

2008

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 36

WEDNESDAY, 27 AUGUST 2008

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

2 **SOCIAL SECURITY AND VETERANS' ENTITLEMENTS LEGISLATION AMENDMENT (SCHOOLING REQUIREMENTS) BILL 2008**

Ms Gillard (Minister for Education), pursuant to notice, presented a Bill for an Act to amend the law relating to social security and veterans' entitlements, and for related purposes.

Document

Ms Gillard presented an explanatory memorandum to the bill.

Bill read a first time.

Ms Gillard moved—That the bill be now read a second time.

Debate adjourned (Mrs B. K. Bishop), and the resumption of the debate made an order of the day for the next sitting.

3 **OFFSHORE PETROLEUM AMENDMENT (DATUM) BILL 2008**

Mr M. J. Ferguson (Minister for Resources and Energy), pursuant to notice, presented a Bill for an Act to amend the *Offshore Petroleum Act 2006*, and for other purposes.

Document

Mr M. J. Ferguson presented an explanatory memorandum to the bill.

Bill read a first time.

Mr M. J. Ferguson moved—That the bill be now read a second time.

Debate adjourned (Mrs B. K. Bishop), and the resumption of the debate made an order of the day for the next sitting.

4 **INTERNATIONAL TAX AGREEMENTS AMENDMENT BILL (NO. 1) 2008**

Mr Bowen (Assistant Treasurer), pursuant to notice, presented a Bill for an Act to amend the *International Tax Agreements Act 1953*, and for related purposes.

Document

Mr Bowen presented an explanatory memorandum to the bill.

Bill read a first time.

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

Debate adjourned (Mrs B. K. Bishop), and the resumption of the debate made an order of the day for the next sitting.

5 **TAX LAWS AMENDMENT (POLITICAL CONTRIBUTIONS AND GIFTS) BILL 2008**

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

Document

Mr Bowen presented an explanatory memorandum to the bill.

Bill read a first time.

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

Debate adjourned (Mrs B. K. Bishop), and the resumption of the debate made an order of the day for the next sitting.

6 THERAPEUTIC GOODS LEGISLATION AMENDMENT (ANNUAL CHARGES) 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.

Message from the Governor-General

Message No. 72, 18 June 2008, 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 K. M. Ellis (Minister for Sport), the bill was read a third time.

7 FINANCIAL FRAMEWORK LEGISLATION 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.

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

Leave granted for third reading to be moved immediately.

On the motion of Mr Tanner (Minister for Finance and Deregulation), the bill was read a third time.

8 NATIONAL GREENHOUSE AND ENERGY REPORTING 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.

Mr Cheeseman addressing the House—

It being 2 p.m., the debate was interrupted in accordance with standing order 97, Mr Cheeseman was granted leave to continue his speech when the debate is resumed, and the resumption of the debate made an order of the day for a later hour this day.

9 MINISTERIAL ARRANGEMENTS

Mr Rudd (Prime Minister) informed the House that, during the absence of Mr Crean (Minister for Trade), Mr S. F. Smith (Minister for Foreign Affairs) would answer questions on his behalf.

10 QUESTIONS

Questions without notice were asked.

11 DOCUMENTS

The following documents were presented:

Air Passenger Ticket Levy (Collection) Act 2001—Report to the Commonwealth made under section 24 for the period 1 April 2007 to 31 March 2008.

Australian Government Solicitor—Statement of corporate intent for 2008-09.

Australian Landcare Council—Report for 2006-07.

Australian Postal Corporation (Australia Post)—Statement of corporate intent for 2008-09 to 2010-11.

Crimes Act 1914—Authorisations for the acquisition and use of assumed identities—Report for 2007-08—Australian Commission for Law Enforcement Integrity.

Education and Training—Standing Committee—Top of the class: Report of the inquiry into teacher education—Government response.

Legal and Constitutional Affairs—Standing Committee—Harmonisation of legal systems within Australia and between Australia and New Zealand—Government response, 2008.

Productivity Commission—Report No. 43—The market for retail tenancy leases in Australia—Government response.

Inquiry report.

12 UNANNOUNCED VISITS AT NURSING HOMES—MINISTERIAL STATEMENT

Mrs Elliot (Minister for Ageing), by leave, made a ministerial statement relating to unannounced visits at nursing homes.

Suspension of standing and sessional orders—Time for speech

Mrs Elliot, by leave, moved—That so much of the standing and sessional orders be suspended as would prevent Mrs May speaking for a period not exceeding seven minutes.

Question—put and passed.

Mrs May addressed the House.

13 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—AUSTRALIAN ECONOMY

The House was informed that both Mr Truss (Leader of the Nationals) and Mr Katter had proposed that definite matters of public importance be submitted to the House for discussion today. In accordance with the provisions of standing order 46, the Speaker had given priority to the matter proposed by Mr Truss, namely, “The failure of the Government to take responsibility for the economy and to take action to help Australians who are worse off under its administration”.

The proposed discussion having received the necessary support—

Mr Truss addressed the House.

Discussion ensued.

Discussion interrupted in accordance with standing order 1.

14 AVIATION LEGISLATION AMENDMENT (2008 MEASURES NO. 1) BILL 2008—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 Snowdon (Minister for Defence Science and Personnel), by leave, the bill was read a third time.

15 AVIATION LEGISLATION AMENDMENT (INTERNATIONAL AIRLINE LICENCES AND CARRIERS' LIABILITY INSURANCE) BILL 2008—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 Snowdon (Minister for Defence Science and Personnel), by leave, the bill was read a third time.

16 DEATH OF SAS SIGNALLER SEAN MCCARTHY—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 death of SAS Signaller Sean McCarthy 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.

**17 DEATH OF FORMER SENATOR AND MINISTER (THE HONOURABLE PETER DREW DURACK)—
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 death of the Honourable Peter Drew Durack QC, 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.

18 INTELLIGENCE AND SECURITY—PARLIAMENTARY JOINT COMMITTEE

The House was informed that the Speaker had received advice from Mr Rudd (Prime Minister) nominating a Member to be a member of the Parliamentary Joint Committee on Intelligence and Security.

Mr Snowden (Minister for Defence Science and Personnel), by leave, moved—That, in accordance with the provisions of the *Intelligence Services Act 2001*, Mr Robb be appointed a member of the Parliamentary Joint Committee on Intelligence and Security.

Question—put and passed.

**19 PARLIAMENTARY ZONE—PAVEMENT ARTWORK AT RECONCILIATION PLACE—APPROVAL OF
PROPOSAL**

Mr Snowden (Minister for Defence Science and Personnel), for Mr Debus (Minister for Home Affairs), pursuant to notice, moved—That, in accordance with section 5 of the *Parliament Act 1974*, the House approves the following proposal for work in the Parliamentary Zone which was presented to the House on 26 August 2008, namely: Pavement artwork at Reconciliation Place.

Question—put and passed.

20 BILL REFERRED TO MAIN COMMITTEE

Mr Price (Chief Government Whip), by leave, moved—That the Telecommunications Interception Legislation Amendment Bill 2008 be referred to the Main Committee for further consideration.

Question—put and passed.

21 WHIPS' REPORT

Mr Price (Chief Government Whip) presented the following document:

Whips' report—Report relating to committee and delegation reports and private Members' business on Monday, 1 September 2008—

and moved—That the report be adopted.

Question—put and passed.

22 NATIONAL GREENHOUSE AND ENERGY REPORTING 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.

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

Leave granted for third reading to be moved immediately.

On the motion of Mr Swan (Treasurer), the bill was read a third time.

23 MESSAGE FROM THE SENATE

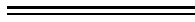
Message No. 100, 27 August 2008, from the Senate was reported informing the House that Senator Hanson-Young had been appointed a member of the Joint Standing Committee on Migration.

24 ADJOURNMENT

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

Debate ensued.

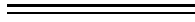
The House continuing to sit until 8.01 p.m.—The Deputy Speaker adjourned the House until 9 a.m. tomorrow.



ATTENDANCE

All Members attended (at some time during the sitting) except Mr Abbott, Mr Crean, Ms King*, Ms Macklin, Mrs Mirabella*, Mr Pyne and Mr Simpkins.

* On leave



I. C. HARRIS
Clerk of the House of Representatives

2008

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 36

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

WEDNESDAY, 27 AUGUST 2008

1 The Main Committee met at 9.30 a.m.

2 MEMBERS' CONSTITUENCY STATEMENTS

Members' constituency statements were made.

3 AVIATION LEGISLATION AMENDMENT (2008 MEASURES NO. 1) 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.

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 AVIATION LEGISLATION AMENDMENT (INTERNATIONAL AIRLINE LICENCES AND CARRIERS' LIABILITY INSURANCE) 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.

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 SAS SIGNALLER SEAN MCCARTHY—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 Rudd (Prime Minister)—That the House record its deep regret at the death on 8 July 2008, of SAS Signaller Sean McCarthy, killed while on combat duty in Afghanistan, and place on record its appreciation of his service to his country, and tender its profound sympathy to his family in their bereavement—

Debate resumed.

As a mark of respect to the memory of the deceased all Members present stood, in silence.

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

Question—put and passed.

6 DEATH OF FORMER SENATOR AND MINISTER (THE HONOURABLE PETER DREW DURACK)—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 Rudd (Prime Minister)—That the House record its deep regret at the death on 13 July 2008, of the Honourable

Peter Drew Durack QC, and place on record its appreciation of his long and meritorious public service, and tender its profound sympathy to his family in their bereavement—

Debate resumed.

As a mark of respect to the memory of the deceased all Members present stood, in silence.

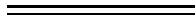
Mr Ripoll moved that further proceedings be conducted in the House.

Question—put and passed.

7 ADJOURNMENT

On the motion of Mr Ripoll, the Main Committee adjourned at 12 noon.

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



B. C. WRIGHT
Clerk of the Main Committee