

2004-05-06-07

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 159

WEDNESDAY, 21 MARCH 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 AGED CARE AMENDMENT (RESIDENTIAL CARE) BILL 2007

Mr Pyne (Assistant Minister for Health and Ageing), pursuant to notice, presented a Bill for an Act to amend the *Aged Care Act 1997*, and for related purposes.

Document

Mr Pyne presented an explanatory memorandum to the bill.

Bill read a first time.

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

Document

Mr Pyne presented the following document:

Aged Care Amendment (Residential Care) Bill 2007—Related amendments to the *Aged Care Principles 1997*.

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

3 SCHOOLS ASSISTANCE (LEARNING TOGETHER—ACHIEVEMENT THROUGH CHOICE AND OPPORTUNITY) AMENDMENT 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 by Mr S. F. Smith 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 welcomes the additional funding for the Investing in our Schools program, notes that when making the announcement the Minister was silent on the change of criteria for Government schools halfway through the life of the program and condemns the Government for:

- (1) leaving many Government schools ineligible to apply for additional funds by reducing the funding cap from \$150,000 to \$100,000; and
- (2) failing to guarantee the future of the Investing in our Schools program beyond the current funding round”.

Debate continued.

It being 2 p.m., the debate was interrupted in accordance with standing order 97, and the resumption of the debate made an order of the day for a later hour this day.

4 MINISTRY—DOCUMENT

Mr Howard (Prime Minister) presented the following document:

Howard Ministry, 21 March 2007.

5 QUESTIONS

Questions without notice being asked—

Member directed to leave

At 2.35 p.m. the Member for Gorton (Mr B. P. O'Connor) was directed, under standing order 94, to leave the Chamber for one hour for disorderly behaviour, and he accordingly left the Chamber.

Member directed to leave

At 2.36 p.m. the Member for Corio (Mr G. M. O'Connor) 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 continued.

6 DOCUMENTS

The following documents were presented:

Dairy Produce Act—Funding contract with Dairy Australia Limited—Report for 2005-06.

Migration Act 1958—Section 486O—Assessment of detention arrangements—

Government response to the Commonwealth Ombudsman's statements—Personal identifiers 113/06 to 118/06 and 119/07 to 125/07.

Report by the Commonwealth Ombudsman—Personal identifiers 113/06 to 118/06 and 119/07 to 125/07.

National Health and Medical Research Council—Strategic plan for 2007-09.

Transport and Regional Services—House of Representatives Standing Committee—Report—Ship salvage: Inquiry into maritime salvage in Australian waters—Government response.

7 DOCUMENTS—MOTION TO TAKE NOTE OF DOCUMENTS

Mr McGauran (Deputy Leader of the House) moved—that the House take note of the following documents:

National Health and Medical Research Council—Strategic plan for 2007-09.

Transport and Regional Services—House of Representatives Standing Committee—Report—Ship salvage: Inquiry into maritime salvage in Australian waters—Government response.

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

8 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—HIGHSPEED BROADBAND SERVICES

The House was informed that Mr Tanner had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The Government’s failure to deliver highspeed broadband services for Australian businesses and consumers”.

The proposed discussion having received the necessary support—

Mr Tanner addressed the House.

Discussion ensued.

The time allotted under sessional order No. 1 having expired, the discussion was interrupted.

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

Mrs Moylan (Chair) presented the following document:

Public Works—Parliamentary Standing Committee—Report—Seventieth annual report.

Ordered to be made a Parliamentary Paper.

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

10 BILL REFERRED TO MAIN COMMITTEE

Mr Bartlett (Chief Government Whip), by leave, moved—that the Non-Proliferation Legislation Amendment Bill 2006 be referred to the Main Committee for further consideration.

Question—put and passed.

11 DEATHS OF THE HONOURABLE SIR ROBERT COTTON AND THE HONOURABLE SIR JAMES KILLEN—CONDOLENCE MOTION—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the order of the day relating to the Prime Minister's motion of condolence in connection with the deaths of the Honourable Sir Robert Carrington Cotton KCMG AO and the Honourable Sir James Denis Killen AC KCMG, had been debated in the Main Committee and returned to the House, and presented a certified copy of the motion.

All Members present having risen, in silence—

Question—passed.

12 AUSTRALIAN ENERGY MARKET AMENDMENT (GAS LEGISLATION) BILL 2006—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 Andrews (Minister for Immigration and Citizenship), by leave, the bill was read a third time.

13 TOURISM AUSTRALIA AMENDMENT BILL 2007—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 Andrews (Minister for Immigration and Citizenship), by leave, the bill was read a third time.

14 GARUDA 737 CRASH, YOGYAKARTA—CONDOLENCE MOTION—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the order of the day relating to the Prime Minister's motion of condolence in connection with the Garuda 737 crash in Yogyakarta, Indonesia, had been debated in the Main Committee and returned to the House, and presented a certified copy of the motion.

All Members present having risen, in silence—

Question—passed.

15 SCHOOLS ASSISTANCE (LEARNING TOGETHER—ACHIEVEMENT THROUGH CHOICE AND OPPORTUNITY) AMENDMENT 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—*And on the amendment moved thereto by Mr S. F. Smith, (see item No. 3, page 1787)*—

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. 261, 28 February 2007, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the bill.

Leave granted for third reading to be moved immediately.

On the motion of Ms J. Bishop (Minister for Education, Science and Training), the bill was read a third time.

16 SELECTION COMMITTEE—REPORT

Mr Causley (Chair) presented the following document:

Selection Committee—Report relating to the consideration of committee and delegation reports and private Members' business on Monday, 26 March 2007.

17 FARM HOUSEHOLD SUPPORT AMENDMENT 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.

Mrs Moylan addressing the House—

18 ADJOURNMENT

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

Debate ensued.

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 21 March 2007:

Australian Research Council Act—Funding rule—Funding commencing in 2008—Variation to Linkage International Funding Rules [F2007L00644].

Civil Aviation Act—Civil Aviation Safety Regulations—Airworthiness Directives—Part 39-105—2007—

16 February [F2007L00702].

14 March [F2007L00692].

16 March [F2007L00718].

Customs Act—Orders—Tariff Concession Revocation—2 (2) January 2007 [F2007L00139], [F2007L00140].

Health Insurance Act—Determinations under subsection 3(1)—2007—Nos HIB 04, HIB 05, HIB 06, HIB 07, HIB 08, HIB 09, HIB 10 [F2007L00717], [2007L00719] to [2007L00724].

Higher Education Support Act—Higher education provider—Notice of approval—2007 No. 4 [F2007L00715].

National Health Act—Determination under Schedule 1, paragraph (1)(bj)—2007—No HIB 03 [F2007L00716].

Taxation Administration Act—Rulings—

2006—No PR 147 (Erratum).

2007—

Nos CR 18, CR 19, CR 20, CR 21.

Nos PR 17, PR 18, PR 19.

Nos ST 2151 (Withdrawal), ST 2154 (Withdrawal), ST 2155 (Withdrawal), ST 2156 (Withdrawal), ST 2157 (Withdrawal), ST 2158 (Withdrawal), ST 2159 (Withdrawal), ST 2160 (Withdrawal), ST 2161 (Withdrawal), ST 2162 (Withdrawal), ST 2163 (Withdrawal),—ST 2165 (Withdrawal), ST 2166 (Withdrawal), ST 2167 (Withdrawal), ST 2168 (Withdrawal), ST 2169 (Withdrawal), ST 2170 (Withdrawal), ST 2171 (Withdrawal), ST 2172 (Withdrawal), ST 2173 (Withdrawal).

Therapeutic Goods Act—Notice—2007—Therapeutic Goods (Listing) (No.1) [F2007L00711].

ATTENDANCE

All Members attended (at some time during the sitting) except Mrs Gash and Ms Vamvakinou.

I. C. HARRIS
Clerk of the House of Representatives

2004-05-06-07

HOUSE OF REPRESENTATIVES

SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 159

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

WEDNESDAY, 21 MARCH 2007

1 The Main Committee met at 9.30 a.m.

2 MEMBERS' STATEMENTS

Members' statements were made.

3 DEATHS OF THE HONOURABLE SIR ROBERT COTTON AND THE HONOURABLE SIR JAMES KILLEN—CONDOLENCE MOTION MOVED BY THE PRIME MINISTER

The order of the day having been read for the resumption of the debate on the motion of Mr Howard (Prime Minister)—That the House record its deep regret at the deaths of the Honourable Sir Robert Carrington Cotton KCMG AO, former Federal Minister and Senator for New South Wales and Ambassador to the United States of America and the Honourable Sir James Denis Killen AC KCMG, former Federal Minister and Member for Moreton, Queensland; and place on record its appreciation of their long and meritorious service and tender its profound sympathy to their families in their bereavement—

Mr Ticehurst moved that further proceedings be conducted in the House.

Question—put and passed.

4 AUSTRALIAN ENERGY MARKET AMENDMENT (GAS LEGISLATION) 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—

Debate resumed.

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

Leave granted for the question on the report to be put immediately.

Question—That the bill be reported to the House without amendment—put and passed.

5 TOURISM AUSTRALIA AMENDMENT 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 by Mr M. J. Ferguson 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 expresses its concern at:

- (1) the industry’s current poor health;
- (2) the need for greater collaboration between Federal and State Governments; and
- (3) the need to heed caution in accepting a broadening of the Ministerial powers regarding the termination of Board members”.

Debate continued.

Amendment negatived.

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

Leave granted for the question on the report to be put immediately.

Question—That the bill be reported to the House without amendment—put and passed.

6 GARUDA 737 CRASH, YOGYAKARTA—CONDOLENCE MOTION MOVED BY THE PRIME MINISTER

The order of the day having been read for the resumption of the debate on the motion of Mr Howard (Prime Minister)—That the House:

- (a) record its deep regret at the tragic loss of life and serious injuries that resulted from the aircraft accident in Yogyakarta, Indonesia, on 7 March 2007;
- (b) note that amongst the 21 people killed were 5 Australians serving their nation, working for:
the Australian Federal Police—Mark Scott and Brice Steele;
the Department of Foreign Affairs and Trade—Liz O'Neill;
AusAid—Alison Sudradjat; and
the Fairfax Press—Morgan Mellish; and
record its deep appreciation of their meritorious public service;
- (c) tender its profound sympathy to the Government and people of Indonesia, and to the families of all the people killed and injured in the accident; and
- (d) extend its best wishes to all those injured for a speedy recovery, recalling particularly Cynthia Banham, Michael Hatton, Kyle Quinlan and Roger Tallboys—

Debate resumed.

As a mark of respect, all Members present stood, in silence.

Mr Hartsuyker moved that further proceedings be conducted in the House.

Question—put and passed.

7 ADJOURNMENT

On the motion of Mr Hartsuyker, the Main Committee adjourned at 1.01 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