

2008

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 42

MONDAY, 15 SEPTEMBER 2008

1 The House met, at 12 noon, pursuant to adjournment. The Speaker (Mr Jenkins) took the Chair, and read Prayers.

2 RETURN TO WRIT—LYNE DIVISION

The Speaker announced that he had received a return to the writ which he had issued on 4 August 2008, for the election of a Member to serve for the electoral division of Lyne, in the State of New South Wales, to fill the vacancy caused by the resignation of the Honourable Mark Vaile. By the endorsement on the writ, it was certified that Robert James Murray Oakeshott had been elected.

3 PRIVATE MEMBERS' MOTIONS—PRESENTED BY SPEAKER

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

Mr Broadbent—Your water your say (*see item No. 4, Minutes of Proceedings of the Main Committee*).

Ms Rishworth—Social security agreement with the United Kingdom (*see item No. 5, Minutes of Proceedings of the Main Committee*).

Mr Slipper—Human rights in Tibet (*see item No. 6, Minutes of Proceedings of the Main Committee*).

Mr Bradbury—Prostate cancer (*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.

4 MESSAGES FROM THE SENATE

Messages from the Senate, 4 September 2008, were reported:

(a) informing the House of the appointment of Senator Ludlam to the Joint Standing Committee on Treaties—Message No. 114; and

(b) returning the following bills without amendment:

No. 109—Higher Education Support Amendment (Removal of the Higher Education Workplace Relations Requirements and National Governance Protocols Requirements and Other Matters) 2008.

No. 110—Financial Framework Legislation Amendment 2008.

No. 111—Aviation Legislation Amendment (International Airline Licences and Carriers' Liability Insurance) 2008.

No. 112—Aviation Legislation Amendment (2008 Measures No. 1) 2008.

No. 113—Offshore Petroleum Amendment (Datum) 2008.

5 INTERNATIONAL TAX AGREEMENTS AMENDMENT BILL (NO. 1) 2008—REPORT FROM MAIN COMMITTEE

The 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 Combet (Parliamentary Secretary for Defence Procurement), by leave, the bill was read a third time.

6 SUSPENSION OF STANDING AND SESSIONAL ORDERS—PRIVATE MEMBER'S BUSINESS AND REFERRAL OF MATTER TO MAIN COMMITTEE

Mr Combet (Parliamentary Secretary for Defence Procurement), by leave, moved—That so much of the standing and sessional orders be suspended as would prevent:

- (1) the Member for Fremantle moving immediately a motion relating to the International Day of Democracy;
- (2) debate on the motion ensuing and on being adjourned, the order of the day for the resumption of the debate standing referred to the Main Committee; and
- (3) in the Main Committee, the item being called on and debated during government business time.

Question—put and passed.

7 INTERNATIONAL DAY OF DEMOCRACY

Ms Parke moved—That the House:

- (1) notes that, on 8 November 2007, the United Nations General Assembly decided in resolution 62/7 that the International Day of Democracy would be observed annually on the fixed date of 15 September, and that all Member States, organizations, non-governmental organizations and individuals are invited to commemorate the International Day of Democracy in an appropriate manner that contributes to raising public awareness;
- (2) notes further that the United Nations General Assembly invited Member States to make sure that parliamentarians and civil society organizations are given appropriate opportunities to be involved in, and contribute to, the celebration of the International Day of Democracy;
- (3) notes also that the United Nations General Assembly reaffirmed that “democracy is a universal value based on the freely expressed will of people to determine their own political, economic, social and cultural systems, and their full participation in all aspects of life;” and that “While democracies share common features, there is no single model of democracy and that democracy does not belong to any country or region.”;
- (4) notes that the Inter-Parliamentary Union adopted a Universal Declaration on Democracy on 16 September 1997 in which it recalled the principles of democracy, the elements and exercise of democratic government and the international dimension of democracy;
- (5) notes further the Inter-Parliamentary Union’s strong support for the International Day of Democracy held on 15 September as declared by the United Nations;
- (6) notes that the Inter-Parliamentary Union has urged parliaments to celebrate the International Day of Democracy as an opportunity for parliaments to:
 - (a) emphasize the importance of democracy, what it involves, the challenges it faces as well as the opportunities it offers, and the central responsibility that all parliaments have as the key institution of democracy; and
 - (b) examine and discuss how well parliament performs its democratic functions and identify what steps it may take to strengthen its effectiveness; and
- (7) declares its strong support for the International Day of Democracy.

Debate ensued.

Debate adjourned (Mr Combet—Parliamentary Secretary for Defence Procurement), and the resumption of the debate made an order of the day for the next sitting.

In accordance with the resolution agreed to this sitting, the order of the day was referred to the Main Committee.

8 AUSLINK (NATIONAL LAND TRANSPORT) 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.

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

9 LEAVE OF ABSENCE TO MEMBER

Mr Somlyay (Chief Opposition Whip), by leave, moved—That leave of absence from 15 September to 4 December 2008 be given to Mrs Gash on the ground of parliamentary business overseas.

Question—put and passed.

10 AUSLINK (NATIONAL LAND TRANSPORT) 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 Simpkins addressing the House—

It being 2 p.m., the debate was interrupted in accordance with standing order 97, Mr Simpkins 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.

11 MINISTRY—DOCUMENT

Mr Rudd (Prime Minister) presented the following document:

Rudd Ministry, 15 September 2008.

12 QUESTIONS

Questions without notice being asked—

Documents

Mr Rudd (Prime Minister) presented the following documents:

Single aged pension increase—Opposition proposals—Various media releases.

Questions without notice continuing—

Suspension of standing and sessional orders

Dr Nelson (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Leader of the Opposition moving immediately—That this House:

- (1) condemns Prime Minister Rudd and his Government for their failure to act urgently to help older Australians battling to make ends meet and live with dignity on the single aged pension, and, in particular, for:
 - (a) promising Australia last year that they would do something about cost of living pressures when they have done nothing but watch fuel, grocery and housing costs soar;
 - (b) the Government's damning admission that while neither the Prime Minister, the Deputy Prime Minister nor the Treasurer could live on the single aged pension rate of \$273 per week, they have refused to do anything about it;
 - (c) the Government's failure to increase pensions in the May Budget when the Treasurer's own Budget speech highlighted an 18 per cent increase in the price of bread and only mentioned 'pensioners' once;
 - (d) failing to give pensioners real and immediate help despite the fact that his own pension authority, led by Dr Jeff Harmer who is also chairing their new pension review, provided Cabinet with an 83 page report of options to ease pensioners' pain during recent Budget deliberations; and
 - (e) failing to support the Coalition's call for either an additional lump sum payment for pensioners, or an immediate \$30 per week increase to the single aged pension; and, most importantly,
- (2) condemns the Member for Griffith for turning the job of Prime Minister from a position where tough decisions are made and action is taken into one, under his 10 month term, where process overrides people and where spin masquerades as substance.

Debate ensued.

The time allowed by standing order 1 for debate on the motion having expired—

Question—put.

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

AYES, 57

Mr Abbott	Mr Haase	Mrs Markus	Mr Simpkins
Fran Bailey	Mr Hartsuyker	Mrs May	Mr Slipper
Mr Baldwin	Mr A. G. Hawke	Mr Morrison	Mr A. D. H. Smith
Mr Billson	Mr D. P. M. Hawker	Mrs Moylan	Mr Somlyay
Mrs B. K. Bishop	Mr Hockey	Dr Nelson	Dr Southcott
Ms J. I. Bishop	Mrs Hull*	Mr Pearce	Dr Stone
Mr Broadbent	Mr Hunt	Mr Pyne	Mr Truss
Mr Chester	Mr Irons	Mr Ramsey	Mr Tuckey
Mr Ciobo	Dr Jensen	Mr Randall	Mr Turnbull
Mr Cobb	Mr Johnson*	Mr Robb	Mrs Vale
Mr Coulton	Mr Keenan	Mr Robert	Dr Washer
Mr Dutton	Ms Ley	Mr Ruddock	Mr Wood
Mr Farmer	Mr Lindsay	Mr Schultz	
Mr Forrest	Mr Macfarlane	Mr Scott	
Mr Georgiou	Ms Marino	Mr Secker	

NOES, 77

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

* Tellers

And so it was negatived.

Questions without notice concluded.

13 ASSENT TO BILL

The Speaker informed the House that on 15 September 2008, he had personally presented to Her Excellency the Governor-General, at Government House, the National Greenhouse and Energy Reporting Amendment Bill 2008 for assent, this being the first bill ready for presentation following the swearing-in of Her Excellency. The Governor-General, in the name of Her Majesty, was pleased to assent to the bill which is now Act No. 84 of 2008, Message No. 79.

14 AUTHORITY TO ADMINISTER OATH OR AFFIRMATION OF ALLEGIANCE TO MEMBERS

The Speaker announced that he had received from Her Excellency the Governor-General the following authority:

I, Quentin Bryce, Governor-General of the Commonwealth of Australia, acting under section 42 of the Constitution of the Commonwealth of Australia, authorise HENRY ALFRED JENKINS, Speaker of the House of Representatives, to administer the oath or affirmation of allegiance to those Members of the House of Representatives who have not already made and subscribed that oath or affirmation since their election or last election to the House of Representatives.

Dated 15 September 2008

Ms Quentin Bryce AC
Governor-General

By Her Excellency's Command

KEVIN RUDD

Prime Minister

15 DOCUMENTS

The following documents were presented:

Aboriginal Land Commissioner—Report and recommendations to the Minister for Families, Housing, Community Services and Indigenous Affairs and to the Administrator of the Northern Territory—No. 70—Crown Hill (Irrinjirrinjirri) Land Claim No. 106.

Medibank Private—Statement of corporate intent 2009 to 2011.

16 AUSLINK (NATIONAL LAND TRANSPORT) 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 Turnour 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.

17 BILL REFERRED TO MAIN COMMITTEE

Mr Price (Chief Government Whip), by leave, moved—That the AusLink (National Land Transport) Amendment Bill 2008 be referred to the Main Committee for further consideration.

Question—put and passed.

18 PETITIONS—STANDING COMMITTEE—PRESENTATION OF PETITIONS AND MINISTERS' RESPONSES—STATEMENT BY MEMBER

Mrs Irwin (Chair) presented petitions and Ministers' responses to petitions previously presented to the House.

Mrs Irwin made a statement in connection with the petitions.

19 AUSTRALIAN CRIME COMMISSION—PARLIAMENTARY JOINT COMMITTEE—REPORT—STATEMENTS BY MEMBERS

Mr Wood presented the following documents:

Australian Crime Commission—Parliamentary Joint Committee—Inquiry into the *Australian Crime Commission Amendment Act 2007*—

Report, September 2008.

Evidence received by the committee.

Report ordered to be made a Parliamentary Paper.

Statements in connection with the report were made.

20 ORDINARY SEAMAN TEDDY SHEEAN

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

- (1) recognises the heroic efforts of Ordinary Seaman Teddy Sheean and his crew mates upon the sinking of the HMAS *Armidale* on 1 December 1942 off the Timor coast;
- (2) implores the Government to award a posthumous Victoria Cross of Australia to Ordinary Seaman Teddy Sheean to recognise properly his valour and sacrifice on 1 December 1942; and
- (3) urges the Government to establish a mechanism to address outstanding issues and anomalies in the military honours system such as recognising the courageous deeds of people such as Ordinary Seaman Teddy Sheean on 1 December 1942.

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.

21 EPIDERMOLYSIS BULLOSA

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

- (1) notes that Epidermolysis Bullosa (EB) is a rare genetic condition characterised by skin fragility and blister formation, which is incurable and in its most severe forms can be fatal in infancy and childhood;
- (2) notes that children afflicted by EB are known as “butterfly children” and are required to pierce, drain and dress their blisters each day in an endless routine that lasts up to three hours in the most severe cases;
- (3) notes there are currently 229 patients formally diagnosed and registered on the Australasian EB Registry and that based on international estimates there may be up to 1,000 people affected by this condition in Australia, of whom 100-150 have the most severe form;
- (4) acknowledges the support and assistance provided to sufferers and their families by DebRA Australia, the national Dystrophic Epidermolysis Bullosa Research Association;
- (5) recognises that families with a child suffering from EB have problems accessing dressings because of expense or availability from the public system, and in the more severe cases families must spend up to \$5,300 per month on dressings; and
- (6) calls on the Australian Government to establish a 12 month trial program, managed by the Department of Health and Ageing in partnership with DebRA, to:
 - (a) fund delivery of dressings directly to patients currently registered on the Australasian EB registry from suppliers identified through a public tender process;
 - (b) provide access to a dedicated nurse in each state and territory for patients suffering from EB; and
 - (c) review the program upon conclusion, with a view to establishing a permanent scheme.

Document

Mr Morrison, by leave, presented the following document:

Submission to the Federal Government of Australia for consideration of a nationally funded dressing supply scheme to assist children and adults with Epidermolysis Bullosa, March 2008.

Debate ensued.

Mr Zappia addressing the House—

22 ADJOURNMENT

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

Debate ensued.

The House continuing to sit until 10 p.m.—The Speaker adjourned the House until 2 p.m. tomorrow.

DOCUMENTS

The following documents were deemed to have been presented on 15 September 2008:

Civil Aviation Act—

Civil Aviation Regulations—

Exemptions—2008 Nos CASA EX56, CASA EX58, CASA EX60, CASA EX61, CASA EX63, CASA EX64 [F2008L03050], [F2008L03085], [F2008L03104], [F2008L03142], [F2008L03236], [F2008L03235].

Order—2008 Civil Aviation Order 40.0—Amendment (No. 2) [F2008L03194].

Civil Aviation Safety Regulations—

Airworthiness Directives under—

Part 39-105—

AD/A330—Nos 90, 91 [F2008L03331], [F2008L03330].

AD/AC-112—No. 17 [F2008L03329].

AD/AC-CLA—No. 6—Amendment (No.1) [F2008L03328].

AD/B737—

No. 338—Amendment (No. 1) [F2008L03409].

Nos 339, 340 [F2008L03408], [F2008L03327].

AD/BAe 146—

No. 42—Amendment (No. 1) [F2008L03429].

No. 133 [F2008L03407].

AD/BEECH 33—No. 47 [F2008L03404].

AD/BEECH 35—No. 73 [F2008L03403].

AD/BEECH 36—No. 52 [F2008L03402].

AD/BEECH 200—No. 20—Amendment (No. 3)—Cancellation [F2008L03326].

AD/CASA—No. 29 [F2008L03450].

AD/CESSNA 170—No. 84 [F2008L03325].

AD/CESSNA 177—No. 15—Cancellation [F2008L03324].

AD/CESSNA 180—No. 4—Amendment (No. 1)—Cancellation [F2008L03413].

AD/CESSNA 190—No. 1—Amendment (No. 1)—Cancellation [F2008L03323].

AD/CESSNA 205—

No. 2—Cancellation [F2008L03322].

No. 8—Amendment (No. 1)—Cancellation [F2008L03319].

No. 11—Cancellation [F2008L03317].

AD/CESSNA 206—

No. 37—Cancellation [F2008L03316].

No. 43—Amendment (No. 1)—Cancellation [F2008L03390].

No. 45—Cancellation [F2008L03315].

AD/CESSNA 207—

No. 3—Cancellation [F2008L03389].

No. 6—Cancellation [F2008L03388].

No. 8—Cancellation [F2008L03314].

No. 18—Cancellation [F2008L03387].

AD/CESSNA 208—

No. 3—Cancellation [F2008L03313].

No. 4—Cancellation [F2008L03312].

No. 5—Cancellation [F2008L03311].

No. 6—Cancellation [F2008L03386].

No. 9—Cancellation [F2008L03385].

AD/CESSNA 400—

No. 16—Cancellation [F2008L03384].

No. 57—Amendment (No. 2)—Cancellation [F2008L03310].

No. 60—Amendment (No. 1)—Cancellation [F2008L03309].

No. 62—Amendment (No. 1)—Cancellation [F2008L03308].

No. 63—Cancellation [F2008L03307].

No. 64—Cancellation [F2008L03383].

No. 72—Cancellation [F2008L03382].

- No. 73—Cancellation [F2008L03306].
No. 74—Cancellation [F2008L03381].
No. 77—Cancellation [F2008L03305].
No. 78—Cancellation [F2008L03304].
No. 79—Cancellation [F2008L03303].
No. 80—Cancellation [F2008L03302].
No. 82—Cancellation [F2008L03301].
No. 83—Cancellation [F2008L03419].
No. 84—Cancellation [F2008L03380].
No. 91—Cancellation [F2008L03299].
No. 94—Cancellation [F2008L03298].
No. 95—Cancellation [F2008L03379].
No. 104—Cancellation [F2008L03297].
No. 106—Cancellation [F2008L03296].
AD/CESSNA 500—
No. 1—Cancellation [F2008L03292].
No. 2—Cancellation [F2008L03291].
No. 3—Cancellation [F2008L03290].
No. 5—Amendment (No. 1)—Cancellation [F2008L03289].
No. 6—Cancellation [F2008L03378].
No. 9—Amendment (No. 1)—Cancellation [F2008L03375].
No. 10—Cancellation [F2008L03374].
No. 11—Cancellation [F2008L03288].
No. 12—Cancellation [F2008L03373].
No. 13—Cancellation [F2008L03372].
No. 16—Amendment (No. 1)—Cancellation [F2008L03287].
No. 17—Cancellation [F2008L03286].
No. 18—Cancellation [F2008L03285].
No. 19—Cancellation [F2008L03284].
No. 20—Amendment (No. 2)—Cancellation [F2008L03283].
No. 22—Cancellation [F2008L03369].
No. 24—Cancellation [F2008L03368].
AD/DA42—No. 7 [F2008L03281].
AD/DAUPHIN—No. 86—Amendment (No. 3) [F2008L03343].
AD/DHC-1—
No. 1—Cancellation [F2008L03280].
No. 11—Cancellation [F2008L03278].
No. 13—Cancellation [F2008L03277].
No. 15—Cancellation [F2008L03276].
AD/F2000—No. 32 [F2008L03274].
AD/P68—No. 19—Amendment (No. 3) [F2008L03273].
AD/PA-22—
No. 12—Cancellation [F2008L03272].
No. 15—Amendment (No. 1)—Cancellation [F2008L03271].
No. 23—Cancellation [F2008L03270].
No. 29—Cancellation [F2008L03269].
No. 32—Amendment (No. 2)—Cancellation [F2008L03268].
AD/PA-28—No. 61—Cancellation [F2008L03364].
AD/PA-32—
No. 2—Cancellation [F2008L03267].
No. 3—Cancellation [F2008L03275].
No. 4—Amendment (No. 1)—Cancellation [F2008L03363].
No. 5—Amendment (No. 3)—Cancellation [F2008L03266].
No. 9—Amendment (No. 1)—Cancellation [F2008L03265].
No. 11—Cancellation [F2008L03264].
No. 16—Cancellation [F2008L03260].
No. 18—Cancellation [F2008L03360].

- No. 22—Cancellation [F2008L03359].
 No. 26—Cancellation [F2008L03259].
 No. 28—Cancellation [F2008L03357].
 No. 29—Cancellation [F2008L03258].
 No. 31—Cancellation [F2008L03356].
 No. 32—Cancellation [F2008L03257].
 No. 33—Cancellation [F2008L03256].
 No. 34—Amendment (No. 1)—Cancellation [F2008L03255].
 No. 36—Cancellation [F2008L03341].
 No. 51—Cancellation [F2008L03338].
 No. 52—Cancellation [F2008L03337].
 No. 53—Cancellation [F2008L03336].
 No. 55—Cancellation [F2008L03335].
 No. 57—Cancellation [F2008L03254].
 No. 58—Cancellation [F2008L03253].
 No. 61—Cancellation [F2008L03252].
 No. 62—Cancellation [F2008L03251].
 No. 65—Cancellation [F2008L03250].
 No. 66—Cancellation [F2008L03249].
 No. 69—Cancellation [F2008L03248].
 No. 71—Cancellation [F2008L03246].
 No. 73—Cancellation [F2008L03333].
 No. 75—Cancellation [F2008L03245].
 AD/PC-12—No. 53 [F2008L03344].
 AD/ROCK-114—
 No. 6—Cancellation [F2008L03354].
 No. 8—Cancellation [F2008L03244].
 AD/S-PUMA—No. 79 [F2008L03454].
 AD/SF340—No. 107—Amendment (No. 1) [F2008L03332].
 AD/SWSA226—No. 96—Amendment (No. 1) [F2008L03417].
 Part 39-106—AD/ARRIUS—Nos 15, 16 [F2008L03411], [F2008L03410].
 Part 39-107—
 AD/RAD—No. 51—Amendment (No. 1) [F2008L03355].
 AD/SEATS—No. 3—Cancellation [F2008L03412].
 AD/SUPP—No. 21 [F2008L03243].
 Customs Tariff Act—Notice—2008 Safeguard goods (No. 2) [F2008L03452].
 Defence Act—Determinations under Section 58B—2008 Nos 39, 40, 41, 42.
 Defence Force Discipline Act—Rules—Select Legislative Instrument—2008 No. 180 [F2008L03238].
 Dental Benefits Act—Rules—2008 Amendment (No. 1) [F2008L03453].
 Environment Protection and Biodiversity Conservation Act—Instrument under section 184—
 1 September 2008 [F2008L03420].
 Health Insurance Act—Determinations under section 3C—2008—
 Intracytoplasmic sperm injection [F2008L03424].
 Sacral nerve stimulation [F2008L03425].
 Industry Research and Development Act—Direction—2008 Re-tooling for Climate Change Program
 (No. 1) [F2008L03440].
 Judiciary Act—Rules of Court—2008—
 27 August [F2008L03427].
 4 September [F2008L03438].
 Maritime Transport and Offshore Facilities Security Act—Notice—2008 How incident reports are to be
 made (No. 3) [F2008L03423].
 Migration Act—Migration Regulations—Instruments—2008—
 Travel agents for PRC citizens applying for tourist visas, No. IMMI 08/064 [F2008L03431].
 Working holiday visa—Post office box addresses, No. IMMI 08/075 [F2008L03432].

National Health Act—
 Amendment declaration and amendment determination under section 85—2008 No. PB 92 [F2008L03433].
 Amendment determinations under—
 section 84AF—2008 No. PB 94 [F2008L03435].
 sections 85, 85A and 88—2008 No. PB 93 [F2008L03434].
 Amendment special arrangements under section 100—2008 Nos PB 95, PB 96 [F2008L03436], [F2008L03437].
 Social Security (Administration) Act—
 Determinations—2008—
 Declared relevant Northern Territory areas—Various (No. 29) [F2008L03430].
 Queensland Commission (Family Responsibilities Commission) Specification [F2008L03441].
 Rules—Income management—Crediting of accounts [F2008L03444].
 Taxation Administration Act—
 Determinations—
 1994—TD No. 85 (Withdrawal).
 2008—TD No. 23 (Erratum).
 Rulings—
 2003—GSTR—No. 5 (Addendum).
 2006—CR—No. 123 (Addendum).
 2007—
 CR—No. 9 (Addendum).
 PR—No. 77 (Withdrawal).
 2008—
 CR—Nos 56, 57.
 PR—Nos 4 (Addendum), 23 (Addendum), 25 (Addendum), 38 (Addendum), 39 (Addendum), 45 (Addendum), 62, 63.
 TR—No. 6 (Erratum).
 Therapeutic Goods Act—Therapeutic Goods Order No. 80 [F2008L03428].
 Trade Practices Act—Determinations—2008 Class exemption (Nos 1, 2) [F2008L03426], [F2008L03445].

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Andrews, Mr Butler, Ms K. M. Ellis, Mrs Gash*, Mr Katter, Mr Laming, Mr McMullan, Mrs Mirabella*, Mr Shorten and Mr Windsor.

* On leave

I. C. HARRIS
 Clerk of the House of Representatives

2008

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 42

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

MONDAY, 15 SEPTEMBER 2008

1 The Main Committee met at 6.40 p.m.

2 MEMBERS' STATEMENTS

Members' statements were made.

3 INFRASTRUCTURE

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

- (1) notes that:
 - (a) infrastructure planning provides the platform for regional economic growth;
 - (b) the rapid growth in many regional centres has placed the nation's infrastructure network under significant pressure;
 - (c) the changing social and demographic environment in major regional centres presents significant economic and development challenges; and
 - (d) the past 12 years have been a missed opportunity for the nation to invest in the future beyond the current mining boom; and
- (2) supports the Government's:
 - (a) agenda of creating a stronger and more participatory regional development structure through the establishment of Infrastructure Australia, Regional Development Australia and the Major Cities Unit; and
 - (b) commitment to regional development and the delivery of regionally significant infrastructure (*see item No. 2, Votes and Proceedings, 1 September 2008*)—

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.

4 YOUR WATER YOUR SAY

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

- (1) notes the recent decision of the Federal Court to award costs against the incorporated community group, Your Water Your Say, following an unsuccessful action against the Australian and Victorian Governments in relation to the proposed construction of a Water Desalination plant at Wonthaggi, in the Electorate of McMillan;
- (2) recognises that community groups such as Your Water Your Say:
 - (a) have a democratic right to express their legitimate concerns about the environmental impact of major infrastructure projects;
 - (b) have the right to pursue their concerns through legal action if they consider these concerns are not being properly addressed; and

- (c) should not be constrained from seeking recourse to legal process because of a threat of onerous costs; and
- (3) calls on the Australian Government to:
 - (a) waive the court costs awarded to the Commonwealth as a result of the failed court action by Your Water Your Say; and
 - (b) agree not to pursue individual members of Your Water Your Say for the recovery of the costs (*see item No. 3, 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.

5 SOCIAL SECURITY AGREEMENT WITH THE UNITED KINGDOM

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

- (1) notes with concern, the previous Government's termination of Australia's Social Security Agreement with the United Kingdom in March 2001;
- (2) notes:
 - (a) that the termination of this agreement led to a lost opportunity for the previous Australian Government to negotiate indexation of the British pension for those British migrants living in Australia;
 - (b) that many British pensioners made substantial contributions to the United Kingdom's National Insurance system but many have not received an increase in their British pension for a decade, and as a result their payment has not kept up with the cost of living; and
 - (c) that the United Kingdom has entered into social security agreements that include pension indexation with many other nations, including the United States, Israel and Switzerland;
- (3) calls on the Commonwealth Government to commence negotiations for a new Social Security Agreement with the United Kingdom that includes provisions for the indexation of British pensions (*see item No. 3, 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.

6 HUMAN RIGHTS IN TIBET

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

- (1) notes:
 - (a) the continuing human rights concerns in Tibet; and
 - (b) the continuing restrictions on entry to Tibetan areas for journalists, international observers, non government agencies and foreign diplomats;
- (2) welcomes the informal talks between the Chinese Government and representatives of His Holiness, the 14th Dalai Lama on 4 and 5 May 2008 in Shenzhen, China, and the agreement to hold a further round of the China Tibet dialogue;
- (3) encourages both parties to work sincerely towards a peaceful and mutually agreed resolution on the China Tibet issue;
- (4) welcomes the Prime Minister's forthright statements to the Chinese Premier and President in public and in private on the need for constructive dialogue during his recent visit to China;
- (5) recognises that the China Tibet issue was also raised with the Chinese authorities by the former Government;
- (6) acknowledges there is bipartisan support in the Australian Parliament for a peaceful resolution on the differences between Tibet and China; and

- (7) requests the Government actively to support and monitor progress of the China Tibet dialogue and to offer its support to help bring about a positive outcome (*see item No. 3, 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 PROSTATE CANCER

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

- (1) notes that September is Prostate Cancer Awareness Month;
- (2) notes that prostate cancer is the most common cancer in men after skin cancer and the second highest cause of male cancer deaths;
- (3) acknowledges the work of the Prostate Cancer Foundation of Australia in promoting greater awareness of prostate cancer within the broader community and the need for men to undergo regular testing; and
- (4) congratulates the Rudd Government for developing Australia's first ever men's health policy (*see item No. 3, Votes and Proceedings*)—

Debate resumed.

The time allotted for private Members' business 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—

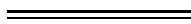
Debate ensued.

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

9 ADJOURNMENT

On the motion of Mrs Irwin, the Main Committee adjourned at 9.31 p.m.

The Deputy Speaker fixed 4 p.m. tomorrow for the next meeting of the Main Committee.



B. C. WRIGHT
Clerk of the Main Committee