

1998-1999-2000-2001

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 213

THURSDAY, 20 SEPTEMBER 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 AUSTRALIAN PARLIAMENTARY DELEGATION—REPORT—STATEMENTS BY MEMBERS

The Speaker presented the following paper:

Australian Parliamentary Delegation to the Slovak Republic, the Republic of Croatia and the Czech Republic, 7-20 April 2001—Report, September 2001—
and made a statement in connection with the report.

Mr Hatton, Mr Jull and Mrs Irwin, by leave, made statements in connection with the report.

3 PROCEEDS OF CRIME BILL 2001

Mr Williams (Attorney-General), pursuant to notice, presented a Bill for an Act to provide for confiscation of the proceeds of crime, and for other purposes.

Bill read a first time.

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

Paper

Mr Williams presented an explanatory memorandum to the Bill.

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

4 FAMILY LAW AMENDMENT (CHILD PROTECTION CONVENTION) BILL 2001

Mr Williams (Attorney-General), pursuant to notice, presented a Bill for an Act to implement the Convention on Jurisdiction, Applicable Law, Recognition, Enforcement and Co-operation in respect of Parental Responsibility and Measures for the Protection of Children, and for related purposes.

Bill read a first time.

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

Paper

Mr Williams presented an explanatory memorandum to the Bill.

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

5 OLYMPIC INSIGNIA PROTECTION AMENDMENT BILL 2001

Jackie Kelly (Minister for Sport and Tourism), pursuant to notice, presented a Bill for an Act to amend the *Olympic Insignia Protection Act 1987*, and for other purposes.

Bill read a first time.

Jackie Kelly moved—That the Bill be now read a second time.

Paper

Jackie Kelly presented an explanatory memorandum to the Bill.

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

6 FUEL LEGISLATION AMENDMENT (GRANT AND REBATE SCHEMES) BILL 2001

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, presented a Bill for an Act to amend the law relating to certain fuel grant and rebate schemes, and for related purposes.

Bill read a first time.

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

Paper

Mr Slipper presented an explanatory memorandum to the Bill.

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

7 PUBLIC ACCOUNTS AND AUDIT—JOINT COMMITTEE—REPORT—STATEMENT BY MEMBER—MOTION TO TAKE NOTE OF PAPER

Mr Charles (Chair) presented the following paper:

Public Accounts and Audit—Joint Committee—Report 385—Australian Taxation Office internal fraud control arrangements; Fraud control in Defence; Defence estate facilities operations—Review of Auditor-General's Reports 2000-2001: Second and Third Quarters, August 2001.

Ordered to be printed.

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

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

Mr Charles 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.

8 MIGRATION—JOINT STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER

Mrs May (Chair) presented the following papers:

Migration—Joint Standing Committee—New faces, new places: Review of State-specific migration mechanisms—

Report, September 2001.

Evidence received by the committee.

Minutes of proceedings.

Ordered—That the report be printed.

Mrs May and Mr Ripoll, by leave, made statements in connection with the report.

Mrs May, by leave, moved—That the House take note of the report.

Mrs May was granted leave to continue her speech when the debate is resumed.

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

9 FOREIGN AFFAIRS, DEFENCE AND TRADE—JOINT STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER

Mr Jull presented the following papers:

Foreign Affairs, Defence and Trade—Joint Standing Committee—Australia's relations with the Middle East—

Report, incorporating a dissenting report, August 2001.

Evidence received by the committee.

Ordered—That the report be printed.

Mr Jull and Mrs Crosio, by leave, made statements in connection with the report.

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

Mr Jull 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.

10 LEGAL AND CONSTITUTIONAL AFFAIRS—STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER

Mr K. J. Andrews (Chair) presented the following papers:

Legal and Constitutional Affairs—Standing Committee—Human cloning: Scientific, ethical and regulatory aspects of human cloning—

Report, August 2001.

Evidence received by the committee.

Minutes of proceedings.

Ordered—That the report be printed.

Mr K. J. Andrews and Ms Roxon, by leave, made statements in connection with the report.

Mr K. J. Andrews, by leave, moved—That the House take note of the report.

Mr K. J. Andrews 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.

11 PRIMARY INDUSTRIES AND REGIONAL SERVICES—STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER

Fran Bailey (Chair) presented the following papers:

Primary Industries and Regional Services—Standing Committee—Bioprospecting: Discoveries changing the future—Inquiry into development of high technology industries in regional Australia based on bioprospecting—

Report, August 2001.

Evidence received by the committee.

Minutes of proceedings.

Ordered—That the report be printed.

Fran Bailey and Mr Adams, by leave, made statements in connection with the report.

Fran Bailey, by leave, moved—That the House take note of the report.

Fran Bailey was granted leave to continue her speech when the debate is resumed.

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

12 COMMUNICATIONS, TRANSPORT AND THE ARTS—STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER

Mr Neville (Chair) presented the following papers:

Communications, Transport and the Arts—Standing Committee—Covering your arts: Art indemnity in Australia—

Report, September 2001.

Evidence received by the committee.

Minutes of proceedings.

Ordered—That the report be printed.

Mr Neville and Ms Livermore, by leave, made statements in connection with the report.

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

Mr Neville 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.

13 MIGRATION LEGISLATION AMENDMENT BILL (NO. 6) 2001

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 101A, and the resumption of the debate made an order of the day for a later hour this day.

14 DISTINGUISHED VISITOR

The Speaker advised that Professor Dr Amien Rais, Chairman of the People's Consultative Assembly of the Republic of Indonesia, was within the precincts. With the concurrence of Members, the distinguished visitor was provided with a seat on the floor of the House.

15 QUESTIONS

Questions without notice being asked—

Member ordered to withdraw

At 2.38 p.m. the Member for Werriwa (Mr Latham) 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 continuing—

Member named and suspended

The Speaker named the Member for Kingston (Mr Cox) for disorderly behaviour.

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

Question—put.

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

AYES, 75

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

NOES, 62

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

* Tellers

Pairs

Mr Lieberman Ms Burke

And so it was resolved in the affirmative.

The Member was, therefore, suspended at 2.47 p.m. for 24 hours under standing order 305, and he accordingly withdrew from the Chamber.

Questions without notice continued.

16 AUDITOR-GENERAL'S REPORTS

The Speaker presented the following papers:

Auditor-General—Audit reports of 2001-2002—

No. 12—Financial control and administration audit—Selection, implementation and management of financial information systems in Commonwealth agencies.

No. 13—Performance audit—Internet security within Commonwealth Government agencies.

Severally ordered to be printed.

17 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—JOB SECURITY

The House was informed that Mr Crean (Deputy Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The failure of the government to ensure the job security of thousands of Australian families, by introducing a new job destroying tax, doing nothing to stop the collapse of major corporations and having no strategy to keep Ansett in the air”.

The proposed discussion having received the necessary support—

Mr Crean addressed the House.

Discussion ensued.

Paper

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

Economic and financial indicators—Copy of article in *The Economist*, p. 80, 18 August 2001.

Discussion continued.

Discussion concluded.

18 MIGRATION LEGISLATION AMENDMENT BILL (NO. 5) 2001—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the Bill had been fully considered by the Main Committee and agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

On the motion of Jackie Kelly (Minister for Sport and Tourism), by leave, the Bill was read a third time.

19 EMPLOYMENT, WORKPLACE RELATIONS AND SMALL BUSINESS LEGISLATION AMENDMENT (APPLICATION OF CRIMINAL CODE) BILL 2001—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the Bill had been fully considered by the Main Committee and agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

On the motion of Jackie Kelly (Minister for Sport and Tourism), by leave, the Bill was read a third time.

20 DEFENCE LEGISLATION AMENDMENT (APPLICATION OF CRIMINAL CODE) BILL 2001—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the Bill had been fully considered by the Main Committee and agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

On the motion of Jackie Kelly (Minister for Sport and Tourism), by leave, the Bill was read a third time.

21 MEASURES TO COMBAT SERIOUS AND ORGANISED CRIME BILL 2001—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the Bill had been fully considered by the Main Committee and agreed to without amendment, and presented a certified copy of the Bill.

Bill agreed to.

On the motion of Jackie Kelly (Minister for Sport and Tourism), by leave, the Bill was read a third time.

22 MESSAGES FROM THE SENATE

Messages from the Senate, 20 September 2001, were reported returning the following Bills without amendment:

Message—

No. 710—Parliamentary Service Amendment 2001.

No. 711—Social Security and Veterans' Entitlements Legislation Amendment (Retirement Assistance for Farmers) 2001.

No. 712—Education, Training and Youth Affairs Legislation Amendment (Application of Criminal Code) 2001.

No. 714—Superannuation Legislation Amendment (Indexation) 2001.

No. 715—Health and Other Services (Compensation) Legislation Amendment 2001.

No. 716—Trade Practices Amendment (Telecommunications) 2001.

23 AIR PASSENGER TICKET LEVY (IMPOSITION) BILL 2001

Mr Abbott (Minister for Employment, Workplace Relations and Small Business) presented a Bill for an Act to impose a levy on air passenger tickets, and for related purposes.

Bill read a first time.

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

Paper

Mr Abbott presented an explanatory memorandum to the Bill.

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

24 AIR PASSENGER TICKET LEVY (COLLECTION) BILL 2001

Mr Abbott (Minister for Employment, Workplace Relations and Small Business), by leave, presented a Bill for an Act to provide for a levy on certain air passenger tickets, and for related purposes.

Bill read a first time.

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

Paper

Mr Abbott presented an explanatory memorandum to the Bill.

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

25 MIGRATION LEGISLATION AMENDMENT BILL (NO. 6) 2001

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

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

Consideration in detail

Bill, by leave, taken as a whole.

Dr Theophanous, by leave, moved amendments (1) and (2) together.

Question—That the amendments be agreed to—put and negatived—Dr Theophanous dissenting.

Dr Theophanous, by leave, moved amendments (3) and (4) together.

Question—That the amendments be agreed to—put and negatived—Dr Theophanous dissenting.

Paper

Mr Ruddock (Minister for Immigration and Multicultural Affairs) presented a supplementary explanatory memorandum to the Bill.

On the motion of Mr Ruddock, by leave, Government amendments (1) and (2) were made together, after debate.

Bill, as amended, agreed to.

Consideration in detail concluded.

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

26 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REPORTS—STATEMENTS BY MEMBERS

Mrs Moylan (Chair) presented the following papers:

Public Works—Parliamentary Standing Committee—Reports—
RAAF Base Townsville redevelopment, Stage 2, Townsville (9th report of
2001).

Redevelopment of the Army aviation centre Oakey, Queensland (10th report of
2001).

Severally ordered to be printed.

Mrs Moylan and Mr Lindsay, by leave, made statements in connection with the
reports.

27 ADJOURNMENT

Dr Stone (Parliamentary Secretary to the Minister for the Environment and
Heritage) moved—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 6 p.m.—The Speaker adjourned the House
until Monday next at 12.30 p.m.



PAPERS

The following papers were deemed to have been presented on 20 September
2001:

Australian Bureau of Statistics Act—Australian Bureau of Statistics—
Proposal—2001 No. 11.

Taxation Administration Act—Rulings—2001 Nos CR 2 (Addendum), CR 46,
CR 47, CR 48, TR 9.



ATTENDANCE

All Members attended (at some time during the sitting) except Mr Andren, Ms
Burke, Mr Lieberman*, Ms O'Byrne, Mr A. P. Thomson and Mr K. J.
Thomson.

* On leave



I. C. HARRIS

Clerk of the House of Representatives

1998-1999-2000-2001

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 213

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

THURSDAY, 20 SEPTEMBER 2001

1 The Main Committee met at 9.40 a.m.

2 MEMBERS' STATEMENTS

Members' statements were made.

3 MIGRATION LEGISLATION AMENDMENT BILL (NO. 5) 2001

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 the question on the report to be put forthwith.

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

4 EMPLOYMENT, WORKPLACE RELATIONS AND SMALL BUSINESS LEGISLATION AMENDMENT (APPLICATION OF CRIMINAL CODE) BILL 2001

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 the question on the report to be put forthwith.

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

5 DEFENCE LEGISLATION AMENDMENT (APPLICATION OF CRIMINAL CODE) BILL 2001

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—

Debate resumed.

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

Consideration in detail

Bill, by leave, taken as a whole, and agreed to, after debate.

Consideration in detail concluded.

Ordered—That the Bill be reported to the House without amendment.

6 MEASURES TO COMBAT SERIOUS AND ORGANISED CRIME BILL 2001

The order of the day having been read for the second reading—Dr Stone (Parliamentary Secretary to the Minister for the Environment and Heritage) moved—That the Bill be now read a second time—

Paper

Dr Stone presented a revised explanatory memorandum to the Bill.

Debate ensued.

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

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.

7 ADJOURNMENT

Dr Stone (Parliamentary Secretary to the Minister for Environment and Heritage) moved—That the Main Committee do now adjourn.

Debate ensued.

At 12.40 p.m. the Deputy Speaker adjourned the Main Committee.



B. C. WRIGHT
Clerk of the Main Committee