

2004-05

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 76

TUESDAY, 6 DECEMBER 2005

1 The House met, at 2 p.m., pursuant to adjournment. The Speaker (the Honourable David Hawker) took the Chair, and read Prayers.

2 QUESTIONS

Questions without notice being asked—

Treasurer—Motion of censure

Mr Beazley (Leader of the Opposition), by leave, moved—That this House censure the Treasurer for:

- (1) his appointment of Mr Robert Gerard to the Reserve Bank Board when he knew the true state of Mr Gerard's corporate tax affairs; and
- (2) his subsequent attempt to conceal and cover up the circumstances surrounding the appointment of Mr Gerard, a major donor to the Liberal Party.

Debate ensued.

Question—put.

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

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Mr Adams	Mr Emerson	Mrs Irwin	Mr Quick
Mr Beazley	Mr L. D. T. Ferguson	Mr Jenkins	Mr Ripoll
Mr Bevis	Mr M. J. Ferguson	Ms C. King	Ms Roxon
Ms Bird	Mr Fitzgibbon	Dr Lawrence	Mr Rudd
Mr Bowen	Mr Garrett	Ms Livermore	Mr Sawford
Ms A. E. Burke	Mr Georganas	Mr McClelland	Mr Sercombe
Mr A. S. Burke	Ms George	Ms Macklin	Mr S. F. Smith
Mr Byrne	Mr Gibbons	Mr McMullan	Mr Snowdon
Ms Corcoran	Ms Gillard	Mr Melham	Mr Swan
Mr Crean	Ms Grierson	Mr Murphy	Mr Tanner
Mr Danby*	Mr Griffin	Mr B. P. O'Connor	Mr K. J. Thomson
Mr Edwards	Ms Hall*	Mr G. M. O'Connor	Ms Vamvakinou
Mrs Elliot	Mr Hatton	Ms Owens	
Ms A. L. Ellis	Mr Hayes	Ms Plibersek	
Ms K. M. Ellis	Ms Hoare	Mr Price	

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

* Tellers

And so it was negatived.

Questions without notice concluded.

3 AUDITOR-GENERAL'S REPORT

The Speaker presented the following document:

Auditor-General—Audit report No. 20 of 2005–2006—Performance audit—Regulation of Private Health Insurance by the Private Health Insurance Administration Council.

Ordered to be made a Parliamentary Paper.

4 DOCUMENTS

The following documents were presented:

Australia-Japan Foundation—Report for 2004-05.

Australian Radiation Protection and Nuclear Safety Agency—Report for 2004-05—Erratum.

Environment and Heritage—House of Representatives Standing Committee—Report—Employment in the environment sector: Methods, measures and messages—Government response.

Migration Act 1958—Section 486O—Assessment of detention arrangements—

Covering statement by the Commonwealth Ombudsman.

Government response to the Commonwealth Ombudsman's statements, 30 November 2005.

Reports by the Commonwealth Ombudsman—

Personal identifier 001/05, 12 October 2005.

Personal identifier 002/05, 12 October 2005.

Office of the Renewable Energy Regulator—Report for 2004-05.

Science and Innovation—House of Representatives Standing Committee—Report—Science overcoming salinity: Coordinating and extending the science to address the nation's salinity problem—Government response.

5 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—MANAGEMENT OF DEFENCE BUDGET

The House was informed that Mr McClelland had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The Government’s incompetent management of Australia’s \$17 billion Defence budget as evidenced by the 2004-05 Defence Annual Report”.

The proposed discussion having received the necessary support—

Mr McClelland addressed the House.

Discussion ensued.

Discussion concluded.

6 MATTERS REFERRED TO MAIN COMMITTEE

Mr Bartlett (Chief Government Whip), by leave, moved—That the following orders of the day, committee and delegation reports, be referred to the Main Committee for debate:

Family and Human Services—Standing Committee—Overseas adoption in Australia: Report on the inquiry into adoption of children from overseas;

Agriculture, Fisheries and Forestry—Standing Committee—Report—Taking Control: A National Approach to Pest Animals; and

Procedure—Standing Committee—Reports—

A History of the Procedure Committee on its 20th Anniversary.

Proceedings relating to House committees.

Question—put and passed.

7 DEATH OF THE HON PETER FRANCIS SALMON COOK—CONDOLENCE MOTION—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the order of the day relating to Prime Minister’s motion of condolence in connection with the death of the Honourable Peter Francis Salmon Cook had been debated in the Main Committee and returned to the House, and presented a certified copy of the motion.

All Members present having risen, in silence—

Question—That the motion be agreed to—passed.

8 TREATIES—JOINT STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF DOCUMENT

Mrs May presented the following document:

Treaties—Joint Standing Committee—Report 70—Treaty tabled on 9 November 2005: United Nations Educational, Scientific and Cultural Organization International Convention Against Doping in Sport, December 2005.

Ordered to be made a Parliamentary Paper.

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

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

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

9 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.

Mrs Hull addressing the House—

10 ADJOURNMENT

It being 9 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 9.30 p.m.—The Speaker adjourned the House until 9 a.m. tomorrow.

DOCUMENTS

The following documents were deemed to have been presented on 6 December 2005:

Appropriation Act (No. 1) 2005-2006—Determination to reduce appropriation upon request—No. 1 of 2005-2006, 14 November 2005 [F2005L03707].

Australian Workplace Safety Standards Act—Regulations—Select Legislative Instrument—2005 No. 285 [F2005L03863].

Civil Aviation Act—Civil Aviation Safety Regulations—Airworthiness Directives—

Part 39-105—2005—

30 November [F2005L03871].

1 December [F2005L03888].

Part 39-107—2005 1 December [F2005L03889].

Corporations Act—Exemption, declaration and variation under paragraphs 951B(1)(a) and (c)—Australian Securities and Investments Commission—Class Order CO 05/1195 [F2005L03854].

Migration Act—Migration Agents Regulations—Notices—2005—

Migration Agents (Continuing professional development—Attendance at a seminar, workshop, conference or lecture) [F2005L03880].

Migration Agents (Continuing professional development—Private study of audio, video or written material) [F2005L03876].

Primary Industries (Customs) Charges Act—Regulations—Select Legislative Instrument—2005 No. 283 [F2005L03767].

Primary Industries (Excise) Levies Act—Regulations—Select Legislative Instrument—2005 No. 284 [F2005L03764].

Remuneration Tribunal Act—Regulations—Select Legislative Instrument—2005 No. 290 [F2005L03864].

Trade Practices Act—Consumer Product Safety Standard—2005 Consumer Protection Notice No. 6 [F2005L03885].

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Albanese, Mr Kerr, Mrs Markus, Dr Southcott* and Mr Wilkie.

* On leave

I. C. HARRIS
Clerk of the House of Representatives