

2008

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 66

MONDAY, 1 DECEMBER 2008

1 The House met, at 10 a.m., pursuant to adjournment. The Speaker (Mr Jenkins) took the Chair, and read Prayers.

2 MAIN COMMITTEE—HOUR OF NEXT MEETING

The Speaker reported that the Deputy Speaker had fixed 11 a.m. today for the next meeting of the Main Committee.

3 PRIVATE MEMBERS' MOTIONS—PRESENTED BY SPEAKER

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

Mr Danby—World AIDS Day (*see item No. 7, Minutes of Proceedings of the Main Committee*).

Mrs Hull—Murray-Darling Basin management plan (*see item No. 8, 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 BILLS REFERRED TO MAIN COMMITTEE

Mr Price (Chief Government Whip), by leave, moved—That the following bills be referred to the Main Committee for further consideration:

Nation-building Funds 2008;

Nation-building Funds (Consequential Amendments) 2008; and

COAG Reform Fund 2008.

Question—put and passed.

5 MESSAGES FROM THE SENATE

Messages from the Senate, 27 November 2008, were reported returning the following bills without amendment:

No. 178—Evidence Amendment 2008.

No. 179—Transport Security Amendment (2008 Measures No. 1) 2008.

No. 180—National Measurement Amendment 2008.

No. 181—Australian Curriculum, Assessment and Reporting Authority 2008.

No. 183—Tax Laws Amendment (Education Refund) 2008.

6 MESSAGE FROM THE SENATE—MIGRATION LEGISLATION AMENDMENT (WORKER PROTECTION) BILL 2008

Message No. 177, 27 November 2008, from the Senate was reported transmitting for the concurrence of the House a Bill for an Act to amend the law relating to migration, and for other purposes.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting.

7 MESSAGE FROM THE SENATE—WATER AMENDMENT BILL 2008

Message No. 176, 27 November 2008, from the Senate was reported returning the Water Amendment Bill 2008 with amendments.

Ordered—That the amendments be considered at a later hour this day.

8 MESSAGE FROM THE SENATE—FAMILIES, HOUSING, COMMUNITY SERVICES AND INDIGENOUS AFFAIRS AND OTHER LEGISLATION AMENDMENT (EMERGENCY RESPONSE CONSOLIDATION) BILL 2008

Message No. 182, 27 November 2008, from the Senate was reported returning the Families, Housing, Community Services and Indigenous Affairs and Other Legislation Amendment (Emergency Response Consolidation) Bill 2008 with amendments.

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

9 FAIR WORK 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 Hayes addressing the House—

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

10 MINISTERIAL ARRANGEMENTS

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

11 DEATH OF LIEUTENANT MICHAEL KENNETH HOUSDAN FUSSELL

Mr Rudd (Prime Minister) referred to the death of Lieutenant Michael Kenneth Housdan Fussell, and moved—That the House record its deep regret at the death on 27 November 2008, of Lieutenant Michael Kenneth Housdan Fussell, killed while on combat operations 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.

Mr Turnbull (Leader of the Opposition) having seconded the motion, and all Members present having risen, in silence—

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

12 MATTER REFERRED TO MAIN COMMITTEE

Mr Albanese (Leader of the House), by leave, moved—That the resumption of debate on the Prime Minister's motion of condolence in connection with the death of Lieutenant Michael Kenneth Housdan Fussell (*see item No. 11*) be referred to the Main Committee.

Question—put and passed.

13 QUESTIONS

Questions without notice being asked—

Document

Mr Bowen (Assistant Treasurer) presented the following document:

Payment of temporary residents' superannuation to the Australian Government—Media release by the then Treasurer, Mr Costello, 15 October 2007.

Questions without notice continued.

14 DOCUMENTS

The following documents were presented:

Same-Sex Relationships (Equal Treatment in Commonwealth Laws—Superannuation) Bill 2008—
Further supplementary explanatory memorandum.
Skills Australia—Report for 2007-08.

15 COAG BUSINESS REGULATION AGREEMENT AND SMALL BUSINESS INITIATIVES—MINISTERIAL STATEMENT

Dr Emerson (Minister Assisting the Finance Minister on Deregulation), by leave, made a ministerial statement on the COAG Business Regulation Agreement and small business initiatives.

Suspension of standing and sessional orders—Time for speech

Dr Emerson, by leave, moved—That so much of the standing and sessional orders be suspended as would prevent Mr Ciobo speaking for a period not exceeding 17 minutes.

Question—put and passed.

Mr Ciobo addressed the House.

16 MESSAGES FROM THE GOVERNOR-GENERAL—ASSENT TO BILLS

Messages from Her Excellency the Governor-General were announced informing the House that Her Excellency, in the name of Her Majesty, had assented to the following bills:

25 November 2008—Message—

No. 117—National Rental Affordability Scheme 2008.

No. 118—

Australian Organ and Tissue Donation and Transplantation Authority 2008.

Dairy Adjustment Levy Termination 2008.

Financial Transaction Reports Amendment (Transitional Arrangements) 2008.

No. 119—

Great Barrier Reef Marine Park and Other Legislation Amendment 2008.

Trade Practices Amendment (Clarity in Pricing) 2008.

27 November 2008—Message—

No. 120—

Customs Amendment (Australia-Chile Free Trade Agreement Implementation) 2008.

Customs Tariff Amendment (Australia-Chile Free Trade Agreement Implementation) 2008.

No. 121—Guarantee Scheme for Large Deposits and Wholesale Funding Appropriation 2008.

28 November 2008—Message No. 122—National Rental Affordability Scheme (Consequential Amendments) 2008.

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

Mr Butler (Chair) presented the following document:

Public Works—Parliamentary Standing Committee—Referrals tabled June to September 2008 (9th report of 2008)—Report, November 2008.

Ordered to be made a Parliamentary Paper.

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

18 ECONOMICS—STANDING COMMITTEE—CORRIGENDUM

Mr C. R. Thomson (Chair) presented the following document:

Economics—Standing Committee—Competition in the banking and non-banking sectors—Corrigendum.

19 SESSIONAL ORDERS

Mr Griffin (Minister for Veterans' Affairs), for Mr Albanese (Leader of the House), pursuant to notice, moved—That, unless otherwise ordered, the following sessional orders, adopted by the House on 24 June 2008, operate for the remainder of the 42nd Parliament:

(1) Standing order 34, Figure 2, as follows:

MONDAY	TUESDAY	WEDNESDAY	THURSDAY
Prayers	Prayers	Prayers	Prayers
12 noon		9.00 am	9.00 am
Government Business		Government Business	Government Business
2.00 pm	2.00 pm	2.00 pm	2.00 pm
Question Time	Question Time	Question Time	Question Time
approx 3.30 pm	approx 3.30 pm	approx 3.30 pm	approx 3.30 pm
Documents, Ministerial statements	Documents, Ministerial statements, MPI	Documents, Ministerial statements, MPI	Documents, Ministerial statements, MPI
Government Business	Government Business	Government Business	Government Business
6.30 pm	6.30 pm	6.30 pm	6.30 pm
Divisions and quorums deferred	Divisions and quorums deferred	Government Business	Government Business
8.00 pm	8.00 pm	7.30 pm	4.30 pm
8.30 pm	8.30 pm	Adjournment Debate	Adjournment Debate
Petitions (to 8.40 pm) Committee & delegation reports and private Members' business	Adjournment Debate	8.00 pm	5.00 pm
9.30 pm	9.00 pm		
Adjournment Debate			
10.00 pm			

(2) Standing order 207 to read:

207. Presenting a petition

A petition may be presented in one of two ways:

- (a) The Chair of the Standing Committee on Petitions shall present petitions and/or reports of that committee, and the Chair and one other Member of the Committee may make statements concerning petitions and/or such reports presented, in accordance with *standing order 34 (order of business)*. The time provided may extend for no more than 10 minutes.
- (b) A Member may present a petition during:
 - (i) the period of Members' statements in the Main Committee, in accordance with *standing order 192A* and *standing order 193*;
 - (ii) adjournment debate in the House in accordance with *standing order 31*, and in the Main Committee in accordance with *standing order 191*; and
 - (iii) grievance debate in accordance with *standing order 192B*.

(3) Standing order 209 be amended to read:

209. Petition may be referred to a Minister for response

- (a) After a petition is presented to the House, the Standing Committee on Petitions may refer a copy of the petition to the Minister responsible for the administration of the matter raised in the petition.

- (b) The Minister shall be expected to respond to a referred petition within 90 days of presentation by lodging a written response with the Committee.
- (c) The Chair of the Petitions Committee shall announce any ministerial responses to petitions. After the announcement, ministerial responses shall be printed in Hansard and published on the House's internet website.

Question—put and passed.

20 WATER AMENDMENT BILL 2008—SENATE'S AMENDMENTS

The order of the day having been read for the consideration of the amendments made by the Senate—

Mr Garrett (Minister for the Environment, Heritage and the Arts) moved—That Senate amendments Nos 1, 9 and 12 be agreed to.

Debate ensued.

Closure

Mr Garrett moved—That the question be now put—put and passed.

And the question—That Senate amendments Nos 1, 9 and 12 be agreed to—was put accordingly, and passed.

Mr Garrett moved—That Senate amendments Nos 2 to 8, 10, 11 and 13 to 15 be disagreed to.

Debate ensued.

Closure moved

Mr Garrett moved—That the question be now put.

Motion withdrawn, by leave.

Debate continued.

Question—That Senate amendments Nos 2 to 8, 10, 11 and 13 to 15 be disagreed to—put.

The House divided (the Deputy Speaker, Mrs Vale, in the Chair)—

AYES, 78

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

NOES, 59

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

* Tellers

Pair

Mr McMullan Mrs Gash

And so it was resolved in the affirmative.

Mr Garrett presented reasons, which were circulated, and are as follows:

*Reasons of the House of Representatives for disagreeing to the amendments of the Senate**Senate amendment 2*

Amendment 2 proposes a role for the Productivity Commission in the review of the operation of the *Water Act 2007*. A number of reviews are already incorporated into the *Water Act 2007* and the *Water Amendment Bill 2008*.

Prior to the Basin Plan coming into effect in early 2011, the Schedules of the Murray-Darling Basin Agreement will be reviewed to determine whether they will continue to be required, and, if so, to ensure they will be consistent with the Basin Plan. Within one year of the Basin Plan coming into effect the entire Agreement must be reviewed, which may lead to further amendments being proposed to the Ministerial Council. Also, the National Water Commission must conduct five-yearly audits of the effectiveness of the implementation of the Basin Plan and the water resource plans prepared by Basin States.

In addition, before the end of 2014, a review of the operation of the Act must be conducted, including into key elements of the Basin Plan. Finally, not less than five years after the commencement of the Basin Plan in early 2011, the Basin Plan may be reviewed at the request of the Minister or the Basin States. In the absence of a request the Basin Plan must be reviewed every 10 years. Further the Authority can propose amendments at any time.

On this basis, the Government considers that imposing a further annual review is not required. Accordingly, the House of Representatives does not accept this amendment.

Senate amendments 3, 5 and 10

Amendments 3, 5 and 10 are not supported as they do not achieve anything that the current *Water Act 2007* and *Water Amendment Bill 2008* do not already achieve, and are thus redundant. Amendment 3 proposes auditing for the water recovery aspects of the Living Murray Initiative which the Government believes is duplicative of the existing thorough auditing arrangements provided for in the 2004 Intergovernmental Agreement on Addressing Water Overallocation and Achieving Environmental Objectives in the Murray-Darling Basin, and under the Murray-Darling Basin Agreement, which the Government fully supports. Amendment 5 proposes a whole of basin approach be adopted by the Murray-Darling Basin Authority, which is already extensively provided for through the existing provisions, in particular section 20 provides for the integrated management of the Basin Water resources. Amendment 10 proposes to restate constraints on the directions of the Minister to the Murray-Darling Basin Authority, which are already stated elsewhere in the *Water Act 2007*.

Accordingly, the House of Representatives does not accept these amendments.

Senate amendment 4

Amendment 4, which proposes a new definition for critical human needs, is not accepted as it cannot be supported by the referral of power from Murray-Darling Basin States. As referred text, this aspect of the bill cannot be changed without working through the various mechanisms of the referral including re-consideration of the provision by the State parliaments. In addition the Government does not support the policy intent of the change.

Accordingly, the House of Representatives does not accept this amendment.

Senate amendments 6, 7 and 13

Amendments 6, 7 and 13 propose to limit new extractions of water from the Murray-Darling Basin, and impact upon existing extractions from the Basin. The Government is not supportive of mechanisms that pre-determine how water can be used, so long as the extraction of that water is within the sustainable diversion limit established under the Basin Plan.

Accordingly, the House of Representatives does not accept these amendments.

Senate amendment 8

Amendment 8 proposes that the Murray-Darling Basin Authority pursue the objects of the Act and make recommendations to others to do the same. The purpose of the Authority's Basin Plan already is to promote the objectives of the Act and the Government has concerns about the independence of other agencies if this Parliament provides for the Authority to make recommendations to other agencies.

Accordingly, the House of Representatives does not accept this amendment.

Senate amendment 11

Amendment 11 proposes changes to the basis of engaging members of the Murray-Darling Basin Authority and has the potential to alter the governance arrangement for this organisation in a way that is not supported by the Government. The proposal is also inconsistent with the Intergovernmental Agreement on Murray-Darling Basin Reform signed in July.

Accordingly, the House of Representatives does not accept this amendment.

Senate amendment 14

Amendment 14 proposes the development of a legislative instrument to determine a scheme to ensure transparency of Commonwealth purchases of water entitlements on the water market. The Government is purchasing water entitlements from willing sellers and is complying with the same rules as other market participants, and acting consistently with Commonwealth procurement guidelines. The Government has committed to publishing relevant information about its purchasing activities, and has already conducted an independent review of the initial tender process run in 2008. On the basis of the transparent approach the Government is already taking in respect of its purchasing activities, the Government does not support this amendment.

Accordingly, the House of Representatives does not accept this amendment.

Senate amendment 15

Amendment 15 proposes funding for communities around the Lower Lakes and Coorong in South Australia. The Government considers it inappropriate to make Budget commitments in this manner, and further considers that substantial and effectively targeted funding is already flowing to support the needs of this important region under the Water for the Future program.

Accordingly, the House of Representatives does not accept this amendment.

Senate amendment 16

Amendment 16 relates to indigenous representation on the Basin Community Committee and has the effect of inserting a new schedule, Schedule 4, into the Water Amendment Bill 2008. While the substantive content of this amendment is supported by the Government, the Government is of the view that the title of this schedule does not reflect its substantive content and proposes that it be renamed "Schedule 4—Amendments related to Indigenous Representation on the Basin Community Committee".

Accordingly, the House of Representatives does not accept this amendment in its current form.

On the motion of Mr Garrett, the reasons were adopted.

Mr Garrett moved an amendment to Senate amendment No. 16.

Question—put and passed.

Senate amendment No. 12, by leave, reconsidered only in respect of amendments to be moved by Mr Windsor.

Mr Windsor, by leave, moved amendments (1) and (2) to Senate amendment No. 12, together.

Question—That Mr Windsor's amendments to Senate amendment No. 12 be agreed to—put.

The House divided and only Mr Katter and Mr Windsor voting "Aye", the Deputy Speaker (Mrs Vale) declared the question resolved in the negative.

21 NATION-BUILDING FUNDS 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.

Message from the Governor-General

Message No. 111, 1 November 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 M. J. Ferguson (Minister for Resources and Energy), the bill was read a third time.

22 NATION-BUILDING FUNDS (CONSEQUENTIAL AMENDMENTS) 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.

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

Message from the Governor-General

Message No. 112, 1 November 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 M. J. Ferguson (Minister for Resources and Energy), the bill was read a third time.

23 COAG REFORM FUND 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.

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

Message from the Governor-General

Message No. 113, 1 November 2008, from Her 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.

On the motion of Mr M. J. Ferguson (Minister for Resources and Energy), the Government amendment was made.

Bill, as amended, agreed to.

Consideration in detail concluded.

On the motion of Mr M. J. Ferguson, by leave, the bill was read a third time.

24 FAIR WORK 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.

Ms Campbell addressing the House—

It being 8.30 p.m., the debate was interrupted in accordance with standing order 34, Ms Campbell was granted leave to continue her speech when the debate is continued, and the resumption of the debate made an order of the day for the next sitting.

25 PETITIONS—STANDING COMMITTEE—PRESENTATION OF PETITIONS AND MINISTERS' RESPONSES—STATEMENTS BY MEMBERS

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

Statements in connection with petitions were made.

26 SAVING THE GOULBURN AND MURRAY RIVERS BILL 2008

Fran Bailey, pursuant to notice, presented a Bill for an Act to amend the *Water Act 2007* to save the Goulburn and Murray Rivers, and for related purposes.

Fran Bailey 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.

27 MIGRATION—JOINT STANDING COMMITTEE—REPORT—STATEMENT BY MEMBER—MOTION TO TAKE NOTE OF DOCUMENT—REFERENCE TO MAIN COMMITTEE

Mr Danby (Chair) presented the following documents:

Migration—Joint Standing Committee—Immigration detention in Australia: A new beginning—Criteria for release from immigration detention—

Report, incorporating a dissenting report, December 2008.

Evidence received by the committee.

Minutes of proceedings.

Report ordered to be made a Parliamentary Paper.

Mr Danby made a statement in connection with the report.

The time allotted for making statements on the report having expired—

Mr Danby moved—That the House take note of the report.

In accordance with standing order 39, the debate was adjourned, and the resumption of the debate made an order of the day for the next sitting.

Mr Danby moved—That the order of the day be referred to the Main Committee for debate.

Question—put and passed.

28 CORPORATIONS AND FINANCIAL SERVICES—PARLIAMENTARY JOINT COMMITTEE—REPORT—STATEMENT BY MEMBER—MOTION TO TAKE NOTE OF DOCUMENT—REFERENCE TO MAIN COMMITTEE

Mr Ripoll (Chair) presented the following documents:

Corporations and Financial Services—Parliamentary Joint Committee—Opportunity not opportunism: Improving conduct in Australian franchising—

Report, December 2008.

Evidence received by the committee.

Report ordered to be made a Parliamentary Paper.

Mr Ripoll made a statement in connection with the report.

The time allotted for making statements on the report having expired—

Mr Ripoll moved—That the House take note of the report.

In accordance with standing order 39, the debate was adjourned, and the resumption of the debate made an order of the day for the next sitting.

Mr Ripoll moved—That the order of the day be referred to the Main Committee for debate.
Question—put and passed.

29 INDUSTRY, SCIENCE AND INNOVATION—STANDING COMMITTEE—REPORT—STATEMENT BY MEMBER—MOTION TO TAKE NOTE OF DOCUMENT—REFERENCE TO MAIN COMMITTEE

Fran Bailey (Deputy Chair) presented the following documents:

Industry, Science and Innovation—Standing Committee—Building Australia's research capacity—Interim report, October 2008 (sent to the Speaker on 24 October 2008, pursuant to standing order 247).
Final report, December 2008.

Minutes of proceedings.

Reports ordered to be made Parliamentary Papers.

Fran Bailey made a statement in connection with the report.

The time allotted for making statements on the report having expired—

Fran Bailey moved—That the House take note of the final report.

In accordance with standing order 39, the debate was adjourned, and the resumption of the debate made an order of the day for the next sitting.

Fran Bailey moved—That the order of the day be referred to the Main Committee for debate.

Question—put and passed.

30 FOREIGN AFFAIRS, DEFENCE AND TRADE—JOINT STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS

Mr Bevis (Chair) presented the following document:

Foreign Affairs, Defence and Trade—Joint Standing Committee—Review of the Defence annual report 2006-07—Report, December 2008.

Ordered to be made a Parliamentary Paper.

Statements in connection with the report were made.

31 AUSTRALIAN PARLIAMENTARY DELEGATION—REPORT—STATEMENTS BY MEMBERS

Mr Ruddock presented the following document:

Australian Parliamentary Delegation to Croatia and Bosnia Herzegovina, September to October 2008—Report, November 2008.

Mr Ruddock and Mr Georganas made statements in connection with the report.

32 AUSTRALIAN PARLIAMENTARY DELEGATION—REPORT—STATEMENTS BY MEMBERS

Mr K. J. Thomson presented the following document:

Australian Parliamentary Delegation to Papua New Guinea and East Timor, October to November 2008—Report, December 2008.

Mr K. J. Thomson and Mrs Markus made statements in connection with the report.

Mrs Markus addressing the House—

33 ADJOURNMENT

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

Debate ensued.

Debate extended

It being approximately 10 p.m., the debate was interrupted.

Mr Shorten (Parliamentary Secretary for Disabilities and Children's Services) required the debate to be extended.

The debate continuing until 10.05 p.m., the Speaker adjourned the House until tomorrow at 2 p.m.

DOCUMENTS

The following documents were deemed to have been presented on 1 December 2008:

Appropriation Act (No. 1) 2008-2009—Advance to the Finance Minister—Determination—2008-09 No. 2 [F2008L04452].

Broadcasting Services Act—Standards—2008—

Anti-terrorism requirements for open narrowcasting television services [F2008L04443].

Anti-terrorism requirements for subscription television narrowcasting services [F2008L04444].

Civil Aviation Act—

Civil Aviation Regulations—

Direction—2008 No. CASA 627 [F2008L04468].

Instruments—2008 Nos CASA 558, CASA 629 [F2008L04277], [F2008L04530].

Civil Aviation Regulations and Civil Aviation Safety Regulations—Exemption—2008 No. CASA EX74 [F2008L04276].

Classification (Publications, Films and Computer Games) Act—Determination—2008 Authorised television series assessor scheme [F2008L04442].

Defence Act—Determination under section 58B—2008 No. 60.

Environment Protection and Biodiversity Conservation Act—

Determination under section 324H—20 November 2008 [F2008L04416]

Instruments under section 303DC—2008—

12 November [F2008L04453].

27 November [F2008L04532].

Excise Act—By-Laws—2008—

No. 114 (Amendment No. 1) [F2008L04519].

Nos 155, 156 [F2008L04515], [F2008L04516].

Higher Education Support Act—Guidelines—

Other Grants (Education)—11 November 2008 [F2008L04362].

Other Grants (Research)—11 November 2008 [F2008L04398].

National Health Act—

Amendment determination under sections 85AB and 85AC—2008 No. PB 117 [F2008L04415].

Arrangements under section 100—2008 No. PB 122 [F2008L04527].

Declarations and determinations under section 85—2008 No. PB 113 [F2008L04383].

Determinations under—

section 84AF—2008 No. PB 115 [F2008L04412].

sections 85, 85A and 88—2008 No. PB 114 [F2008L04397].

sections 85A and 88—2008 No. PB 116 [F2008L04414].

section 85B—2008 No. PB 118 [F2008L04418].

section 98C—2008 No. PB 119 [F2008L04420].

Special arrangements under section 100—2008 Nos PB 120, 121, 123 [F2008L04413], [F2008L04422], [F2008L04428].

Navigation Act—Marine Orders—2008 No. 11 [F2008L04382].

Private Health Insurance Complaints Levy Act—Amendment Rules—25 November 2008 [F2008L04531].

Social Security Act—Determinations—2008—

Australian Government disaster recovery payment No. 4 [F2008L04534].

Australian Government disaster recovery payment—Amount of payment for disasters outside Australia [F2008L04535].

Sydney Airport Curfew Act—Dispensations—2008 No. 13.

Taxation Administration Act—Rulings—

2000—No. TR 12 (Withdrawal).

2008—CR Nos 79, 80, 81, 82.

Telecommunications (Consumer Protection and Service Standards) Act—Determination—2008
Universal service subsidies (2008-09 extended zones) (No. 1) [F2008L04450].

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ATTENDANCE

All Members attended (at some time during the sitting) except Mr Costello, Mrs Gash*, Mr McMullan, Mrs Moylan, Mr Oakeshott*, Mr A. D. H. Smith, Mr S. F. Smith and Ms Vamvakinou.

* On leave

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I. C. HARRIS
Clerk of the House of Representatives

2008

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 66

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

MONDAY, 1 DECEMBER 2008

1 The Main Committee met at 11 a.m.

2 NATION-BUILDING FUNDS 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 1 p.m., the Deputy Speaker left the Chair.

Resumption of meeting

At 4.11 p.m., the Deputy Speaker resumed the Chair.

Debate continued.

Mr Hayes moved—That further proceedings on the bill, on the Nation-building Funds (Consequential Amendments) Bill 2008 and on the COAG Reform Fund Bill 2008, be conducted in the House.

Question—put and passed.

3 POSTPONEMENT OF BUSINESS

Ordered—That business intervening before order of the day No. 2, government business, be postponed until a later hour this day.

4 AUSTRALIA'S RESPONSE TO THE GLOBAL FINANCIAL CRISIS—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF DOCUMENT

The order of the day having been read for the resumption of the debate on the motion of Mr Albanese (Leader of the House)—That the House take note of the document (*presented on 26 November 2008*), viz.—

Australia's response to the global financial crisis—Ministerial statement, 26 November 2008—

Debate resumed.

Suspension of meeting

At 6.03 p.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 6.19 p.m., the proceedings were resumed.

Debate continued.

Suspension of meeting

At 6.20 p.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 6.29 p.m., the proceedings were resumed.

Debate continued.

At 6.40 p.m., the debate was interrupted in accordance with standing order 192, Mr Bradbury was granted leave to continue his speech when the debate is resumed, and the resumption of the debate was made an order of the day for the next sitting.

5 MEMBERS' STATEMENTS

Members' statements were made.

Document

Ms Hall, by leave, presented the following document:

Post Office for Jewells—(*Receipt of document as a petition subject to approval by the Standing Committee on Petitions*).

6 CITIZEN MILITARY FORCES

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

- (1) reaffirms the definition of 'veteran' as set out by the Department of Veterans' Affairs;
- (2) endorses the 'Continuous full time service determination' signed on 28 August 1998 by the Minister for Veterans' Affairs enabling members of the Citizen Military Forces (CMF) who served in Vietnam to meet the definition of 'veteran';
- (3) encourages the Department of Veterans' Affairs to:
 - (a) recognise claims by CMF members from that date; and
 - (b) take appropriate measures to contact servicemen and women to whom the determination applies with a view to retrospective payment—

Debate resumed.

Document

Mr Somlyay, by leave, presented the following document:

Compensation claim under the Compensation for Detriment Caused by Defective Administration (CDDA) scheme—Letter from Department of Veterans' Affairs, 24 October 2008.

Debate continued.

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

7 WORLD AIDS DAY

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

- (1) 1 December 2008 is the 20th anniversary of the first commemoration of World AIDS Day under the auspices of the United Nations;
- (2) the global HIV/AIDS epidemic continues to kill approximately three million people around the world every year, including approximately half a million children, and that approximately 33 million people are currently living with AIDS or HIV infection;
- (3) thanks to Australia's early adoption of, and bipartisan support for proactive prevention programs over the past 25 years, Australia has a rate of HIV infection far lower than those of most comparable countries;

- (4) in Australia there are still over 900 new cases of AIDS notified each year, and that nearly 100 people a year are still dying of AIDS related illnesses each year;
- (5) the slogan adopted for World AIDS Day 2008 is ‘Stop AIDS. Keep the Promise—Leadership’, and congratulates all those in Australia, both in government and in the affected communities, who are showing leadership in prevention, treatment and care related to HIV/AIDS; and
- (6) the Australian Government remains committed to the current bipartisan National HIV/AIDS Strategy which began in 2005, and urges the Government to maintain its long term commitment to working with the affected communities to provide high quality prevention, treatment and care programs for all those affected by or at risk of HIV/AIDS (*see item No. 3, Votes and Proceedings*)—

Debate resumed.

The time allotted for debate having expired, the debate was interrupted, Mr Georganas was granted leave to continue his speech when the debate is resumed, and the resumption of the debate was made an order of the day for the next sitting.

8 MURRAY-DARLING BASIN MANAGEMENT PLAN

The order of the day having been read for the resumption of the debate on the motion of Mrs Hull—That the House calls on the Rudd Government:

- (1) to deliver greater transparency and accountability as it moves towards the development of a Basin wide management plan by 2011 for the Murray Darling Basin; and
- (2) specifically to ensure that:
 - (a) community impact statements are prepared as part of the Basin plan process and that these statements are prepared in consultation with affected communities and are made publicly available when completed;
 - (b) scientific data (such as the CSIRO sustainability studies) are assessed along with these community impact statements in finalising Basin wide and catchment targets;
 - (c) due recognition is given to the community and individual impacts of a new water management regime as well as the ongoing effects of the current drought; and
 - (d) affected communities are provided with adequate resources to develop long term options and that Government assistance is provided to allow communities to deliver against these options (*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.

9 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.

The time allotted for the debate having expired—

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

10 ADJOURNMENT

On the motion of Mr C. R. Thomson, the Main Committee adjourned at 9.30 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