness Protection Act 1994* for 2002-03.

Public Service Commissioner—Report for 2002-03, incorporating the report of the Merit Protection Commissioner.

Repatriation Commission, Department of Veterans' Affairs and the National Treatment Monitoring Committee—Reports for 2002-03.

Safety, Rehabilitation and Compensation Commission—Report for 2002-03.

Student Assistance Amendment Bill 2003—Correction to the explanatory memorandum.

9 PAPER—MOTION TO TAKE NOTE OF PAPER

Mr Abbott (Leader of the House) moved—That the House take note of the following paper:

Albury-Wodonga Development Corporation—Report for 2002-03.

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

10 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—HUMAN RESOURCES

The House was informed that Mr Swan had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The urgent need for Government to redress the waste of human resources caused by growing inequality and poverty of opportunity".

The proposed discussion having received the necessary support—

Mr Swan addressed the House.

Discussion ensued.

Discussion concluded.

11 TELECOMMUNICATIONS INTERCEPTION AND OTHER LEGISLATION AMENDMENT BILL 2003—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.

12 MESSAGE FROM THE SENATE

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

15 October 2003—Message No. 351—Communications Legislation Amendment (No. 3) 2003.

13 MESSAGE FROM THE SENATE—AUSTRALIAN PROTECTIVE SERVICE AMENDMENT BILL 2003

Message No. 349, 13 October 2003, from the Senate was reported transmitting for the concurrence of the House a Bill for an Act to amend the *Australian Protective Service Act 1987*, and for related purposes.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting.

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

Mrs Moylan (Chair) presented the following paper:

Public Works—Parliamentary Standing Committee—Report relating to RAAF Base Richmond Reinvestment Project, Richmond, NSW (11th report of 2003).

Ordered to be printed.

Mrs Moylan and Mr B. P. J. O'Connor, by leave, made statements in connection with the report.

15 HIGHER EDUCATION SUPPORT 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.

Question—put.

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

AYES, 74

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

NOES, 64

Mr Adams	Mr L. D. T. Ferguson	Ms C. F. King	Mr Price
Mr Andren	Mr M. J. Ferguson	Mr Latham	Mr Quick*
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 Sercombe
Ms Corcoran	Mr Griffin	Mr McLeay	Mr Sidebottom
Mr Cox	Ms Hall	Mr Melham	Mr S. F. Smith
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 Katter	Mr Organ	Mr Windsor
Mr Evans	Mr Kerr	Ms Plibersek	Mr Zahra

* Tellers

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

Message from the Governor-General

Message No. 176, 17 September 2003, 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.

Ms Macklin (Deputy Leader of the Opposition) moved Opposition amendment (4).

Debate continued.

Question—That amendment (4) be agreed to—put.

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

AYES, 63

Mr Adams	Mr L. D. T. Ferguson	Mr Latham	Mr Quick*
Mr Andren	Mr M. J. Ferguson	Dr Lawrence	Mr Ripoll
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 Sercombe
Mr Byrne	Ms Grierson	Mr McLeay	Mr Sidebottom
Ms Corcoran	Mr Griffin	Mr Melham	Mr S. F. Smith
Mr Cox	Ms Hall	Mr Mossfield	Mr Swan
Mr Crean	Mr Hatton	Mr Murphy	Mr Tanner
Mrs Crosio	Ms Hoare	Ms O'Byrne	Mr K. J. Thomson
Mr Danby*	Mrs Irwin	Mr B. P. O'Connor	Ms Vamvakinou*
Mr Edwards	Ms Jackson	Mr G. M. O'Connor	Mr Wilkie
Ms Ellis	Mr Jenkins	Mr Organ	Mr Windsor
Mr Emerson	Mr Kerr	Ms Plibersek	Mr Zahra
Mr Evans	Ms C. F. King	Mr Price	

NOES, 75

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

* Tellers

And so it was negatived.

Ms Macklin, by leave, moved Opposition amendments (3) and (5) together.

Mr Wilkie addressing the House—

16 ADJOURNMENT

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

Debate ensued.

Question—put and passed.

And then the House, at 7.58 p.m., adjourned until tomorrow at 9 a.m.

PAPER

The following paper was deemed to have been presented on 15 October 2003:

Parliament Act—Parliamentary Zone—Proposal, together with supporting documentation, for forecourt scoria restoration, Parliament House.

ATTENDANCE

All Members attended (at some time during the sitting) except Mrs Draper, Mr Snowdon*, Mr M. A. J. Vaile and Ms Worth.

* On leave

I. C. HARRIS
Clerk of the House of Representatives

2002-03

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 128

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

WEDNESDAY, 15 OCTOBER 2003

1 The Main Committee met at 9.40 a.m.

2 **MEMBERS' STATEMENTS**

Members' statements were made.

3 **TELECOMMUNICATIONS INTERCEPTION AND OTHER LEGISLATION AMENDMENT 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.

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 **ANNIVERSARY OF THE BALI TRAGEDY—MOTION TO TAKE NOTE OF PAPER**

The order of the day having been read for the resumption of the debate on the motion of Mr Abbott (Leader of the House)—That the House take note of the paper (*presented on 9 October 2003*), viz.:

Anniversary of the Bali tragedy—

Debate resumed.

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

5 **ADJOURNMENT**

On the motion of Mr Bartlett, the Main Committee adjourned at 12.47 p.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