

2002-03-04

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

**VOTES AND PROCEEDINGS**

No. 173

THURSDAY, 27 MAY 2004

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

**2 NATIONAL SECURITY INFORMATION (CRIMINAL PROCEEDINGS) BILL 2004**

Mr Ruddock (Attorney-General), pursuant to notice, presented a Bill for an Act relating to the protection of certain information from disclosure in federal criminal proceedings, and for related purposes.

Bill read a first time.

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

*Paper*

Mr Ruddock presented an explanatory memorandum to the Bill.

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

**3 NATIONAL SECURITY INFORMATION (CRIMINAL PROCEEDINGS) (CONSEQUENTIAL AMENDMENTS) BILL 2004**

Mr Ruddock (Attorney-General), pursuant to notice, presented a Bill for an Act to amend certain Acts as a consequence of the enactment of the *National Security Information (Criminal Proceedings) Act 2004*, and for related purposes.

Bill read a first time.

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

*Paper*

Mr Ruddock presented an explanatory memorandum to the Bill.

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

**4 TELECOMMUNICATIONS (INTERCEPTION) AMENDMENT (STORED COMMUNICATIONS) BILL 2004**

Mr Ruddock (Attorney-General), pursuant to notice, presented a Bill for an Act to amend the *Telecommunications (Interception) Act 1979*, and for other purposes.

Bill read a first time.

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

*Paper*

Mr Ruddock presented an explanatory memorandum to the Bill.

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

**5 CUSTOMS LEGISLATION AMENDMENT (AIRPORT, PORT AND CARGO SECURITY) BILL 2004**

Mr Ruddock (Attorney-General), pursuant to notice, presented a Bill for an Act to amend customs legislation, and for related purposes.

Bill read a first time.

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

*Paper*

Mr Ruddock presented an explanatory memorandum to the Bill.

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

**6 FARM HOUSEHOLD SUPPORT AMENDMENT BILL 2004**

Mr Truss (Minister for Agriculture, Fisheries and Forestry), pursuant to notice, presented a Bill for an Act to amend the *Farm Household Support Act 1992*, and for related purposes.

Bill read a first time.

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

*Paper*

Mr Truss presented an explanatory memorandum to the Bill.

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

**7 ABORIGINAL AND TORRES STRAIT ISLANDER COMMISSION AMENDMENT BILL 2004**

Mr Hardgrave (Minister representing the Minister for Immigration and Multicultural and Indigenous Affairs), pursuant to notice, presented a Bill for an Act to amend the *Aboriginal and Torres Strait Islander Commission Act 1989*, and for related purposes.

Bill read a first time.

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

*Paper*

Mr Hardgrave presented an explanatory memorandum to the Bill.

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

**8 EXTENSION OF CHARITABLE PURPOSE BILL 2004**

Mr Cameron (Parliamentary Secretary to the Treasurer), pursuant to notice, presented a Bill for an Act relating to charities and charitable purpose, and for related purposes.

Bill read a first time.

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

*Paper*

Mr Cameron presented an explanatory memorandum to the Bill.

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

**9 SUPERANNUATION LAWS AMENDMENT (2004 MEASURES NO. 1) BILL 2004**

Mr Cameron (Parliamentary Secretary to the Treasurer), pursuant to notice, presented a Bill for an Act to amend the law relating to superannuation, and for other purposes.

Bill read a first time.

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

*Paper*

Mr Cameron presented an explanatory memorandum to the Bill.

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

**10 SUPERANNUATION LAWS AMENDMENT (2004 MEASURES NO. 2) BILL 2004**

Mr Cameron (Parliamentary Secretary to the Treasurer), pursuant to notice, presented a Bill for an Act to amend the law relating to superannuation, and for related purposes.

Bill read a first time.

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

*Paper*

Mr Cameron presented an explanatory memorandum to the Bill.

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

**11 TAX LAWS AMENDMENT (2004 MEASURES NO. 3) BILL 2004**

Mr Cameron (Parliamentary Secretary to the Treasurer) presented a Bill for an Act to amend the law relating to taxation, and for related purposes.

Bill read a first time.

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

*Paper*

Mr Cameron presented an explanatory memorandum to the Bill.

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

**12 TAX LAWS AMENDMENT (MEDICARE LEVY AND MEDICARE LEVY SURCHARGE) BILL 2004**

Mr Cameron (Parliamentary Secretary to the Treasurer) presented a Bill for an Act to amend the law relating to taxation, and for related purposes.

Bill read a first time.

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

*Paper*

Mr Cameron presented an explanatory memorandum to the Bill.

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

**13 ELECTORAL AND REFERENDUM AMENDMENT (ACCESS TO ELECTORAL ROLL AND OTHER MEASURES) BILL 2004**

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

Debate resumed.

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

Leave granted for third reading to be moved forthwith.

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration) moved—That the Bill be now read a third time.

Debate ensued.

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

**14 ELECTORAL AND REFERENDUM AMENDMENT (ENROLMENT INTEGRITY AND OTHER MEASURES) BILL 2004**

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

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

Leave granted for third reading to be moved forthwith.

On the motion of Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration), the Bill was read a third time.

**15 APPROPRIATION BILL (NO. 1) 2004-2005—BUDGET DEBATE**

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—*And on the amendment moved thereto by Mr Crean, 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) condemns the Government for its cynical election driven spending spree which—while spending a record \$52 billion over the forward estimates—failed to deliver crucial services to Australians, including:
  - (a) funding the pneumococcal vaccine for children;
  - (b) funding VET in schools so young Australians can either Earn or Learn;
  - (c) ensuring access to Higher Education without excessive fees or increasing student debt levels;
  - (d) ensuring all Australians can access bulkbilling services; and
  - (e) ensuring adequate measures to respond to Australia’s skill shortage; and
- (2) also condemns the Government for failing to present a strategy to adequately address the long term fiscal challenges facing the nation”—

Debate resumed.

Debate adjourned (Mr Ruddock—Attorney-General), and the resumption of the debate made an order of the day for a later hour this day.

#### 16 MARRIAGE LEGISLATION AMENDMENT BILL 2004

Mr Ruddock (Attorney-General), by leave, presented a Bill for an Act to amend the *Marriage Act 1961* and the *Family Law Act 1975*, and for related purposes.

Bill read a first time.

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

*Paper*

Mr Ruddock presented an explanatory memorandum to the Bill.

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

#### 17 APPROPRIATION BILL (NO. 1) 2004-2005—BUDGET DEBATE

The order of the day having been read for the resumption of the debate on the question—That the Bill be now read a second time—*And on the amendment moved thereto by Mr Crean (see item No. 15, page 1641)*—

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.

#### 18 QUESTIONS

Questions without notice being asked—

*Paper*

Mr Emerson, by leave, presented the following paper:

Small business—Unfair dismissal laws—Copy of personal explanation given by Mr Emerson, 27 May 2004.

Questions without notice continued.

#### 19 PAPER

Mr Abbott (Minister for Health and Ageing) added to an answer to a question without notice and presented the following paper:

Labor to fund recommended vaccines for all newborn children fact sheet—Extract from policy statement on Australian Labor Party website, Ms Gillard, Shadow Minister for Health, and Mr Latham, Leader of the Opposition, 27 May 2004.

#### 20 PAPER

Mr K. J. Andrews (Minister for Employment and Workplace Relations) added to an answer to a question without notice and presented the following paper:

Joel Fitzgibbon deserves to be heard—Media release by the Hon. Peter Reith, Minister for Employment, Workplace Relations and Small Business, 17 November 1998.

**21 AUDITOR-GENERAL'S REPORT**

The Speaker presented the following paper:

Auditor-General—Audit report No. 48 of 2003–2004—Performance audit—The Australian Taxation Office's management and use of annual investment income reports: Australian Taxation Office.

Ordered to be printed.

**22 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—SMALL BUSINESS**

The House was informed that both Ms Panopoulos and Mr Griffin had proposed that definite matters of public importance be submitted to the House for discussion today. In accordance with the provisions of standing order 107, the Speaker had given priority to the matter proposed by Ms Panopoulos, namely, "Australia's urgent need for reformed unfair dismissal laws to assist small business to create jobs".

The proposed discussion having received the necessary support—

Ms Panopoulos addressed the House.

Discussion ensued.

Mr B. P. J. O'Connor addressing the House—

**23 ADJOURNMENT**

It being 4.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 5 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 27 May 2004:

Currency Act—Determination—2004 Currency (Royal Australian Mint) No. 3.

Higher Education Funding Act—Determination—2003 No. T25.

Industry Research and Development Act—Guidelines—2004 Industry Research and Development Board (Overseas Research and Development Activities).

Migration Act—Statement under subsection 33(6)—21 May 2004.

Sydney Airport Curfew Act—Dispensation—2004 No. 5.

**ATTENDANCE**

All Members attended (at some time during the sitting) except Mr Charles, Ms Ellis\*, Mr Hartsuyker, Mrs D. M. Kelly, Ms J. S. McFarlane\*, Mr Sciacca and Mr K. J. Thomson.

\* On leave

**I. C. HARRIS**  
Clerk of the House of Representatives

2002-03-04

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

No. 173

**MAIN COMMITTEE**

**MINUTES OF PROCEEDINGS**

THURSDAY, 27 MAY 2004

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1 The Main Committee met at 9.40 a.m.

2 **MEMBERS' STATEMENTS**

Members' statements were made.

3 **EXPORT MARKET DEVELOPMENT GRANTS AMENDMENT BILL 2004**

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 **AUSTRALIAN FEDERAL POLICE AND OTHER LEGISLATION AMENDMENT BILL 2004**

The order of the day having been read for the second reading—Mr M. A. J. Vaile (Minister for Trade) moved—That the Bill be now read a second time.

*Paper*

Mr M. A. J. Vaile presented an explanatory memorandum to the Bill.

Debate ensued.

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

*Consideration in detail*

Bill, by leave, taken as a whole.

*Paper*

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration) presented a supplementary explanatory memorandum to the Bill.

On the motion of Mr Slipper, the Government amendment was made.

Bill, as amended, agreed to.

Consideration in detail concluded.

Ordered—That the Bill be reported to the House with an amendment.

5 **ADJOURNMENT**

Ms Gambaro moved—That the Main Committee do now adjourn.

Debate ensued.

Question—put and passed.

At 12.46 p.m. the Deputy Speaker adjourned the Main Committee until 4 p.m. on Tuesday, 1 June 2004.



**B. C. WRIGHT**  
Clerk of the Main Committee