

1996

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 45

THURSDAY, 31 OCTOBER 1996

1 The House met, at 9.30 a.m., pursuant to adjournment. The Speaker (the Honourable Bob Halverson) took the Chair, and read Prayers.

2 TAXATION LAWS AMENDMENT BILL (NO. 3) 1996

Mr Miles (Parliamentary Secretary (Cabinet) to the Prime Minister) presented a Bill for an Act to amend the law relating to taxation.

Bill read a first time.

Mr Miles moved—That the Bill be now read a second time.

Paper: Mr Miles presented an explanatory memorandum to the Bill.

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

3 POSTPONEMENT OF NOTICES

Ordered—That notices Nos. 1 and 2, government business, be postponed until a later hour this day.

4 HIGHER EDUCATION LEGISLATION AMENDMENT BILL 1996

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.

Message from the Governor-General: Message No. 58, dated 11 October 1996, from His 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 P. J. Baldwin, by leave, moved the following amendments together:

Schedule 1—

Items 1 and 2, page 3 (lines 4 to 9), omit the items.

Items 9 to 11, page 4 (line 24) to page 5 (line 3), omit the items.

Items 13 to 21, page 5 (line 13) to page 8 (line 17), omit the items.

Items 23 to 25, page 8 (line 25) to page 11 (line 6), omit the items.

Item 27, page 11 (lines 12 and 13), omit paragraph (c), substitute:

- (c) guidelines issued under subsection 13(1), sections 20A, 26 or 27, paragraph 35(7)(b) or subsection 36(3).

Items 28 and 29, page 11 (lines 14 to 18), omit the items.

Debate continued.

Question—That the amendments be agreed to—put.

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

AYES, 40

Mr Adams	Mr M. J. Evans	Mr Latham	Mr O'Keefe
Mr Albanese	Mr L. D. T. Ferguson	Dr Lawrence	Mr Price
Mr P. J. Baldwin	Mr M. J. Ferguson	Mr Lee	Mr Quick
Mr Beddall	Mr Fitzgibbon	Mr McClelland	Mr Sawford*
Mr Brereton	Mr E. L. Grace*	Mr McLeay	Mr Sercombe
Mr Brown	Mr Griffin	Mr Martin	Mr S. F. Smith
Mr Crean	Mr Hatton	Mr A. A. Morris	Mr Tanner
Mrs Crosio	Mr Hollis	Mr P. F. Morris	Dr Theophanous
Ms Ellis	Mr Jones	Mr Mossfield	Mr K. J. Thomson
Mr G. J. Evans	Mr Langmore	Mr O'Connor	Mr Wilton

NOES, 84

Mr Abbott	Mr Entsch	Mr Lieberman	Mr Ruddock
Mr Andren	Mr R. D. C. Evans	Mr Lindsay	Mr Scott
Mr J. N. Andrew	Mr Fahey	Mr Lloyd	Mr Sharp
Mr K. J. Andrews	Mr Filing	Mr McArthur*	Mr Sinclair
Mr Anthony	Mr Forrest	Mr McDougall	Mr Slipper
Mrs Bailey	Mrs Gallus	Mr McGauran	Mr A. C. Smith
Mr Barresi	Ms Gambaro	Mr Marek	Mr W. L. Smith
Mr Bartlett	Mrs Gash	Mr Miles	Mr Somlyay
Mr Billson	Mr Georgiou	Mr Moore	Mrs Stone
Mrs Bishop	Mrs E. J. Grace	Mrs Moylan	Mrs Sullivan
Mr Bradford	Mr Hardgrave	Mr Mutch	Mr Taylor
Mr Broadbent	Mr Hawker	Mr Nairn	Mr Truss
Mr Brough	Mr Hicks*	Dr Nelson	Mr Tuckey
Mr Cadman	Mr Hockey	Mr Neville	Mr M. A. J. Vaile
Mr R. A. Cameron	Ms Jeanes	Mr Nugent	Ms D. S. Vale
Mr Causley	Mrs Johnston	Mr Prosser	Mr Wakelin
Mr Charles	Mr Jull	Mr Pyne	Mrs West
Mr Cobb	Mr Katter	Mr Randall	Mr Williams
Mr Dondas	Mrs D. M. Kelly	Mr Reith	Dr Wooldridge
Mrs Draper	Miss J. M. Kelly	Mr Rocher	Ms Worth
Mrs Elson	Dr Kemp	Mr Ronaldson	Mr Zammit

* Tellers

And so it was negatived.

Question—That the Bill be agreed to—put.

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

AYES, 84

Mr Abbott	Mr Entsch	Mr Lieberman	Mr Ruddock
Mr Andren	Mr R. D. C. Evans	Mr Lindsay	Mr Scott
Mr J. N. Andrew	Mr Fahey	Mr Lloyd	Mr Sharp
Mr K. J. Andrews	Mr Filing	Mr McArthur*	Mr Sinclair
Mr Anthony	Mr Forrest	Mr McDougall	Mr Slipper
Mrs Bailey	Mrs Gallus	Mr McGauran	Mr A. C. Smith
Mr Barresi	Ms Gambaro	Mr Marek	Mr W. L. Smith
Mr Bartlett	Mrs Gash	Mr Miles	Mr Somlyay
Mr Billson	Mr Georgiou	Mr Moore	Mrs Stone
Mrs Bishop	Mrs E. J. Grace	Mrs Moylan	Mrs Sullivan
Mr Bradford	Mr Hardgrave	Mr Mutch	Mr Taylor
Mr Broadbent	Mr Hawker	Mr Nairn	Mr Truss
Mr Brough	Mr Hicks*	Dr Nelson	Mr Tuckey
Mr Cadman	Mr Hockey	Mr Neville	Mr M. A. J. Vaile
Mr R. A. Cameron	Ms Jeanes	Mr Nugent	Ms D. S. Vale
Mr Causley	Mrs Johnston	Mr Prosser	Mr Wakelin
Mr Charles	Mr Jull	Mr Pyne	Mrs West
Mr Cobb	Mr Katter	Mr Randall	Mr Williams
Mr Dondas	Mrs D. M. Kelly	Mr Reith	Dr Wooldridge
Mrs Draper	Miss J. M. Kelly	Mr Rocher	Ms Worth
Mrs Elson	Dr Kemp	Mr Ronaldson	Mr Zammit

NOES, 40

Mr Adams	Mr M. J. Evans	Mr Latham	Mr O'Keefe
Mr Albanese	Mr L. D. T. Ferguson	Dr Lawrence	Mr Price
Mr P. J. Baldwin	Mr M. J. Ferguson	Mr Lee	Mr Quick
Mr Beddall	Mr Fitzgibbon	Mr McClelland	Mr Sawford*
Mr Brereton	Mr E. L. Grace*	Mr McLeay	Mr Sercombe
Mr Brown	Mr Griffin	Mr Martin	Mr S. F. Smith
Mr Crean	Mr Hatton	Mr A. A. Morris	Mr Tanner
Mrs Crosio	Mr Hollis	Mr P. F. Morris	Dr Theophanous
Ms Ellis	Mr Jones	Mr Mossfield	Mr K. J. Thomson
Mr G. J. Evans	Mr Langmore	Mr O'Connor	Mr Wilton

* Tellers

And so it was resolved in the affirmative.

Consideration in detail concluded.

Mr Abbott (Parliamentary Secretary to the Minister for Employment, Education, Training and Youth Affairs), by leave, moved—That the Bill be now read a third time.

Question—put.

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

AYES, 82

Mr Abbott	Mr Entsch	Mr Lieberman	Mr Scott
Mr Andren	Mr R. D. C. Evans	Mr Lindsay	Mr Sharp
Mr J. N. Andrew	Mr Fahey	Mr Lloyd	Mr Sinclair
Mr K. J. Andrews	Mr Filing	Mr McArthur*	Mr Slipper
Mr Anthony	Mr Forrest	Mr McDougall	Mr A. C. Smith
Mrs Bailey	Mrs Gallus	Mr McGauran	Mr W. L. Smith
Mr Barresi	Ms Gambaro	Mr Marek	Mr Somlyay
Mr Bartlett	Mrs Gash	Mr Miles	Mrs Stone
Mr Billson	Mr Georgiou	Mr Moore	Mrs Sullivan
Mrs Bishop	Mrs E. J. Grace	Mrs Moylan	Mr Taylor
Mr Bradford	Mr Hardgrave	Mr Mutch	Mr Truss
Mr Broadbent	Mr Hawker	Mr Nairn	Mr Tuckey
Mr Brough	Mr Hicks*	Dr Nelson	Mr M. A. J. Vaile
Mr Cadman	Mr Hockey	Mr Neville	Ms D. S. Vale
Mr R. A. Cameron	Ms Jeanes	Mr Nugent	Mr Wakelin
Mr Causley	Mrs Johnston	Mr Prosser	Mrs West
Mr Charles	Mr Jull	Mr Randall	Mr Williams
Mr Cobb	Mr Katter	Mr Reith	Dr Wooldridge
Mr Dondas	Mrs D. M. Kelly	Mr Rocher	Mr Zammit
Mrs Draper	Miss J. M. Kelly	Mr Ronaldson	
Mrs Elson	Dr Kemp	Mr Ruddock	

NOES, 40

Mr Adams	Mr M. J. Evans	Mr Latham	Mr O'Keefe
Mr Albanese	Mr L. D. T. Ferguson	Dr Lawrence	Mr Price
Mr P. J. Baldwin	Mr M. J. Ferguson	Mr Lee	Mr Quick
Mr Beddall	Mr Fitzgibbon	Mr McClelland	Mr Sawford*
Mr Breton	Mr E. L. Grace*	Mr McLeay	Mr Sercombe
Mr Brown	Mr Griffin	Mr Martin	Mr S. F. Smith
Mr Crean	Mr Hatton	Mr A. A. Morris	Mr Tanner
Mrs Crosio	Mr Hollis	Mr P. F. Morris	Dr Theophanous
Ms Ellis	Mr Jones	Mr Mossfield	Mr K. J. Thomson
Mr G. J. Evans	Mr Langmore	Mr O'Connor	Mr Wilton

* Tellers

And so it was resolved in the affirmative—Bill read a third time.

5 CHILD CARE LEGISLATION AMENDMENT BILL 1996

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—

Paper: Mrs Moylan (Minister for Family Services) presented a correction to the explanatory memorandum to the Bill.

Debate resumed by Dr Lawrence who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not declining to give the Bill a second reading, the House:

- (1) deplores the Government for abolishing operational subsidies for community-based long day care centres which will have the effect of increasing the costs and reducing the quality of child care for parents using these centres; and

- (2) condemns the Government for breaking its election promise not to means test the Childcare Cash Rebate”.

Debate continued.

Debate adjourned (Mrs Bishop—Minister for Defence Industry, Science and Personnel), and the resumption of the debate made an order of the day for a later hour this day.

6 DISORDER IN MAIN COMMITTEE—REPORT TO HOUSE

The Deputy Speaker reported that he had suspended the meeting of the Main Committee in accordance with the provisions of standing order 282 because of disorder arising in the Committee. He further reported that the Member for Werriwa (Mr Latham) had disregarded the authority of, and reflected on, the Chair of the Main Committee.

Member named and suspended: The Speaker named the Member for Werriwa.

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

Question—put.

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

AYES, 83

Mr Abbott	Mr Entsch	Mr Lieberman	Mr Ruddock
Mr Anderson	Mr R. D. C. Evans	Mr Lindsay	Mr Scott
Mr J. N. Andrew	Mr Fahey	Mr Lloyd	Mr Sharp
Mr K. J. Andrews	Mr Forrest	Mr McArthur*	Mr Sinclair
Mr Anthony	Mrs Gallus	Mr McDougall	Mr Slipper
Mrs Bailey	Ms Gambaro	Mr McGauran	Mr A. C. Smith
Mr Barresi	Mrs Gash	Mr Marek	Mr W. L. Smith
Mr Bartlett	Mr Georgiou	Mr Miles	Mr Somlyay
Mr Billson	Mrs E. J. Grace	Mr Moore	Mrs Stone
Mrs Bishop	Ms Hanson	Mr Mutch	Mrs Sullivan
Mr Bradford	Mr Hardgrave	Mr Naim	Mr Taylor
Mr Broadbent	Mr Hawker	Mr Nehl	Mr Truss
Mr Brough	Mr Hicks*	Dr Nelson	Mr Tuckey
Mr Cadman	Mr Hockey	Mr Neville	Mr M. A. J. Vaile
Mr R. A. Cameron	Ms Jeanes	Mr Nugent	Ms D. S. Vale
Mr Causley	Mrs Johnston	Mr Prosser	Mr Wakelin
Mr Charles	Mr Jull	Mr Pyne	Mrs West
Mr Cobb	Mr Katter	Mr Randall	Mr Williams
Mr Dondas	Mrs D. M. Kelly	Mr Reith	Ms Worth
Mrs Draper	Miss J. M. Kelly	Mr Rocher	Mr Zammit
Mrs Elson	Dr Kemp	Mr Ronaldson	

NOES, 42

Mr Adams	Mr M. J. Evans	Mr Latham	Mr Price
Mr Albanese	Mr L. D. T. Ferguson	Dr Lawrence	Mr Quick
Mr P. J. Baldwin	Mr M. J. Ferguson	Mr Lee	Mr Sawford*
Mr Beddall	Mr Fitzgibbon	Mr McClelland	Mr Sercombe
Mr Bevis	Mr E. L. Grace*	Mr McLeay	Mr S. F. Smith
Mr Breerton	Mr Griffin	Mr Martin	Mr Tanner
Mr Brown	Mr Hatton	Mr A. A. Morris	Dr Theophanous
Mr Crean	Mr Hollis	Mr P. F. Morris	Mr K. J. Thomson
Mrs Crosio	Mr Jenkins	Mr Mossfield	Mr Wilton
Ms Ellis	Mr Jones	Mr O'Connor	
Mr G. J. Evans	Mr Langmore	Mr O'Keefe	

* Tellers

And so it was resolved in the affirmative.

The Member was, therefore, suspended at 12.06 p.m. for 24 hours under standing order 305, and he accordingly withdrew from the Chamber.

Point of order: Mr S. F. Smith raised a point of order that the report from the Main Committee should be certified by the Clerk of the Committee in accordance with standing order 280A.

Speaker's ruling: The Speaker ruled that there was no substance to the point of order.

Dissent from ruling moved: Mr S. F. Smith moved—That the ruling be dissented from.

Closure of Member: Mr Reith moved—That the Member be not further heard.

Question—put.

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

AYES, 77

Mr Abbott	Mr Entsch	Mr Lieberman	Mr Sharp
Mr J. N. Andrew	Mr R. D. C. Evans	Mr Lindsay	Mr Sinclair
Mr K. J. Andrews	Mr Fahey	Mr Lloyd	Mr Slipper
Mr Anthony	Mr Forrest	Mr McArthur*	Mr A. C. Smith
Mrs Bailey	Mrs Gallus	Mr McDougall	Mr W. L. Smith
Mr Barresi	Ms Gambaro	Mr Marek	Mr Somlyay
Mr Bartlett	Mrs Gash	Mr Miles	Mrs Stone
Mr Billson	Mr Georgiou	Mr Mutch	Mrs Sullivan
Mrs Bishop	Mrs E. J. Grace	Mr Nairn	Mr Taylor
Mr Bradford	Mr Hardgrave	Mr Nehl	Mr Truss
Mr Broadbent	Mr Hawker	Dr Nelson	Mr Tuckey
Mr Brough	Mr Hicks*	Mr Neville	Mr M. A. J. Vaile
Mr Cadman	Mr Hockey	Mr Nugent	Mr Wakelin
Mr R. A. Cameron	Ms Jeanes	Mr Prosser	Mrs West
Mr Causley	Mrs Johnston	Mr Pyne	Mr Williams
Mr Charles	Mr Jull	Mr Randall	Ms Worth
Mr Cobb	Mr Katter	Mr Reith	Mr Zammit
Mr Dondas	Mrs D. M. Kelly	Mr Ronaldson	
Mrs Draper	Miss J. M. Kelly	Mr Ruddock	
Mrs Elson	Dr Kemp	Mr Scott	

NOES, 43

Mr Adams	Mr M. J. Evans	Mr Jones	Mr O'Keefe
Mr Albanese	Mr L. D. T. Ferguson	Mr Langmore	Mr Price
Mr Andren	Mr M. J. Ferguson	Dr Lawrence	Mr Quick
Mr P. J. Baldwin	Mr Filing	Mr Lee	Mr Rocher
Mr Beddall	Mr Fitzgibbon	Mr McClelland	Mr Sercombe
Mr Bevis	Mr E. L. Grace*	Mr McLeay*	Mr S. F. Smith
Mr Brereton	Mr Griffin	Mr Martin	Mr Tanner
Mr Brown	Ms Hanson	Mr A. A. Morris	Dr Theophanous
Mr Crean	Mr Hatton	Mr P. F. Morris	Mr K. J. Thomson
Mrs Crosio	Mr Hollis	Mr Mossfield	Mr Wilton
Ms Ellis	Mr Jenkins	Mr O'Connor	

* Tellers

And so it was resolved in the affirmative.

Mr McClelland (seconder) addressing the House—

Closure of Member: Mr Reith moved—That the Member be not further heard.

Question—put.

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

AYES, 77

Mr Abbott	Mr Entsch	Mr Lindsay	Mr Sinclair
Mr J. N. Andrew	Mr R. D. C. Evans	Mr Lloyd	Mr Slipper
Mr K. J. Andrews	Mr Fahey	Mr McArthur*	Mr A. C. Smith
Mr Anthony	Mr Forrest	Mr McDougall	Mr W. L. Smith
Mrs Bailey	Mrs Gallus	Mr Marek	Mr Somlyay
Mr Barresi	Ms Gambaro	Mr Miles	Mrs Stone
Mr Bartlett	Mrs Gash	Mr Mutch	Mrs Sullivan
Mr Billson	Mr Georgiou	Mr Nairn	Mr Taylor
Mrs Bishop	Mrs E. J. Grace	Mr Nehl	Mr Truss
Mr Bradford	Mr Hardgrave	Dr Nelson	Mr Tuckey
Mr Broadbent	Mr Hawker	Mr Neville	Mr M. A. J. Vaile
Mr Brough	Mr Hicks*	Mr Nugent	Ms D. S. Vale
Mr Cadman	Mr Hockey	Mr Prosser	Mr Wakelin
Mr R. A. Cameron	Ms Jeanes	Mr Pyne	Mrs West
Mr Causley	Mrs Johnston	Mr Randall	Mr Williams
Mr Charles	Mr Jull	Mr Reith	Ms Worth
Mr Cobb	Mr Katter	Mr Ronaldson	Mr Zammit
Mr Dondas	Miss J. M. Kelly	Mr Ruddock	
Mrs Draper	Dr Kemp	Mr Scott	
Mrs Elson	Mr Lieberman	Mr Sharp	

NOES, 43

Mr Adams	Mr M. J. Evans	Mr Jones	Mr O'Keefe
Mr Albanese	Mr L. D. T. Ferguson	Mr Langmore	Mr Price
Mr Andren	Mr M. J. Ferguson	Dr Lawrence	Mr Quick
Mr P. J. Baldwin	Mr Filing	Mr Lee	Mr Rocher
Mr Beddall	Mr Fitzgibbon	Mr McClelland	Mr Sercombe
Mr Bevis	Mr E. L. Grace*	Mr McLeay*	Mr S. F. Smith
Mr Brereton	Mr Griffin	Mr Martin	Mr Tanner
Mr Brown	Ms Hanson	Mr A. A. Morris	Dr Theophanous
Mr Crean	Mr Hatton	Mr P. F. Morris	Mr K. J. Thomson
Mrs Crosio	Mr Hollis	Mr Mossfield	Mr Wilton
Ms Ellis	Mr Jenkins	Mr O'Connor	

* Tellers

And so it was resolved in the affirmative.

Question—That the ruling be dissented from—put.

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

AYES, 39

Mr Adams	Mr M. J. Evans	Mr Langmore	Mr O'Keefe
Mr Albanese	Mr L. D. T. Ferguson	Dr Lawrence	Mr Price
Mr P. J. Baldwin	Mr M. J. Ferguson	Mr Lee	Mr Quick
Mr Beddall	Mr Fitzgibbon	Mr McClelland	Mr Sercombe
Mr Bevis	Mr E. L. Grace*	Mr McLeay*	Mr S. F. Smith
Mr Brereton	Mr Griffin	Mr Martin	Mr Tanner
Mr Brown	Mr Hatton	Mr A. A. Morris	Dr Theophanous
Mr Crean	Mr Hollis	Mr P. F. Morris	Mr K. J. Thomson
Mrs Crosio	Mr Jenkins	Mr Mossfield	Mr Wilton
Ms Ellis	Mr Jones	Mr O'Connor	

NOES, 82

Mr Abbott	Mr Entsch	Mr Lieberman	Mr Scott
Mr Andren	Mr R. D. C. Evans	Mr Lindsay	Mr Sharp
Mr J. N. Andrew	Mr Fahey	Mr Lloyd	Mr Sinclair
Mr K. J. Andrews	Mr Filing	Mr McArthur*	Mr Slipper
Mr Anthony	Mr Forrest	Mr McDougall	Mr A. C. Smith
Mrs Bailey	Mrs Gallus	Mr Marek	Mr W. L. Smith
Mr Barresi	Ms Gambaro	Mr Miles	Mr Somlyay
Mr Bartlett	Mrs Gash	Mr Moore	Mrs Stone
Mr Billson	Mr Georgiou	Mr Mutch	Mrs Sullivan
Mrs Bishop	Mrs E. J. Grace	Mr Nairn	Mr Taylor
Mr Bradford	Ms Hanson	Mr Nehl	Mr Truss
Mr Broadbent	Mr Hardgrave	Dr Nelson	Mr Tuckey
Mr Brough	Mr Hawker	Mr Neville	Mr M. A. J. Vaile
Mr Cadman	Mr Hicks*	Mr Nugent	Ms D. S. Vale
Mr R. A. Cameron	Mr Hockey	Mr Prosser	Mr Wakelin
Mr Causley	Ms Jeanes	Mr Pyne	Mrs West
Mr Charles	Mrs Johnston	Mr Randall	Mr Williams
Mr Cobb	Mr Jull	Mr Reith	Ms Worth
Mr Dondas	Mr Katter	Mr Rocher	Mr Zammit
Mrs Draper	Miss J. M. Kelly	Mr Ronaldson	
Mrs Elson	Dr Kemp	Mr Ruddock	

* Tellers

And so it was negated.

7 SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED

Mr Moore (Minister for Industry, Science and Tourism), by indulgence, having added to an answer given to a question without notice on 30 October 1996—

Mr Crean moved—That so much of the standing and sessional orders be suspended as would prevent the Member for Hotham moving forthwith that the House take note of the statement made by the Minister for Industry, Science and Tourism.

Closure of Member: Mr Reith (Leader of the House) moved—That the Member be not further heard.

Question—put.

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

AYES, 82

Mr Abbott	Mrs Elson	Mr Lieberman	Mr Scott
Mr Anderson	Mr Entsch	Mr Lindsay	Mr Sharp
Mr J. N. Andrew	Mr R. D. C. Evans	Mr Lloyd	Mr Sinclair
Mr K. J. Andrews	Mr Fahey	Mr McArthur*	Mr Slipper
Mr Anthony	Mr Forrest	Mr McDougall	Mr A. C. Smith
Mrs Bailey	Mrs Gallus	Mr McGauran	Mr W. L. Smith
Mr Barresi	Ms Gambaro	Mr Marek	Mr Somlyay
Mr Bartlett	Mrs Gash	Mr Miles	Mrs Stone
Mr Billson	Mr Georgiou	Mr Moore	Mrs Sullivan
Mrs Bishop	Mrs E. J. Grace	Mr Mutch	Mr Taylor
Mr Bradford	Mr Hardgrave	Mr Nairn	Mr Truss
Mr Broadbent	Mr Hawker	Mr Nehl	Mr Tuckey
Mr Brough	Mr Hicks*	Dr Nelson	Mr M. A. J. Vaile
Mr Cadman	Mr Hockey	Mr Neville	Ms D. S. Vale
Mr R. A. Cameron	Ms Jeanes	Mr Nugent	Mr Wakelin
Mr Causley	Mrs Johnston	Mr Prosser	Mrs West
Mr Charles	Mr Jull	Mr Pyne	Mr Williams
Mr Cobb	Mr Katter	Mr Randall	Ms Worth
Mr Costello	Mrs D. M. Kelly	Mr Reith	Mr Zammit
Mr Dondas	Miss J. M. Kelly	Mr Ronaldson	
Mrs Draper	Dr Kemp	Mr Ruddock	

NOES, 40

Mr Adams	Mr G. J. Evans	Mr Jones	Mr O'Connor
Mr Albanese	Mr M. J. Evans	Mr Langmore	Mr O'Keefe
Mr Andren	Mr L. D. T. Ferguson	Dr Lawrence	Mr Price
Mr Beddall	Mr M. J. Ferguson	Mr Lee	Mr Quick
Mr Bevis	Mr Fitzgibbon	Mr McClelland	Mr Sercombe
Mr Brereton	Mr E. L. Grace*	Mr McLeay*	Mr S. F. Smith
Mr Brown	Mr Griffin	Mr Martin	Mr Tanner
Mr Crean	Mr Hatton	Mr A. A. Morris	Dr Theophanous
Mrs Crosio	Mr Hollis	Mr P. F. Morris	Mr K. J. Thomson
Ms Ellis	Mr Jenkins	Mr Mossfield	Mr Wilton

* Tellers

And so it was resolved in the affirmative.

Mr M. J. Ferguson (seconder) addressing the House—

Closure of Member: Mr Reith moved—That the Member be not further heard.

Question—put.

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

AYES, 82

Mr Abbott	Mrs Elson	Mr Lieberman	Mr Scott
Mr Anderson	Mr Entsch	Mr Lindsay	Mr Sharp
Mr J. N. Andrew	Mr R. D. C. Evans	Mr Lloyd	Mr Sinclair
Mr K. J. Andrews	Mr Fahey	Mr McArthur*	Mr Slipper
Mr Anthony	Mr Forrest	Mr McDougall	Mr A. C. Smith
Mrs Bailey	Mrs Gallus	Mr McGauran	Mr W. L. Smith
Mr Barresi	Ms Gambaro	Mr Marek	Mr Somlyay
Mr Bartlett	Mrs Gash	Mr Miles	Mrs Stone
Mr Billson	Mr Georgiou	Mr Moore	Mrs Sullivan
Mrs Bishop	Mrs E. J. Grace	Mr Mutch	Mr Taylor
Mr Bradford	Mr Hardgrave	Mr Naim	Mr Truss
Mr Broadbent	Mr Hawker	Mr Nehl	Mr Tuckey
Mr Brough	Mr Hicks*	Dr Nelson	Mr M. A. J. Vaile
Mr Cadman	Mr Hockey	Mr Neville	Ms D. S. Vale
Mr R. A. Cameron	Ms Jeanes	Mr Nugent	Mr Wakelin
Mr Causley	Mrs Johnston	Mr Prosser	Mrs West
Mr Charles	Mr Jull	Mr Pyne	Mr Williams
Mr Cobb	Mr Katter	Mr Randall	Ms Worth
Mr Costello	Mrs D. M. Kelly	Mr Reith	Mr Zammit
Mr Dondas	Miss J. M. Kelly	Mr Ronaldson	
Mrs Draper	Dr Kemp	Mr Ruddock	

NOES, 40

Mr Adams	Mr G. J. Evans	Mr Jones	Mr O'Connor
Mr Albanese	Mr M. J. Evans	Mr Langmore	Mr O'Keefe
Mr Andren	Mr L. D. T. Ferguson	Dr Lawrence	Mr Price
Mr Beddall	Mr M. J. Ferguson	Mr Lee	Mr Quick
Mr Bevis	Mr Fitzgibbon	Mr McClelland	Mr Sercombe
Mr Brereton	Mr E. L. Grace*	Mr McLeay*	Mr S. F. Smith
Mr Brown	Mr Griffin	Mr Martin	Mr Tanner
Mr Crean	Mr Hatton	Mr A. A. Morris	Dr Theophanous
Mrs Crosio	Mr Hollis	Mr P. F. Morris	Mr K. J. Thomson
Ms Ellis	Mr Jenkins	Mr Mossfield	Mr Wilton

* 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 Halverson, in the Chair)—

AYES, 39

Mr Adams	Mr M. J. Evans	Mr Langmore	Mr O'Keefe
Mr Albanese	Mr L. D. T. Ferguson	Dr Lawrence	Mr Price
Mr Beddall	Mr M. J. Ferguson	Mr Lee	Mr Quick
Mr Bevis	Mr Fitzgibbon	Mr McClelland	Mr Sercombe
Mr Brereton	Mr E. L. Grace*	Mr McLeay*	Mr S. F. Smith
Mr Brown	Mr Griffin	Mr Martin	Mr Tanner
Mr Crean	Mr Hatton	Mr A. A. Morris	Dr Theophanous
Mr Crosio	Mr Hollis	Mr P. F. Morris	Mr K. J. Thomson
Ms Ellis	Mr Jenkins	Mr Mossfield	Mr Wilton
Mr G. J. Evans	Mr Jones	Mr O'Connor	

NOES, 81

Mr Abbott	Mr Entsch	Mr Lindsay	Mr Sharp
Mr Anderson	Mr R. D. C. Evans	Mr Lloyd	Mr Sinclair
Mr J. N. Andrew	Mr Fahey	Mr McArthur*	Mr Slipper
Mr K. J. Andrews	Mr Forrest	Mr McDougall	Mr A. C. Smith
Mr Anthony	Mrs Gallus	Mr McGauran	Mr W. L. Smith
Mrs Bailey	Ms Gambaro	Mr Marek	Mr Somlyay
Mr Barresi	Mrs Gash	Mr Miles	Mrs Stone
Mr Bartlett	Mr Georgiou	Mr Moore	Mrs Sullivan
Mr Billson	Mrs E. J. Grace	Mr Mutch	Mr Taylor
Mr Bradford	Mr Hardgrave	Mr Nairn	Mr Truss
Mr Broadbent	Mr Hawker	Mr Nehl	Mr Tuckey
Mr Brough	Mr Hicks*	Dr Nelson	Mr M. A. J. Vaile
Mr Cadman	Mr Hockey	Mr Neville	Ms D. S. Vale
Mr R. A. Cameron	Ms Jeanes	Mr Nugent	Mr Wakelin
Mr Causley	Mrs Johnston	Mr Prosser	Mrs West
Mr Charles	Mr Jull	Mr Pyne	Mr Williams
Mr Cobb	Mr Katter	Mr Randall	Ms Worth
Mr Costello	Mrs D. M. Kelly	Mr Reith	Mr Zammit
Mr Dondas	Miss J. M. Kelly	Mr Ronaldson	
Mrs Draper	Dr Kemp	Mr Ruddock	
Mrs Elson	Mr Lieberman	Mr Scott	

* Tellers

And so it was negatived.

8 CHILD CARE LEGISLATION AMENDMENT BILL 1996

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—*And on the amendment moved thereto by Dr Lawrence, viz.*—That all words after “That” be omitted with a view to substituting the following words: “whilst not declining to give the Bill a second reading, the House:

- (1) deplores the Government for abolishing operational subsidies for community-based long day care centres which will have the effect of increasing the costs and reducing the quality of child care for parents using these centres; and
- (2) condemns the Government for breaking its election promise not to means test the Childcare Cash Rebate”—

Debate resumed.

It being 2 p.m., the debate was interrupted in accordance with standing order 101A, and the resumption of the debate made an order of the day for a later hour this day.

9 MINISTERIAL ARRANGEMENTS

Mr Howard (Prime Minister) informed the House that, during the absence of Mrs Bishop (Minister for Defence Industry, Science and Personnel), Mr McLachlan (Minister for Defence) would answer questions on her behalf.

10 QUESTIONS

Questions without notice being asked—

Member ordered to withdraw: At 2.28 p.m. the Member for Hotham (Mr Crean) was ordered, under standing order 304A, to withdraw from the House for 1 hour for disorderly conduct.

Mr Crean not withdrawing from the Chamber immediately—

Member named and suspended: The Speaker named the Member for Hotham.

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

Question—put.

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

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Mr Abbott	Mr Entsch	Dr Kemp	Mr Ronaldson
Mr Anderson	Mr R. D. C. Evans	Mr Lieberman	Mr Ruddock
Mr Andren	Mr Fahey	Mr Lindsay	Mr Scott
Mr J. N. Andrew	Mr Filing	Mr Lloyd	Mr Sharp
Mr K. J. Andrews	Mr Fischer	Mr McArthur*	Mr Sinclair
Mr Anthony	Mr Forrest	Mr McDougall	Mr Slipper
Mrs Bailey	Mrs Gallus	Mr McGauran	Mr A. C. Smith
Mr Barresi	Ms Gambaro	Mr McLachlan	Mr W. L. Smith
Mr Bartlett	Mrs Gash	Mr Marek	Mr Somlyay
Mr Billson	Mr Georgiou	Mr Miles	Mrs Stone
Mr Bradford	Mrs E. J. Grace	Mr Moore	Mrs Sullivan
Mr Broadbent	Ms Hanson	Mrs Moylan	Mr Taylor
Mr Brough	Mr Hardgrave	Mr Mutch	Mr Truss
Mr Cadman	Mr Hawker	Mr Nairn	Mr Tuckey
Mr R. A. Cameron	Mr Hicks*	Mr Nehl	Mr M. A. J. Vaile
Mr Causley	Mr Hockey	Dr Nelson	Ms D. S. Vale
Mr Charles	Mr Howard	Mr Neville	Mr Wakelin
Mr Cobb	Ms Jeanes	Mr Nugent	Mrs West
Mr Costello	Mrs Johnston	Mr Prosser	Mr Williams
Mr Dondas	Mr Jull	Mr Pyne	Dr Wooldridge
Mr Downer	Mr Katter	Mr Randall	Ms Worth
Mrs Draper	Mrs D. M. Kelly	Mr Reith	Mr Zammit
Mrs Elson	Miss J. M. Kelly	Mr Rocher	

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Mr Adams	Mr M. J. Evans	Dr Lawrence	Mr Price
Mr Albanese	Mr L. D. T. Ferguson	Mr Lee	Mr Quick
Mr P. J. Baldwin	Mr M. J. Ferguson	Mr McClelland	Mr Sawford*
Mr Beazley	Mr Fitzgibbon	Mr McLeay	Mr Sercombe
Mr Beddall	Mr E. L. Grace*	Mr McMullan	Mr S. F. Smith
Mr Bevis	Mr Griffin	Mr Martin	Mr Tanner
Mr Brereton	Mr Hatton	Mr Melham	Dr Theophanous
Mr Brown	Mr Hollis	Mr A. A. Morris	Mr K. J. Thomson
Mr Crean	Mr Jenkins	Mr P. F. Morris	Mr Wilton
Mrs Crosio	Mr Jones	Mr Mossfield	
Ms Ellis	Mr Kerr	Mr O'Connor	
Mr G. J. Evans	Mr Langmore	Mr O'Keefe	

* Tellers

And so it was resolved in the affirmative.

The Member was, therefore, suspended at 2.39 p.m. for 24 hours under standing order 305, and he accordingly withdrew from the Chamber.

Questions without notice continued.

11 PAPER

The Speaker presented the following paper:

Public Service Act—Department of the Parliamentary Library—Report for 1995-96.

12 PAPERS

The following papers were presented:

Aboriginal and Torres Strait Islander Commission Act—Aboriginal and Torres Strait Islander Commission—Report for 1995-96.

ANL Act—ANL Limited—Report for 1995-96.

Australian Antarctic Foundation—Report for 1995-96.

Australian Broadcasting Corporation Act—Australian Broadcasting Corporation—Report for 1995-96.

Australian Bureau of Statistics Act—Australian Bureau of Statistics—Report for 1995-96.

Australian Heritage Commission Act—Australian Heritage Commission—Report for 1995-96.

Australian National Training Authority—Annual performance report for 1995-96.

Broadcasting Services Act—Australian Broadcasting Authority—Report for 1995-96—Erratum.

Director of Public Prosecutions Act—Office of the Director of Public Prosecutions—Report for 1995-96.

Health Insurance Commission Act—Health Insurance Commission—Report for 1995-96.

Industry Commission Act—Industry Commission—Report for 1995-96.

Industry Research and Development Act—Industry Research and Development Board—Report for 1995-96.

National Measurement Act—National Standards Commission—Report for 1995-96.

National Treatment Monitoring Committee—Report for 1995-96.

Native Title Act—National Native Title Tribunal—Report for 1995-96.

Public Service Act—

Attorney-General's Department—Report for 1995-96.

Department of Health and Family Services—Report, including information on the administration and operation of the Commonwealth Rehabilitation Service, Therapeutic Goods Administration and the Australian Government Health Service for 1995-96.

13 PAPERS—MOTION TO TAKE NOTE OF PAPERS

Mr Reith (Leader of the House) moved—That the House take note of the following papers:

ANL Act—ANL Limited—Report for 1995-96.

Industry Commission Act—Industry Commission—Report for 1995-96.

Public Service Act—Department of Health and Family Services—Report, including information on the administration and operation of the Commonwealth Rehabilitation Service, Therapeutic Goods Administration and the Australian Government Health Service for 1995-96.

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

14 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—STEEL INDUSTRY

The House was informed that Mr Sawford had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The failure of the Government to secure the future of the Australian steel industry with damaging consequences for regional Australia".

The proposed discussion having received the necessary support—

Mr Sawford addressed the House.

Discussion ensued.

Discussion concluded.

15 MESSAGE FROM THE SENATE

A message from the Senate was reported returning the following Bill without amendment:

31 October 1996—Message No. 85—Defence Legislation Amendment (No. 1) 1996.

16 CFM SALE BILL 1996—REPORT FROM MAIN COMMITTEE

The Second Deputy Speaker reported that the CFM Sale Bill 1996 had been fully considered by the Main Committee, a Governor-General's message recommending an appropriation had been reported, and the Bill had been agreed to with amendments (*see item No. 2, Minutes of Proceedings of the Main Committee*), and presented a certified copy of the Bill together with a schedule of amendments.

Amendments made by the Main Committee agreed to.

Bill, as amended, agreed to.

On the motion of Mr Scott (Minister for Veterans' Affairs), by leave, the Bill was read a third time.

17 SOCIAL SECURITY LEGISLATION AMENDMENT BILL (NO. 1) 1996—REPORT FROM MAIN COMMITTEE

The Second Deputy Speaker reported that the Social Security Legislation Amendment Bill (No. 1) 1996 had been fully considered by the Main Committee, a Governor-General's message recommending an appropriation had been reported, and the Bill had been agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

On the motion of Mr Scott (Minister for Veterans' Affairs), by leave, the Bill was read a third time.

18 CHILD CARE LEGISLATION AMENDMENT BILL 1996

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—*And on the amendment moved thereto by Dr Lawrence, viz.*—That all words after "That" be omitted with a view to substituting the following words: "whilst not declining to give the Bill a second reading, the House:

- (1) deploras the Government for abolishing operational subsidies for community-based long day care centres which will have the effect of increasing the costs and reducing the quality of child care for parents using these centres; and
- (2) condemns the Government for breaking its election promise not to means test the Childcare Cash Rebate"—

Debate resumed.

Debate adjourned (Mr Ruddock—Minister for Immigration and Multicultural Affairs), and the resumption of the debate made an order of the day for the next sitting.

19 MESSAGE FROM THE SENATE—PRIMARY INDUSTRIES AND ENERGY LEGISLATION AMENDMENT BILL (NO. 2) 1996

The following message from the Senate was reported:

Message No. 84

Mr Speaker

The Senate returns to the House of Representatives the bill for **An Act to amend the law relating to primary industries and energy, to repeal certain Acts, and for related purposes**, and acquaints the House that the Senate has agreed to the bill with the amendment indicated by the annexed schedule, in which amendment the Senate requests the concurrence of the House of Representatives.

MARGARET REID

President

The Senate

31 October 1996

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

20 ENVIRONMENT, RECREATION AND THE ARTS—STANDING COMMITTEE

The House was informed that the Chief Government Whip had nominated Miss J. M. Kelly to be a member of the Standing Committee on Environment, Recreation and the Arts.

21 ADJOURNMENT

It being 5.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

Question—put and passed.

And then the House, at 5.59 p.m., adjourned until Monday next at 12.30 p.m.

PAPERS

The following papers were deemed to have been presented on 31 October 1996:
Broadcasting Services Act—Notice of reservation of capacity for national radio broadcasting services 1996 No. 1.

Defence Act—

Defence Force Remuneration Tribunal—Determination 1996 No. 24.

Determinations under section 58B 1996 Nos. 37, 38.

Migration Act—Notices under section 96, 26 July 1996 (3).

National Health Act—Medicare and Pharmaceutical Benefits Programs Privacy Guidelines—Amendment 1996 No. 1.

Parliament Act—Parliamentary Zone—Proposal to extend the National Gallery of Australia.

Therapeutic Goods Act—Therapeutic Goods Order No. 54.

ATTENDANCE

All Members attended (at some time during the sitting) except Mr R. C. Baldwin, Mr E. H. Cameron, Mr Holding, Ms Macklin, Mr Reid*, Dr Southcott, Mr A. P. Thomson and Mr Willis*.

* On leave



L. M. BARLIN

Clerk of the House of Representatives

1996

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 45

MAIN COMMITTEE**MINUTES OF PROCEEDINGS**

THURSDAY, 31 OCTOBER 1996

1 The Main Committee met at 10 a.m.

2 **CFM SALE BILL 1996**

The Main Committee, according to order, considered the Bill in detail.

Consideration in detail

Bill, by leave, taken as a whole.

Mr Fahey (Minister for Finance), by leave, moved the following amendments together:

Clause 38, page 20 (line 2), omit “because of ill-health”.

Clause 41, page 21 (line 4), after “dependants”, insert “or the legal personal representative”.

Clause 42—

Page 21 (after line 22), after subclause (1), insert:

- (1A) A CFM body or a related body must make a payment to the legal personal representative of an employee if:
- (a) the employee was an employee of the CFM body immediately before the body’s sale day; and
 - (b) at that time, the employee’s period of service for the purposes of the Long Service Leave Act was less than 10 years; and
 - (c) from and after the body’s sale day, the employee continued to be employed by the CFM body or a related body; and
 - (d) on or after the body’s sale day, the employee died and immediately before his or her death:
 - (i) the employee was an employee of the CFM body or a related body; and
 - (ii) the employee’s combined service period was at least one year; and

(iii) the employee did not have any dependants.

Page 21 (line 28), after “(1)”, insert “or (1A)”.

Paper: Mr Fahey presented a supplementary explanatory memorandum to the Bill.

Amendments agreed to.

Bill, as amended, agreed to.

Ordered—That the Bill be reported to the House with amendments.

3 SOCIAL SECURITY LEGISLATION AMENDMENT BILL (NO. 1) 1996

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.

Message from the Governor-General: Message No. 57, dated 15 October 1996, from His 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 forthwith.

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

4 EUTHANASIA LAWS BILL 1996

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—*And on the amendment moved thereto by Mr Dondas, viz.*—That all words after “That” be omitted with a view to substituting the following words: “the House declines to give the Bill a second reading as it is of the opinion that to do so would be inappropriate given the conventions of self government, the judicial finding that voluntary euthanasia is a matter within the legislative and executive powers of the self governing Northern Territory and that such legislation would be within the capacity of the States and other self governing Territories of Australia”—

Mr S. F. Smith moved—That further proceedings on the Bill be conducted in the House.

Question—put and not resolved—

Deputy Speaker's ruling: The Deputy Speaker (Mr Nehl) declared that the question had been unresolved but debate may continue in accordance with the resolution of the House of 8 October 1996.

Dissent from ruling moved: Mr S. F. Smith moved—That the ruling be dissented from.

Suspension of sitting: Disorder arising, the Deputy Speaker, forthwith suspended the sitting at 10.20 a.m.

Resumption of sitting: At 1.10 p.m. the Deputy Speaker resumed the Chair and a quorum not being present—

Adjournment of sitting: The Deputy Speaker stated that the Main Committee would resume at a date and time to be fixed.

I. C. HARRIS
Clerk of the Main Committee