

1998-1999-2000-2001

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 164

THURSDAY, 8 FEBRUARY 2001



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

2 SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED

Mr Beazley (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Minister for Health and Aged Care immediately coming into the Chamber to explain whether he misled the House yesterday in relation to the conflict of interest involved in the appointment of Mr Pat Clear to the Pharmaceutical Benefits Advisory Committee; given that—

- (1) Mr Clear is a director of the biopharmaceutical firm Fucell;
- (2) the company is seeking licensing arrangements with pharmaceutical companies; and
- (3) Mr Clear's duties as director include providing contacts and assisting in the development of commercial strategies.

Closure of Member

Mr McGauran (Minister for the Arts and the Centenary of Federation) moved—That the Member be not further heard.

Question—put.

The House divided (the Speaker, Mr J. N. Andrew, in the Chair)—

AYES, 72

Mr Abbott	Mr Entsch	Mr Lindsay	Mr Schultz
Mr Anderson	Mr Fischer	Mr Lloyd	Mr Scott
Mr K. J. Andrews	Mr Forrest*	Mr McArthur*	Mr Secker
Mr Anthony	Mrs Gallus	Mr I. E. Macfarlane	Mr Slipper
Fran Bailey	Ms Gambaro	Mr McGauran	Mr Somlyay
Mr Baird	Mrs Gash	Mrs May	Dr Southcott
Mr Barresi	Mr Georgiou	Mrs Moylan	Dr Stone
Mr Bartlett	Mr Haase	Mr Nairn	Mr C. P. Thompson
Mr Billson	Mr Hardgrave	Mr Nehl	Mr A. P. Thomson
Mrs B. K. Bishop	Mr Hawker	Dr Nelson	Mr Truss
Ms J. I. Bishop	Mr Hockey	Mr Neville	Mr Tuckey
Mr Brough	Mrs Hull	Mr Nugent	Mr M. A. J. Vaile
Mr Cadman	Mr Jull	Mr Prosser	Mrs D. S. Vale
Mr Causley	Mr Katter	Mr Pyne	Mr Wakelin
Mr Charles	Mrs D. M. Kelly	Mr Reith	Dr Washer
Mr Costello	Jackie Kelly	Mr Ronaldson	Mr Williams
Mrs Draper	Mr Lawler	Mr Ruddock	Dr Wooldridge
Mrs Elson	Mr Lieberman	Mr St Clair	Ms Worth

NOES, 59

Mr Adams	Mr M. J. Evans	Mr Kerr	Mr Quick
Mr Albanese	Mr L. D. T. Ferguson	Mr Latham	Mr Ripoll
Mr Andren	Mr M. J. Ferguson	Dr Lawrence	Ms Roxon
Mr Beazley	Mr Fitzgibbon	Mr Lee	Mr Sawford*
Mr Bevis	Ms Gerick	Ms Livermore	Mr Sciacca
Mr Brereton	Mr Gibbons	Mr McClelland	Mr Sercombe*
Ms Burke	Ms Gillard	Ms J. S. McFarlane	Mr Sidebottom
Mr Byrne	Mr Griffin	Ms Macklin	Mr Smith
Ms Corcoran	Ms Hall	Mr McMullan	Mr Snowdon
Mr Cox	Ms Hoare	Mr Melham	Mr Swan
Mrs Crosio	Mr Hollis	Mr Mossfield	Mr Tanner
Mr Danby	Mr Horne	Mr Murphy	Mr K. J. Thomson
Mr Edwards	Mrs Irwin	Mr O'Connor	Mr Wilkie
Ms Ellis	Mr Jenkins	Mr O'Keefe	Mr Zahra
Mr Emerson	Ms Kernot	Mr Price	

* Tellers

Pairs

Mr Fahey Ms O'Byrne

And so it was resolved in the affirmative.

Ms Macklin (seconder) addressing the House—

Closure of Member

Mr McGauran moved—That the Member be not further heard.

Question—put.

The House divided (the Speaker, Mr J. N. Andrew, in the Chair)—

AYES, 72

Mr Abbott	Mr Entsch	Mr Lindsay	Mr Schultz
Mr Anderson	Mr Fischer	Mr Lloyd	Mr Scott
Mr K. J. Andrews	Mr Forrest*	Mr McArthur*	Mr Secker
Mr Anthony	Mrs Gallus	Mr I. E. Macfarlane	Mr Slipper
Fran Bailey	Ms Gambaro	Mr McGauran	Mr Somlyay
Mr Baird	Mrs Gash	Mrs May	Dr Southcott
Mr Barresi	Mr Georgiou	Mrs Moylan	Dr Stone
Mr Bartlett	Mr Haase	Mr Nairn	Mr C. P. Thompson
Mr Billson	Mr Hardgrave	Mr Nehl	Mr A. P. Thomson
Mrs B. K. Bishop	Mr Hawker	Dr Nelson	Mr Truss
Ms J. I. Bishop	Mr Hockey	Mr Neville	Mr Tuckey
Mr Brough	Mrs Hull	Mr Nugent	Mr M. A. J. Vaile
Mr Cadman	Mr Jull	Mr Prosser	Mrs D. S. Vale
Mr Causley	Mr Katter	Mr Pyne	Mr Wakelin
Mr Charles	Mrs D. M. Kelly	Mr Reith	Dr Washer
Mr Costello	Jackie Kelly	Mr Ronaldson	Mr Williams
Mrs Draper	Mr Lawler	Mr Ruddock	Dr Wooldridge
Mrs Elson	Mr Lieberman	Mr St Clair	Ms Worth

NOES, 59

Mr Adams	Mr M. J. Evans	Mr Kerr	Mr Quick
Mr Albanese	Mr L. D. T. Ferguson	Mr Latham	Mr Ripoll
Mr Andren	Mr M. J. Ferguson	Dr Lawrence	Ms Roxon
Mr Beazley	Mr Fitzgibbon	Mr Lee	Mr Sawford*
Mr Bevis	Ms Gerick	Ms Livermore	Mr Sciacca
Mr Breerton	Mr Gibbons	Mr McClelland	Mr Sercombe*
Ms Burke	Ms Gillard	Ms J. S. McFarlane	Mr Sidebottom
Mr Byrne	Mr Griffin	Ms Macklin	Mr Smith
Ms Corcoran	Ms Hall	Mr McMullan	Mr Snowdon
Mr Cox	Ms Hoare	Mr Melham	Mr Swan
Mrs Crosio	Mr Hollis	Mr Mossfield	Mr Tanner
Mr Danby	Mr Horne	Mr Murphy	Mr K. J. Thomson
Mr Edwards	Mrs Irwin	Mr O'Connor	Mr Wilkie
Ms Ellis	Mr Jenkins	Mr O'Keefe	Mr Zahra
Mr Emerson	Ms Kernot	Mr Price	

* Tellers

Pairs

Mr Fahey Ms O'Byrne

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 J. N. Andrew, in the Chair)—

AYES, 59

Mr Adams	Mr M. J. Evans	Mr Kerr	Mr Quick
Mr Albanese	Mr L. D. T. Ferguson	Mr Latham	Mr Ripoll
Mr Andren	Mr M. J. Ferguson	Dr Lawrence	Ms Roxon
Mr Beazley	Mr Fitzgibbon	Mr Lee	Mr Sawford*
Mr Bevis	Ms Gerick	Ms Livermore	Mr Sciacca
Mr Brereton	Mr Gibbons	Mr McClelland	Mr Sercombe*
Ms Burke	Ms Gillard	Ms J. S. McFarlane	Mr Sidebottom
Mr Byrne	Mr Griffin	Ms Macklin	Mr Smith
Ms Corcoran	Ms Hall	Mr McMullan	Mr Snowdon
Mr Cox	Ms Hoare	Mr Melham	Mr Swan
Mrs Crosio	Mr Hollis	Mr Mossfield	Mr Tanner
Mr Danby	Mr Horne	Mr Murphy	Mr K. J. Thomson
Mr Edwards	Mrs Irwin	Mr O'Connor	Mr Wilkie
Ms Ellis	Mr Jenkins	Mr O'Keefe	Mr Zahra
Mr Emerson	Ms Kernot	Mr Price	

NOES, 73

Mr Abbott	Mr Entsch	Mr Lloyd	Mr Secker
Mr Anderson	Mr Fischer	Mr McArthur*	Mr Slipper
Mr K. J. Andrews	Mr Forrest*	Mr I. E. Macfarlane	Mr Somlyay
Mr Anthony	Mrs Gallus	Mr McGauran	Dr Southcott
Fran Bailey	Ms Gambaro	Mrs May	Dr Stone
Mr Baird	Mrs Gash	Mrs Moylan	Mr C. P. Thompson
Mr Barresi	Mr Georgiou	Mr Nairn	Mr A. P. Thomson
Mr Bartlett	Mr Haase	Mr Nehl	Mr Truss
Mr Billson	Mr Hardgrave	Dr Nelson	Mr Tuckey
Mrs B. K. Bishop	Mr Hawker	Mr Neville	Mr M. A. J. Vaile
Ms J. I. Bishop	Mr Hockey	Mr Nugent	Mrs D. S. Vale
Mr Brough	Mrs Hull	Mr Prosser	Mr Wakelin
Mr Cadman	Mr Jull	Mr Pyne	Dr Washer
Mr Cameron	Mr Katter	Mr Reith	Mr Williams
Mr Causley	Mrs D. M. Kelly	Mr Ronaldson	Dr Wooldridge
Mr Charles	Jackie Kelly	Mr Ruddock	Ms Worth
Mr Costello	Mr Lawler	Mr St Clair	
Mrs Draper	Mr Lieberman	Mr Schultz	
Mrs Elson	Mr Lindsay	Mr Scott	

* Tellers

Pairs

Mr Fahey Ms O'Byrne

And so it was negatived.

3 EXCISE TARIFF PROPOSALS

Mr McGauran (Minister for the Arts and the Centenary of Federation) moved Excise Tariff Proposals Nos 1 and 2 (2001).

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

4 COMMITTEE OF PRIVILEGES—ATTENDANCE OF SENATORS AS WITNESSES

Mr McGauran (Minister for the Arts and the Centenary of Federation) on behalf of Mr Reith (Leader of the House), pursuant to notice, moved—That a message be sent to the Senate requesting that leave be given to Senators Bourne, Calvert, Ferguson, Gibbs, Hutchins, Sandy Macdonald and Schacht, members of the Defence Subcommittee of the Joint Committee on Foreign Affairs, Defence and Trade, to attend before the House of Representatives Committee of Privileges for examination.

Question—put and passed.

5 AVIATION LEGISLATION AMENDMENT BILL (NO. 2) 2000

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 M. J. Ferguson, viz.*—That all words after “That” be omitted with a view to substituting the following words: “the House is of the opinion that the bill should not be proceeded with until:

- (1) the Minister satisfies this House that the Civil Aviation Safety Authority has resolved all concerns raised in the Australian National Audit Office Report on Aviation Safety Compliance issued in November 1999;
- (2) the Minister satisfies this House that CASA has especially heeded and acted upon the ANAO warning of the need for CASA to improve the management and the prioritisation of tasks in its surveillance program, before using the proposed voluntary enforceable undertakings power proposed in the bill; and
- (3) the Minister convinces this House that he has a clear and effective plan to ensure CASA fulfils its responsibility to rigorously and effectively regulate aviation in the interests of the Australian travelling public”—

Debate resumed.

Paper

Mr Cadman, by leave, presented the following paper:

Third Runway: a history of events 1989-1994—Current comment—Parliamentary Library Information Service, 1 December 1994

Debate continued.

Debate adjourned (Mr Anthony—Minister for Community Services), 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 Lilley (Mr Swan) had persisted in disorderly behaviour by continuing to interject after being called to order and thus defied the Chair.

Member named and suspended

The Speaker named the Member for Lilley.

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

Question—put.

The House divided (the Speaker, Mr J. N. Andrew, in the Chair)—

AYES, 73

Mr Abbott	Mr Forrest*	Mr McArthur*	Mr Slipper
Mr K. J. Andrews	Mrs Gallus	Mr I. E. Macfarlane	Mr Somlyay
Mr Anthony	Ms Gambaro	Mr McGauran	Dr Southcott
Fran Bailey	Mrs Gash	Mrs May	Dr Stone
Mr Baird	Mr Georgiou	Mrs Moylan	Mrs Sullivan
Mr Barresi	Mr Haase	Mr Nairn	Mr C. P. Thompson
Mr Bartlett	Mr Hardgrave	Mr Nehl	Mr A. P. Thomson
Mr Billson	Mr Hawker	Dr Nelson	Mr Truss
Mrs B. K. Bishop	Mr Hockey	Mr Neville	Mr Tuckey
Ms J. I. Bishop	Mrs Hull	Mr Nugent	Mr M. A. J. Vaile
Mr Brough	Mr Jull	Mr Prosser	Mrs D. S. Vale
Mr Cadman	Mr Katter	Mr Pyne	Mr Wakelin
Mr Cameron	Mrs D. M. Kelly	Mr Reith	Dr Washer
Mr Causley	Jackie Kelly	Mr Ronaldson	Mr Williams
Mr Charles	Dr Kemp	Mr Ruddock	Dr Wooldridge
Mr Costello	Mr Lawler	Mr St Clair	Ms Worth
Mrs Elson	Mr Lieberman	Mr Schultz	
Mr Entsch	Mr Lindsay	Mr Scott	
Mr Fischer	Mr Lloyd	Mr Secker	

NOES, 60

Mr Adams	Mr M. J. Ferguson	Mr Latham	Mr Ripoll
Mr Albanese	Mr Fitzgibbon	Dr Lawrence	Ms Roxon
Mr Bevis	Ms Gerick	Mr Lee	Mr Rudd
Mr Brereton	Mr Gibbons	Ms Livermore	Mr Sawford*
Ms Burke	Ms Gillard	Mr McClelland	Mr Sciacca
Mr Byrne	Mr Griffin	Ms J. S. McFarlane	Mr Sercombe*
Ms Corcoran	Ms Hall	Ms Macklin	Mr Sidebottom
Mr Cox	Mr Hatton	Mr McMullan	Mr Smith
Mrs Crosio	Ms Hoare	Mr Melham	Mr Snowdon
Mr Danby	Mr Hollis	Mr Mossfield	Mr Swan
Mr Edwards	Mr Horne	Mr Murphy	Mr Tanner
Ms Ellis	Mrs Irwin	Mr O'Connor	Dr Theophanous
Mr Emerson	Mr Jenkins	Mr O'Keefe	Mr K. J. Thomson
Mr M. J. Evans	Ms Kernot	Mr Price	Mr Wilkie
Mr L. D. T. Ferguson	Mr Kerr	Mr Quick	Mr Zahra

* Tellers

Pairs

Mr Howard	Mr Beazley
Mr Fahey	Ms O'Byrne

And so it was resolved in the affirmative.

The Member was, therefore, suspended at 11.38 a.m. for 24 hours under standing order 305, and he accordingly withdrew from the Chamber.

7 AVIATION LEGISLATION AMENDMENT BILL (NO. 2) 2000

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 M. J. Ferguson, (see item No. 5, page 2075)—*

Debate resumed.

Paper

Mr Scott (Minister for Veterans' Affairs) presented a corrected explanatory memorandum to the Bill.

Question—That the words proposed to be omitted stand part of the question—put.

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

AYES, 74

Mr Abbott	Mr Fischer	Mr Lloyd	Mr Secker
Mr K. J. Andrews	Mr Forrest*	Mr McArthur*	Mr Slipper
Mr Anthony	Mrs Gallus	Mr I. E. Macfarlane	Mr Somlyay
Fran Bailey	Ms Gambaro	Mr McGauran	Dr Southcott
Mr Baird	Mrs Gash	Mrs May	Dr Stone
Mr Barresi	Mr Georgiou	Mrs Moylan	Mrs Sullivan
Mr Bartlett	Mr Haase	Mr Nairn	Mr C. P. Thompson
Mr Billson	Mr Hardgrave	Mr Nehl	Mr A. P. Thomson
Mrs B. K. Bishop	Mr Hawker	Dr Nelson	Mr Truss
Ms J. I. Bishop	Mr Hockey	Mr Neville	Mr Tuckey
Mr Brough	Mrs Hull	Mr Nugent	Mr M. A. J. Vaile
Mr Cadman	Mr Jull	Mr Prosser	Mrs D. S. Vale
Mr Cameron	Mr Katter	Mr Pyne	Mr Wakelin
Mr Causley	Mrs D. M. Kelly	Mr Reith	Dr Washer
Mr Charles	Jackie Kelly	Mr Ronaldson	Mr Williams
Mr Downer	Dr Kemp	Mr Ruddock	Dr Wooldridge
Mrs Draper	Mr Lawler	Mr St Clair	Ms Worth
Mrs Elson	Mr Lieberman	Mr Schultz	
Mr Entsch	Mr Lindsay	Mr Scott	

NOES, 56

Mr Adams	Mr M. J. Ferguson	Mr Kerr	Mr Ripoll
Mr Albanese	Mr Fitzgibbon	Mr Latham	Ms Roxon
Mr Bevis	Ms Gerick	Dr Lawrence	Mr Rudd
Ms Burke	Mr Gibbons	Ms Livermore	Mr Sawford*
Mr Byrne	Ms Gillard	Mr McClelland	Mr Sciacca
Ms Corcoran	Mr Griffin	Ms J. S. McFarlane	Mr Sercombe*
Mr Cox	Ms Hall	Ms Macklin	Mr Sidebottom
Mrs Crosio	Mr Hatton	Mr McMullan	Mr Smith
Mr Danby	Ms Hoare	Mr Melham	Mr Snowdon
Mr Edwards	Mr Hollis	Mr Murphy	Mr Tanner
Ms Ellis	Mr Horne	Mr O'Connor	Dr Theophanous
Mr Emerson	Mrs Irwin	Mr O'Keefe	Mr K. J. Thomson
Mr M. J. Evans	Mr Jenkins	Mr Price	Mr Wilkie
Mr L. D. T. Ferguson	Ms Kernot	Mr Quick	Mr Zahra

* Tellers

Pairs

Mr Howard	Mr Beazley
Mr Fahey	Ms O'Byrne

And so it was resolved in the affirmative.

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

Consideration in detail

Bill, by leave, taken as a whole.

Paper

Mr Scott presented a supplementary explanatory memorandum to the Bill.

On the motion of Mr Scott, by leave, Government amendments (1) to (6) were made together, after debate.

Bill, as amended, agreed to.

Consideration in detail concluded.

On the motion of Mr Scott, by leave, the Bill was read a third time.

8 MEDICARE LEVY AMENDMENT (CPI INDEXATION) BILL (NO. 2) 2000

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—

Mr K. J. Thomson addressing the House—

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 RYAN ELECTORAL DIVISION—ISSUE OF WRIT

The Speaker informed the House that it was his intention to issue a writ on Friday, 9 February 2001, for the election of a Member to serve for the Electoral Division of Ryan, in the State of Queensland, to fill the vacancy caused by the resignation of Mr Moore. The dates in connection with the election were fixed as follows:

Close of rolls Friday, 16 February 2001.

Date of nominations Thursday, 22 February 2001.

Date of polling Saturday, 17 March 2001.

Return of writ On or before Sunday, 20 May 2001.

10 PRIVILEGE—COMPLAINT OF BREACH

Mr Pyne raised, as a matter of privilege, the alleged improper interference with the performance of his duties as the Chair of the Joint Standing Committee on Electoral Matters and as a Member of Parliament. Mr Pyne said that he would seek to provide more information on the matter later in the day.

11 QUESTIONS

Questions without notice being asked—

Paper

Dr Wooldridge (Minister for Health and Aged Care) presented the following paper:

Pharmaceutical Benefits Advisory Committee (PBAC)—Appointment of Mr Pat Clear—Letter from A S Podger, Secretary, Department of Health and Aged Care to Dr Wooldridge, Minister for Health and Aged Care.

Questions without notice continuing—

Papers

Dr Wooldridge (Minister for Health and Aged Care) presented the following papers:

Pharmaceutical Benefits Pricing Authority (PBPA)—

Role of PBPA—Letter from Graham Glenn, Chairman, PBPA to Dr Wooldridge, Minister for Health and Aged Care.

PBS Listing and Pricing Process—Advice from Louise Morauta, First Assistant Secretary, Health Access & Financing Division, Department of Health and Aged Care to Dr Wooldridge, Minister for Health and Aged Care.

Questions without notice continuing—

Paper

Mr Hockey (Minister for Financial Services and Regulation) presented the following paper:

Price Watch—November 2000 Results—Extract from Wayne Swan's Internet Home Page.

Questions without notice continuing—

Member ordered to withdraw

At 3.13 p.m. the Member for Corio (Mr O'Connor) was ordered, under standing order 304A, to withdraw from the House for one hour for continuing to interject after a warning had been given from the Chair, and he accordingly withdrew from the Chamber.

Questions without notice continued.

12 PRIVILEGE—COMPLAINT OF BREACH

Mr Pyne referred to the matter of privilege he had raised earlier. Mr Pyne said that he had been threatened and intimidated by the Members for Rankin and Lilley yesterday.

Member ordered to withdraw

At 3.32 p.m. the Member for Batman (Mr M. J. Ferguson) was ordered, under standing order 304A, to withdraw from the House for one hour for refusing to withdraw a remark, and he accordingly withdrew from the Chamber.

Mr Emerson, by indulgence, made a statement on the matter.

The Speaker stated that he would consider the matter raised, and would allow the Member for Lilley to speak to him on the matter and that he would report to the House at a later time.

13 AUDITOR-GENERAL'S REPORT

The Speaker presented the following paper:

Auditor-General—Audit report No. 21 of 2000-2001—Performance Audit—Management of the National Highways System Program: Department of Transport and Regional Services.

Ordered to be printed.

14 SPECIAL ADJOURNMENT

Mr Reith (Leader of the House) moved—That the House, at its rising, adjourn until Monday, 26 February 2001, at 12.30 p.m., unless the Speaker fixes an alternative day or hour of meeting.

Question—put and passed.

15 PAPERS

The following papers were presented:

Australian Broadcasting Corporation—Equity and Diversity—Report for 1999-2000.

Public Accounts and Audit—Joint Statutory Committee—Report 368—Review of Audit Report No. 34, 1997-98: New Submarine Project, Department of Defence, June 1999—Government response.

Treaties—Joint Standing Committee—20th Report—Two treaties tabled on 26 May 1998, the Bougainville Peace Monitoring Group Protocol and Treaties tabled on 11 November 1998—Government response.

16 PAPER—MOTION TO TAKE NOTE OF PAPER

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

Treaties—Joint Standing Committee—20th Report—Two treaties tabled on 26 May 1998, the Bougainville Peace Monitoring Group Protocol and Treaties tabled on 11 November 1998—Government response.

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

17 DISCHARGE OF ORDERS OF THE DAY

Mr Reith (Leader of the House), by leave, moved—That the following orders of the day, government business, be discharged:

Employment National—Report for 1999-2000—Erratum—Motion to take note of paper: Resumption of debate (*from 30 November 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Family Law Council—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 30 November 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Freedom of Information Act—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 30 November 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Bringing Them Home—Progress on Commonwealth initiatives—Paper—Motion to take note of paper: Resumption of debate (*from 30 November 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Mid-year economic and fiscal outlook for 2000-01—Report—Motion to take note of paper: Resumption of debate (*from 28 November 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Commissioner of Taxation—Report for 1999-2000—Erratum—Motion to take note of paper: Resumption of debate (*from 28 November 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Employment Advocate—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 28 November 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Health Services Australia—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 9 November 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Service Charters in the Commonwealth Government—Paper—Motion to take note of paper: Resumption of debate (*from 8 November 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Civil Aviation Safety Authority—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 2 November 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Department of Employment, Workplace Relations and Small Business—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 1 November 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Northern Land Council—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 31 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Australian Institute of Aboriginal and Torres Strait Islander Studies—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 31 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Anindilyakwa Land Council—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 31 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

National Archives of Australia and National Archives of Australia Advisory Council—Reports for 1999-2000—Motion to take note of paper: Resumption of debate (*from 31 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Australian Nuclear Science and Technology Organisation—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 31 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Aboriginal and Torres Strait Islander Commission—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 31 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Department of Industry, Science and Resources—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 31 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Australia Council—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 31 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

National Occupational Health and Safety Commission—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 12 October 2000—Dr Martin*) on the motion of Mr McGauran—That the House take note of the paper.

Private Health Insurance Administration Council—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 11 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Health Insurance Commission—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 10 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Aboriginal Land Commissioner—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 5 October 2000—Dr Martin*) on the motion of Mr Reith—That the House take note of the paper.

Aboriginals Benefit Trust Account—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 3 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Barrow Creek (Kaytetye) Land Claim No. 161—Papers—Motion to take note of papers: Resumption of debate (*from 3 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the papers.

Australian Radiation Protection and Nuclear Safety Agency—Quarterly report for 1 April to 30 June 2000—Motion to take note of paper: Resumption of debate (*from 3 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Torres Strait Regional Authority—Report for 1999-2000—Motion to take note of paper: Resumption of debate (*from 3 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

National Health and Medical Research Council—Strategic plan 2000-2003—Motion to take note of paper: Resumption of debate (*from 3 October 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Agreement making under the Workplace Relations Act—Reports 1998 and 1999—Motion to take note of paper: Resumption of debate (*from 6 September 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Productivity Commission—Report—Impact of competition policy reforms on rural and regional Australia—Motion to take note of paper: Resumption of

debate (*from 15 August 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Energy Research and Development Corporation—Report for period 1 July to 15 December 1999—Motion to take note of paper: Resumption of debate (*from 15 August 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Judge Advocate General—Report for 1999—Motion to take note of paper: Resumption of debate (*from 15 August 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Department of Defence—Schedule of special purpose flights—Paper—Motion to take note of paper: Resumption of debate (*from 29 June 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Federal Office of Road Safety—Heavy truck investigation—Report—Motion to take note of paper: Resumption of debate (*from 9 May 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Productivity Commission—Report on progress in Rail Reform—Motion to take note of paper: Resumption of debate (*from 13 April 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

UN Convention on the elimination of all forms of discrimination against women—Paper—Motion to take note of paper: Resumption of debate (*from 7 March 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Department of Health and Aged Care—Review of implementation of strategic plan 1997-2000—Motion to take note of paper: Resumption of debate (*from 16 February 2000—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Seattle World Trade Organisation Meeting and Lausanne Informal Trade Ministers Meeting—Ministerial statement—Motion to take note of paper: Resumption of debate (*from 8 December 1999—Mr McMullan*) on the motion of Mr M. A. J. Vaile—That the House take note of the paper.

Australian Institute of Health and Welfare—Report—Motion to take note of paper: Resumption of debate (*from 25 November 1999—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Seafarers Safety, Rehabilitation and Compensation Authority—Report for 1998-99—Motion to take note of paper: Resumption of debate (*from 23 November 1999—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Advisory Panel on the Marketing in Australia of Infant Formula—Report for 1998-99—Motion to take note of paper: Resumption of debate (*from 23 November 1999—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Australian Hearing Services—Report for 1998-99—Motion to take note of paper: Resumption of debate (*from 23 November 1999—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Human Rights and Equal Opportunity Commission—Report—Motion to take note of paper: Resumption of debate (*from 25 August 1999—Mr McMullan*) on the motion of Mr Reith—That the House take note of the paper.

Tariff Proposals (Mr Williams):

Customs Tariff Proposal No. 7 (1999)—*moved 8 December 1999*—Resumption of debate (*Mr McClelland*).

Tariff Proposals (Mr Slipper):

Customs Tariff Proposal No. 1 (2000)—*moved 9 March 2000*—Resumption of debate (*Dr Martin*).

Question—put and passed.

18 ORDERS OF THE DAY RETURNED TO THE HOUSE

On the motion of Mr Reith (Leader of the House), Main Committee orders of the day Nos 1, 2 and 5, committee and delegation reports, were returned to the House.

19 DISCHARGE OF ORDERS OF THE DAY

Mr Reith (Leader of the House), by leave, moved—That the following orders of the day returned to the House from the Main Committee in accordance with the resolution agreed to this day, be discharged:

Primary Industries and Regional Services—Standing Committee—Report on Primary Producer Access to Gene Technology—Motion to take note of paper: Resumption of debate (*from 2 November 2000—Fran Bailey*) on the motion of Fran Bailey—That the House take note of the report.

Communications, Transport and the Arts—Standing Committee—Report—Beyond the Midnight Oil: An Inquiry into managing fatigue in transport—Motion to take note of paper: Resumption of debate (*from 12 October 2000—Mrs Elson*) on the motion of Mr Neville—That the House take note of the report.

Family and Community Affairs—Standing Committee—Report on Indigenous Health—Motion to take note of paper: Resumption of debate (*from 29 June 2000—Mr Neville*) on the motion of Mr Wakelin—That the House take note of the report.

Question—put and passed.

20 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—PHARMACEUTICAL BENEFITS SCHEME

The House was informed that Ms Macklin had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The Government’s maladministration of the Pharmaceutical Benefits Scheme including its failure to list Celebrex at a cost effective price on the Pharmaceutical Benefits Scheme, causing a blowout in the health budget and a lost opportunity to adequately fund public hospitals”.

The proposed discussion having received the necessary support—

Ms Macklin addressed the House.

Discussion ensued.

Discussion concluded.

21 PUBLICATIONS COMMITTEE—23RD REPORT

Mr Lieberman (Chair) presented the following paper:

PUBLICATIONS COMMITTEE 23RD REPORT

The Publications Committee reports that it has met in conference with the Publications Committee of the Senate.

The Committee, having considered documents presented to Parliament since 7 December 2000, recommends that the following be printed:

Aged Care Act 1997—Report for 1999-2000.

Anglo-Australian Telescope Board—Report for 1999-2000.

Australian Sports Drug Agency—Report for 1999-2000.

Centrelink and the Data-Matching Agency—Data-matching program—Report on progress for 1999-2000.

Companies Auditors and Liquidators Disciplinary Board—Report for 1999-2000.

Corporations and Securities Panel—Report for 1999-2000.

Department of the Environment and Heritage—Reports, including the Annual Report of the Supervising Scientist—1999-2000—Corrigendum.

Family Court of Australia—Report for 1999-2000—Addendum.

Foreign Investment Review Board—Report for 1999-2000.

Great Barrier Reef Marine Park Authority—Report for 1999-2000.

Medibank Private—Report for 1999-2000.

Migration Agents Registration Authority—Report for 1999-2000—Errata.

National Crime Authority—Report for 1999-2000.

Official Establishments Trust—Report for 1999-2000.

Productivity Commission—Report for No. 12—Review of Australia's general tariff arrangements, 22 July 2000.

War Crimes Act—Report for 1999-2000.

Wheat Export Authority—Report for 1999-2000.

LOU LIEBERMAN

Chair

8 February 2001

On the motion of Mr Lieberman, by leave, the report was agreed to.

22 CORPORATIONS AND SECURITIES—PARLIAMENTARY JOINT COMMITTEE—REPORT—STATEMENT BY MEMBER—MOTION TO TAKE NOTE OF PAPER

Mr Sercombe presented the following paper:

Corporations and Securities—Parliamentary Joint Committee—Report on fees on electronic and telephone banking, February 2001.

Ordered to be printed.

Mr Sercombe, by leave, made a statement in connection with the report.

Mr Sercombe, by leave, moved—That the House take note of the report.

Mr Sercombe was granted leave to continue his speech when the debate is resumed.

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

23 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—CONSTRUCTION OF NEW LAW COURTS BUILDING, ADELAIDE

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration), by leave, 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 new law courts building, Adelaide.

Question—put and passed.

24 MESSAGE FROM THE SENATE

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

8 February 2001—Message No. 548—International Monetary Agreements Amendment (No. 1) 2000.

25 MESSAGE FROM THE SENATE—ENVIRONMENT AND HERITAGE LEGISLATION AMENDMENT (APPLICATION OF CRIMINAL CODE) BILL 2000

Message No. 547, 8 February 2001, from the Senate was reported transmitting for the concurrence of the House a Bill for an Act relating to the application of the *Criminal Code* to certain offences, and for related purposes.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting.

26 MEDICARE LEVY AMENDMENT (CPI INDEXATION) BILL (NO. 2) 2000

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 by Mr K. J. Thomson 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 condemns the Government for its treatment of Medicare and effective Americanisation of the health system and its taxation indexation policies and their effect on the community and calls on the government to get behind Labor’s plans to rebuild Medicare”.

Debate resumed.

Debate adjourned (Dr Stone—Parliamentary Secretary to the Minister for the Environment and Heritage), and the resumption of the debate made an order of the day for the next sitting.

27 MESSAGE FROM THE SENATE—SYDNEY HARBOUR FEDERATION TRUST BILL 2000

Message No. 542, 7 February 2001, from the Senate was reported returning the Sydney Harbour Federation Trust Bill 2000 and acquainting the House that the Senate has agreed to amendments Nos 1 to 3, 11, 12, 14 and 15 made by the House; and has agreed to amendments Nos 4 to 10, 13, 16 and 17 made by the House with amendments and desires the concurrence of the House in the amendments made by the Senate to amendments Nos 4 to 10, 13, 16 and 17.

Ordered—That consideration of the message be made an order of the day for the next sitting.

28 MESSAGE FROM THE SENATE—TAXATION LAWS AMENDMENT (SUPERANNUATION CONTRIBUTIONS) BILL 2000

A message from the Senate was reported returning the following Bill with an amendment:

8 February 2001—Message No. 543—Taxation Laws Amendment (Superannuation Contributions) 2000.

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

29 MESSAGE FROM THE SENATE—AUSTRALIAN RESEARCH COUNCIL BILL 2000

Message No. 544, 8 February 2001, from the Senate was reported returning the Australian Research Council Bill 2000 and acquainting the House that the Senate does not insist on its amendments Nos 1, 2, 8 and 9 disagreed to by the House; insists on its amendments Nos 3 to 7, 10 and 11 disagreed to by the House and has made amendments in place of Senate amendments Nos 1, 8 and 9 and desires the reconsideration of the Bill by the House in respect of amendments Nos 3 to 7, 10 and 11 and requests the concurrence of the House in the amendments made by the Senate in place of Senate amendments Nos 1, 8 and 9.

Ordered—That consideration of the message be made an order of the day for the next sitting.

30 MESSAGE FROM THE SENATE—AUSTRALIAN RESEARCH COUNCIL (CONSEQUENTIAL AND TRANSITIONAL PROVISIONS) BILL 2000

Message No. 545, 8 February 2001, from the Senate was reported returning the Australian Research Council (Consequential and Transitional Provisions) Bill 2000 and acquainting the House that the Senate insists upon its amendments disagreed to by the House of Representatives and desires the reconsideration of the Bill by the House in respect of the amendments.

Ordered—That consideration of the message be made an order of the day for the next sitting.

31 ADJOURNMENT

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

Debate ensued.

Mr Hardgrave addressing the House—

Closure of Member

Mr Kerr moved—That the Member be not further heard.

Question—put and passed.

Debate continued.

Ms Gambaro rising to address the House—

Closure of Member moved

Mr Kerr moved—That the Member be not further heard—

It being 6 p.m.—The Deputy Speaker adjourned the House until Monday 26 February 2001 at 12.30 p.m., in accordance with the resolution agreed to this sitting.

PAPERS

The following papers were deemed to have been presented on 8 February 2001:

Broadcasting Services Act—Determinations—

2000 No. 1

2001 No. 1

Commonwealth Places (Mirror Taxes) Act—Notice—2001 Commonwealth Places (Mirror Taxes) (Modification of Applied Laws—Victoria).

Fisheries Management Act—Regulations—Statutory Rules 2001 No. 3.

Health Insurance Act—Regulations—Statutory Rules 2001 No. 4.

Sydney Airport Curfew Act—Dispensation—2001 No. 5.

Telecommunications Act 1997—Determination under subsection 51(1)—2001

Telecommunications (Carrier Licence Exemption) No. 1.

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Crean, Mr Fahey*, Mr Howard, Dr Martin, Mr Morris, Ms O'Byrne* and Ms Plibersek*.

* On leave

I. C. HARRIS
Clerk of the House of Representatives

1998-1999-2000-2001

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 164

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

THURSDAY, 8 FEBRUARY 2001

1 The Main Committee met at 9.51 a.m.

2 **MEMBERS' STATEMENTS**

Members' statements being made—

Suspension of sitting

Disorder arising, the Deputy Speaker, forthwith suspended the sitting at 9.56 a.m.

Resumption of sitting

At 11.50 a.m. the Deputy Speaker resumed the Chair and a quorum not being present, the Deputy Speaker suspended proceedings until 11.55 a.m.

At 11.55 a.m., the Deputy Speaker resumed the Chair, and a quorum not being present—

Adjournment of sitting

The Deputy Speaker adjourned the Main Committee until a date and time to be fixed.

B. C. WRIGHT
Clerk of the Main Committee