

2008-09

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 102

THURSDAY, 18 JUNE 2009

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

2 **MESSAGES FROM THE SENATE**

Messages from the Senate, 17 June 2009, were reported returning the following bills without amendment:

No. 274—Social Security Amendment (Training Incentives) 2009.

No. 275—Tax Laws Amendment (2009 Measures No. 2) 2009.

No. 276—International Monetary Agreements Amendment (Financial Assistance) 2009.

3 **EMPLOYMENT AND WORKPLACE RELATIONS—STANDING COMMITTEE**

The House was informed that the Chief Government Whip had nominated Ms Hall to be discharged from the Standing Committee on Employment and Workplace Relations.

Mr McClelland (Attorney-General), by leave, moved—That Ms Hall be discharged from the Standing Committee on Employment and Workplace Relations.

Question—put and passed.

4 **PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—CONSTRUCTION OF A NEW AUSTRALIAN EMBASSY COMPLEX INCLUDING CHANCERY, HEAD OF MISSION RESIDENCE, STAFF HOUSING AND RECREATIONAL FACILITIES IN JAKARTA, INDONESIA**

Dr Kelly (Parliamentary Secretary for Defence Support), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: Construction of a new Australian Embassy complex including Chancery, Head of Mission residence, staff housing and recreational facilities in Jakarta, Indonesia.

Question—put and passed.

5 **FAIR WORK (TRANSITIONAL PROVISIONS AND CONSEQUENTIAL AMENDMENTS) BILL 2009—SENATE'S AMENDMENTS**

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

On the motion of Mr McClelland (Attorney-General), the amendments were agreed to, after debate.

6 **PRIVATE HEALTH INSURANCE (NATIONAL JOINT REPLACEMENT REGISTER LEVY) 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 and passed—bill read a second time.

Leave granted for third reading to be moved immediately.

On the motion of Mr Butler (Parliamentary Secretary for Health), the bill was read a third time.

7 TAX LAWS AMENDMENT (POLITICAL CONTRIBUTIONS AND GIFTS) BILL 2008—SENATE'S AMENDMENTS

The order of the day having been read for the consideration of the amendments made by the Senate—
Dr Emerson (Minister for Competition Policy and Consumer Affairs) moved—That the amendments be disagreed to and amendments made in place thereof.

Document

Dr Emerson presented a supplementary explanatory memorandum to the bill.

Debate ensued.

Question—put.

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

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

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

* Tellers

Pairs

Ms King Mr Irons

And so it was resolved in the affirmative.

8 MIGRATION AMENDMENT (PROTECTION OF IDENTIFYING INFORMATION) 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 and passed—bill read a second time.

Leave granted for third reading to be moved immediately.

On the motion of Mr L. D. T. Ferguson (Parliamentary Secretary for Multicultural Affairs and Settlement Services), the bill was read a third time.

9 COORDINATOR-GENERAL FOR REMOTE INDIGENOUS SERVICES 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 and passed—bill read a second time.

Consideration in detail

Bill, by leave, taken as a whole.

Document

Ms Macklin (Minister for Families, Housing, Community Services and Indigenous Affairs) presented a supplementary explanatory memorandum to the bill.

On the motion of Ms Macklin, by leave, Government amendments (1) to (5) were made together, after debate.

Bill, as amended, agreed to.

Consideration in detail concluded.

On the motion of Ms Macklin, by leave, the bill was read a third time.

10 MESSAGES FROM THE SENATE

Messages from the Senate, 18 June 2009, were reported returning the following bills without amendment:

No. 277—Family Assistance and Other Legislation Amendment (2008 Budget and Other Measures) 2009.

No. 278—Family Assistance Amendment (Further 2008 Budget Measures) 2009.

11 RURAL ADJUSTMENT 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—

Debate resumed.

Mr Neumann addressing the House—

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

12 MINISTERIAL ARRANGEMENTS

Mr Rudd (Prime Minister) informed the House that, during the absence overseas of Ms Gillard (Deputy Prime Minister), Mr Albanese (Leader of the House) and Mr McClelland (Attorney-General) would answer questions on her behalf.

Mr Rudd also informed the House that, during the absence overseas of Mr Crean (Minister for Trade), Mr M. J. Ferguson (Minister for Resources and Energy) would answer questions on his behalf.

Mr Rudd also informed the House that, during the absence overseas of Mr S. F. Smith (Minister for Foreign Affairs), Mr M. J. Ferguson (Minister for Resources and Energy) would answer questions on his behalf.

Mr Rudd also informed the House that, during the absence overseas of Mr O'Connor (Minister for Home Affairs), Mr McClelland (Attorney-General) would answer questions on his behalf.

13 QUESTIONS

Questions without notice being asked—

Member directed to leave

At 2.41 p.m. the Member for North Sydney (Mr Hockey) 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 continuing—

Member directed to leave

At 3.36 p.m. the Member for Sturt (Mr Pyne) 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 continuing—

Member directed to leave

At 3.39 p.m. the Member for Tangney (Dr Jensen) was directed, under standing order 94, to leave the Chamber for one hour for disorderly behaviour.

Member named and suspended

The Speaker named the Member for Tangney (Dr Jensen) for defying the Chair.

Mr Albanese (Leader of the House) moved—That the Member for Tangney be suspended from the service of the House.

Question—put.

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

AYES, 76

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

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

* Tellers

Pairs

Ms King Mr Irons

And so it was resolved in the affirmative.

The Member was, therefore, suspended at 3.47 p.m. for 24 hours under standing order 94, and he accordingly left the Chamber.

14 DOCUMENT

Mr Albanese (Minister for Infrastructure, Transport, Regional Development and Local Government), adding to an answer to a question without notice given earlier, presented the following document:
Progress report: Member for Aston, Mr Chris Pearce, June 2009.

15 DOCUMENT

The following document was presented:
Australian National University—Report for 2008.

16 MESSAGE FROM THE SENATE—GUARANTEE OF STATE AND TERRITORY BORROWING APPROPRIATION BILL 2009

Message No. 279, 18 June 2009, from the Senate was reported returning the Guarantee of State and Territory Borrowing Appropriation Bill 2009 with an amendment.

Ordered—That the amendment be considered immediately.

On the motion of Mr Swan (Treasurer), the amendment was agreed to.

17 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—SMALL BUSINESS

The House was informed that Mr Ciobo had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The failure of the Government to support Australian small businesses”.

The proposed discussion having received the necessary support—

Mr Ciobo addressed the House.

Discussion ensued.

Mr Laming addressing the House—

18 ADJOURNMENT

It being 4.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensuing—

Petition

Mr Champion presented the following petition approved by the Standing Committee on Petitions:

Monkey bikes—486 petitioners.

Question—put and passed.

And then the House, at 4.59 p.m., adjourned until 12 noon on Monday, 22 June 2009.

DOCUMENTS

The following documents were deemed to have been presented on 18 June 2009:

Broadcasting Services Act—Commercial Television Conversion Scheme 1999—Determinations—2009
Digital Television Commencement Date—

Remote and regional Western Australia TV1 Licence Area [F2009L02370].

South West and Great Southern TV1 Licence Area [F2009L02369].

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

AD/DH 85—No. 1—Amendment (No. 1)—Cancellation [F2009L02192].

AD/DHC-8—No. 148 [F2009L02260].

AD/FA-200—

No. 2—Cancellation [F2009L02198].

No. 5—Cancellation [F2009L02199].

No. 7—Cancellation [F2009L02200].

No. 8—Cancellation [F2009L02201].

No. 13—Cancellation [F2009L02202].

No. 14—Cancellation [F2009L02203].

No. 15—Cancellation [F2009L02204].

AD/L200—No. 5—Cancellation [F2009L02209].

AD/LA-4—

No. 2—Cancellation [F2009L02279].

No. 17—Cancellation [F2009L02285].

No. 21—Cancellation [F2009L02286].

No. 22—Cancellation [F2009L02217].

AD/MU-2—

No. 2—Cancellation [F2009L02218].

No. 33—Cancellation [F2009L02219].

AD/ROBIN—

No. 2—Cancellation [F2009L02221].

No. 10—Amendment (No. 1)—Cancellation [F2009L02222].

No. 26—Cancellation [F2009L02223].

AD/RUTAN—No. 1—Cancellation [F2009L02224].

AD/RYAN—No. 1B—Cancellation [F2009L02225].

AD/S-76—No. 2—Cancellation [F2009L02226].

Part 39-106—

AD/AL 250—

No. 13—Cancellation [F2009L02245].

No. 76—Cancellation [F2009L02246].

No. 77—Cancellation [F2009L02247].

AD/ARRIEL—No. 24—Amendment (No. 2) [F2009L02249].

AD/CFM56—No. 30 [F2009L02255].

Part 39-107—

AD/AIRCON—No. 14—Amendment (No. 4) [F2009L02244].

AD/SUPP—No. 18—Amendment (No. 1) [F2009L02372].

Corporations Act—Accounting standards—2009 Amendments Nos AASB 4, AASB 5 [F2009L02366], [F2009L02367].

Environment Protection and Biodiversity Conservation Act—Threat abatement plans—Variation—2009—Disease in natural ecosystems caused by *Phytophthora cinnamomi* [F2009L02168].

Fisheries Management Act—Southern and Eastern Scalefish and Shark Fishery Management Plan 2003—Temporary Order—14 June 2009 [F2009L02392].

Migration Act—

Instrument under paragraphs 82(2AA)(a) and (b)—2009 Substantive visa classes, No. IMMI 09/058 [F2009L02362].

Migration Regulations—Instruments—2009—

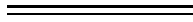
Payment of visa application charges and fees in foreign currencies, No. IMMI 09/038 [F2009L02148].

Places and currencies for paying of fees, No. IMMI 09/039 [F2009L02149].

National Health Act—

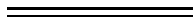
Instrument under section 84AAA—2009 PB No. 59 [F2009L02368].

Special arrangements under section 100—2009 Nos PB 54, PB 55 [F2009L02363], [F2009L02364].



ATTENDANCE

All Members attended (at some time during the sitting) except Ms Campbell, Mr Crean, Mr Dutton, Ms Gillard, Mr Irons, Ms King, Mr McMullan, Mr Morrison, Mr O'Connor and Mr S. F. Smith.



I. C. HARRIS

Clerk of the House of Representatives

2008-09

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 102

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

THURSDAY, 18 JUNE 2009

1 The Main Committee met at 9.30 a.m.

2 **MEMBERS' CONSTITUENCY STATEMENTS**

Members' constituency statements being made—

Petitions

Mr Chester presented the following petitions approved by the Standing Committee on Petitions:

Youth allowance [2]—2,686 and 1,844 petitioners respectively.

3 **APPROPRIATION BILL (NO. 1) 2009-2010**

The order of the day having been read for the further consideration in detail of the bill—

Schedule—

Proposed expenditures—

Finance and Deregulation Portfolio, \$537,397,000—being debated—

Suspension of meeting

At 10.06 a.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 10.19 a.m., the proceedings were resumed.

Debate continued.

Expenditure agreed to.

Treasury Portfolio, \$4,096,666,000—debated and agreed to.

Prime Minister and Cabinet Portfolio, \$739,563,000—debated and agreed to.

Remainder of bill, by leave, taken as a whole and agreed to.

Consideration in detail concluded.

Question—That the bill be reported to the House without amendment—put and passed.

4 **APPROPRIATION BILL (NO. 2) 2009-2010**

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 the question on the report to be put immediately.

Question—That the bill be reported to the House without amendment—put and passed.

5 APPROPRIATION (PARLIAMENTARY DEPARTMENTS) BILL (NO. 1) 2009-2010

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 the question on the report to be put immediately.

Question—That the bill be reported to the House without amendment—put and passed.

6 ADJOURNMENT

Mr Melham moved—That the Main Committee do now adjourn.

Debate ensued.

Question—put and passed.

At 1.08 p.m., the Deputy Speaker adjourned the Main Committee until 6.40 p.m. on Monday, 22 June 2009.



B. C. WRIGHT
Clerk of the Main Committee