

2004-05-06-07

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 167

THURSDAY, 10 MAY 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 TAX LAWS AMENDMENT (PERSONAL INCOME TAX REDUCTION) BILL 2007

Mr Costello (Treasurer) presented a Bill for an Act to amend the law relating to taxation, and for related purposes.

Document

Mr Costello presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

3 TAX LAWS AMENDMENT (2007 BUDGET MEASURES) BILL 2007

Mr Dutton (Minister for Revenue and Assistant Treasurer) presented a Bill for an Act to amend the law relating to taxation, and for related purposes.

Document

Mr Dutton presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

4 TAX LAWS AMENDMENT (2007 MEASURES NO. 3) BILL 2007

Mr Dutton (Minister for Revenue and Assistant Treasurer) presented a Bill for an Act to amend the law relating to taxation, and for related purposes.

Document

Mr Dutton presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

5 TAX LAWS AMENDMENT (SMALL BUSINESS) BILL 2007

Mr Dutton (Minister for Revenue and Assistant Treasurer) presented a Bill for an Act to amend the law relating to taxation, and for related purposes.

Document

Mr Dutton presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

6 FINANCIAL FRAMEWORK LEGISLATION AMENDMENT BILL (NO. 1) 2007

Mr Nairn (Special Minister of State), pursuant to notice, presented a Bill for an Act to amend the *Financial Management and Accountability Act 1997*, and for related purposes.

Document

Mr Nairn presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

7 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—PROPOSED CSIRO CO-LOCATION WITH QUEENSLAND GOVERNMENT ON THE ECO-SCIENCES AND HEALTH AND FOOD SCIENCES PRECINCTS IN BRISBANE

Mr Nairn (Special Minister of State), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: Proposed CSIRO co-location with Queensland Government on the Eco-Sciences and Health and Food Sciences precincts in Brisbane.

Question—put and passed.

8 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—RATIONALISATION OF ADF FACILITIES AT RMAF BUTTERWORTH, MALAYSIA

Mr Nairn (Special Minister of State), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: Rationalisation of ADF facilities at RMAF Butterworth, Malaysia.

Question—put and passed.

9 AUSTRALIAN CENTRE FOR INTERNATIONAL AGRICULTURAL RESEARCH AMENDMENT BILL 2007

Mr Hunt (Parliamentary Secretary to the Minister for Foreign Affairs), pursuant to notice, presented a Bill for an Act to amend the *Australian Centre for International Agricultural Research Act 1982*, and for related purposes.

Document

Mr Hunt presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

10 AGRICULTURAL AND VETERINARY CHEMICALS (ADMINISTRATION) AMENDMENT BILL 2007

Mrs Ley (Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry), pursuant to notice, presented a Bill for an Act to amend the *Agricultural and Veterinary Chemicals (Administration) Act 1992*, and for related purposes.

Document

Mrs Ley presented an explanatory memorandum to the bill.

Bill read a first time.

Mrs Ley moved—That the bill be now read a second time.

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

11 COMMUNICATIONS LEGISLATION AMENDMENT (CONTENT SERVICES) BILL 2007

Mrs Ley (Parliamentary Secretary to the Minister for Agriculture, Fisheries and Forestry), pursuant to notice, presented a Bill for an Act to amend the law relating to communications, and for other purposes.

Document

Mrs Ley presented an explanatory memorandum to the bill.

Bill read a first time.

Mrs Ley moved—That the bill be now read a second time.

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

12 GREAT BARRIER REEF MARINE PARK 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 Garrett, 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:

- (1) affirms the object of the Principal Act - the protection of the Great Barrier Reef - but notes that the future of the reef is threatened by both short term and longer term factors, including climate change;
- (2) notes that the United Nations Intergovernmental Panel on Climate Change stated in 2007 that by 2050, 97% of the Great Barrier Reef could be bleached every year as a result of climate change;
- (3) condemns the Government’s incompetent handling of the structural adjustment package for the Great Barrier Reef Representative Areas Plan, which has seen the budget blow out from \$31 million to more than \$87 million;
- (4) calls on the Government to develop and implement an action plan to help protect the Great Barrier Reef from the effects of coral bleaching and protect Australian jobs and industries dependent on a healthy reef as part of a national climate change strategy; and
- (5) calls on the Government to prohibit mineral, oil and gas exploration in Australian waters adjacent to the Great Barrier Reef Marine Park”—

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. 285, 19 April 2007, 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.

Mr Garrett moved the Opposition amendment.

Debate continued.

Amendment negatived.

Bill agreed to.

Consideration in detail concluded.

Leave granted for third reading to be moved immediately.

On the motion of Mr Turnbull (Minister for the Environment and Water Resources), the bill was read a third time.

13 GOVERNANCE REVIEW IMPLEMENTATION (SCIENCE RESEARCH AGENCIES) 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 Farmer (Parliamentary Secretary to the Minister for Education, Science and Training), the bill was read a third time.

14 HEALTH INSURANCE AMENDMENT (DIAGNOSTIC IMAGING ACCREDITATION) 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 Ms Gambaro (Assistant Minister for Immigration and Citizenship), the bill was read a third time.

15 CORPORATIONS (NZ CLOSER ECONOMIC RELATIONS) AND OTHER LEGISLATION 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.

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.

16 QUESTIONS

Questions without notice were asked.

17 DOCUMENTS

The following documents were presented:

Australian Livestock Export Corporation Limited (LiveCorp)—Report for 2005-06.

Australian River Co. Limited and its consolidated entities—Report for the period 1 December 2005 to 30 November 2006.

Public Accounts and Audit—Joint Committee—Report 372—Corporate governance and accountability arrangements for Commonwealth government business enterprises—Government response.

Transport and Regional Services—Standing Committee—Report—Making ends meet: Regional aviation and island transport services—Government response.

18 DOCUMENTS—MOTION TO TAKE NOTE OF DOCUMENTS

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

Public Accounts and Audit—Joint Committee—Report 372—Corporate governance and accountability arrangements for Commonwealth government business enterprises—Government response.

Transport and Regional Services—Standing Committee—Report—Making ends meet: Regional aviation and island transport services—Government response.

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

19 DOCUMENT

Mr Albanese, by leave, presented the following document:

Trust running out for ‘arrogant’ PM—Article from *The Australian*, 21 March 2007.

20 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—EDUCATION STRATEGY FOR AUSTRALIA

The House was informed that Mr S. F. Smith had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The Government’s failure to underpin the prosperity of future generations by ignoring the need for a comprehensive long-term education strategy for the nation”.

The proposed discussion having received the necessary support—

Mr S. F. Smith addressed the House.

Discussion ensued.

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

21 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, 21 May 2007.

Mr Causley, by leave, moved that the report be adopted.

Question—put and passed.

22 PUBLICATIONS COMMITTEE—REPORT

Mrs Draper (Chair) presented the following document:

PUBLICATIONS COMMITTEE REPORT

The Publications Committee reports that it has met in conference with the Publications Committee of the Senate.

The Committee, having considered documents presented to Parliament since 29 March 2007, recommends that the following be made Parliamentary Papers:

Australian Radiation Protection and Nuclear Safety Agency—Report for 2005-06—Correction.

Charter of Budget Honesty Act—Intergenerational Report for 2007.

Productivity Commission—Reports—

No. 40—Review of price regulation of airport services, 14 December 2006.

No. 41—Road and rail freight infrastructure pricing, 22 December 2006.

Telecommunications (Interception and Access) Act—Report for 2005-06.

TRISH DRAPER

Chair

10 May 2007

On the motion of Mrs Draper, by leave, the report was agreed to.

23 LIQUID FUEL EMERGENCY 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 Dr Stone (Minister for Workforce Participation), by leave, the bill was read a third time.

24 AUSTRALIAN WINE AND BRANDY CORPORATION AMENDMENT BILL (NO. 1) 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 Dr Stone (Minister for Workforce Participation), by leave, the bill was read a third time.

25 DEATH OF SENATOR JEANNIE MARGARET FERRIS—CONDOLENCE MOTION—REPORT FROM MAIN COMMITTEE

The Speaker reported that the order of the day relating to the Prime Minister's motion of condolence in connection with the death of Senator Jeannie Margaret Ferris, 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.

26 PRIVILEGES COMMITTEE

The House was informed that the Chief Opposition Whip had nominated Mr Snowden to be a member of the Committee of Privileges in place of Ms A. L. Ellis.

Dr Stone (Minister for Workforce Participation), by leave, moved—That Ms A. L. Ellis be discharged from the Committee of Privileges and that, in her place, Mr Snowden be appointed a member of the committee.

Question—put and passed.

27 MESSAGES FROM THE SENATE

Messages from the Senate, were reported:

- (a) informing the House that Senator Parry had been appointed to the Parliamentary Joint Committee on the Australian Crime Commission and the Joint Committee on the Broadcasting of Parliamentary Proceedings—Message No. 515, 9 May 2007.
- (b) returning the following bills without amendment or requests:
10 May 2007—
No. 517—Broadcasting Legislation Amendment (Digital Radio) 2007.
No. 518—Radio Licence Fees Amendment 2007 (*without requests*).
No. 519—Social Security and Veterans' Affairs Legislation Amendment (One-off Payments and Other 2007 Budget Measures) 2007.
No. 520—Superannuation Laws Amendment (2007 Budget Co-contribution Measure) 2007.
No. 521—Education Services for Overseas Students Legislation Amendment 2007.
No. 522—Primary Industries and Energy Research and Development Amendment 2007.

28 MESSAGE FROM THE SENATE—GENE TECHNOLOGY AMENDMENT BILL 2007

Message No. 516, 9 May 2007, from the Senate was reported transmitting for the concurrence of the House a Bill for an Act to amend the law relating to gene technology, 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.

29 CORPORATIONS (NZ CLOSER ECONOMIC RELATIONS) AND OTHER LEGISLATION 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.

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

Leave granted for third reading to be moved immediately.

On the motion of Mr Pearce (Parliamentary Secretary to the Treasurer), the bill was read a third time.

30 NATIVE TITLE AMENDMENT (TECHNICAL AMENDMENTS) 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 Ms Macklin 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) notes that the vast majority of the amendments contained in the bill are uncontroversial and supports the intent of the bill to streamline and improve elements of the *Native Title Act* and the native title application process;
- (2) calls on the Government to:
 - (a) withdraw proposals which would retrospectively overturn the rights of native title holders; and
 - (b) hold consultations with native title holders about these matters;

- (3) believes that it is appropriate that – as Native Title concerns questions of indigenous laws and culture – corporations that include non-Indigenous members not be permitted to act as Prescribed Bodies Corporate whose primary purpose is the administration of native title rights;
- (4) believes that it is appropriate that the Federal Court be the only body that is entitled to appoint default Prescribed Bodies Corporate, and that the Act should reflect this; and
- (5) acknowledges the need to provide statutory authority for the charging of fees by Prescribed Bodies Corporate, but calls upon the Government to develop a more appropriate fee regime in consultation with stakeholders”.

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 Governor-General

Message No. 286, 2 April 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 Mr Nairn (Special Minister of State), the bill was read a third time.

31 MESSAGE FROM THE SENATE—GOVERNANCE REVIEW IMPLEMENTATION (TREASURY PORTFOLIO AGENCIES) BILL 2007

A message from the Senate was reported returning the following bill with an amendment:

10 May 2007—Message No. 523—Governance Review Implementation (Treasury Portfolio Agencies) 2007.

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

32 FORESTRY MARKETING AND RESEARCH AND DEVELOPMENT SERVICES 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 McArthur 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.

33 POSTPONEMENT OF BUSINESS

Ordered—That business intervening before order of the day No. 9, government business, be postponed until the next sitting.

34 SUSPENSION OF SITTING

At 6 p.m. the Deputy Speaker left the Chair.

35 RESUMPTION OF SITTING

The Speaker resumed the Chair at 7.30 p.m.

36 APPROPRIATION BILL (NO. 1) 2007-2008—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—

Debate resumed.

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

37 ADJOURNMENT

At 8.02 p.m., the Speaker adjourned the House until 12.30 p.m. on Monday, 21 May 2007, in accordance with the resolution agreed to on 9 May 2007.



DOCUMENTS

The following documents were deemed to have been presented on 10 May 2007:

Australian Research Council Act—Determination—2007 No. 45.

Taxation Administration Act—

Determinations—2007 Nos TD 14, TD 15, TD 16, TD 17.

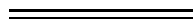
Rulings—

2006—No. PR 148 (Addendum).

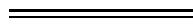
2007—

Nos CR 35, CR 36, CR 37.

Nos ST 2319 (Withdrawal), ST 2320 (Withdrawal), ST 2322 (Withdrawal), ST 2323 (Withdrawal), ST 2324 (Withdrawal), ST 2325 (Withdrawal), ST 2326 (Withdrawal), ST 2327 (Withdrawal), ST 2328 (Withdrawal), ST 2329 (Withdrawal), ST 2330 (Withdrawal), ST 2331 (Withdrawal), ST 2332 (Withdrawal), ST 2334 (Withdrawal), ST 2335 (Withdrawal), ST 2336 (Withdrawal), ST 2337 (Withdrawal), ST 2338 (Withdrawal), ST 2340 (Withdrawal), ST 2341 (Withdrawal).

**ATTENDANCE**

All Members attended (at some time during the sitting) except Mr Beazley, Mr Billson, Ms Corcoran, Mr Griffin, Ms Hoare, Mr Katter, Mr Sawford and Mr Sercombe.

**I. C. HARRIS**

Clerk of the House of Representatives

2004-05-06-07

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 167

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

THURSDAY, 10 MAY 2007

1 The Main Committee met at 9.30 a.m.

2 MEMBERS' STATEMENTS

Members' statements were made.

3 LIQUID FUEL EMERGENCY 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.

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.

4 AUSTRALIAN WINE AND BRANDY CORPORATION AMENDMENT BILL (NO. 1) 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 the question on the report to be put immediately.

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

5 DEATH OF SENATOR JEANNIE MARGARET FERRIS—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 death on 2 April 2007 of Senator Jeannie Margaret Ferris, Senator for South Australia, and place on record its appreciation of her long and meritorious public service and tender its profound sympathy to her family in their bereavement—

Debate resumed.

As a mark of respect to the memory of Senator Jeannie Margaret Ferris, all Members present stood, in silence.

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

Question—put and passed.

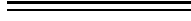
6 ADJOURNMENT

Mr Randall moved—That the Main Committee do now adjourn.

Debate ensued.

Question—put and passed.

At 11.57 a.m., the Deputy Speaker adjourned the Main Committee until 9.30 a.m. on Wednesday, 23 May 2007.



B. C. WRIGHT
Clerk of the Main Committee