

2004-05-06-07

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

**VOTES AND PROCEEDINGS**

No. 152

WEDNESDAY, 14 FEBRUARY 2007

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

**2 SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED**

Mr Rudd (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Prime Minister from immediately coming into the House and debating the Leader of the Opposition for a period of no less than one hour on Australia's involvement in the war in Iraq including:

- (a) the Prime Minister's false basis for Australia's decision to go to war in Iraq;
- (b) the Prime Minister's misuse of intelligence material to justify his decision to send Australian service personnel into active duty in Iraq;
- (c) the Prime Minister's failure to articulate a clear cut mission statement for Australia's continued participation in the war in Iraq;
- (d) the Prime Minister's failure to develop a clear cut exit strategy from the war based on that mission statement;
- (e) the Prime Minister's refusal to explain to the Parliament and the people of Australia his strategy for winning the Iraq war;
- (f) the Prime Minister's attack on the alternate administration of the United States of America and majority party in the United States Congress as Al Qaeda's party of choice; and
- (g) the Prime Minister's lack of guts and courage in refusing to accept the Leader of the Opposition's challenge to a nationally televised debate on Labor's plan to bring our troops home and the Prime Minister's plan to leave our troops in Iraq indefinitely.

*Closure of Member*

Mr Billson (Minister for Veterans' Affairs) moved—That the Member be no longer heard.

Question—put.

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

## AYES, 79

Mr Abbott	Mr Entsch	Mrs Ley	Mr Scott
Mr Andrews	Mr Farmer	Mr Lindsay	Mr Secker
Fran Bailey	Mr Fawcett	Mr Lloyd	Mr Slipper
Mr Baird	Mr Forrest	Mr McArthur*	Mr A. D. H. Smith
Mr Baker	Ms Gambaro	Mr McGauran	Mr Somlyay
Mr Baldwin	Mrs Gash	Mrs Markus	Dr Southcott
Mr Barresi	Mr Georgiou	Mrs May	Dr Stone
Mr Bartlett	Mr Haase	Mrs Mirabella	Mr C. P. Thompson
Mr Billson	Mr Hardgrave	Mrs Moylan	Mr Ticehurst
Mrs B. K. Bishop	Mr Hartsuyker	Mr Nairn	Mr Tollner
Ms J. Bishop	Mr Henry	Dr Nelson	Mr Truss
Mr Broadbent	Mr Hockey	Mr Neville	Mr Tuckey
Mr Brough	Mrs Hull*	Mr Pearce	Mr Turnbull
Mr Cadman	Dr Jensen	Mr Prosser	Mr M. A. J. Vaile
Mr Causley	Mr Johnson	Mr Pyne	Mrs D. S. Vale
Mr Ciobo	Mr Jull	Mr Randall	Mr Vasta
Mr Costello	Mr Keenan	Mr Richardson	Mr Wakelin
Mrs Draper	Mrs D. M. Kelly	Mr Robb	Dr Washer
Mr Dutton	Jackie Kelly	Mr Ruddock	Mr Wood
Mrs Elson	Mr Laming	Mr Schultz	

## NOES, 58

Mr Adams	Ms K. M. Ellis	Mrs Irwin	Mr Price*
Mr Albanese	Mr Emerson	Mr Jenkins	Mr Quick
Mr Andren	Mr M. J. Ferguson	Mr Kerr	Mr Ripoll
Mr Beazley	Mr Fitzgibbon	Ms King	Ms Roxon
Mr Bevis	Mr Garrett	Dr Lawrence	Mr Rudd
Ms Bird	Mr Georganas	Ms Livermore	Mr Sawford
Mr Bowen	Ms George	Mr McClelland	Mr Sercombe
Ms A. E. Burke	Mr Gibbons	Ms Macklin	Mr Snowdon
Mr A. S. Burke	Ms Gillard	Mr McMullan	Mr Swan
Mr Byrne	Ms Grierson	Mr Melham	Mr Tanner
Ms Corcoran	Mr Griffin	Mr Murphy	Mr K. J. Thomson
Mr Crean	Ms Hall	Mr B. P. O'Connor	Ms Vamvakinou
Mr Danby*	Mr Hatton	Mr G. M. O'Connor	Mr Windsor
Mrs Elliot	Mr Hayes	Ms Owens	
Ms A. L. Ellis	Ms Hoare	Ms Plibersek	

\* Tellers

And so it was resolved in the affirmative.

Mr McClelland (seconder) addressing the House—

*Closure of Member*

Mr Billson moved—That the Member be no longer heard.

Question—put.

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

## AYES, 80

Mr Abbott	Mrs Elson	Mr Laming	Mr Schultz
Mr Anderson	Mr Entsch	Mrs Ley	Mr Scott
Mr Andrews	Mr Farmer	Mr Lindsay	Mr Secker
Fran Bailey	Mr Fawcett	Mr Lloyd	Mr Slipper
Mr Baird	Mr Forrest	Mr McArthur*	Mr A. D. H. Smith
Mr Baker	Ms Gambaro	Mr McGauran	Mr Somlyay
Mr Baldwin	Mrs Gash	Mrs Markus	Dr Southcott
Mr Barresi	Mr Georgiou	Mrs May	Dr Stone
Mr Bartlett	Mr Haase	Mrs Mirabella	Mr C. P. Thompson
Mr Billson	Mr Hardgrave	Mrs Moylan	Mr Ticehurst
Mrs B. K. Bishop	Mr Hartsuyker	Mr Nairn	Mr Tollner
Ms J. Bishop	Mr Henry	Dr Nelson	Mr Truss
Mr Broadbent	Mr Hockey	Mr Neville	Mr Tuckey
Mr Brough	Mrs Hull*	Mr Pearce	Mr Turnbull
Mr Cadman	Dr Jensen	Mr Prosser	Mr M. A. J. Vaile
Mr Causley	Mr Johnson	Mr Pyne	Mrs D. S. Vale
Mr Ciobo	Mr Jull	Mr Randall	Mr Vasta
Mr Costello	Mr Keenan	Mr Richardson	Mr Wakelin
Mrs Draper	Mrs D. M. Kelly	Mr Robb	Dr Washer
Mr Dutton	Jackie Kelly	Mr Ruddock	Mr Wood

## NOES, 60

Mr Adams	Ms K. M. Ellis	Ms Hoare	Ms Plibersek
Mr Albanese	Mr Emerson	Mrs Irwin	Mr Price*
Mr Andren	Mr L. D. T. Ferguson	Mr Jenkins	Mr Quick
Mr Beazley	Mr M. J. Ferguson	Mr Kerr	Mr Ripoll
Mr Bevis	Mr Fitzgibbon	Ms King	Ms Roxon
Ms Bird	Mr Garrett	Dr Lawrence	Mr Rudd
Mr Bowen	Mr Georganas	Ms Livermore	Mr Sawford
Ms A. E. Burke	Ms George	Mr McClelland	Mr Sercombe
Mr A. S. Burke	Mr Gibbons	Ms Macklin	Mr Snowdon
Mr Byrne	Ms Gillard	Mr McMullan	Mr Swan
Ms Corcoran	Ms Grierson	Mr Melham	Mr Tanner
Mr Crean	Mr Griffin	Mr Murphy	Mr K. J. Thomson
Mr Danby*	Ms Hall	Mr B. P. O'Connor	Ms Vamvakinou
Mrs Elliot	Mr Hatton	Mr G. M. O'Connor	Mr Wilkie
Ms A. L. Ellis	Mr Hayes	Ms Owens	Mr Windsor

\* Tellers

And so it was resolved in the affirmative.

Question—That the motion for the suspension of standing and sessional orders be agreed to—put.

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

## AYES, 59

Mr Adams	Ms K. M. Ellis	Ms Hoare	Mr Price*
Mr Albanese	Mr Emerson	Mrs Irwin	Mr Quick
Mr Andren	Mr L. D. T. Ferguson	Mr Jenkins	Mr Ripoll
Mr Beazley	Mr M. J. Ferguson	Mr Kerr	Ms Roxon
Mr Bevis	Mr Fitzgibbon	Ms King	Mr Rudd
Ms Bird	Mr Garrett	Dr Lawrence	Mr Sawford
Mr Bowen	Mr Georganas	Ms Livermore	Mr Sercombe
Ms A. E. Burke	Ms George	Mr McClelland	Mr Snowdon
Mr A. S. Burke	Mr Gibbons	Ms Macklin	Mr Swan
Mr Byrne	Ms Gillard	Mr McMullan	Mr Tanner
Ms Corcoran	Ms Grierson	Mr Melham	Mr K. J. Thomson
Mr Crean	Mr Griffin	Mr B. P. O'Connor	Ms Vamvakinou
Mr Danby*	Ms Hall	Mr G. M. O'Connor	Mr Wilkie
Mrs Elliot	Mr Hatton	Ms Owens	Mr Windsor
Ms A. L. Ellis	Mr Hayes	Ms Plibersek	

## NOES, 81

Mr Abbott	Mr Entsch	Mrs Ley	Mr Secker
Mr Anderson	Mr Farmer	Mr Lindsay	Mr Slipper
Mr Andrews	Mr Fawcett	Mr Lloyd	Mr A. D. H. Smith
Fran Bailey	Mr Forrest	Mr McArthur*	Mr Somlyay
Mr Baird	Ms Gambaro	Mr McGauran	Dr Southcott
Mr Baker	Mrs Gash	Mrs Markus	Dr Stone
Mr Baldwin	Mr Georgiou	Mrs May	Mr C. P. Thompson
Mr Barresi	Mr Haase	Mrs Mirabella	Mr Ticehurst
Mr Bartlett	Mr Hardgrave	Mrs Moylan	Mr Tollner
Mr Billson	Mr Hartsuyker	Mr Nairn	Mr Truss
Mrs B. K. Bishop	Mr Henry	Dr Nelson	Mr Tuckey
Ms J. Bishop	Mr Hockey	Mr Neville	Mr Turnbull
Mr Broadbent	Mrs Hull*	Mr Pearce	Mr M. A. J. Vaile
Mr Brough	Dr Jensen	Mr Prosser	Mrs D. S. Vale
Mr Cadman	Mr Johnson	Mr Pyne	Mr Vasta
Mr Causley	Mr Jull	Mr Randall	Mr Wakelin
Mr Ciobo	Mr Katter	Mr Richardson	Dr Washer
Mr Costello	Mr Keenan	Mr Robb	Mr Wood
Mrs Draper	Mrs D. M. Kelly	Mr Ruddock	
Mr Dutton	Jackie Kelly	Mr Schultz	
Mrs Elson	Mr Laming	Mr Scott	

\* Tellers

And so it was negatived.

### 3 SUSPENSION OF STANDING AND SESSIONAL ORDERS—ORDER OF BUSINESS FOR THIS SITTING

Mr Billson (Minister for Veterans' Affairs), by leave, moved—That, for this sitting, so much of the standing and sessional orders be suspended as would prevent questions without notice being called on at 2.30 p.m.

Question—put and passed.

### 4 TOURISM AUSTRALIA AMENDMENT BILL 2007

Fran Bailey (Minister for Small Business and Tourism), pursuant to notice, presented a Bill for an Act to amend the *Tourism Australia Act 2004*, and for related purposes.

#### *Document*

Fran Bailey presented an explanatory memorandum to the bill.

Bill read a first time.

Fran Bailey moved—That the bill be now read a second time.

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

**5 AVIATION TRANSPORT SECURITY AMENDMENT (ADDITIONAL SCREENING MEASURES) BILL 2007**

Mrs D. M. Kelly (Parliamentary Secretary to the Minister for Transport and Regional Services), pursuant to notice, presented a Bill for an Act to amend the *Aviation Transport Security Act 2004*, and for related purposes.

*Document*

Mrs D. M. Kelly presented an explanatory memorandum to the bill.

Bill read a first time.

Mrs D. M. Kelly moved—That the bill be now read a second time.

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

**6 CORPORATIONS AMENDMENT (TAKEOVERS) BILL 2007**

Mr Pearce (Parliamentary Secretary to the Treasurer), pursuant to notice, presented a Bill for an Act to amend the *Corporations Act 2001*, and for related purposes.

*Document*

Mr Pearce presented an explanatory memorandum to the bill.

Bill read a first time.

Mr Pearce moved—That the bill be now read a second time.

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

**7 OFFSHORE PETROLEUM AMENDMENT (GREATER SUNRISE) BILL 2007**

Mr Baldwin (Parliamentary Secretary to the Minister for Industry, Tourism and Resources), pursuant to notice, presented a Bill for an Act to amend the *Offshore Petroleum Act 2006*, and for other purposes.

*Document*

Mr Baldwin presented an explanatory memorandum to the bill.

Bill read a first time.

Mr Baldwin moved—That the bill be now read a second time.

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

**8 CUSTOMS TARIFF AMENDMENT (GREATER SUNRISE) BILL 2007**

Mr Baldwin (Parliamentary Secretary to the Minister for Industry, Tourism and Resources) presented a Bill for an Act to amend the *Customs Tariff Act 1995*, and for related purposes.

*Document*

Mr Baldwin presented an explanatory memorandum to the bill.

Bill read a first time.

Mr Baldwin moved—That the bill be now read a second time.

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

**9 NATIVE TITLE AMENDMENT BILL 2006**

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 K. J. Thomson, 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 acknowledges:

- (1) that the native title system is currently mired in bureaucracy, and urgently needs a considered and practical approach from the Government:

- (a) to resolve native title claims effectively, expeditiously and fairly; and
- (b) to ensure Indigenous Australians are able to take full advantage of their legal rights;
- (2) the recent findings of a Griffith University study which found that ‘federal policy and legislative and budgetary initiatives during the last decade have substantially weakened the negotiating position of Aboriginal people; and
- (3) that the amendments proposed by the Government:
  - (a) represent a missed opportunity to remedy the real causes of delay and bottleneck in the native title system;
  - (b) overlook calls from the Minerals Council of Australia and successive ATSI Social Justice Commissioners to properly resource Native Title Representative Bodies and Prescribed Bodies Corporate;
  - (c) contain changes which, despite being intended to improve the performance of Native Title Representative Bodies, will adversely effect their capacity to represent and pursue Indigenous interests; and
  - (d) run the risk of making the claims resolution process slower and more bureaucratic”—

Debate resumed.

Question—That the words proposed to be omitted stand part of the question—put.

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

AYES, 79

Mr Abbott	Mr Farmer	Mr Lindsay	Mr Secker
Mr Anderson	Mr Fawcett	Mr Lloyd	Mr Slipper
Mr Andrews	Mr Forrest	Mr McArthur*	Mr A. D. H. Smith
Fran Bailey	Ms Gambaro	Mr McGauran	Mr Somlyay
Mr Baird	Mrs Gash	Mrs Markus	Dr Southcott
Mr Baker	Mr Georgiou	Mrs May	Dr Stone
Mr Baldwin	Mr Haase	Mrs Mirabella	Mr C. P. Thompson
Mr Barresi	Mr Hardgrave	Mrs Moylan	Mr Ticehurst
Mr Bartlett	Mr Hartsuyker	Mr Nairn	Mr Tollner
Mr Billson	Mr Henry	Dr Nelson	Mr Truss
Mrs B. K. Bishop	Mr Hockey	Mr Neville	Mr Tuckey
Ms J. Bishop	Mrs Hull*	Mr Pearce	Mr Turnbull
Mr Broadbent	Dr Jensen	Mr Prosser	Mr M. A. J. Vaile
Mr Cadman	Mr Johnson	Mr Pyne	Mrs D. S. Vale
Mr Causley	Mr Jull	Mr Randall	Mr Vasta
Mr Ciobo	Mr Keenan	Mr Richardson	Mr Wakelin
Mrs Draper	Mrs D. M. Kelly	Mr Robb	Dr Washer
Mr Dutton	Jackie Kelly	Mr Ruddock	Mr Windsor
Mrs Elson	Mr Laming	Mr Schultz	Mr Wood
Mr Entsch	Mrs Ley	Mr Scott	

## NOES, 57

Mr Adams	Ms K. M. Ellis	Ms Hoare	Mr Price
Mr Albanese	Mr Emerson	Mrs Irwin	Mr Quick
Mr Andren	Mr L. D. T. Ferguson	Mr Kerr	Mr Ripoll
Mr Beazley	Mr M. J. Ferguson	Ms King	Ms Roxon
Mr Bevis	Mr Fitzgibbon	Dr Lawrence	Mr Sawford
Ms Bird	Mr Garrett	Ms Livermore	Mr Sercombe
Mr Bowen	Mr Georganas	Mr McClelland	Mr S. F. Smith
Ms A. E. Burke	Ms George	Ms Macklin	Mr Snowden
Mr A. S. Burke	Mr Gibbons	Mr McMullan	Mr Tanner
Mr Byrne	Ms Gillard	Mr Melham	Mr K. J. Thomson
Ms Corcoran	Ms Grierson	Mr Murphy	Ms Vamvakinou
Mr Crean	Mr Griffin	Mr B. P. O'Connor	Mr Wilkie
Mr Danby*	Ms Hall*	Mr G. M. O'Connor	
Mrs Elliot	Mr Hatton	Ms Owens	
Ms A. L. Ellis	Mr Hayes	Ms Plibersek	

\* Tellers

And so it was resolved in the affirmative.

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

Leave granted for third reading to be moved immediately.

On the motion of Mr Ruddock (Attorney-General), the bill was read a third time.

**10 FAMILY LAW (DIVORCE FEES VALIDATION) BILL 2007**

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 third reading to be moved immediately.

On the motion of Mr Ruddock (Attorney-General), the bill was read a third time.

**11 PRIVATE HEALTH INSURANCE BILL 2006**

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 Ms Roxon, 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 notes that:

- (1) while the expansion of private health insurance to coverage of services provided outside of hospital will have benefits for the 44% of Australians who have private health insurance, it will not provide access to the same kinds of services to the majority of Australians who don't have private health insurance;
- (2) the expansion of private health insurance to cover a broader range of services will likely lead to further increases in private health insurance premiums;
- (3) the bill pays scant attention to safety and quality issues for services provided under the rubric of Broader Health Cover;
- (4) the bill does not include sufficient protections for the freedom of doctors to make clinical decisions about the treatment/s that will be in the best interests of their patients in relation to services provided under the rubric of Broader Health Cover; and
- (5) the \$50 million the Howard Government provided to the private health insurance industry in the last budget to advertise their products is a waste of taxpayers' money and an appalling use of scarce health resources”—

Debate resumed.

Amendment negatived.

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

*Message from the Governor-General*

Message No. 250, 6 December 2006, 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 Roxon moved Opposition amendment (1).

Amendment negatived.

Ms Roxon moved Opposition amendment (2).

Question—That the amendment be agreed to—put.

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

AYES, 56

Mr Albanese	Mr L. D. T. Ferguson	Mrs Irwin	Ms Plibersek
Mr Andren	Mr M. J. Ferguson	Mr Jenkins	Mr Price
Mr Bevis	Mr Fitzgibbon	Mr Kerr	Mr Quick
Ms Bird	Mr Garrett	Ms King	Mr Ripoll
Mr Bowen	Mr Georganas	Dr Lawrence	Ms Roxon
Ms A. E. Burke	Ms George	Ms Livermore	Mr Sawford
Mr A. S. Burke	Mr Gibbons	Mr McClelland	Mr Sercombe
Mr Byrne	Ms Gillard	Ms Macklin	Mr S. F. Smith
Ms Corcoran	Ms Grierson	Mr McMullan	Mr Snowdon
Mr Crean	Mr Griffin	Mr Melham	Mr Swan
Mr Danby*	Ms Hall*	Mr Murphy	Mr Tanner
Ms A. L. Ellis	Mr Hatton	Mr B. P. O'Connor	Mr K. J. Thomson
Ms K. M. Ellis	Mr Hayes	Mr G. M. O'Connor	Ms Vamvakinou
Mr Emerson	Ms Hoare	Ms Owens	Mr Wilkie

NOES, 68

Mr Abbott	Mr Entsch	Jackie Kelly	Mr Robb
Mr Anderson	Mr Farmer	Mr Laming	Mr Schultz
Mr Andrews	Mr Fawcett	Mrs Ley	Mr Scott
Mr Baird	Mr Forrest	Mr Lindsay	Mr Secker
Mr Baker	Mrs Gash	Mr Lloyd	Mr A. D. H. Smith
Mr Baldwin	Mr Georgiou	Mr McArthur*	Dr Southcott
Mr Barresi	Mr Haase	Mr McGauran	Mr C. P. Thompson
Mr Bartlett	Mr Hardgrave	Mrs Markus	Mr Ticehurst
Mr Billson	Mr Hartsuyker	Mrs May	Mr Tollner
Mrs B. K. Bishop	Mr Henry	Mrs Mirabella	Mr Truss
Ms J. Bishop	Mr Hockey	Mrs Moylan	Mr Tuckey
Mr Broadbent	Mrs Hull*	Dr Nelson	Mr Turnbull
Mr Causley	Mr Hunt	Mr Neville	Mrs D. S. Vale
Mr Ciobo	Dr Jensen	Mr Prosser	Mr Vasta
Mr Costello	Mr Johnson	Mr Pyne	Mr Wakelin
Mrs Draper	Mr Keenan	Mr Randall	Dr Washer
Mr Dutton	Mrs D. M. Kelly	Mr Richardson	Mr Wood

\* Tellers

And so it was negatived.

Consideration in detail concluded.

Bill agreed to.

On the motion of Mr Abbott (Minister for Health and Ageing), by leave, the bill was read a third time.



**12 PRIVATE HEALTH INSURANCE (TRANSITIONAL PROVISIONS AND CONSEQUENTIAL AMENDMENTS) BILL 2006**

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—

Question—put and passed—bill read a second time.

*Message from the Governor-General*

Message No. 251, 6 December 2006, 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 Roxon moved the Opposition amendment.

Amendment negatived.

Bill agreed to.

Consideration in detail concluded.

On the motion of Mr Abbott (Minister for Health and Ageing), by leave, the bill was read a third time.

**13 PRIVATE HEALTH INSURANCE (PROSTHESES APPLICATION AND LISTING FEES) BILL 2006**

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—

Question—put and passed—bill read a second time.

Leave granted for third reading to be moved immediately.

On the motion of Mr Abbott (Minister for Health and Ageing), the bill was read a third time.

**14 PRIVATE HEALTH INSURANCE (COLLAPSED ORGANIZATION LEVY) AMENDMENT BILL 2006**

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—

Question—put and passed—bill read a second time.

Leave granted for third reading to be moved immediately.

On the motion of Mr Abbott (Minister for Health and Ageing), the bill was read a third time.

**15 PRIVATE HEALTH INSURANCE COMPLAINTS LEVY AMENDMENT BILL 2006**

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—

Question—put and passed—bill read a second time.

Leave granted for third reading to be moved immediately.

On the motion of Mr Abbott (Minister for Health and Ageing), the bill was read a third time.

**16 PRIVATE HEALTH INSURANCE (COUNCIL ADMINISTRATION LEVY) AMENDMENT BILL 2006**

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—

Question—put and passed—bill read a second time.

Leave granted for third reading to be moved immediately.

On the motion of Mr Abbott (Minister for Health and Ageing), the bill was read a third time.

**17 PRIVATE HEALTH INSURANCE (REINSURANCE TRUST FUND LEVY) AMENDMENT BILL 2006**

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—

Question—put and passed—bill read a second time.

Leave granted for third reading to be moved immediately.

On the motion of Mr Abbott (Minister for Health and Ageing), the bill was read a third time.

**18 ACIS ADMINISTRATION AMENDMENT (UNEARNED CREDIT LIABILITY) BILL 2007**

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 third reading to be moved immediately.

On the motion of Mr Baldwin (Parliamentary Secretary to the Minister for Industry, Tourism and Resources), the bill was read a third time.

**19 AGED CARE AMENDMENT (SECURITY AND PROTECTION) BILL 2007**

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 2.30 p.m., the debate was interrupted in accordance with the resolution agreed to earlier this day, and the resumption of the debate made an order of the day for a later hour this day.

**20 MINISTERIAL ARRANGEMENTS**

Mr Howard (Prime Minister) informed the House that, during his absence overseas tomorrow, Mr M. A. J. Vaile (Deputy Prime Minister) would answer questions on his behalf.

**21 QUESTIONS**

Questions without notice being asked—

*Member directed to leave*

At 2.42 p.m. the Member for Maribyrnong (Mr Sercombe) was directed, under standing order 94, to leave the Chamber for one hour for disorderly behaviour, and he accordingly left the Chamber.

Questions without notice continuing—

*Member directed to leave*

At 3.40 p.m. the Member for Ballarat (Ms King) was directed, under standing order 94, to leave the Chamber for one hour for continuing to interject after a warning had been given from the Chair, and she accordingly left the Chamber.

Questions without notice continuing—

*Member directed to leave*

At 3.42 p.m. the Member for Hindmarsh (Mr Georganas) was directed, under standing order 94, to leave the Chamber for one hour for continuing to interject after a warning had been given from the Chair, and he accordingly left the Chamber.

Questions without notice continuing—

*Member directed to leave*

At 3.43 p.m. the Member for Richmond (Mrs Elliot) was directed, under standing order 94, to leave the Chamber for one hour for continuing to interject after a warning had been given from the Chair, and she accordingly left the Chamber.

Questions without notice continuing—

*Member directed to leave*

At 3.49 p.m. the Member for Brisbane (Mr Bevis) was directed, under standing order 94, to leave the Chamber for one hour for continuing to interject after a warning had been given from the Chair.

*Member named and suspended*

The Speaker named the Member for Brisbane (Mr Bevis) for highly disorderly behaviour.

Mr Abbott (Leader of the House) moved—That the Member for Brisbane be suspended from the service of the House.

Question—put.

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

## AYES, 84

Mr Abbott	Mrs Elson	Jackie Kelly	Mr Schultz
Mr Anderson	Mr Entsch	Mr Laming	Mr Scott
Mr Andrews	Mr Farmer	Mrs Ley	Mr Secker
Fran Bailey	Mr Fawcett	Mr Lindsay	Mr Slipper
Mr Baird	Mr Forrest	Mr Lloyd	Mr A. D. H. Smith
Mr Baker	Ms Gambaro	Mr McArthur*	Mr Somlyay
Mr Baldwin	Mrs Gash	Mr McGauran	Dr Southcott
Mr Barresi	Mr Georgiou	Mrs Markus	Dr Stone
Mr Bartlett	Mr Haase	Mrs May	Mr C. P. Thompson
Mr Billson	Mr Hardgrave	Mrs Mirabella	Mr Ticehurst
Mrs B. K. Bishop	Mr Hartsuyker	Mrs Moylan	Mr Tollner
Ms J. Bishop	Mr Henry	Mr Nairn	Mr Truss
Mr Broadbent	Mr Hockey	Dr Nelson	Mr Tuckey
Mr Brough	Mr Howard	Mr Neville	Mr Turnbull
Mr Cadman	Mrs Hull*	Mr Pearce	Mr M. A. J. Vaile
Mr Causley	Mr Hunt	Mr Prosser	Mrs D. S. Vale
Mr Ciobo	Dr Jensen	Mr Pyne	Mr Vasta
Mr Costello	Mr Johnson	Mr Randall	Mr Wakelin
Mr Downer	Mr Jull	Mr Richardson	Dr Washer
Mrs Draper	Mr Keenan	Mr Robb	Mr Windsor
Mr Dutton	Mrs D. M. Kelly	Mr Ruddock	Mr Wood

## NOES, 57

Mr Adams	Mr L. D. T. Ferguson	Mr Katter	Mr Ripoll
Mr Albanese	Mr M. J. Ferguson	Mr Kerr	Ms Roxon
Mr Beazley	Mr Fitzgibbon	Dr Lawrence	Mr Rudd
Mr Bevis	Mr Garrett	Ms Livermore	Mr Sawford
Ms Bird	Ms George	Mr McClelland	Mr Sercombe
Mr Bowen	Mr Gibbons	Ms Macklin	Mr S. F. Smith
Ms A. E. Burke	Ms Gillard	Mr McMullan	Mr Snowdon
Mr A. S. Burke	Ms Grierson	Mr Melham	Mr Swan
Mr Byrne	Mr Griffin	Mr Murphy	Mr Tanner
Ms Corcoran	Ms Hall*	Mr B. P. O'Connor	Mr K. J. Thomson
Mr Crean	Mr Hatton	Mr G. M. O'Connor	Ms Vamvakinou
Mr Danby*	Mr Hayes	Ms Owens	Mr Wilkie
Ms A. L. Ellis	Ms Hoare	Ms Plibersek	
Ms K. M. Ellis	Mrs Irwin	Mr Price	
Mr Emerson	Mr Jenkins	Mr Quick	

\* Tellers

And so it was resolved in the affirmative.

The Member was, therefore, suspended at 4 p.m. for 24 hours under standing order 94, and he accordingly left the Chamber.

Questions without notice concluded.

**22 DOCUMENT**

The Speaker presented the following document:

Procedure—Standing Committee—Report—Media coverage of House proceedings, including the Chamber, Main Committee and committees [Final report], October 2005—Speaker's response.

**23 DOCUMENT**

The following document was presented:

Native Title Act—Native title representative body—South West Aboriginal Land and Sea Council—Report for 2005-06.

**24 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—WORKPLACE RELATIONS LAWS**

The House was informed that Ms Gillard (Deputy Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The risk to Australian families and the Australian economy from the Government’s workplace relations laws which are unfair, complex, flawed and a burden for business”.

The proposed discussion having received the necessary support—

Ms Gillard addressed the House.

Discussion ensued.

Discussion concluded.

**25 COMMITTEES—MEMBERSHIP**

The House was informed that the Chief Government Whip had nominated Members to be members of certain committees.

Ms J. Bishop (Minister for Education, Science and Training), by leave, moved—That:

- (1) Mr Lindsay be discharged from the Standing Committee on Agriculture, Fisheries and Forestry and that, in his place, Mrs Mirabella be appointed a member of the committee;
- (2) Mr Lindsay be discharged from the Joint Committee on the Broadcasting of Parliamentary Proceedings and that, in his place, Mr Hardgrave be appointed a member of the committee;
- (3) Mr Lindsay be discharged from the Joint Standing Committee on Electoral Matters and that, in his place, Mr Forrest be appointed a member of the committee; and
- (4) Mrs Mirabella be discharged from the Joint Standing Committee on Treaties and that, in her place, Mr Laming be appointed a member of the committee.

Question—put and passed.

**26 AGED CARE AMENDMENT (SECURITY AND PROTECTION) BILL 2007**

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.

Mr Byrne addressing the House—

**27 ADJOURNMENT**

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

Debate ensued.

*Document*

Mr Barresi, by leave, presented the following document:

Deakin Australia Day Community Awards—Recipients and reason for award—Copy of table, 2007.

Debate continued.

The House continuing to sit until 8 p.m.—The Deputy Speaker adjourned the House until tomorrow at 9 a.m.

**DOCUMENTS**

The following documents were deemed to have been presented on 14 February 2007:

Civil Aviation Act—

Civil Aviation Regulations—Civil Aviation Order—2007 Civil Aviation Order 100.66 Instrument [F2007L00210].

Civil Aviation Safety Regulations—Airworthiness Directives—Part 39-105—2007—24 January [F2007L00328].

1 (9) February [F2007L00307], [F2007L00309], [F2007L00311], [F2007L00326], [F2007L00333], [F2007L00335], [F2007L00336], [F2007L00354], [F2007L00355].

2 (2) February [F2007L00324], [F2007L00334].

Corporations Act—Variations under—

paragraph 601QA(1)(a)—Australian Securities and Investments Commission—Class Order CO 07/91 [F2007L00342].

paragraphs 601QA(1)(a), 911A(2)(l) and 1020F(1)(a)—Australian Securities and Investments Commission—Class Order CO 07/90 [F2007L00340].

paragraphs 601QA(1)(b) and 741(1)(a)—Australian Securities and Investments Commission—Class Order CO 07/88 [F2007L00338].

Customs Act—Orders—Tariff Concession—2007—

19 (14) January [F2007L00308], [F2007L00310], [F2007L00312], [F2007L00313], [F2007L00314], [F2007L00315], [F2007L00316], [F2007L00317], [F2007L00318], [F2007L00319], [F2007L00320], [F2007L00321], [F2007L00322], [F2007L00331].

30 (7) January [F2007L00286], [F2007L00287], [F2007L00288], [F2007L00289], [F2007L00291], [F2007L00292], [F2007L00293].

Financial Management and Accountability Act—Net Appropriation Agreement under section 31—24 January 2007 [F2007L00301].

Health Insurance Act—Principles—2007 Health Insurance (Accredited pathology laboratories-Approval) Amendment (No. 1) [F2007L00283].

Higher Education Support Act—Guidelines—OS-HELP—23 January 2007 [F2007L00339].

Migration Act—Migration Regulations—Instrument—2007 Organisations that may sponsor short stay business visitors No. IMMI 07/003 [F2007L00327].

Safety, Rehabilitation and Compensation Act—Notice—2007 Safety, Rehabilitation and Compensation (Licence eligibility) (No. 1) [F2007L00341].

Social Security Act—Instrument—2007 Social Security (Participation exemption—parenting order) (DEWR) [F2007L00337].

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#### **ATTENDANCE**

All Members attended (at some time during the sitting) except Mr Cobb, Mr Edwards and Mr Macfarlane.

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**I. C. HARRIS**

Clerk of the House of Representatives

2004-05-06-07

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

No. 152

**MAIN COMMITTEE**

**MINUTES OF PROCEEDINGS**

WEDNESDAY, 14 FEBRUARY 2007

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1 The Main Committee met at 9.30 a.m.

2 **MEMBERS' STATEMENTS**

Members' statements were made.

3 **APPROPRIATION BILL (NO. 3) 2006-2007**

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 Tanner, 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 is of the view that:

- (1) despite record high commodity prices the Government has failed to secure Australia's long term economic fundamentals and that it should be condemned for its failure to:
  - (a) stem the widening current account deficit and trade deficit;
  - (b) reverse the reduction in education and training investment;
  - (c) acknowledge the connection between climate change and human activity and tackle the serious threat climate change poses to Australia's long-term well-being;
  - (d) address critical structural weaknesses in health such as workforce shortages and rising costs;
  - (e) expand and encourage research and development to move Australian industry and exports up the value-chain; and
  - (f) address falling levels of workplace productivity;
- (2) the Government's extreme industrial relations laws will lower wages and conditions for many workers and do nothing to enhance productivity or economic growth; and
- (3) the Government's Budget documents fail the test of transparency and accountability”—

Debate resumed.

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*Suspension of meeting*

At 10.21 a.m., a division having been called in the House, the proceedings were suspended.

*Resumption of meeting*

At 10.34 a.m., the proceedings were resumed.

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Debate continued.

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*Suspension of meeting*

At 12.32 p.m., a division having been called in the House, the proceedings were suspended.

*Resumption of meeting*

At 12.44 p.m., the proceedings were resumed.

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Debate continued.

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*Suspension of sitting*

At 1 p.m., the Deputy Speaker left the Chair.

*Resumption of sitting*

At 4.08 p.m., the Deputy Speaker resumed the Chair.

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Debate continued.

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

4 **ADJOURNMENT**

On the motion of Mrs May, the Main Committee adjourned at 6.51 p.m.

The Deputy Speaker fixed 9.30 a.m. tomorrow for the next meeting of the Main Committee.

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