

2008

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 56

WEDNESDAY, 22 OCTOBER 2008

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

2 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, 10 November 2008—

and moved—That the report be adopted.

Question—put and passed.

3 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REPORT—STATEMENT BY MEMBER

Mr Butler (Chair) presented the following document:

Public Works—Parliamentary Standing Committee—Australian Super Hornet Facilities Project, RAAF Base Amberley, Queensland (8th report of 2008).

Ordered to be made a Parliamentary Paper.

Mr Butler, by leave, made a statement in connection with the report.

4 INTERSTATE ROAD TRANSPORT CHARGE AMENDMENT BILL (NO. 2) 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.

5 SUSPENSION OF STANDING AND SESSIONAL ORDERS

Mr Albanese (Leader of the House) moved—That so much of the standing and sessional orders be suspended for a period not exceeding five minutes to allow the Leader of the Opposition to apologise and retract his reckless and irresponsible attack on the Secretary of the Treasury in Question Time yesterday at a time of global financial crisis.

Mr Pyne addressing the House—

Closure

Mr Albanese moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 76

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

NOES, 36

Mr Andrews	Mr Georgiou	Mr Lindsay	Mr Robert
Mrs B. K. Bishop	Mr Haase	Ms Marino	Mr Schultz
Mr Briggs	Mr A. G. Hawke	Mrs May	Mr Secker
Mr Broadbent	Mr D. P. M. Hawker	Mrs Moylan	Mr Simpkins
Mr Chester	Mrs Hull*	Dr Nelson	Mr Somlyay
Mr Coulton	Mr Irons	Mr Neville	Mr Tuckey
Mr Dutton	Dr Jensen	Mr Pyne	Mrs Vale
Mr Farmer	Mr Johnson*	Mr Ramsey	Dr Washer
Mr Forrest	Mr Laming	Mr Randall	Mr Windsor

* Tellers

And so it was resolved in the affirmative.

And the question—That the motion for the suspension of standing and sessional orders be agreed to—being accordingly put—

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

AYES, 77

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

NOES, 35

Mr Andrews	Mr Georgiou	Mr Lindsay	Mr Robert
Mrs B. K. Bishop	Mr Haase	Ms Marino	Mr Schultz
Mr Briggs	Mr A. G. Hawke	Mrs May	Mr Secker
Mr Broadbent	Mr D. P. M. Hawker	Mrs Moylan	Mr Simpkins
Mr Chester	Mrs Hull*	Dr Nelson	Mr Somlyay
Mr Coulton	Mr Irons	Mr Neville	Mr Tuckey
Mr Dutton	Dr Jensen	Mr Pyne	Mrs Vale
Mr Farmer	Mr Johnson*	Mr Ramsey	Dr Washer
Mr Forrest	Mr Laming	Mr Randall	

* Tellers

And so it was resolved in the affirmative by an absolute majority.

6 INTERSTATE ROAD TRANSPORT CHARGE AMENDMENT BILL (NO. 2) 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, Mr Tuckey 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.

7 QUESTIONS

Questions without notice being asked—

Member directed to leave

At 3.30 p.m. the Member for Paterson (Mr Baldwin) was directed, under standing order 94, to leave the Chamber for one hour for continuing to interject after a warning had been given from the Chair, and he accordingly left the Chamber.

Questions without notice continued.

8 PRIVILEGE—COMPLAINT OF BREACH

Mr Schultz raised, as a matter of privilege, remarks made about him by New South Wales Leader of the Nationals, Andrew Stoner.

The Speaker stated that he would consider the matter and report to the House at a later time.

9 DOCUMENT

The Speaker presented the following document:

Department of the House of Representatives—Report for 2007-08.

Ordered to be made a Parliamentary Paper.

10 DOCUMENTS

The following documents were presented:

Administrative Appeals Tribunal—Report for 2007-08.

Australian Broadcasting Corporation (ABC)—Report for 2007-08.

Australian Institute of Marine Science—Report for 2007-08.

Australian Research Council—Report for 2007-08.

Australian Security Intelligence Organisation—Report for 2007-08.

Australian Wine and Brandy Corporation—Report for 2007-08.

Bankruptcy Act 1966—Report on the operation of the Act for 2007-08.

Health Services Australia (HSA Group)—Report for 2007-08.

Insolvency and Trustee Service Australia—Report for 2007-08.

Special Broadcasting Service Corporation (SBS)—Report for 2007-08.

Teaching Australia—Australian Institute for Teaching and School Leadership—Report for 2007-08.

11 FINANCIAL SANCTIONS ON BURMA—MINISTERIAL STATEMENT

Mr S. F. Smith (Minister for Foreign Affairs), by leave, made a ministerial statement relating to financial sanctions on Burma.

Suspension of standing and sessional orders—Time for speech

Mr S. F. Smith, by leave, moved—That so much of the standing and sessional orders be suspended as would prevent Mr Robb speaking for a period not exceeding six minutes.

Question—put and passed.

Mr Robb addressed the House.

12 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—UNLIMITED DEPOSITS GUARANTEE

The House was informed that Ms J. Bishop (Deputy Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The Government’s flawed and hasty introduction of an unlimited deposits guarantee which has created unnecessary risk to the financial security of small businesses, self-funded retirees, farmers and households across Australia”.

The proposed discussion having received the necessary support—

Ms J. Bishop addressed the House.

Discussion ensued.

Documents

Mr Gray (Parliamentary Secretary for Regional Development and Northern Australia) presented the following documents:

Water plan—Press clippings—

Doubts over water plan funding—Laura Tingle, Chief Political Correspondent, *The Financial Review*, 5 February 2007.

Water plan’s not the win PM wanted—Steve Lewis, Chief Political Correspondent, *The Australian*, 10 February 2007.

Discussion continued.

The time allotted under standing order 1 having expired, the discussion was interrupted.

13 SUSPENSION OF STANDING ORDER 76—EXCEPTIONS TO CONFINING DEBATE TO THE QUESTION

Mr Price (Chief Government Whip), by leave, moved—That standing order 76 be suspended for the duration of the first speech by the Member for Lyne on the second reading debate on the Interstate Road Transport Charge Amendment Bill (No. 2) 2008.

Question—put and passed.

14 INTERSTATE ROAD TRANSPORT CHARGE AMENDMENT BILL (NO. 2) 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 (Mr Byrne—Parliamentary Secretary to the Prime Minister), and the resumption of the debate made an order of the day for the next sitting.

15 POSTPONEMENT OF ORDER OF THE DAY

Ordered—That order of the day No. 2, government business, be postponed until the next sitting.

16 TEMPORARY RESIDENTS' SUPERANNUATION 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.

Message from the Governor-General

Message No. 95, 26 September 2008, from Her 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 Gray (Parliamentary Secretary for Regional Development and Northern Australia), the bill was read a third time.

17 SUPERANNUATION (DEPARTING AUSTRALIA SUPERANNUATION PAYMENTS TAX) 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—

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

Leave granted for third reading to be moved immediately.

On the motion of Mr Gray (Parliamentary Secretary for Regional Development and Northern Australia), the bill was read a third time.

18 TAX LAWS AMENDMENT (EDUCATION REFUND) 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.

19 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 Speaker adjourned the House until 9 a.m. tomorrow.

DOCUMENTS

The following documents were deemed to have been presented on 22 October 2008:

Aboriginal Land Rights (Northern Territory) Act—Regulations—Select Legislative Instrument—2008 No. 208 [F2008L03793].

Australian Meat and Live-stock Industry Act—Orders—2008—

Beef export to the USA—Quota year 2009 [F2008L03832].

Sheepmeat and goatmeat export to the European Union—Quota year 2009 [F2008L03824].

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

AD/A320—No. 178—Amendment (No. 1)—Cancellation [F2008L03738].

AD/B737—No. 342 [F2008L03708].

AD/B747—No. 384 [F2008L03683].

AD/CESSNA 206—No. 19—Cancellation [F2008L03740].

AD/CESSNA 207—No. 11—Cancellation [F2008L03739].

AD/DHC-1—

No. 6—Cancellation [F2008L03742].

No. 9—Cancellation [F2008L03743].

AD/ECUREUIL—No. 132 [F2008L03864].

AD/PA-34—

No. 28—Cancellation [F2008L03730].

No. 29—Amendment (No. 2)—Cancellation [F2008L03731].

No. 31—Cancellation [F2008L03732].

No. 33—Cancellation [F2008L03733].

No. 35—Cancellation [F2008L03734].

No. 40—Cancellation [F2008L03735].

No. 42—Amendment (No. 1)—Cancellation [F2008L03736].

No. 47—Cancellation [F2008L03737].

Commonwealth Places (Mirror Taxes) Act—Regulations—Select Legislative Instrument—2008

No. 214 [F2008L03778].

Customs Act—Orders—Tariff Concession—2008—

Nos 0809063, 0809735, 0809736, 0810189, 0810193, 0810322, 0810687, 0810894, 0811402, 0811403, 0811404, 0811421, 0811566, 0811643, 0811644, 0811695, 0812031, 0812324, 0812996, 0813301 [F2008L03812], [F2008L03836], [F2008L03833], [F2008L03835], [F2008L03831], [F2008L03830], [F2008L03805], [F2008L03829], [F2008L03803], [F2008L03841], [F2008L03840], [F2008L03839], [F2008L03802], [F2008L03838], [F2008L03837], [F2008L03801], [F2008L03842], [F2008L03811], [F2008L03808], [F2008L03806].

Forestry Marketing and Research and Development Services Act—Regulations—Select Legislative Instrument—2008 No. 207 [F2008L03701].

Health Insurance Act—Regulations—Select Legislative Instruments—2008 Nos 209, 210, 212 [F2008L03448], [F2008L03342], [F2008L03443].

Health Insurance Amendment (90 Day Pay Doctor Cheque Scheme) Act 2008—Proclamation under subsection 2(1) fixing 1 November as the day on which Schedule 1 to the Act commences [F2008L03447].

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Bowen, Mrs Gash*, Mr Hockey, Dr Kelly, Mr Slipper and Ms Vamvakinou.

* On leave

I. C. HARRIS
Clerk of the House of Representatives

2008

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 56

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

WEDNESDAY, 22 OCTOBER 2008

1 The Main Committee met at 9.30 a.m.

2 MEMBERS' CONSTITUENCY STATEMENTS

Members' constituency statements being made—

Petition

Ms Marino presented the following petition approved by the Standing Committee on Petitions:

Rent assistance—483 petitioners.

Members' constituency statements continuing—

Suspension of sitting

At 9.56 a.m., the proceedings were suspended due to the lack of a quorum.

Resumption of sitting

At 10 a.m., the Deputy Speaker resumed the Chair, and a quorum being present—

Members' constituency statements continuing—

Suspension of meeting

At 10.02 a.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 10.20 a.m., the proceedings were resumed.

Members' constituency statements continued.

3 NATIONAL RENTAL AFFORDABILITY SCHEME 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—*And on the amendment moved thereto by Mr Morrison, viz.*—That all words after “That” be omitted with a view to substituting the following words: “while not declining to give this bill a second reading, the House calls on the Government to make such amendments to the National Rental Affordability Scheme as would:

- (1) provide for incentives to be given on a sliding scale to take account of the different development and land costs in different locations;
- (2) provide for successful applicants to transfer their tax offsets on a once only basis to project financiers in return for a lower cost of funds, including providing such tax offsets to not for profit entities for this purpose;

- (3) require that State and Territory governments match the incentives provided by the Commonwealth under the Scheme;
- (4) extend project eligibility criteria to include conversions to affordable housing from existing residential stock, particularly where such projects involve substantial redevelopment to provide for specific needs groups such as aged or disabled accommodation;
- (5) extend the upper level income limits for tenant income eligibility criteria by 30 per cent in each band to ensure greater access for key workers and those seeking to save to buy their first homes;
- (6) provide 'as of right' eligibility for the Federal Government's solar panel rebate and solar hot water rebate schemes; and
- (7) extend the establishment phase criteria that approximately 20 per cent of incentives be available for projects of not less than 20 dwellings, to the entire Scheme"—

Debate resumed.

Suspension of meeting

At 1.03 p.m., the Deputy Speaker left the Chair.

Resumption of meeting

At 4 p.m., the Deputy Speaker resumed the Chair.

Debate continued.

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

4 **ORDERS OF THE DAY RETURNED TO THE HOUSE**

Mr Butler, by leave, moved—That further proceedings on orders of the day Nos 1 and 2, government business, be conducted in the House.

Question—put and passed.

5 **ARCHIVES AMENDMENT BILL 2008**

The order of the day having been read for the second reading—

Document

Mr Byrne (Parliamentary Secretary to the Prime Minister) presented an explanatory memorandum to the bill.

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

Debate ensued.

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.

6 **BROADCASTING LEGISLATION AMENDMENT (DIGITAL RADIO) BILL 2008**

The order of the day having been read for the second reading—

Document

Mr Byrne (Parliamentary Secretary to the Prime Minister) presented an explanatory memorandum to the bill.

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

Debate ensued.

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

7 ADJOURNMENT

On the motion of Mr Raguse, the Main Committee adjourned at 7.30 p.m.

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