

2008-09

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 105

WEDNESDAY, 24 JUNE 2009

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

2 SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED

Mr Turnbull (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Member for Wentworth moving immediately—That this House calls on the Government to immediately establish a full judicial inquiry into the OzCar matter including but not limited to:

- (1) the full extent of the relationship between the Prime Minister, the Treasurer, the Member for Oxley, Mr Bernie Ripoll MP, and the car dealer, Mr John Grant, including investigation of the following:
 - (a) all communications between Mr Grant and any of his associates with the Government including members of Parliament, government officials, ministerial and electorate staff including:
 - (i) emails (from Government, parliamentary and personal accounts);
 - (ii) text/SMS/MMS/Blackberry messages;
 - (iii) voicemail;
 - (iv) voice to text messages; and
 - (v) any other written or electronic communications; and
- (2) any communications, preparations and discussions in relation to the appearance of Treasury officials before the Senate Standing Committee on Economics inquiry into car dealership financing on Friday 19 June 2009;
- (3) any involvement by Opposition Members of Parliament and their staff;
- (4) the 51 Club;
- (5) Labor fundraising; and
- (6) any previous business dealings, transactions or representations in Australia and overseas involving the Prime Minister, the Treasurer and/or Mr Bernie Ripoll connected with Mr John Grant, any associates or commercial entities.

Closure of Member

Mr Albanese (Leader of the House) moved—That the Member be no longer heard.

Question—put.

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

AYES, 72

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

NOES, 61

Mr Abbott	Mr Georgiou	Ms Marino	Mr Secker
Mr Andrews	Mr Haase	Mrs Markus	Mr Simpkins
Fran Bailey	Mr Hartsuyker	Mrs May	Mr Slipper
Mr Baldwin	Mr A. G. Hawke	Mrs Mirabella	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 Neville	Dr Stone
Mr Briggs	Mr Hunt	Mr Oakeshott	Mr Tuckey
Mr Broadbent	Mr Irons	Mr Pearce	Mr Turnbull
Mr Chester	Dr Jensen	Mr Ramsey	Mrs Vale
Mr Ciobo	Mr Johnson*	Mr Randall	Dr Washer
Mr Cobb	Mr Keenan	Mr Robb	Mr Windsor
Mr Coulton	Mr Laming	Mr Robert	Mr Wood
Mr Dutton	Ms Ley	Mr Ruddock	
Mr Farmer	Mr Lindsay	Mr Schultz	
Mr Forrest	Mr Macfarlane	Mr Scott	

* Tellers

Pairs

Ms Gillard	Mr Costello
Mr Dreyfus	Mr Pyne

And so it was resolved in the affirmative.

Mr Hockey (seconder) addressing the House—

Closure of Member

Mr Albanese moved—That the Member be no longer heard.

Question—put.

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

AYES, 72

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

NOES, 61

Mr Abbott	Mr Georgiou	Ms Marino	Mr Secker
Mr Andrews	Mr Haase	Mrs Markus	Mr Simpkins
Fran Bailey	Mr Hartsuyker	Mrs May	Mr Slipper
Mr Baldwin	Mr A. G. Hawke	Mrs Mirabella	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 Neville	Dr Stone
Mr Briggs	Mr Hunt	Mr Oakeshott	Mr Tuckey
Mr Broadbent	Mr Irons	Mr Pearce	Mr Turnbull
Mr Chester	Dr Jensen	Mr Ramsey	Mrs Vale
Mr Ciobo	Mr Johnson*	Mr Randall	Dr Washer
Mr Cobb	Mr Keenan	Mr Robb	Mr Windsor
Mr Coulton	Mr Laming	Mr Robert	Mr Wood
Mr Dutton	Ms Ley	Mr Ruddock	
Mr Farmer	Mr Lindsay	Mr Schultz	
Mr Forrest	Mr Macfarlane	Mr Scott	

* Tellers

Pairs

Ms Gillard	Mr Costello
Mr Dreyfus	Mr Pyne

And so it was resolved in the affirmative.

Question—That the motion for the suspension of standing and sessional orders be agreed to—put.

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

AYES, 61

Mr Abbott	Mr Georgiou	Ms Marino	Mr Secker
Mr Andrews	Mr Haase	Mrs Markus	Mr Simpkins
Fran Bailey	Mr Hartsuyker	Mrs May	Mr Slipper
Mr Baldwin	Mr A. G. Hawke	Mrs Mirabella	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 Neville	Dr Stone
Mr Briggs	Mr Hunt	Mr Oakeshott	Mr Tuckey
Mr Broadbent	Mr Irons	Mr Pearce	Mr Turnbull
Mr Chester	Dr Jensen	Mr Ramsey	Mrs Vale
Mr Ciobo	Mr Johnson*	Mr Randall	Dr Washer
Mr Cobb	Mr Keenan	Mr Robb	Mr Windsor
Mr Coulton	Mr Laming	Mr Robert	Mr Wood
Mr Dutton	Ms Ley	Mr Ruddock	
Mr Farmer	Mr Lindsay	Mr Schultz	
Mr Forrest	Mr Macfarlane	Mr Scott	

NOES, 72

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

* Tellers

Pairs

Ms Gillard	Mr Costello
Mr Dreyfus	Mr Pyne

And so it was negatived.

3 AUSTRALIAN PARLIAMENTARY DELEGATION—REPORT—STATEMENTS BY MEMBERS

The Speaker presented the following document:

Australian Parliamentary Delegation to the 120th Assembly of the Inter-Parliamentary Union in Addis Ababa, Ethiopia, 4 to 10 April 2009, and a bilateral visit to Switzerland, 11 to 18 April 2009—Report, June 2009—

and made a statement in connection with the report.

Mrs B. K. Bishop also made a statement in connection with the report.

4 HEALTH LEGISLATION AMENDMENT (MIDWIVES AND NURSE PRACTITIONERS) BILL 2009

Ms Roxon (Minister for Health and Ageing), pursuant to notice, presented a Bill for an Act to amend the law relating to health and to make amendments consequential on the enactment of the *Midwife Professional Indemnity (Commonwealth Contribution) Scheme Act 2009*, and for related purposes.

Document

Ms Roxon presented an explanatory memorandum to the bill.

Bill read a first time.

Ms Roxon moved—That the bill be now read a second time.

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

5 MIDWIFE PROFESSIONAL INDEMNITY (COMMONWEALTH CONTRIBUTION) SCHEME BILL 2009

Ms Roxon (Minister for Health and Ageing), pursuant to notice, presented a Bill for an Act to make provision in relation to professional indemnity cover for certain midwives, and for related purposes.

Document

Ms Roxon presented an explanatory memorandum to the bill and to the Midwife Professional Indemnity (Run-off Cover Support Payment) Bill 2009

Bill read a first time.

Ms Roxon moved—That the bill be now read a second time.

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

6 MIDWIFE PROFESSIONAL INDEMNITY (RUN-OFF COVER SUPPORT PAYMENT) BILL 2009

Ms Roxon (Minister for Health and Ageing) presented a Bill for an Act to impose a tax on premium payments for midwife professional indemnity cover, and for related purposes.

Bill read a first time.

Ms Roxon moved—That the bill be now read a second time.

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

7 NATIONAL HEALTH SECURITY AMENDMENT BILL 2009

Mrs Elliot (Minister for Ageing), for Ms Roxon (Minister for Health and Ageing), pursuant to notice, presented a Bill for an Act to amend the *National Health Security Act 2007*, and for related purposes.

Document

Mrs Elliot presented an explanatory memorandum to the bill.

Bill read a first time.

Mrs Elliot moved—That the bill be now read a second time.

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

8 AVIATION TRANSPORT SECURITY AMENDMENT (2009 MEASURES NO. 1) BILL 2009

Mr Albanese (Minister for Infrastructure, Transport, Regional Development and Local Government), pursuant to notice, presented a Bill for an Act to amend the *Aviation Transport Security Act 2004*, and for related purposes.

Document

Mr Albanese presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

9 STATUTE STOCKTAKE (REGULATORY AND OTHER LAWS) BILL 2009

Mr Tanner (Minister for Finance and Deregulation), pursuant to notice, presented a Bill for an Act to make various amendments of the statute law of the Commonwealth, to repeal certain Acts and provisions of Acts, and for related purposes.

Document

Mr Tanner presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

10 PERSONAL PROPERTY SECURITIES BILL 2009

Mr McClelland (Attorney-General), pursuant to notice, presented a Bill for an Act relating to personal property securities, and for related purposes.

Document

Mr McClelland presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

11 CRIMES LEGISLATION AMENDMENT (SERIOUS AND ORGANISED CRIME) BILL 2009

Mr McClelland (Attorney-General), pursuant to notice, presented a Bill for an Act to amend various Acts relating to the enforcement of the criminal law, and for other purposes.

Document

Mr McClelland presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

12 CORPORATIONS AMENDMENT (IMPROVING ACCOUNTABILITY ON TERMINATION PAYMENTS) BILL 2009

Mr Bowen (Minister for Financial Services, Superannuation and Corporate Law), pursuant to notice, presented a Bill for an Act to amend the law relating to corporations, and for related purposes.

Document

Mr Bowen presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

13 HIGHER EDUCATION SUPPORT AMENDMENT BILL 2009

Ms K. M. Ellis (Minister for Early Childhood Education, Childcare and Youth), pursuant to notice, presented a Bill for an Act to amend the *Higher Education Support Act 2003*, and for related purposes.

Document

Ms K. M. Ellis presented an explanatory memorandum to the bill.

Bill read a first time.

Ms K. M. Ellis moved—That the bill be now read a second time.

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

14 THERAPEUTIC GOODS AMENDMENT (2009 MEASURES NO. 2) BILL 2009

Mr Butler (Parliamentary Secretary for Health), pursuant to notice, presented a Bill for an Act to amend the *Therapeutic Goods Act 1989*, and for related purposes.

Document

Mr Butler presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

15 AUTOMOTIVE TRANSFORMATION SCHEME BILL 2009

Dr Emerson (Minister for Small Business, Independent Contractors and the Service Economy), pursuant to notice, presented a Bill for an Act to provide for the establishment of the Automotive Transformation Scheme, and for related purposes.

Document

Dr Emerson presented an explanatory memorandum to the bill.

Bill read a first time.

Dr Emerson moved—That the bill be now read a second time.

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

16 ACIS ADMINISTRATION AMENDMENT BILL 2009

Dr Emerson (Minister for Small Business, Independent Contractors and the Service Economy), pursuant to notice, presented a Bill for an Act to amend the *ACIS Administration Act 1999*, and for related purposes.

Document

Dr Emerson presented an explanatory memorandum to the bill.

Bill read a first time.

Dr Emerson moved—That the bill be now read a second time.

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

17 TAX AGENT SERVICES (TRANSITIONAL PROVISIONS AND CONSEQUENTIAL AMENDMENTS) BILL 2009

Dr Emerson (Minister for Competition Policy and Consumer Affairs), pursuant to notice, presented a Bill for an Act to amend the *Tax Agent Services Act 2009* and to deal with consequential and transitional matters arising from the enactment of that Act, and for related purposes.

Document

Dr Emerson presented an explanatory memorandum to the bill.

Bill read a first time.

Dr Emerson moved—That the bill be now read a second time.

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

18 TRADE PRACTICES AMENDMENT (AUSTRALIAN CONSUMER LAW) BILL 2009

Dr Emerson (Minister for Competition Policy and Consumer Affairs), pursuant to notice, presented a Bill for an Act to amend the *Trade Practices Act 1974* and the *Australian Securities and Investments Commission Act 2001*, and for other purposes.

Document

Dr Emerson presented an explanatory memorandum to the bill.

Bill read a first time.

Dr Emerson moved—That the bill be now read a second time.

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

19 EMPLOYMENT AND WORKPLACE RELATIONS—STANDING COMMITTEE

The House was informed that the Chief Government Whip had nominated Mr Perrett to be a member of the Standing Committee on Employment and Workplace Relations.

Dr Emerson (Minister for Small Business, Independent Contractors and the Service Economy), by leave, moved—That Mr Perrett be appointed to the Standing Committee on Employment and Workplace Relations.

Question—put and passed.

20 FOREIGN AFFAIRS, DEFENCE AND TRADE—JOINT STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF DOCUMENT—REFERENCE TO MAIN COMMITTEE

Ms Parke presented the following document:

Foreign Affairs, Defence and Trade—Joint Standing Committee—Inquiry into Australia's relationship with ASEAN—Report, June 2009.

Ordered to be made a Parliamentary Paper.

Ms Parke and Mr Hawker, by leave, made statements in connection with the report.

Ms Parke 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.

Ms Parke, by leave, moved—That the order of the day be referred to the Main Committee for debate.

Question—put and passed.

21 POSTPONEMENT OF ORDERS OF THE DAY

Ordered—That order of the day No 1, government business, be postponed until a later hour this day.

22 MIGRATION AMENDMENT (ABOLISHING DETENTION DEBT) BILL 2009 [NO. 2]

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

23 QUESTIONS

Questions without notice being asked—

Suspension of standing and sessional orders moved

Mr Turnbull (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Member for Wentworth moving immediately—That this House censure the Treasurer for misleading the House as to the full extent of his personal and active involvement in assisting the Prime Minister's mate and benefactor, Mr John Grant, by using his office as Treasurer and a half a billion dollar funding deal with Ford Credit as political leverage and today, voting against Opposition demands for an immediate judicial inquiry into the OzCar scandal, and in particular for:

- (1) the Treasurer's claim that John Grant, "received the same assistance as every other car dealer" when 240 other car dealers did not receive a personal call from the Treasurer and did not have updates on their case regularly faxed to the Treasurer's home, as with the case of the Prime Minister's mate, John Grant;
- (2) using his office as Treasurer and the considerable influence of Treasury to have John Grant's case raised at a meeting with Ford Credit where they were seeking over half a billion dollars of government support;
- (3) using independent Treasury officials to hand over John Grant's mobile telephone number at the same meeting with Ford Credit with the clear instructions that they were to call him and help him out because he was "an acquaintance" of the Prime Minister;
- (4) hiding behind the Labor spin machine in a desperate attempt to avoid proper scrutiny of his personal role in seeking to look after the Prime Minister's mate and for voting against a full judicial inquiry; but most importantly,
- (5) treating this Parliament with contempt by misleading the House on two separate occasions on 4 June and 15 June as to the full extent of his personal involvement with John Grant's case, a serious offence for which he must resign.

Debate ensued.

Closure of Member

Mr Albanese (Leader of the House) moved—That the Member be no longer heard.

Question—put.

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

AYES, 75

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

NOES, 61

Mr Abbott	Mr Georgiou	Ms Marino	Mr Secker
Mr Andrews	Mr Haase	Mrs Markus	Mr Simpkins
Fran Bailey	Mr Hartsuyker	Mrs May	Mr Slipper
Mr Baldwin	Mr A. G. Hawke	Mrs Mirabella	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 Neville	Dr Stone
Mr Briggs	Mr Hunt	Mr Oakeshott	Mr Truss
Mr Broadbent	Mr Irons	Mr Pearce	Mr Tuckey
Mr Chester	Dr Jensen	Mr Ramsey	Mr Turnbull
Mr Ciobo	Mr Johnson*	Mr Randall	Mrs Vale
Mr Cobb	Mr Keenan	Mr Robb	Mr Windsor
Mr Coulton	Mr Laming	Mr Robert	Mr Wood
Mr Dutton	Ms Ley	Mr Ruddock	
Mr Farmer	Mr Lindsay	Mr Schultz	
Mr Forrest	Mr Macfarlane	Mr Scott	

* Tellers

Pairs

Ms Gillard	Mr Costello
Mr Dreyfus	Mr Pyne

And so it was resolved in the affirmative.

Mr Hockey (seconder) addressing the House—

Closure of Member

Mr Albanese moved—That the Member be no longer heard.

Question—put.

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

AYES, 75

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

NOES, 61

Mr Abbott	Mr Georgiou	Ms Marino	Mr Secker
Mr Andrews	Mr Haase	Mrs Markus	Mr Simpkins
Fran Bailey	Mr Hartsuyker	Mrs May	Mr Slipper
Mr Baldwin	Mr A. G. Hawke	Mrs Mirabella	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 Neville	Dr Stone
Mr Briggs	Mr Hunt	Mr Oakeshott	Mr Truss
Mr Broadbent	Mr Irons	Mr Pearce	Mr Tuckey
Mr Chester	Dr Jensen	Mr Ramsey	Mr Turnbull
Mr Ciobo	Mr Johnson*	Mr Randall	Mrs Vale
Mr Cobb	Mr Keenan	Mr Robb	Mr Windsor
Mr Coulton	Mr Laming	Mr Robert	Mr Wood
Mr Dutton	Ms Ley	Mr Ruddock	
Mr Farmer	Mr Lindsay	Mr Schultz	
Mr Forrest	Mr Macfarlane	Mr Scott	

* Tellers

Pairs

Ms Gillard	Mr Costello
Mr Dreyfus	Mr Pyne

And so it was resolved in the affirmative.

Question—That the motion for the suspension of standing and sessional orders be agreed to—put.

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

AYES, 59

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

NOES, 75

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

* Tellers

Pairs

Ms Gillard	Mr Costello
Mr Dreyfus	Mr Pyne

And so it was negatived.

Questions without notice continuing—

Mr Albanese (Leader of the House) answering a question—

Closure of Member moved

Mr Abbott moved—That the Member be no longer heard.

Question—put.

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

AYES, 59

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

NOES, 77

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

* Tellers

Pairs

Ms Gillard	Mr Costello
Mr Dreyfus	Mr Pyne

And so it was negatived.

Questions without notice continuing—

Mr A. S. Burke (Minister for Agriculture, Fisheries and Forestry) answering a question—

Closure of Member moved

Mr Abbott moved—That the Member be no longer heard.

Question—put.

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

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

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

* Tellers

Pairs

Ms Gillard	Mr Costello
Mr Dreyfus	Mr Pyne

And so it was negatived.

Questions without notice continuing—

Suspension of standing and sessional orders moved

Mr Turnbull (Leader of the Opposition) having moved a motion to suspend standing and sessional orders—

Closure of Member

Mr Albanese (Leader of the House) moved—That the Member be no longer heard.

Question—put, and the House dividing—

Speaker's ruling

The Speaker ruled that the proposed motion was out of order because it was the same in substance as a question already resolved earlier this day. (*see item No. 2, page 1171*)

Questions without notice continuing—

Member directed to leave

At 3.42 p.m. the Member for Flinders (Mr Hunt) was directed, under standing order 94, to leave the Chamber for one hour for raising a frivolous point of order, and he accordingly left the Chamber.

Questions without notice continuing—

Member directed to leave

At 3.45 p.m. the Member for North Sydney (Mr Hockey) was directed, under standing order 94, to leave the Chamber for one hour for raising a frivolous point of order, and he accordingly left the Chamber.

Questions without notice continued.

24 AUDITOR-GENERAL'S REPORT

The Speaker presented the following document:

Auditor-General—Audit report No. 45 of 2008–2009—Performance audit—Funding for non-government schools: Department of Education, Employment and Workplace Relations.

Ordered to be made a Parliamentary Paper.

25 DOCUMENTS

The following documents were presented:

Committee reports—Government responses to parliamentary committee reports—Response to the schedule tabled by the Speaker on 4 December 2008.

Department of Finance and Deregulation—Office of Evaluation and Audit (Indigenous Programs)—Audit of the Northern Land Council—Governance component: report on recommendations, May 2009.

26 DOCUMENT—MOTION TO TAKE NOTE OF DOCUMENT

Mr Albanese (Leader of the House) moved—That the House take note of the following document:

Committee reports—Government responses to parliamentary committee reports—Response to the schedule tabled by the Speaker on 4 December 2008.

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

27 FORESTRY—MINISTERIAL STATEMENT

Mr A. S. Burke (Minister for Agriculture, Fisheries and Forestry), by leave, made a ministerial statement relating to preparing our forest industries for the future.

Suspension of standing and sessional orders—Time for speech

Mr A. S. Burke, by leave, moved—That so much of the standing and sessional orders be suspended as would prevent Mr Cobb speaking in reply to the ministerial statement for a period not exceeding 14 minutes.

Question—put and passed.

Mr Cobb addressed the House.

28 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—OZCAR

The House was informed that both Mr Turnbull and Mr Katter had proposed that definite matters of public importance be submitted to the House for discussion today. In accordance with the provisions of standing order 46, the Speaker had given priority to the matter proposed by Mr Turnbull, namely, “The failure of the Government to establish an immediate and full judicial inquiry into the OzCar affair”.

The proposed discussion having received the necessary support—

Mr Turnbull addressed the House.

Discussion ensued.

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

29 TREATIES—JOINT STANDING COMMITTEE—REPORT

Mr K. J. Thomson (Chair) presented the following document:

Treaties—Joint Standing Committee—Report 102: Treaties tabled 12 and 16 March 2009—Report, June 2009.

Ordered to be made a Parliamentary Paper.

30 MESSAGE FROM THE GOVERNOR-GENERAL—ASSENT TO BILLS

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

23 June 2009—Message No. 206—

Higher Education Support Amendment (VET FEE-HELP and Providers) 2009.

Nation-building Funds Amendment 2009.

Tax Laws Amendment (Medicare Levy and Medicare Levy Surcharge) 2009.

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

31 MESSAGES FROM THE SENATE

Messages from the Senate, 24 June 2009, were reported returning the following bills without amendment:

No. 287—Tax Laws Amendment (2009 Budget Measures No. 1) 2009.

No. 289—Rural Adjustment Amendment 2009.

32 MESSAGE FROM THE SENATE—HEALTH WORKFORCE AUSTRALIA BILL 2009

Message No. 288, 24 June 2009, from the Senate was reported returning the Health Workforce Australia Bill 2009 with an amendment.

Ordered—That the amendment be considered immediately.

On the motion of Mr Byrne (Parliamentary Secretary for Trade), the amendment was agreed to.

33 MIGRATION AMENDMENT (ABOLISHING DETENTION DEBT) BILL 2009 [NO. 2]

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 Schultz addressing the House—

34 ADJOURNMENT

It being 7.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensuing—

Petition

Dr Stone presented the following petition approved by the Standing Committee on Petitions:

Youth Allowance—3,889 petitioners.

Debate continuing—

Petition

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

Borneo Barracks—1,523 petitioners.

Question—put and passed.

And then the House, at 8 p.m., adjourned until 9 a.m. tomorrow.

DOCUMENTS

The following documents were deemed to have been presented on 24 June 2009:

Australian Prudential Regulation Authority Act—Determination under section 57—2009 Confidentiality No. 7 [F2009L02386].

Australian Research Council Act—Funding rules for funding commencing in 2010—

Linkage infrastructure, equipment and facilities—Variation (No. 1) [F2009L02310].

Linkage projects—Variation (No. 1) [F2009L02308].

Building and Construction Industry Improvement Act—Directions in Relation to Coercive Powers—17 June 2009 [F2009L02483].

Charter of the United Nations Act—Regulations—Select Legislative Instrument—2009 No. 113 [F2009L02396].

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

AD/B747—No. 334—Amendment (No. 1) [F2009L02179].

AD/B767—No. 250—Amendment (No. 1) [F2009L02182].

AD/BEA 121—
 No. 10—Cancellation [F2009L02183].
 No. 13—Cancellation [F2009L02184].
 AD/BELL 47—No. 102 [F2009L02469].
 AD/LA-4—No. 5—Cancellation [F2009L02284].
 Defence Force (Home Loans Assistance) Act—Declaration of warlike service—Operation RIVERBANK—2 June 2009 [F2009L02434].
 Energy Efficiency Opportunities Act—Regulations—Select Legislative Instrument—2009 No. 119 [F2009L02397].
 Health Insurance Act—
 Determinations under section 3C—2009—
 Allied health services [F2009L02406].
 Diabetes testing in Aboriginal and Torres Strait Islander primary health care sites—Amendment (No. 1) [F2009L02468].
 Principles—2009—Accredited pathology laboratories—Approval—Amendment (No. 1) [F2009L02453].
 Higher Education Support Act—VET provider—Notices of approval—2009—Nos 28, 29, 30, 31 [F2009L02454], [F2009L02458], [F2009L02461], [F2009L02462].
 Migration Act, Immigration (Education) Act and the Australian Citizenship Act—Regulations—Select Legislative Instrument—2009 No. 116 [F2009L02376].
 Private Health Insurance Act—Rules—2009—
 Benefit requirements (No. 1) [F2009L02452].
 Complying product (No. 1) [F2009L02451].
 Data provision [F2009L02410].
 Health insurance business [F2009L02409].
 Quarantine Act—Determination—2009 Quarantine service fees—Amendment (No. 1) [F2009L02355].
 Social Security (Administration) Act—
 Determinations—2009—
 Penalty amount—FaHCSIA (No. 1) [F2009L02463].
 Persistent non-compliance—FaHCSIA (No. 1) [F2009L02460].
 Guidelines—2009 Payment pending review—FaHCSIA [F2009L02466].
 Sydney Airport Curfew Act—Dispensation—2009 No. 5.

ATTENDANCE

All Members attended (at some time during the sitting) except Ms Campbell, Mr Costello, Mr Crean, Mr Danby, Mr Dreyfus, Mr Garrett, Ms Gillard, Mr Morrison, Mr Pyne 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. 105

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

WEDNESDAY, 24 JUNE 2009

1 The Main Committee met at 9.30 a.m.

2 MEMBERS' CONSTITUENCY STATEMENTS

Members' constituency statements were made.

3 HEALTH AND AGEING—STANDING COMMITTEE—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 Georganas—That the House take note of the document (*presented on 1 June 2009*), viz.—

Health and Ageing—Standing Committee—Weighing it up: Obesity in Australia—Report, May 2009—
Debate resumed.

Mr Georganas, by leave, addressed the Main Committee without closing the debate.

Debate continued.

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

4 INFRASTRUCTURE, TRANSPORT, REGIONAL DEVELOPMENT AND LOCAL GOVERNMENT—STANDING COMMITTEE—MOTION TO TAKE NOTE OF DOCUMENT

The order of the day having been read for the resumption of the debate on the motion of Ms King—That the House take note of the document (*presented on 1 June 2009*), viz.—

Infrastructure, Transport, Regional Development and Local Government—Standing Committee—
Funding regional and local community infrastructure: Principles for the development of a regional and local community infrastructure funding program (Final report)—Report, June 2009—

Debate resumed.

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

5 ADJOURNMENT

On the motion of Ms George, the Main Committee adjourned at 12.57 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