

2008

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 12

MONDAY, 17 MARCH 2008

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- 1 The House met, at 12 noon, pursuant to adjournment. The Speaker (Mr Jenkins) took the Chair, and read Prayers.
- 2 **WORKPLACE RELATIONS AMENDMENT (TRANSITION TO FORWARD WITH FAIRNESS) BILL 2008**
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.
Consideration in detail
Bill, by leave, taken as a whole and agreed to, after debate.
Consideration in detail concluded.
On the motion of Ms Gillard (Minister for Employment and Workplace Relations), by leave, the bill was read a third time.
- 3 **TELECOMMUNICATIONS LEGISLATION AMENDMENT (COMMUNICATIONS FUND) BILL 2008**
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.
- 4 **DEATH OF FORMER MEMBER (THE HONOURABLE CLYDE ROBERT CAMERON)**
Mr Rudd (Prime Minister) referred to the death of the Honourable Clyde Robert Cameron, and moved—That the House record its deep regret at the death on 14 March 2008 of the Honourable Clyde Robert Cameron AO, former Minister and Member for Hindmarsh, South Australia, and place on record its appreciation of his long and meritorious public service and tender its profound sympathy to his family in their bereavement.
Dr Nelson (Leader of the Opposition) having seconded the motion, Mr Georganas, Ms J. Bishop (Deputy Leader of the Opposition) and Mr Downer having addressed the House in support thereof, and all Members present having risen, in silence—
Question—passed.
- 5 **MATTER REFERRED TO MAIN COMMITTEE**
Mr Albanese (Leader of the House), by leave, moved—That the resolution of the House relating to the death of the Honourable Clyde Robert Cameron AO be referred to the Main Committee for further consideration.
Question—put and passed.
- 6 **QUESTIONS**
Questions without notice were asked.

7 DOCUMENTS

The following documents were presented:

Australia Business Arts Foundation Ltd—Financial statements for 2006-07.

Migration Act 1958—Section 486O—Assessment of detention arrangements—Replacement Government response to the Commonwealth Ombudsman's statements—Personal identifiers 347/08 to 365/08.

8 BEST PRACTICE REGULATION REQUIREMENTS—MINISTERIAL STATEMENT

Mr Tanner (Minister representing the Minister for Superannuation and Corporate Law), by leave, made a ministerial statement on best practice regulation requirements.

Suspension of standing orders—Time for speech

Mr S. F. Smith (Minister for Foreign Affairs), by leave, moved—That so much of the standing orders be suspended as would prevent Mr Dutton speaking for a period not exceeding 8 minutes.

Question—put and passed.

Mr Dutton addressed the House.

9 PRIVATE MEMBERS' MOTIONS—PRESENTED BY SPEAKER

The Speaker presented copies of the terms of the following private Members' motions:

Ms Hall—Epilepsy (*see item No. 5, Minutes of Proceedings of the Main Committee*).

Mr Broadbent—Darfur (*see item No. 6, Minutes of Proceedings of the Main Committee*).

Mrs Gash—Disability support and care (*see item No. 7, Minutes of Proceedings of the Main Committee*).

In accordance with standing order 41(h) the motions were made orders of the day and referred to the Main Committee.

10 PETITIONS

Petitions lodged for presentation were announced.

11 MESSAGES FROM THE SENATE

Messages from the Senate, 13 March 2008, were reported returning the following bills without amendment:

No. 12—Defence Legislation Amendment 2008.

No. 13—Higher Education Support Amendment (VET FEE-HELP Assistance) 2008.

No. 14—Therapeutic Goods Amendment (Poisons Standard) 2008.

No. 15—Trade Practices Amendment (Access Declarations) 2008.

No. 16—Screen Australia 2008.

No. 17—National Film and Sound Archive 2008.

No. 18—Screen Australia and the National Film and Sound Archive (Consequential and Transitional Provisions) 2008.

12 MEMBERS' INTERESTS—DOCUMENTS

Mr Raguse (Chair—Committee of Privileges and Members' Interests) presented the following document:

Register of Members' Interests for the 42nd Parliament, 12 March 2008;

and, by leave, presented the following document:

Register of Members' Interests for the 41st Parliament—Notifications of alterations of interests received during the period 20 June 2007 to dissolution of the House on 17 October 2007.

13 ADDRESS IN REPLY TO THE GOVERNOR-GENERAL'S SPEECH

The order of the day having been read for the resumption of the debate on the question—That the following Address in Reply to the speech of His Excellency the Governor-General be agreed to:

May it please Your Excellency:

We, the House of Representatives of the Commonwealth of Australia, in Parliament assembled, express our loyalty to the Sovereign, and thank Your Excellency for the speech which you have been pleased to address to the Parliament—

Debate resumed.

Debate adjourned (Mrs Moylan), and the resumption of the debate made an order of the day for a later hour this day.

14 INFRASTRUCTURE AUSTRALIA BILL 2008—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the Main Committee had returned the bill for further consideration (*see item No. 2, Minutes of Proceedings of the Main Committee*), and presented a certified copy of the bill.

Debate resumed on the question—That the bill be now read a second time.

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

Consideration in detail

Bill, by leave, taken as a whole.

Mr Truss (Leader of the Nationals), by leave, moved Opposition amendments (1) to (5) together.

Debate continued.

Question—That the amendments be agreed to—put.

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

AYES, 59

Mr Abbott	Mr Forrest	Ms Ley	Mr Schultz
Mr Andrews	Mrs Gash	Mr Lindsay	Mr Scott
Fran Bailey	Mr Georgiou	Mr Macfarlane	Mr Secker
Mr Baldwin	Mr Haase	Mr McGauran	Mr Simpkins
Mr Billson	Mr Hartsuyker	Ms Marino	Mr Slipper
Mrs B. K. Bishop	Mr A. G. Hawke	Mrs Markus	Mr Somlyay
Ms J. Bishop	Mr D. P. M. Hawker	Mrs Mirabella	Dr Southcott
Mr Broadbent	Mr Hockey	Mr Morrison	Dr Stone
Mr Ciobo	Mrs Hull*	Mrs Moylan	Mr Truss
Mr Cobb	Mr Hunt	Mr Pearce	Mr Turnbull
Mr Costello	Mr Irons	Mr Ramsey	Mr M. A. J. Vaile
Mr Coulton	Dr Jensen	Mr Randall	Mrs D. S. Vale
Mr Downer	Mr Johnson*	Mr Robb	Dr Washer
Mr Dutton	Mr Keenan	Mr Robert	Mr Wood
Mr Farmer	Mr Laming	Mr Ruddock	

NOES, 80

Mr Adams	Mr Dreyfus	Dr Kelly	Ms Rea
Mr Albanese	Mrs Elliot	Mr Kerr	Mr Ripoll
Mr Bidgood	Ms A. L. Ellis	Ms King	Ms Rishworth
Ms Bird	Ms K. M. Ellis	Ms Livermore	Ms Roxon
Mr Bowen	Dr Emerson	Mr McClelland	Ms Saffin
Mr Bradbury	Mr L. D. T. Ferguson	Ms McKew	Mr Shorten
Ms A. E. Burke	Mr M. J. Ferguson	Ms Macklin	Mr Sidebottom
Mr A. S. Burke	Mr Fitzgibbon	Mr McMullan	Mr S. F. Smith
Mr Butler	Mr Garrett	Mr Marles	Mr Snowdon
Mr Byrne	Mr Georganas	Mr Melham	Mr Sullivan
Ms Campbell	Ms George	Mr Murphy	Mr Swan
Mr Champion	Mr Gibbons	Ms Neal	Mr Symon
Mr Cheeseman	Mr Gray	Mr Neumann	Mr Tanner
Mr Clare	Ms Grierson	Mr B. P. O'Connor	Mr C. R. Thomson
Ms Collins	Mr Griffin	Ms Owens	Mr K. J. Thomson
Mr Combet	Mr Hale	Ms Parke	Mr Trevor
Mr Crean	Ms Hall*	Mr Perrett	Mr Turnour
Mr Danby	Mr Hayes*	Ms Plibersek	Ms Vamvakinou
Mrs D'Ath	Mrs Irwin	Mr Price	Mr Windsor
Mr Debus	Ms Jackson	Mr Raguse	Mr Zappia

* Tellers

And so it was negatived.

Bill agreed to.

Consideration in detail concluded.

On the motion of Mr Albanese (Minister for Infrastructure, Transport, Regional Development and Local Government), by leave, the bill was read a third time.

15 ADDRESS IN REPLY TO THE GOVERNOR-GENERAL'S SPEECH

The order of the day having been read for the resumption of the debate on the question—That the Address in Reply to the speech of His Excellency the Governor-General be agreed to (*see item No. 13, page 168*)—

Debate resumed.

Debate adjourned (Mr L. D. T. Ferguson—Parliamentary Secretary for Multicultural Affairs and Settlement Services), and the resumption of the debate made an order of the day for the next sitting.

16 MATTER REFERRED TO MAIN COMMITTEE

Mr Price (Chief Government Whip), by leave, moved—That the following order of the day be referred to the Main Committee for debate:

Address in reply to the Governor-General's speech—Resumption of debate.

Question—put and passed.

17 INFRASTRUCTURE, TRANSPORT, REGIONAL DEVELOPMENT AND LOCAL GOVERNMENT—STANDING COMMITTEE

The House was informed that the Chief Opposition Whip had nominated Dr Stone to be a member of the Standing Committee on Infrastructure, Transport, Regional Development and Local Government in place of Mr Cobb.

Mr L. D. T. Ferguson (Parliamentary Secretary for Multicultural Affairs and Settlement Services), by leave, moved—That Mr Cobb be discharged from the Standing Committee on Infrastructure, Transport, Regional Development and Local Government and that, in his place, Dr Stone be appointed a member of the committee.

Question—put and passed.

18 MESSAGE FROM THE SENATE—COMMUNICATIONS LEGISLATION AMENDMENT (MISCELLANEOUS MEASURES) BILL 2008

Message No. 19, 17 March 2008, from the Senate was reported transmitting for the concurrence of the House a Bill for an Act to amend the law relating to communications, 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.

19 TELECOMMUNICATIONS LEGISLATION AMENDMENT (COMMUNICATIONS FUND) BILL 2008

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 (Ms A. L. Ellis), and the resumption of the debate made an order of the day for a later hour this day.

20 MAIN COMMITTEE BUSINESS

Mr Price (Chief Government Whip), by leave, moved—That, unless otherwise ordered, at the commencement of the Main Committee meeting tomorrow, the first item of business shall be Members' statements, each for no longer than three minutes, with the item of business continuing for 30 minutes irrespective of suspensions for divisions in the House.

Question—put and passed.

21 TELECOMMUNICATIONS LEGISLATION AMENDMENT (COMMUNICATIONS FUND) BILL 2008

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 Hartsuyker addressing the House—

It being 8.30 p.m., the debate was interrupted in accordance with standing order 34, and the resumption of the debate made an order of the day for the next sitting.

22 INDEPENDENT REVIEWER OF TERRORISM LAWS BILL 2008

Mr Georgiou, pursuant to notice, presented a Bill for an Act to appoint an independent reviewer of terrorism laws, and for related purposes.

Mr Georgiou 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 41.

23 HOUSING

Mr Clare, pursuant to notice, moved—That the House:

(1) notes:

- (a) the pain being felt by Australian families struggling to pay off mortgages due to rising interest rates;
 - (b) the failure of the previous government to heed the warnings of the Reserve Bank; and
 - (c) the need for low cost home ownership and reduced entry costs for home buyers as well as a range of rental options for moderate to low income households;
- (2) supports the Government's commitment to tackling this problem by appointing a Minister for Housing and by making it a key priority for COAG in 2008; and
- (3) welcomes the Government's plan to help first homebuyers break into the housing market with the first-home saver account scheme.

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.

24 NORTHERN TERRITORY INTERVENTION

Mr Abbott, pursuant to notice, moved—That the House:

- (1) calls on the Government to end the permit system preventing access to remote Northern Territory townships;
- (2) calls on the Government to restore the pornography bans put in place by the former Government; and
- (3) urges the Government to not further water-down the Northern Territory intervention.

Debate ensued.

Mr Truss (Leader of the Nationals) addressing the House—

25 ADJOURNMENT

It being 9.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

Question—put and passed.

And then the House, at 9.59 p.m., adjourned until 2 p.m. tomorrow.

DOCUMENTS

The following documents were deemed to have been presented on 17 March 2008:

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

AD/BEECH 200—No. 33—Cancellation [F2008L00751].

AD/CESSNA 210—No. 39—Cancellation [F2008L00739].

AD/CESSNA 525—No. 7 [F2008L00736].

AD/CL-600—Nos 97, 98 [F2008L00732], [F2008L00752].

AD/ECUREUIL—No. 67—Amendment (No. 2) [F2008L00727].

AD/ERJ-170—No. 14 [F2008L00726].

AD/J4100—No. 23 [F2008L00724].

AD/JETSTREAM—No. 105 [F2008L00723].

AD/R44—No. 18—Amendment (No. 1)—Cancellation [F2008L00720].

AD/TAYLORCRAFT—No. 1—Amendment (No. 1) [F2008L00719].

AD/TECNAM—No. 6 [F2008L00717].

Part 39-106—AD/THIELERT—No. 7—Amendment (No. 1) [F2008L00715].

Corporations Act—Accounting standards—2008—Amendments AASB 7, AASB101, AASB132, AASB139 and Interpretation 2 [F2008L00716].

Currency Act—Determination—2008 Royal Australian Mint (No. 2) [F2008L00710].

Customs Act—Orders—

Tariff Concession—2008 Nos 0717718, 0720892, 0720928, 0720949, 0720950, 0720953 [F2008L00686], [F2008L00685], [F2008L00684], [F2008L00681], [F2008L00678], [F2008L00679].

Tariff Concession Revocation—2008 No. 28 [F2008L00482].

Defence Act—Determinations under section 58B—2008 Nos 8, 9, 10, 11, 12.

Federal Court of Australia Act—Rules of Court—Select Legislative Instrument—2008 No. 18 [F2008L00709].

Financial Sector (Collection of Data) Act—Determination of reporting standards under section 13—2008 Nos 28, 29, 34, 35, 36, 38, 40, 42, 43, 44 [F2008L00451], [F2008L00452], [F2008L00457], [F2008L00458], [F2008L00460], [F2008L00465], [F2008L00470], [F2008L00474], [F2008L00477], [F2008L00479].

Higher Education Support Act—Higher education provider—Notice of approval—2008 No. 2 [F2008L00743].

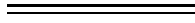
Public Service Act—Determination—Various APS departments, 13 March 2008 [F2008L00797].

Taxation Administration Act—Rulings—2008—

CR—Nos 23, 24, 25.

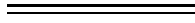
PR—Nos 23, 24, 25.

Telecommunications (Interception and Access) Act—Instrument—2008 Emergency service facility—
Australian Capital Territory [F2008L00775].



ATTENDANCE

All Members attended (at some time during the sitting) except Mr Katter, Mr Neville, Mr Pyne and Mr Tuckey.



I. C. HARRIS

Clerk of the House of Representatives

2008

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 12

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

MONDAY, 17 MARCH 2008

1 The Main Committee met at 4.01 p.m.

2 INFRASTRUCTURE AUSTRALIA BILL 2008

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 Neumann moved—That further proceedings on the bill be conducted in the House.

Question—put and passed—bill to be returned to the House.

3 COMMONWEALTH AUTHORITIES AND COMPANIES AMENDMENT BILL 2008

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.

Suspension of meeting

At 6.28 p.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 6.41 p.m., the proceedings were resumed.

It being past 6.40 p.m., the debate was interrupted in accordance with standing order 192, and the resumption of the debate made an order of the day for the next sitting.

4 MEMBERS' STATEMENTS

Members' statements were made.

5 EPILEPSY

The order of the day having been read for the resumption of the debate on the motion of Ms Hall—That the House:

- (1) recognises that epilepsy is the most common serious brain disorder and is the most universal of all medical disorders;
- (2) acknowledges that 200,000 people live with epilepsy at any one time in Australia and that up to three times as many Australians will have epilepsy at some time in their lives;
- (3) that people living with epilepsy are disadvantaged by lack of research into the disorder and by the lack of a national plan for epilepsy or deeming it a disorder that is a national priority;
- (4) acknowledges the impact that epilepsy has on the lives of people living with it;
- (5) calls on the Australian Government to fund greater research into epilepsy; and

- (6) calls on the Australian Government to establish a nationwide educational strategy on epilepsy modelled on the World Health Organisation's global campaign (*see item No. 9, Votes and Proceedings*)—

Debate resumed.

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

6 DARFUR

The order of the day having been read for the resumption of the debate on the motion of Mr Broadbent—That the House consider what action should be taken by the Australian Government in response to the humanitarian tragedy that is Darfur (*see item No. 9, Votes and Proceedings*)—

Debate resumed.

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.

7 DISABILITY SUPPORT AND CARE

The order of the day having been read for the resumption of the debate on the motion of Mrs Gash—That the House:

- (1) calls on the Australian Parliament to adopt a bipartisan approach to improving the provision and delivery of disability support and care to Australians living with severe and permanent disability, their families and/or their carers;
- (2) considers that for too long the ball of responsibility for the funding and delivery of disability support and care has been kicked between Federal and State governments and that game has to end; and
- (3) considers that the Federal Parliament must address the need for improved disability funding, support and services to see progress is continued beyond the individual terms of governments and is coordinated at such a level that inter-governmental disability service provision is clear, concise and indisputable (*see item No. 9, Votes and Proceedings*)—

Debate resumed.

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.

8 GRIEVANCE DEBATE

Pursuant to the provisions of standing order 192B, the order of the day having been read for the resumption of the debate on the question—That grievances be noted—

Debate ensued.

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

9 ADJOURNMENT

On the motion of Mr C. R. Thomson, the Main Committee adjourned at 9.24 p.m.

The Deputy Speaker fixed 4.30 p.m. tomorrow for the next meeting of the Main Committee.

B. C. WRIGHT
Clerk of the Main Committee