

2008-09

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 85

TUESDAY, 17 MARCH 2009

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

2 MESSAGES FROM THE SENATE

Messages from the Senate, 16 March 2009, were reported informing the House:

- (a) of a resolution of the Senate referring the following additional matter to the Parliamentary Joint Committee on Corporations and Financial Services:

The committee will investigate the involvement of the banking and finance industry in providing finance for investors in and through Storm Financial, Opes Prime and other similar businesses, and the practices of banks and other financial institutions in relation to margin lending associated with those businesses—Message No. 235;

- (b) that Senator Farrell had been appointed a member of the Parliamentary Joint Committee on Corporations and Financial Services—Message No. 236; and

- (c) that Senator Furner had been appointed a member of the Joint Standing Committee on Foreign Affairs, Defence and Trade—Message No. 237.

3 SOCIAL SECURITY AND VETERANS' ENTITLEMENTS AMENDMENT (COMMONWEALTH SENIORS HEALTH CARD) BILL 2009

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.

Mrs Mirabella addressing the House—

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

4 QUESTIONS

Questions without notice being asked—

Member directed to leave

At 3.05 p.m. the Member for Dickson (Mr Dutton) was directed, under standing order 94, to leave the Chamber for one hour for disorderly behaviour, and he accordingly left the Chamber.

Questions without notice continued.

5 DOCUMENTS

Mr A. S. Burke (Minister for Agriculture, Fisheries and Forestry), during a personal explanation, presented the following documents:

Foot and mouth disease virus—Media releases by—

Mr Hawker, 16 March 2009.

Mr Truss, 16 March 2009.

6 DOCUMENT

The following document was presented:

Superannuation (Government Co-contribution for Low Income Earners) Act 2003—Quarterly report on the operation of the Act for the period 1 July to 30 September 2008.

7 DOCUMENTS

Mr Albanese (Leader of the House) presented the following documents:

Defence-related manufacturing in the Bendigo electorate—

Copies of articles from the Bendigo Advertiser—19 December 2008 [2], 12 March 2009.

Media statements by Mr Gibbons—

Land 121 phase four opportunity for Thales, 18 December 2008.

Thales prototype still in the race, 11 March 2009.

8 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—JOB LOSSES

The House was informed that Mr Turnbull (Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The Government’s failure to manage the economy to prevent job losses”.

The proposed discussion having received the necessary support—

Mr Turnbull addressed the House.

Discussion ensued.

Discussion concluded.

9 AUSTRALIAN BUSINESS INVESTMENT PARTNERSHIP BILL 2009

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

10 MESSAGE FROM THE SENATE—CUSTOMS TARIFF AMENDMENT (2009 MEASURES NO. 1) BILL 2009

Message No. 238, 17 March 2009, from the Senate was reported returning the Customs Tariff Amendment (2009 Measures No. 1) Bill 2009 with requests for amendments.

Ordered—That the amendments requested by the Senate be considered immediately.

Ms Roxon (Minister for Health and Ageing) moved—That the requested amendments be not made.

Debate ensued.

Question—put.

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

AYES, 77

Mr Adams	Mr Dreyfus	Dr Kelly	Ms Rea
Mr Albanese	Mrs Elliot	Mr Kerr	Mr Ripoll
Mr Bevis	Ms A. L. Ellis	Ms King	Ms Rishworth
Ms Bird	Ms K. M. Ellis	Ms Livermore	Ms Roxon
Mr Bowen	Dr Emerson	Mr McClelland	Ms Saffin
Mr Bradbury	Mr L. D. T. Ferguson	Ms McKew	Mr Sidebottom
Ms A. E. Burke	Mr M. J. Ferguson	Ms Macklin	Mr S. F. Smith
Mr A. S. Burke	Mr Fitzgibbon	Mr McMullan	Mr Snowden
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	Mr Neumann	Mr Tanner
Mr Cheeseman	Ms Gillard	Mr Oakeshott	Mr C. R. Thomson
Mr Clare	Mr Gray	Mr O'Connor	Mr Trevor
Ms Collins	Ms Grierson	Ms Owens	Mr Turnour
Mr Combet	Mr Griffin	Ms Parke	Ms Vamvakinou
Mr Crean	Ms Hall*	Mr Perrett	Mr Zappia
Mr Danby	Mr Hayes*	Ms Plibersek	
Mrs D'Ath	Mrs Irwin	Mr Price	
Mr Debus	Ms Jackson	Mr Raguse	

NOES, 55

Mr Andrews	Mr Georgiou	Mr Macfarlane	Mr Scott
Mr Baldwin	Mr Haase	Ms Marino	Mr Secker
Mr Billson	Mr Hartsuyker	Mrs Markus	Mr Simpkins
Ms J. I. Bishop	Mr A. G. Hawke	Mrs May	Mr A. D. H. Smith
Mr Briggs	Mr D. P. M. Hawker	Mrs Mirabella	Mr Somlyay
Mr Broadbent	Mr Hockey	Mr Morrison	Dr Southcott
Mr Chester	Mrs Hull*	Mrs Moylan	Dr Stone
Mr Ciobo	Mr Hunt	Dr Nelson	Mr Truss
Mr Costello	Mr Irons	Mr Neville	Mr Turnbull
Mr Coulton	Dr Jensen	Mr Pearce	Mrs Vale
Mr Dutton	Mr Keenan	Mr Pyne	Dr Washer
Mr Farmer	Mr Laming	Mr Ramsey	Mr Windsor
Mr Forrest	Ms Ley	Mr Randall	Mr Wood
Mrs Gash	Mr Lindsay	Mr Robert	

* Tellers

Pairs

Mr Bidgood	Mr Slipper
Ms Neal	Mr Cobb
Mr Shorten	Mrs B. K. Bishop

And so it was resolved in the affirmative.

11 MESSAGE FROM THE SENATE—EXCISE TARIFF AMENDMENT (2009 MEASURES NO. 1) BILL 2009

Message No. 239, 17 March 2009, from the Senate was reported returning the Excise Tariff Amendment (2009 Measures No. 1) Bill 2009 with requests for amendments.

Ordered—That the amendments requested by the Senate be considered immediately.

Ms Roxon (Minister for Health and Ageing) moved—That the requested amendments be not made.

Question—put.

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

AYES, 77

Mr Adams	Mr Dreyfus	Dr Kelly	Ms Rea
Mr Albanese	Mrs Elliot	Mr Kerr	Mr Ripoll
Mr Bevis	Ms A. L. Ellis	Ms King	Ms Rishworth
Ms Bird	Ms K. M. Ellis	Ms Livermore	Ms Roxon
Mr Bowen	Dr Emerson	Mr McClelland	Ms Saffin
Mr Bradbury	Mr L. D. T. Ferguson	Ms McKew	Mr Sidebottom
Ms A. E. Burke	Mr M. J. Ferguson	Ms Macklin	Mr S. F. Smith
Mr A. S. Burke	Mr Fitzgibbon	Mr McMullan	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	Mr Neumann	Mr Tanner
Mr Cheeseman	Ms Gillard	Mr Oakeshott	Mr C. R. Thomson
Mr Clare	Mr Gray	Mr O'Connor	Mr Trevor
Ms Collins	Ms Grierson	Ms Owens	Mr Turnour
Mr Combet	Mr Griffin	Ms Parke	Ms Vamvakinou
Mr Crean	Ms Hall*	Mr Perrett	Mr Zappia
Mr Danby	Mr Hayes*	Ms Plibersek	
Mrs D'Ath	Mrs Irwin	Mr Price	
Mr Debus	Ms Jackson	Mr Raguse	

NOES, 55

Mr Andrews	Mr Georgiou	Mr Macfarlane	Mr Scott
Mr Baldwin	Mr Haase	Ms Marino	Mr Secker
Mr Billson	Mr Hartsuyker	Mrs Markus	Mr Simpkins
Ms J. I. Bishop	Mr A. G. Hawke	Mrs May	Mr A. D. H. Smith
Mr Briggs	Mr D. P. M. Hawker	Mrs Mirabella	Mr Somlyay
Mr Broadbent	Mr Hockey	Mr Morrison	Dr Southcott
Mr Chester	Mrs Hull*	Mrs Moylan	Dr Stone
Mr Ciobo	Mr Hunt	Dr Nelson	Mr Truss
Mr Costello	Mr Irons	Mr Neville	Mr Turnbull
Mr Coulton	Dr Jensen	Mr Pearce	Mrs Vale
Mr Dutton	Mr Keenan	Mr Pyne	Dr Washer
Mr Farmer	Mr Laming	Mr Ramsey	Mr Windsor
Mr Forrest	Ms Ley	Mr Randall	Mr Wood
Mrs Gash	Mr Lindsay	Mr Robert	

* Tellers

Pairs

Mr Bidgood	Mr Slipper
Ms Neal	Mr Cobb
Mr Shorten	Mrs B. K. Bishop

And so it was resolved in the affirmative.

12 AUSTRALIAN BUSINESS INVESTMENT PARTNERSHIP BILL 2009

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 Marino addressing the House—

Adjournment negated

It being 8.30 p.m.—The question was proposed—That the House do now adjourn.

Ms Roxon (Minister for Health and Ageing) requiring the question to be put immediately without debate—

Question—put and negatived.

Debate continued.

Question—put.

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

AYES, 78

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

NOES, 57

Mr Andrews	Mr Georgiou	Ms Marino	Mr Secker
Fran Bailey	Mr Haase	Mrs Markus	Mr Simpkins
Mr Baldwin	Mr Hartsuyker	Mrs May	Mr Slipper
Mr Billson	Mr A. G. Hawke	Mrs Mirabella	Mr A. D. H. Smith
Ms J. I. Bishop	Mr D. P. M. Hawker	Mr Morrison	Mr Somlyay
Mr Briggs	Mr Hockey	Mr Neville	Dr Southcott
Mr Broadbent	Mrs Hull*	Mr Oakeshott	Mr Truss
Mr Chester	Mr Hunt	Mr Pearce	Mr Turnbull
Mr Ciobo	Mr Irons	Mr Pyne	Mrs Vale
Mr Costello	Dr Jensen	Mr Ramsey	Dr Washer
Mr Coulton	Mr Johnson*	Mr Randall	Mr Windsor
Mr Dutton	Mr Keenan	Mr Robert	Mr Wood
Mr Farmer	Mr Laming	Mr Ruddock	
Mr Forrest	Ms Ley	Mr Schultz	
Mrs Gash	Mr Lindsay	Mr Scott	

* Tellers

And so it was resolved in the affirmative—bill read a second time.

Message from the Governor-General

Message No. 163, 12 March 2009, 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 Swan (Treasurer), the bill was read a third time.

13 AUSTRALIAN BUSINESS INVESTMENT PARTNERSHIP (CONSEQUENTIAL AMENDMENT) BILL 2009

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.

14 SOCIAL SECURITY AND VETERANS' ENTITLEMENTS AMENDMENT (COMMONWEALTH SENIORS HEALTH CARD) BILL 2009

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.

The House divided (the Deputy Speaker, Ms A. E. Burke, in the Chair)—

AYES, 78

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

NOES, 56

Mr Andrews	Mrs Gash	Mr Lindsay	Mr Schultz
Mr Baldwin	Mr Georgiou	Ms Marino	Mr Scott
Mr Billson	Mr Haase	Mrs Markus	Mr Secker
Mrs B. K. Bishop	Mr Hartsuyker	Mrs Mirabella	Mr Simpkins
Ms J. I. Bishop	Mr A. G. Hawke	Mr Morrison	Mr Slipper
Mr Briggs	Mr D. P. M. Hawker	Mrs Moylan	Mr A. D. H. Smith
Mr Broadbent	Mrs Hull*	Dr Nelson	Mr Somlyay
Mr Chester	Mr Hunt	Mr Neville	Dr Southcott
Mr Ciobo	Mr Irons	Mr Oakeshott	Dr Stone
Mr Costello	Dr Jensen	Mr Pearce	Mr Truss
Mr Coulton	Mr Johnson*	Mr Pyne	Mrs Vale
Mr Dutton	Mr Keenan	Mr Ramsey	Dr Washer
Mr Farmer	Mr Laming	Mr Robert	Mr Windsor
Mr Forrest	Ms Ley	Mr Ruddock	Mr Wood

* Tellers

And so it was resolved in the affirmative—bill read a second time.

Leave granted for third reading to be moved immediately.

On the motion of Ms Macklin (Minister for Families, Housing, Community Services and Indigenous Affairs), the bill was read a third time.

15 ADJOURNMENT

Mr Albanese (Leader of the House) moved—That the House do now adjourn.

Question—put and passed.

And then the House, at 10.11 p.m., adjourned until 9 a.m. tomorrow.

DOCUMENTS

The following documents were deemed to have been presented on 17 March 2009:

Australian Bureau of Statistics Act—Australian Bureau of Statistics—Proposal—2009 No. 2.

Broadcasting Services Act—Variation—2009 National Television Conversion Scheme (No. 1) [F2009L01059].

Census and Statistics Act—Australian Bureau of Statistics—Statement—2009 No. 1.

Christmas Island Act—List of Western Australian Acts for the period 16 September 2008 to 15 March 2009.

Civil Aviation Act—

Civil Aviation Regulations—Civil Aviation Order—2009 Civil Aviation Order 100.66 Amendment (No. 1) [F2009L00825].

Civil Aviation Safety Regulations—

Airworthiness Directives under—

Part 39-105—

AD/B737—No. 353 [F2009L00984].

AD/BELL 206—No. 176 [F2009L01066].

AD/BELL 212—No. 26—Amendment (No. 1)—Cancellation [F2009L00976].

AD/BELL 407—No. 32 [F2009L01065].

AD/PA-42—No. 18—Cancellation [F2009L00871].

Part 39-107—

AD/PHS—No. 16—Cancellation [F2009L00937].

AD/PHZL—

No. 39—Amendment (No. 1)—Cancellation [F2009L00936].

No. 50—Cancellation [F2009L00935].

No. 58—Cancellation [F2009L00934].

No. 62—Amendment (No. 4)—Cancellation [F2009L00933].

AD/PMC—

No. 12—Amendment (No. 3)—Cancellation [F2009L00931].

No. 18—Amendment (No. 1)—Cancellation [F2009L00930].

No. 27—Amendment (No. 1)—Cancellation [F2009L00929].

No. 33—Cancellation [F2009L00928].

Exemptions—2009 Nos CASA EX07, CASA EX08, CASA EX16 [F2009L00772], [F2009L00847], [F2009L00848].

Cocos (Keeling) Islands Act—List of Western Australian Acts for the period 16 September 2008 to 15 March 2009.

Criminal Code Act—Regulations—Select Legislative Instruments—2009 Nos 34, 35, 36, 37, 38, 39 [F2009L00835], [F2009L00834], [F2009L00838], [F2009L00837], [F2009L00836], [F2009L00833].

Customs Act—Orders—Tariff Concession—2008 Nos 0823641, 0825249, 0825778, 0827978, 0829304, 0829954, 0830062, 0832485, 0832574, [F2009L01024], [F2009L00770], [F2009L00771], [F2009L00343], [F2009L00638], [F2009L00639], [F2009L00640], [F2009L00780], [F2009L00781].

Excise Act—Determinations—2009—

Alcoholic strength of excisable goods (No. 1) [F2009L00998].

Volume—Alcoholic excisable goods (No. 1) [F2009L00992].

Migration Legislation Amendment Act (No. 1) 2009—Proclamation under subsection 2 (1) fixing 15 March 2009 as the day on which Schedules 1 to 3 to the Act commence [F2009L01026].

Radiocommunications Act—Advisory guidelines—2009 Protection of Molonglo Observatory synthesis telescope—Revocation [F2009L00844].

Retirement Savings Accounts Act—Regulations—Select Legislative Instrument—2009 No. 45 [F2009L00986].

Social Security (Administration) Act—Determination—2009 Declared relevant Northern Territory areas—Various (No. 2) [F2009L01060].

Superannuation Industry (Supervision) Act—Regulations—Select Legislative Instrument—2009 No. 46 [F2009L00983].

Telecommunications (Carrier Licence Charges) Act—Determination under paragraph 15(1)(b)—2009 No. 1 [F2009L00846].

ATTENDANCE

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

I. C. HARRIS

Clerk of the House of Representatives

2008-09

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 85

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

TUESDAY, 17 MARCH 2009

1 The Main Committee met at 4 p.m.

2 MEMBERS' CONSTITUENCY STATEMENTS

Members' constituency statements were made.

3 SOCIAL SECURITY AMENDMENT (LIQUID ASSETS WAITING PERIOD) BILL 2009

The order of the day having been read for the resumption of the debate on the question—That the bill be now read a second time—

Debate resumed.

Suspension of meeting

At 6.19 p.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 6.37 p.m., the proceedings were resumed.

Debate continued.

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

Message from the Governor-General

Message No. 162, 12 March 2009, from Her Excellency the Governor-General was announced recommending an appropriation for the purposes of the bill.

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 HIGHER EDUCATION LEGISLATION AMENDMENT (STUDENT SERVICES AND AMENITIES, AND OTHER MEASURES) BILL 2009

The order of the day having been read for the resumption of the debate on the question—That the bill be now read a second time—

Debate resumed.

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

5 ADJOURNMENT

On the motion of Ms Grierson, the Main Committee adjourned at 8.28 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