

2008-09-10

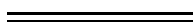
THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

**VOTES AND PROCEEDINGS**

No. 164

TUESDAY, 1 JUNE 2010



1 The House met, at 2 p.m., pursuant to adjournment. The Speaker (Mr Jenkins) took the Chair, and read Prayers.

2 **DEATH OF FORMER MEMBER (MR URQUHART EDWARD (TED) INNES)**

The Speaker informed the House of the death, on 28 May 2010, of Mr Urquhart Edward (Ted) Innes, a Member of this House for the Division of Melbourne from 1972 to 1983.

As a mark of respect to the memory of the deceased all Members present stood, in silence.

3 **SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED**

Mr Abbott (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Member for Warringah from moving the following motion forthwith—That this House suspend proceedings forthwith so that the Prime Minister can be called and speak (for a period not exceeding 10 minutes, to be followed by the Leader of the Opposition for the same time) to allow the Prime Minister to defend himself against the serious charge of misleading the House, and in particular, for the Prime Minister's claim that the great big new tax on mining has not impacted the financial markets and that his taxpayer funded ad campaign is a counter measure to mining industry misinformation when:

- (1) a secret Cabinet letter from the Treasurer dated almost three weeks ago and released overnight reveals that “the government's tax reforms...impact on financial markets, particularly the financial returns of mining companies, in a number of ways”; and
- (2) the fact that the Prime Minister's decision to spend \$38 million on a taxpayer funded ad campaign was signed off by his own Strategic Priorities and Budget Committee on 20 April, well before the Henry Review was released and weeks before the mining industry rolled out their first ads.

*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, 81

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

## NOES, 62

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	Mr Morrison	Mr A. D. H. Smith
Mr Billson	Mr D. P. M. Hawker	Mrs Moylan	Mr Somlyay
Mrs B. K. Bishop	Mr Hockey	Mr Neville	Dr Southcott
Ms J. I. Bishop	Mrs Hull*	Mr Oakeshott	Dr Stone
Mr Briggs	Mr Hunt	Mr Pearce	Mr Truss
Mr Broadbent	Mr Irons	Mr Pyne	Mr Tuckey
Mr Chester	Dr Jensen	Mr Ramsey	Mr Turnbull
Mr Ciobo	Mr Johnson	Mr Randall	Mrs Vale
Mr Cobb	Mr Keenan	Mr Robb	Dr Washer
Mr Coulton	Mr Laming	Mr Robert	Mr Windsor
Mr Dutton	Ms Ley	Mr Ruddock	Mr Wood
Mr Fletcher	Mr Lindsay	Mr Schultz	
Mr Forrest	Mr Macfarlane	Mr Scott	

\* Tellers

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, 81

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Mr Cobb	Mr Keenan	Mr Robb	Dr Washer
Mr Coulton	Mr Laming	Mr Robert	Mr Windsor
Mr Dutton	Ms Ley	Mr Ruddock	Mr Wood
Mr Fletcher	Mr Lindsay	Mr Schultz	
Mr Forrest	Mr Macfarlane	Mr Scott	

\* Tellers

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

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Mr Butler	Mr Georganas	Mr Murphy	Mr Swan
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Ms Campbell	Ms Gillard	Mr Neumann	Mr Tanner
Mr Champion	Mr Gray	Mr O'Connor	Mr C. R. Thomson
Mr Cheeseman	Ms Grierson	Ms Owens	Mr K. J. Thomson
Mr Clare	Mr Griffin	Ms Parke	Mr Trevor
Ms Collins	Mr Hale	Mr Perrett	Mr Turnour
Mr Combat	Ms Hall*	Ms Plibersek	Ms Vamvakinou
Mr Crean	Mr Hayes*	Mr Price	Mr Zappia
Mr Danby	Mrs Irwin	Mr Raguse	
Mrs D'Ath	Ms Jackson	Ms Rea	
Mr Debus	Dr Kelly	Mr Ripoll	

\* Tellers

And so it was negatived.

## 4 QUESTIONS

Questions without notice being asked—

*Suspension of standing and sessional orders moved*

Mr Abbott (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Member for Warringah from moving the following motion forthwith—That the Prime Minister be called to address the House, for a period not exceeding 10 minutes to be followed by the Leader of the Opposition for the same time, to allow the Prime Minister to defend himself against the serious charge that he has broken yet another promise to the Australian people in relation to government advertising, and in particular:

- (1) for declaring government advertising a “cancer on democracy” in 2007 but now, with an election looming, amassing a \$126 million advertising war-chest funded by the taxpayer;
- (2) for shutting down the previous ad approval process overseen by the Auditor-General, replacing it with a committee and then exempting himself from his own committee’s rules on “national emergency” grounds; and
- (3) for trying to re-write the sequence of events to claim that the government’s advertising blitz is only necessary to counter mining industry ads when in fact, we know from the Treasurer’s secret letter that the government planned their \$38 million PR war months before the great big new tax on mining was even announced.

*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, 81

Mr Adams	Mr Dreyfus	Mr Kerr	Ms Rishworth
Mr Albanese	Mrs Elliot	Ms King	Ms Roxon
Mr Bevis	Ms A. L. Ellis	Ms Livermore	Mr Rudd
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Mr Bradbury	Mr M. J. Ferguson	Mr McMullan	Mr S. F. Smith
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Mr Byrne	Mr Gibbons	Ms Neal	Mr Symon
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Mr Clare	Mr Griffin	Ms Parke	Mr Trevor
Ms Collins	Mr Hale	Mr Perrett	Mr Turnour
Mr Combet	Ms Hall*	Ms Plibersek	Ms Vamvakinou
Mr Crean	Mr Hayes*	Mr Price	Mr Zappia
Mr Danby	Mrs Irwin	Mr Raguse	
Mrs D’Ath	Ms Jackson	Ms Rea	
Mr Debus	Dr Kelly	Mr Ripoll	

NOES, 60

Mr Abbott	Mr Forrest	Mr Lindsay	Mr Ruddock
Mr Andrews	Mr Georgiou	Mr Macfarlane	Mr Schultz
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	Mr Morrison	Mr A. D. H. Smith
Ms J. I. Bishop	Mr Hockey	Mrs Moylan	Mr Somlyay
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Mr Broadbent	Mr Hunt	Mr Oakeshott	Dr Stone
Mr Chester	Mr Irons	Mr Pearce	Mr Truss
Mr Ciobo	Dr Jensen	Mr Pyne	Mr Tuckey
Mr Cobb	Mr Johnson	Mr Ramsey	Mr Turnbull
Mr Coulton	Mr Keenan	Mr Randall	Mrs Vale
Mr Dutton	Mr Laming	Mr Robb	Dr Washer
Mr Fletcher	Ms Ley	Mr Robert	Mr Wood

\* Tellers

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, 81

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Mr Dutton	Mr Laming	Mr Robb	Dr Washer
Mr Fletcher	Ms Ley	Mr Robert	Mr Wood

\* Tellers

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 Secker*
Fran Bailey	Mr Haase	Ms Marino	Mr Simpkins
Mr Baldwin	Mr Hartsuyker	Mrs Markus	Mr Slipper
Mr Billson	Mr A. G. Hawke	Mrs May	Mr A. D. H. Smith
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Mr Danby	Mrs Irwin	Mr Raguse	
Mrs D'Ath	Ms Jackson	Ms Rea	
Mr Debus	Dr Kelly	Mr Ripoll	

\* Tellers

And so it was negatived.

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Questions without notice concluded.

## 5 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—RESOURCE SUPER PROFITS TAX

The House was informed that Mr Hartsuyker had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The adverse effect of the Government’s Resource Super Profits Tax on superannuants, self-funded retirees and senior Australians”.

The proposed discussion having received the necessary support—

Mr Hartsuyker addressed the House.

Discussion ensued.

Discussion concluded.

**6 PAID PARENTAL LEAVE BILL 2010**

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

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

*Message from the Governor-General*

Message No. 338, 17 May 2010, 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.

Mr Katter, by leave, moved amendments (1) to (58) together.

Debate continued.

Amendments negatived.

Bill agreed to.

Consideration in detail concluded.

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

**7 PAID PARENTAL LEAVE (CONSEQUENTIAL AMENDMENTS) BILL 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 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.

**8 TAX LAWS AMENDMENT (MEDICARE LEVY AND MEDICARE LEVY SURCHARGE) BILL 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—

Debate resumed.

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

Leave granted for third reading to be moved immediately.

On the motion of Dr Emerson (Minister for Competition Policy and Consumer Affairs), the bill was read a third time.

**9 EXCISE TARIFF AMENDMENT (TOBACCO) BILL 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—

Debate resumed.

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

Leave granted for third reading to be moved immediately.

On the motion of Ms Roxon (Minister for Health and Ageing), the bill was read a third time.

**10 CUSTOMS TARIFF AMENDMENT (TOBACCO) BILL 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 third reading to be moved immediately.

On the motion of Ms Roxon (Minister for Health and Ageing), the bill was read a third time.



**11 HEALTH LEGISLATION AMENDMENT (AUSTRALIAN COMMUNITY PHARMACY AUTHORITY AND PRIVATE HEALTH INSURANCE) BILL 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—

Debate resumed.

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

Leave granted for third reading to be moved immediately.

On the motion of Ms Roxon (Minister for Health and Ageing), the bill was read a third time.

**12 ADJOURNMENT**

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

Debate ensued.

The House continuing to sit until 9 p.m.—The Speaker adjourned the House until 9 a.m. tomorrow.

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**DOCUMENTS**

The following documents were deemed to have been presented on 1 June 2010:

Agricultural and Veterinary Chemicals (Administration) Act—Regulations—Select Legislative Instrument—2010 No. 91 [F2010L01377].

Civil Aviation Act—

Civil Aviation Regulations—

Civil Aviation Orders—2010—

95.53 Amendment (No. 1) [F2010L01255].

95.7 Amendment (No. 1) [F2010L01260].

95.8 Amendment (No. 1) [F2010L01256].

Exemptions—2010 Nos CASA EX40, CASA EX41, CASA EX42 [F2010L01300], [F2010L01301], [F2010L01311].

Instruments—2010 Nos CASA 142, CASA 143 [F2010L01275], [F2010L01271].

Civil Aviation Safety Regulations—Manual of Standards—Part 172—2010 Amendment (No. 1) [F2010L01259].

Do Not Call Register Act—

Determinations under—

section 18—2010 Administration and operation Amendment (No. 1) [F2010L01493].

section 20—2010 Access to register Amendment (No. 1) [F2010L01491].

section 21—2010 Access fees Amendment (No. 1) [F2010L01492].

Specification—2010 Duration of registration (No. 1) [F2010L01477].

Environment Protection and Biodiversity Conservation Act—Regulations—Select Legislative Instrument—2010 No. 100 [F2010L01366].

Health Insurance Act—Declaration—2010 QAA No. 1 [F2010L01476].

Motor Vehicle Standards Act—Determination—Vehicle standard (Australian design rule 50/00—Front fog lamps) 2006—2010 Amendment (No. 1) [F2010L01484].

National Health Act—Amendment special arrangements under section 100—2010 Nos PB 49, PB 50 [F2010L01488], [F2010L01489].

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**ATTENDANCE**

All Members attended (at some time during the sitting) except Mr Farmer, Ms George, \*Mrs Mirabella and Ms O'Dwyer.

\* On leave

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**B. C. WRIGHT**  
Clerk of the House of Representatives

2008-09-10

**HOUSE OF REPRESENTATIVES**  
**SUPPLEMENT TO VOTES AND PROCEEDINGS**

No. 164

**MAIN COMMITTEE****MINUTES OF PROCEEDINGS**

TUESDAY, 1 JUNE 2010

1 The Main Committee met at 4 p.m.

2 **MEMBERS' CONSTITUENCY STATEMENTS**

Members' constituency statements were made.

3 **APPROPRIATION BILL (NO. 1) 2010-2011—BUDGET DEBATE**

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.

*Document*

Ms Collins, by leave, presented the following document:

Fiscal position the envy of the world—Net public debt as percentage of GDP, Australia and major advanced economies, 2010-2015—Copy of graph.

Debate continued.

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

4 **ADJOURNMENT**

On the motion of Mr Dreyfus, the Main Committee adjourned at 8.20 p.m.

The Deputy Speaker fixed 9.30 a.m. tomorrow for the next meeting of the Main Committee.

**DAVID ELDER**  
Clerk of the Main Committee