

2004-05

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

**VOTES AND PROCEEDINGS**

No. 29

THURSDAY, 12 MAY 2005

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

2 **TAX LAWS AMENDMENT (PERSONAL INCOME TAX REDUCTION) BILL 2005**

Mr Costello (Treasurer) presented a Bill for an Act to reduce personal income tax, and for other purposes.

Bill read a first time.

Mr Costello moved—That the bill be now read a second time.

*Document*

Mr Costello presented an explanatory memorandum to the bill.

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

3 **TAX LAWS AMENDMENT (2005 MEASURES NO. 3) BILL 2005**

Mr Brough (Minister for Revenue and Assistant Treasurer) presented a Bill for an Act to amend the law relating to taxation, and for related purposes.

Bill read a first time.

Mr Brough moved—That the bill be now read a second time.

*Document*

Mr Brough 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.

4 **SUPERANNUATION BILL 2005**

Dr Stone (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, presented a Bill for an Act about the Public Sector Superannuation Accumulation Plan (PSSAP), and for related purposes.

Bill read a first time.

Dr Stone moved—That the bill be now read a second time.

*Document*

Dr Stone 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.

5 **SUPERANNUATION (CONSEQUENTIAL AMENDMENTS) BILL 2005**

Dr Stone (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, presented a Bill for an Act to deal with consequential matters arising from the enactment of the *Superannuation Act 2005*, and for other purposes.

Bill read a first time.

Dr Stone moved—That the bill be now read a second time.

*Document*

Dr Stone presented an explanatory memorandum to the bill.

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

**6 CORPORATIONS AND FINANCIAL SERVICES—JOINT PARLIAMENTARY COMMITTEE—REPORT—STATEMENT BY MEMBER**

Ms A. E. Burke presented the following documents:

Corporations and Financial Services—Joint Parliamentary Committee—Statutory oversight of the Australian Securities and Investment Commission—

Report, May 2005.

Evidence received by the committee.

Ordered—That the report be made a Parliamentary Paper.

Ms A. E. Burke, by leave, made a statement in connection with the report.

**7 SEX DISCRIMINATION AMENDMENT (TEACHING PROFESSION) 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.

The House divided (the Deputy Speaker, Mrs B. K. Bishop, in the Chair)—

AYES, 78

Mr Abbott	Mr Farmer	Mrs Ley	Mr Slipper
Mr Anderson	Mr Fawcett	Mr Lindsay	Mr A. D. H. Smith
Mr Andrews	Mr M. D. Ferguson	Mr Lloyd	Mr Somlyay
Fran Bailey	Mr Forrest*	Mr McArthur*	Dr Southcott
Mr Baird	Ms Gambaro	Mr Macfarlane	Dr Stone
Mr Baker	Mrs Gash	Mr McGauran	Mr C. P. Thompson
Mr Baldwin	Mr Georgiou	Mrs Markus	Mr Ticehurst
Mr Barresi	Mr Haase	Mrs May	Mr Tollner
Mr Bartlett	Mr Hardgrave	Mrs Moylan	Mr Truss
Mr Billson	Mr Hartsuyker	Dr Nelson	Mr Tuckey
Ms J. Bishop	Mr Henry	Mr Neville	Mr Turnbull
Mr Broadbent	Mr Hockey	Ms Panopoulos	Mr M. A. J. Vaile
Mr Brough	Mr Hunt	Mr Prosser	Mrs D. S. Vale
Mr Cadman	Dr Jensen	Mr Pyne	Mr Vasta
Mr Cobb	Mr Johnson	Mr Randall	Mr Wakelin
Mr Costello	Mr Katter	Mr Richardson	Dr Washer
Mr Downer	Mr Keenan	Mr Robb	Mr Windsor
Mr Dutton	Mrs D. M. Kelly	Mr Ruddock	Mr Wood
Mrs Elson	Jackie Kelly	Mr Scott	
Mr Entsch	Mr Laming	Mr Secker	

## NOES, 60

Mr Adams	Ms A. L. Ellis	Mr Hayes	Ms Owens
Mr Albanese	Ms K. M. Ellis	Ms Hoare	Ms Plibersek
Mr Andren	Mr Emerson	Mrs Irwin	Mr Price
Mr Beazley	Mr L. Ferguson	Mr Jenkins	Mr Quick
Mr Bevis	Mr M. J. Ferguson	Mr Kerr	Mr Ripoll
Ms Bird	Mr Fitzgibbon	Ms C. King	Mr Rudd
Mr Bowen	Mr Garrett	Dr Lawrence	Mr Sawford
Ms A. E. Burke	Mr Georganas	Ms Livermore	Mr Sercombe
Mr A. S. Burke	Ms George	Mr McClelland	Mr S. F. Smith
Mr Byrne	Mr Gibbons	Ms Macklin	Mr Snowdon
Ms Corcoran	Ms Gillard	Mr McMullan	Mr Swan
Mr Crean	Ms Grierson	Mr Melham	Mr Tanner
Mr Danby*	Mr Griffin	Mr Murphy	Mr K. J. Thomson
Mr Edwards	Ms Hall*	Mr B. P. O'Connor	Ms Vamvakinou
Mrs Elliot	Mr Hatton	Mr G. M. O'Connor	Mr Wilkie

\* Tellers

And so it was resolved in the affirmative—bill read a second time.

Leave granted for third reading to be moved immediately.

On the motion of Mr Ruddock (Attorney-General), the bill was read a third time.

#### 8 HIGHER EDUCATION SUPPORT AMENDMENT (ABOLITION OF COMPULSORY UP-FRONT STUDENT UNION FEES) BILL 2005

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

#### 9 QUESTIONS

Questions without notice were asked.

#### 10 SPECIAL ADJOURNMENT

Mr McGauran (Deputy Leader of the House) moved—That the House, at its rising, adjourn until Monday, 23 May 2005, at 12.30 p.m., unless the Speaker or, in the event of the Speaker being unavailable, the Deputy Speaker, fixes an alternative day or hour of meeting.

Question—put and passed.

#### 11 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—WELFARE CHANGES

The House was informed that Ms Plibersek had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The unfair welfare changes contained in the 2005 Budget which make life harder for the neediest Australians, and which fail to tackle the need for real welfare reform”.

The proposed discussion having received the necessary support—

Ms Plibersek addressed the House.

Discussion ensued.

*Member directed to leave*

At 3.20 p.m. the Member for Lyons (Mr Adams) was directed, under standing order 94, to leave the Chamber for one hour for continuing to interject after a warning had been given from the Chair, and he accordingly left the Chamber.

Discussion continued.

Discussion concluded.

**12 MESSAGE FROM THE SENATE**

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

12 May 2005—Message No. 107—Social Security Legislation Amendment (One-off Payments for Carers) 2005.

**13 MESSAGE FROM THE SENATE**

Message No. 106, 11 May 2005, from the Senate was reported acquainting the House of the following resolution agreed to by the Senate:

That the following matter be referred to the Joint Standing Committee on the National Capital and External Territories for inquiry and report by the last sitting day in June 2006:

Current and future governance arrangements for the Indian Ocean Territories, with particular reference to:

- (a) accountability and transparency of decision-making in relation to the Indian Ocean Territories;
- (b) the role of the Shire of Christmas Island and the Shire of Cocos (Keeling) Islands;
- (c) aspirations of the residents of Christmas Island and Cocos (Keeling) Islands for more representative governance arrangements;
- (d) the link between more effective governance and improved economic sustainability for the Indian Ocean Territories;
- (e) the operation of Western Australian applied laws;
- (f) community service delivery including the effectiveness of service delivery agreements with the Western Australian Government; and
- (g) proposals for reform of governance arrangements.

**14 CIVIL AVIATION AMENDMENT BILL 2005—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 Fran Bailey (Minister for Small Business and Tourism), by leave, the bill was read a third time.

**15 PUBLICATIONS COMMITTEE—REPORT**

Mr Price presented the following document:

**PUBLICATIONS COMMITTEE 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 17 March 2005, recommends that the following be made Parliamentary Papers:

Aboriginal and Torres Strait Islander Social Justice Commissioner—Reports—

Native title—2004.

Social justice—2004.

Australian Competition and Consumer Commission—Telecommunications report—Telstra's compliance with price control arrangements 2003-04.

Australian Electoral Commission—Report—Funding and disclosure report—Election 2001.

Finance—Budget 2005-06—Ministerial statements—

Australia's overseas aid program 2005-06.

Building stronger communities 2005-06.

Making Australia stronger—Delivering our commitments 2005-06.

Taking stock—Positioning our rural and food industries for the future 2005-06.

Foreign Investment Review Board—Report for 2003-04—Corrigendum.

Human Rights and Equal Opportunity Commission—Report No. 29—Inquiry into complaints by Ms Susan Campbell that the human rights of her daughter were breached by the Commonwealth of Australia under the Convention on the Rights of the Child.

Native Title Act—Native title representative bodies—Report—Ngaanyatjarra Council (Aboriginal Corporation) for 2003-04.

Pharmaceutical Benefits Pricing Authority—Report for 2003-04.

Productivity Commission—Report No. 33 Review of National Competition Policy Reforms, 28 February 2005.

*States Grants (Primary and Secondary Education Assistance) Act 2000*—Report on financial assistance granted to each State in respect of 2003.

Telecommunications (Interception) Act—Report for 2003-04.

DICK ADAMS MP

Deputy Chair

12 May 2005

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

#### 16 MESSAGES FROM THE SENATE

Messages from the Senate, 12 May 2005, were reported returning the following bills without amendment:

Message—

No. 108—Higher Education Legislation Amendment (2005 Measures No. 1) 2005.

No. 109—Australian Institute of Marine Science Amendment 2005.

#### 17 HIGHER EDUCATION SUPPORT AMENDMENT (ABOLITION OF COMPULSORY UP-FRONT STUDENT UNION FEES) BILL 2005

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.

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

#### 18 APPROPRIATION BILL (NO. 1) 2005-2006—BUDGET DEBATE

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

Debate resumed.

Debate adjourned (Mr Abbott—Leader of the House), and the resumption of the debate made an order of the day for the next sitting.

#### 19 ADJOURNMENT

Mr Abbott (Leader of the House) moved—That the House do now adjourn.

Question—put and passed.

And then the House, at 8.02 p.m., adjourned until Monday, 23 May 2005, in accordance with the resolution agreed to this sitting.



#### DOCUMENTS

The following documents were deemed to have been presented on 12 May 2005:

*Appropriation Act (No. 3) 2003-2004*—Determination to reduce appropriation upon request—No. 3 of 2004-2005, 11 April 2005 [F2005L01127].

Corporations Act—Orders under subsection 601QA(1)—Australian Securities and Investments Commission—Class Order CO 05/26 [F2005L01126].

Customs Act—Tariff Concession Orders—2005 6 (6) May [F2005L01111], [F2005L01112], [F2005L01113], [F2005L01115], [F2005L01116], [F2005L01118].

Family Law Act—Family Law (Superannuation) Regulations—Approval—2005 Family Law (Superannuation) (Methods and Factors for Valuing Particular Superannuation Interests) Amendment (No. 3) [F2005L01023].

Financial Management and Accountability Act—Net Appropriation Agreements under section 31—2005 4, 19 April [F2005L01071], [F2005L01073].

Fisheries Management Act—Determination—Great Australian Bight Trawl Fishery Management Plan (Revocation) [F2005L01123].

---

---

**ATTENDANCE**

All Members attended (at some time during the sitting) except Mrs Draper, Mrs Hull, Mr Jull\*, Mr Nairn, Ms Roxon\* and Mr Schultz.

\* On leave

---

---

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

2004-05

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

No. 29

**MAIN COMMITTEE**

**MINUTES OF PROCEEDINGS**

THURSDAY, 12 MAY 2005

---

---

1 The Main Committee met at 9.40 a.m.

**2 MEMBERS' STATEMENTS**

Members' statements were made.

**3 CIVIL AVIATION AMENDMENT BILL 2005**

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 immediately.

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

**4 60<sup>TH</sup> ANNIVERSARY OF VE DAY—COPY OF MOTION OF THANKS MOVED BY THE PRIME MINISTER—MOTION TO TAKE NOTE OF DOCUMENT**

The order of the day having been read for the resumption of the debate on the motion of Mr Abbott (Leader of the House)—That the House take note of the document (*presented on 10 May 2005*), viz.:

60<sup>th</sup> Anniversary of VE Day—Copy of motion of thanks moved by the Prime Minister—

Debate resumed.

---

*Suspension of sitting*

At 11.02 a.m., a division having been called in the House, the proceedings were suspended.

*Resumption of sitting*

At 11.15 a.m., the proceedings were resumed.

---

Debate continued.

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

**5 DEATH OF THE HONOURABLE SIR JOHANNES BJELKE-PETERSEN KCMG—COPY OF CONDOLENCE MOTION MOVED BY THE DEPUTY PRIME MINISTER—MOTION TO TAKE NOTE OF DOCUMENT**

The order of the day having been read for the resumption of the debate on the motion of Mr Abbott (Leader of the House)—That the House take note of the document (*presented on 10 May 2005*), viz.:

Death of the Honourable Sir Johannes Bjelke-Petersen KCMG—Copy of condolence motion moved by the Deputy Prime Minister—

Debate resumed.

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

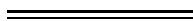
**6 ADJOURNMENT**

Mr Neville moved—That the Main Committee do now adjourn.

Debate ensued.

Question—put and passed.

At 1 p.m. the Deputy Speaker adjourned the Main Committee until 9.40 a.m. on Wednesday, 25 May 2005.



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