

2004-05

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 78

THURSDAY, 8 DECEMBER 2005

1 The House met, at 9 a.m., pursuant to adjournment.

2 ABSENCE OF SPEAKER

The Clerk having informed the House that the Speaker (the Honourable David Hawker) was absent until later this day, the Deputy Speaker (the Honourable Ian Causley) took the Chair as Acting Speaker, and read Prayers.

3 SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED

Mr Swan moved—That so much of the standing and sessional orders be suspended as would prevent the Treasurer from tabling the following material before this House rises today:

- (1) all documents including departmental briefs, letters, emails and file notes held by the Department of the Treasury, the Australian Taxation Office or his office, relating to the assessment of the suitability of Mr Gerard for appointment to the Reserve Bank Board;
- (2) all documents, including departmental briefs, letters, emails and file notes held by the Department of the Treasury, the Australian Taxation Office, or his office relating to the consideration of a reference of the matter of Mr Gerard's taxation affairs to the Director of Public Prosecutions;
- (3) the statement of private interests provided to him by Mr Robert Gerard as required under the Reserve Bank of Australia Code of Conduct; and
- (4) all notifications and amendments to Mr Robert Gerard's statement of private interests, provided to him by Mr Gerard, as required under the Reserve Bank of Australia Code of Conduct.

Closure of Member

Mr McGauran (Deputy Leader of the House) moved—That the Member be no longer heard.

Question—put.

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

AYES, 76

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

NOES, 54

Mr Adams	Mr L. D. T. Ferguson	Mr Jenkins	Mr Ripoll
Mr Bevis	Mr M. J. Ferguson	Mr Kerr	Ms Roxon
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 McMullan	Mr S. F. Smith
Mr Byrne	Mr Gibbons	Mr Melham	Mr Snowdon
Mr Crean	Ms Gillard	Mr Murphy	Mr Swan
Mr Danby*	Ms Grierson	Mr B. P. O'Connor	Mr Tanner
Mr Edwards	Mr Griffin	Mr G. M. O'Connor	Mr K. J. Thomson
Mrs Elliot	Ms Hall*	Ms Owens	Ms Vamvakinou
Ms A. L. Ellis	Mr Hatton	Ms Plibersek	Mr Wilkie
Ms K. M. Ellis	Mr Hayes	Mr Price	
Mr Emerson	Mrs Irwin	Mr Quick	

* Tellers

And so it was resolved in the affirmative.

Mr Fitzgibbon (seconder) addressing the House—

Closure of Member

Mr McGauran moved—That the Member be no longer heard.

Question—put.

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

AYES, 76

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

NOES, 54

Mr Adams	Mr L. D. T. Ferguson	Mr Jenkins	Mr Ripoll
Mr Bevis	Mr M. J. Ferguson	Mr Kerr	Ms Roxon
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 McMullan	Mr S. F. Smith
Mr Byrne	Mr Gibbons	Mr Melham	Mr Snowdon
Mr Crean	Ms Gillard	Mr Murphy	Mr Swan
Mr Danby*	Ms Grierson	Mr B. P. O'Connor	Mr Tanner
Mr Edwards	Mr Griffin	Mr G. M. O'Connor	Mr K. J. Thomson
Mrs Elliot	Ms Hall*	Ms Owens	Ms Vamvakinou
Ms A. L. Ellis	Mr Hatton	Ms Plibersek	Mr Wilkie
Ms K. M. Ellis	Mr Hayes	Mr Price	
Mr Emerson	Mrs Irwin	Mr Quick	

* Tellers

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 Acting Speaker, Mr Causley, in the Chair)—

AYES, 54

Mr Adams	Mr L. D. T. Ferguson	Mr Jenkins	Mr Ripoll
Mr Bevis	Mr M. J. Ferguson	Mr Kerr	Ms Roxon
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 McMullan	Mr S. F. Smith
Mr Byrne	Mr Gibbons	Mr Melham	Mr Snowdon
Mr Crean	Ms Gillard	Mr Murphy	Mr Swan
Mr Danby*	Ms Grierson	Mr B. P. O'Connor	Mr Tanner
Mr Edwards	Mr Griffin	Mr G. M. O'Connor	Mr K. J. Thomson
Mrs Elliot	Ms Hall*	Ms Owens	Ms Vamvakinou
Ms A. L. Ellis	Mr Hatton	Ms Plibersek	Mr Wilkie
Ms K. M. Ellis	Mr Hayes	Mr Price	
Mr Emerson	Mrs Irwin	Mr Quick	

NOES, 76

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

* Tellers

And so it was negatived.

4 SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED

Mr Rudd moved—That so much of the standing and sessional orders be suspended as would prevent the Deputy Prime Minister and Minister for Trade from tabling forthwith:

- (1) all communications not marked commercial-in-confidence between the Australian Government and the AWB during the life of the Oil for Food Program concerning Australian wheat sales to Iraq;
- (2) all records not marked commercial-in-confidence held by the Department of Foreign Affairs and Trade and Austrade concerning negotiations between the AWB and the Iraq regime during the life of the Oil for Food Program;
- (3) all records not marked commercial-in-confidence held by the offices of the Minister for Trade and the Minister for Foreign Affairs concerning negotiations between the AWB and the Iraq regime during the life of the Oil for Food Program;
- (4) all communications not marked commercial-in-confidence between the Australian Government and the United Nations including the UN Office of Legal Affairs, the UN Office of the Iraq

Program and the UN Office of the Oil for Food Program and the UN 661 Sanctions Committee regarding the Oil for Food Program;

- (5) all reports not marked commercial-in-confidence from the Australian Embassy in Washington and the Australian Permanent Mission to the United Nations in New York concerning allegations of misuse of the Oil for Food Program in general and allegations concerning the possible involvement of any Australian companies in particular; and
- (6) all internal correspondence within the Australian Government concerning the Government's decision to provide the Cole Inquiry with terms of reference which prevent the Inquiry from investigating, examining or making findings in relation to the knowledge, actions and decisions of the Howard Government relevant to the \$300 million Saddam Hussein Slush Fund Scandal.

Closure of Member

Mr McGauran (Deputy Leader of the House) moved—That the Member be no longer heard.

Question—put.

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

AYES, 75

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

NOES, 54

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

* Tellers

And so it was resolved in the affirmative.

Ms Gillard (seconder) addressing the House—

Closure of Member

Mr McGauran moved—That the Member be no longer heard.

Question—put.

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

AYES, 75

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

NOES, 54

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

* Tellers

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 Acting Speaker, Mr Causley, in the Chair)—

AYES, 54

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

NOES, 75

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

* Tellers

And so it was negatived.

5 SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED

Mr G. M. O'Connor moved—That so much of the standing and sessional orders be suspended as would prevent the Minister for Agriculture, Fisheries and Forestry from tabling the following material before this House rises today:

- (1) all documents including departmental briefs, letters, emails and file notes held by the Department of Agriculture, Fisheries and Forestry relating to the assessment of the contracts between AWB Limited and the Government of Iraq under the Oil for Food Program;
- (2) all documents, including departmental briefs, letters, emails and file notes held by the Wheat Export Authority relating to the assessment of the contracts between AWB Limited and the Government of Iraq under the Oil for Food Program; and
- (3) all documents, including departmental briefs, letters, emails and file notes and other communications between the Department of Agriculture, Fisheries and Forestry and the Department of Foreign Affairs and Trade relating to the assessment of the contracts between AWB Limited and the Government of Iraq and the funding of terrorist activities by the regime of Saddam Hussein.

Closure of Member

Mr McGauran (Deputy Leader of the House) moved—That the Member be no longer heard.

Question—put.

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

AYES, 72

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

NOES, 54

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

* Tellers

And so it was resolved in the affirmative.

Ms Gillard (seconder) addressing the House—

Closure of Member

Mr McGauran moved—That the Member be no longer heard.

Question—put.

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

AYES, 73

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

NOES, 54

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

* Tellers

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 Acting Speaker, Mr Causley, in the Chair)—

AYES, 54

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

NOES, 74

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

* Tellers

And so it was negatived.

6 FAMILY LAW AMENDMENT (SHARED PARENTAL RESPONSIBILITY) BILL 2005

Mr Ruddock (Attorney-General), pursuant to notice, presented a Bill for an Act to amend 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.

Documents

Mr Ruddock presented the following document:

Legal and Constitutional Affairs—Standing Committee—Report on the exposure draft of the Family Law Amendment (Shared Parental Responsibility) Bill 2005—Government response.

Mr Ruddock also 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.

7 AGED CARE (BOND SECURITY) BILL 2005

Ms J. Bishop (Minister for Ageing), pursuant to notice, presented a Bill for an Act to guarantee the refund of certain bond balances, and for related purposes.

Bill read a first time.

Ms J. Bishop moved—That the bill be now read a second time.

Document

Ms J. Bishop presented an explanatory memorandum to the bill.

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

8 AGED CARE (BOND SECURITY) LEVY BILL 2005

Ms J. Bishop (Minister for Ageing) presented a Bill for an Act relating to the imposition of levies in respect of certain obligations to refund bond balances, and for related purposes.

Bill read a first time.

Ms J. Bishop moved—That the bill be now read a second time.

Document

Ms J. Bishop presented an explanatory memorandum to the bill.

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

9 AGED CARE AMENDMENT (2005 MEASURES NO. 1) BILL 2005

Ms J. Bishop (Minister for Ageing), pursuant to notice, presented a Bill for an Act to amend the law relating to aged care, and for related purposes.

Bill read a first time.

Ms J. Bishop moved—That the bill be now read a second time.

Document

Ms J. Bishop presented an explanatory memorandum to the bill.

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

10 FINANCIAL FRAMEWORK LEGISLATION AMENDMENT BILL (NO. 2) 2005

Dr Stone (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, presented a Bill for an Act to amend Commonwealth financial management legislation and other financial and reporting provisions, 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 Griffin), and the resumption of the debate made an order of the day for the next sitting.

11 ELECTORAL AND REFERENDUM AMENDMENT (ELECTORAL INTEGRITY AND OTHER MEASURES) BILL 2005

Dr Stone (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, presented a Bill for an Act to amend the law relating to elections and referendums, 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 Griffin), and the resumption of the debate made an order of the day for the next sitting.

12 MINISTERS OF STATE AMENDMENT BILL 2005

Dr Stone (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, presented a Bill for an Act to amend the *Ministers of State Act 1952*, 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 Murphy), and the resumption of the debate made an order of the day for the next sitting.

13 FIT-OUT OF NEW LEASED PREMISES FOR AUSTRALIAN CUSTOMS SERVICE AT 1010 LATROBE STREET, MELBOURNE DOCKLANDS—APPROVAL OF WORK

Dr Stone (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Fit-out of new leased premises for Australian Customs Service at 1010 La Trobe Street, Melbourne Docklands.

Question—put and passed.

14 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—FIT-OUT OF NEW LEASED PREMISES FOR THE AUSTRALIAN TAXATION OFFICE AT THE SITE KNOWN AS SECTION 84, PRECINCTS B & C, CANBERRA

Dr Stone (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, 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: Fit-out of new leased premises for the Australian Taxation Office at the site known as Section 84, Precincts B & C, Canberra.

Question—put and passed.

15 OCCUPATIONAL HEALTH AND SAFETY (COMMONWEALTH EMPLOYMENT) AMENDMENT (PROMOTING SAFER WORKPLACES) 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 third reading to be moved immediately.

On the motion of Mr Andrews (Minister for Employment and Workplace Relations), the bill was read a third time.

16 TRADE PRACTICES AMENDMENT (NATIONAL ACCESS REGIME) 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 by Mr Fitzgibbon 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:

- (1) delaying the introduction of this bill for almost 3 years since the Productivity Commission report was released;
- (2) failing to amend Part IIIA of the Trade Practices Act to include the pricing principles in the bill;
- (3) failing to properly indicate the relationship of this bill to the report of the infrastructure Task Force;

- (4) failing to produce a single, clear and pro-competitive legislative framework for infrastructure regulation; and
- (5) adding to the complexities of the regime and posing further time delays by providing for a merit-based appeal against declaration arbitration outcomes”.

Debate continued.

It being 2 p.m., the debate was interrupted in accordance with standing order 97.

Debate, by leave, continued.

Mr Bowen 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 a later hour this day.

17 QUESTIONS

Questions without notice being asked—

Member directed to leave

At 3.21 p.m. the Member for Lowe (Mr Murphy) was directed, under standing order 94, to leave the Chamber for one hour for continuing to interject after the Speaker was on his feet, and he accordingly left the Chamber.

Questions without notice continuing—

Member directed to leave

At 3.26 p.m. the Member for Perth (Mr S. F. Smith) 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.

Questions without notice continued.

18 DOCUMENTS

The following documents were presented:

Australian Crime Commission—Report for 2004-05.

Australian Crime Commission Act—Intergovernmental committee responses to the Australian Crime Commission annual report for 2004-05.

Bureau of Meteorology—Report for 2004-05.

Copyright Agency Limited—Report for 2004-05.

Corporations and Financial Services—Joint Statutory Committee—Report—Inquiry into the exposure draft of the Corporations Amendment Bill (No. 2) 2005—Government response

Department of Finance and Administration—Reports—

Former parliamentarians' travel paid by the department for the period January to June 2005.

Parliamentarians' overseas study travel reports for the period January to June 2005.

Parliamentarians' travel paid by the department for the period January to June 2005.

Department of the Prime Minister and Cabinet—Expenditure on travel by former Governors-General paid by the department for the period 1 January to 30 June 2005.

Finance—Advance to the Finance Minister—Issues from the Advance as a final charge for the year ended 30 June 2005.

Pharmaceutical Benefits Pricing Authority—Report for 2004-05.

19 DOCUMENTS—MOTION TO TAKE NOTE OF DOCUMENTS

Mr McGauran (Deputy Leader of the House) moved—That the House take note of the following documents:

Department of Finance and Administration—Reports—

Former parliamentarians' travel paid by the department for the period January to June 2005.

Parliamentarians' overseas study travel reports for the period January to June 2005.

Parliamentarians' travel paid by the department for the period January to June 2005.

Department of the Prime Minister and Cabinet—Expenditure on travel by former Governors-General paid by the department for the period 1 January to 30 June 2005.

Pharmaceutical Benefits Pricing Authority—Report for 2004-05.

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

20 DOCUMENTS

Mr McGauran (Deputy Leader of the House) presented the following documents:

Petitions not in accord with standing and sessional orders of the House.

21 SUSPENSION OF STANDING ORDERS 31 AND 33

Mr McGauran (Deputy Leader of the House), pursuant to notice, moved that standing orders 31 (automatic adjournment of the House) and 33 (limit on business after 9.30 pm) be suspended for the sitting on Thursday, 8 December 2005.

Question—put and passed.

22 DOCUMENTS

The Speaker presented the following documents:

Commonwealth Ombudsman's report on activities in monitoring controlled operations conducted by the Australian Crime Commission and the Australian Federal Police for 2004-05.

Committee reports—Schedule of outstanding Government responses to reports of House of Representatives and joint committees, for period between 23 June and 7 December 2005.

23 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—FAIRNESS, HONESTY AND DECENCY IN GOVERNMENT

The House was informed that Mr Beazley (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 exhibit the great Australian traits of fairness, honesty and decency".

The proposed discussion having received the necessary support—

Mr Beazley addressed the House.

Member directed to leave

At 3.48 p.m. the Member for Fowler (Mrs Irwin) 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 she accordingly left the Chamber.

Mr Beazley continued.

Member directed to leave

At 3.54 p.m. the Member for Swan (Mr Wilkie) 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 ensued.

Member directed to leave

At 4.15 p.m. the Member for Fraser (Mr McMullan) was directed, under standing order 94, to leave the Chamber for one hour for persisting with a point of order after the Chair had ruled on the matter, and he accordingly left the Chamber.

Discussion continued.

Discussion concluded.

24 SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED

Mr Fitzgibbon moved—That so much of the standing and sessional orders be suspended as would prevent notice No. 2, private Member's business, being called on and debated forthwith.

Closure of Member

Mr Nairn (Parliamentary Secretary to the Prime Minister) moved—That the Member be no longer heard.

Question—put.

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

AYES, 74

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

NOES, 51

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

* Tellers

And so it was resolved in the affirmative.

Mr Emerson (seconder) addressing the House—

Closure of Member

Mr Nairn moved—That the Member be no longer heard.

Question—put.

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

AYES, 73

Mr Anderson	Mr Fawcett	Mr Lindsay	Mr Secker
Mr Andrews	Mr M. D. Ferguson	Mr Lloyd	Mr Slipper
Fran Bailey	Mr Forrest*	Mr McArthur*	Mr A. D. H. Smith
Mr Baird	Ms Gambaro	Mr Macfarlane	Mr Somlyay
Mr Baker	Mrs Gash	Mr McGauran	Dr Stone
Mr Baldwin	Mr Georgiou	Mrs Markus	Mr C. P. Thompson
Mr Bartlett	Mr Haase	Mrs May	Mr Ticehurst
Ms J. Bishop	Mr Hardgrave	Mrs Moylan	Mr Tollner
Mr Broadbent	Mr Hartsuyker	Mr Nairn	Mr Truss
Mr Brough	Mr Henry	Mr Neville	Mr Tuckey
Mr Cadman	Mr Hockey	Ms Panopoulos	Mr Turnbull
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 Richardson	Dr Washer
Mrs Draper	Mr Keenan	Mr Robb	Mr Wood
Mr Dutton	Jackie Kelly	Mr Ruddock	
Mr Entsch	Mr Laming	Mr Schultz	
Mr Farmer	Mrs Ley	Mr Scott	

NOES, 53

Mr Adams	Mr Emerson	Mr Jenkins	Mr Quick
Mr Beazley	Mr L. D. T. Ferguson	Mr Kerr	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 Melham	Mr Snowdon
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	

* Tellers

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 Deputy Speaker, Mrs B. K. Bishop, in the Chair)—

AYES, 53

Mr Adams	Mr Emerson	Mr Jenkins	Mr Quick
Mr Beazley	Mr L. D. T. Ferguson	Mr Kerr	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 Melham	Mr Snowdon
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	

NOES, 72

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

* Tellers

And so it was negatived.

25 MESSAGE FROM THE SENATE—COMMONWEALTH RADIOACTIVE WASTE MANAGEMENT BILL 2005

Message No. 235, 8 December 2005, from the Senate was reported returning the Commonwealth Radioactive Waste Management Bill 2005 with amendments.

Ordered—That the amendments be considered immediately.

Mr Nairn (Parliamentary Secretary to the Prime Minister) moved—That the amendments be agreed to.

Debate ensued.

Question—put.

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

AYES, 74

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

NOES, 54

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

* Tellers

And so it was resolved in the affirmative.

26 SPECIAL ADJOURNMENT

Mr McGauran (Deputy Leader of the House) moved—That the House, at its rising, adjourn until 2 p.m., Tuesday, 7 February 2006, unless the Speaker or, in the event of the Speaker being unavailable, the Deputy Speaker, fixes an alternative day or hour of meeting.

Debate ensued.

Question—put and passed.

27 LEAVE OF ABSENCE TO ALL MEMBERS

Mr McGauran (Deputy Leader of the House) moved—That leave of absence be given to every Member of the House of Representatives from the determination of this sitting of the House to the date of its next sitting.

Question—put and passed.

28 MEMBERS' INTERESTS COMMITTEE—DOCUMENT

Mr Ciobo (Chair) presented the following document:

Committee of Members' Interests—Register of Members' Interests for the 41st Parliament—Notifications of alterations of interests received during the period from 23 June 2005 to 7 December 2005.

29 PUBLICATIONS COMMITTEE—REPORT

Mrs Draper (Chair) 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 10 November 2005, recommends that the following be made Parliamentary Papers:

Aboriginal Land Commissioner—Report for 2004-05.

Administrative Appeals Tribunal—Report for 2004-05.

Anglo-Australian Telescope Board—Report for 2004-05.

Anindilyakwa Land Council—Report for 2004-05.

Australian Customs Service—Report for 2004-05.

Australian Industry Development Corporation—Report for 2004-05.

Australian Institute of Aboriginal and Torres Strait Islander Studies—Report for 2004-05.

Australian Institute of Health and Welfare—Report—Australia's welfare—2005.

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

Australian Sports Commission—Report for 2004-05.

Australian Transaction Reports and Analysis Centre (AUSTRAC)—Report for 2004-05.

Department of Defence—Report for 2004-05.

Department of Family and Community Services—Report for 2004-05—Corrigenda.

Equal Opportunity for Women in the Workplace Agency—Report for 2004-05.

Federal Court of Australia—Report for 2004-05.

Federal Magistrates Court of Australia—Report for 2004-05.

Fisheries Research and Development Corporation—Report for 2004-05.

Freedom of Information Act—Report for 2004-05.

Human Rights and Equal Opportunity Commission—Reports—2004-05.

No. 31—Inquiry into a complaint by Mr Zacharias Manongga, Consul for the Northern Territory, Consul of the Republic of Indonesia that the human rights of Indonesian fishers detained on vessels in Darwin Harbour were breached by the Commonwealth of Australia.

Indigenous Business Australia—Report for 2004-05.

Industry Research and Development Board—Report for 2004-05.

Migration Agents Registration Authority—Report for 2004-05.

National Capital Authority—Report for 2004-05.

Native Title Act—Native title representative bodies—Reports—

Aboriginal Legal Rights Movement Inc. Native Title Unit—2004-05.

Carpentaria Land Council Aboriginal Corporation—2004-05.

Central Land Council—2004-05.

North Queensland Land Council Aboriginal Corporation—2004-05.

Northern Land Council—2004-05.

Office of the Official Secretary to the Governor-General—Report for 2004-05.

Official Establishments Trust—Report for 2004-05.

Privacy Commissioner—Report for 2004-05.

Private Health Insurance Ombudsman—Report for 2004-05.

Tiwi Land Council—Report for 2004-05.

Torres Strait Regional Authority—Report for 2004-05.

Wet Tropics Management Authority—Report for 2004-05.

TRISH DRAPER MP

Chair

8 December 2005

On the motion of Mrs Draper, by leave, the report was agreed to.

30 MESSAGE FROM THE SENATE—INDIGENOUS EDUCATION (TARGETED ASSISTANCE) AMENDMENT BILL 2005

Message No. 237, 8 December 2005, from the Senate was reported returning the Indigenous Education (Targeted Assistance) Amendment Bill 2005 with an amendment.

Ordered—That the amendment be considered immediately.

On the motion of Dr Stone (Parliamentary Secretary to the Minister for Finance and Administration), the amendment was agreed to, after debate.

31 INTELLIGENCE AND SECURITY—PARLIAMENTARY JOINT COMMITTEE

The House was informed that the Speaker had received advice from Mr Howard (Prime Minister) nominating a Member to be a member of the Parliamentary Joint Committee on Intelligence and Security.

Mr McGauran (Deputy Leader of the House), by leave, moved—That, in accordance with the provisions of the *Intelligence Services Act 2001*, Mr Ciobo be appointed a member of the Parliamentary Joint Committee on Intelligence and Security.

Question—put and passed.

32 MESSAGE FROM THE SENATE

Message No. 236, 8 December 2005, from the Senate was reported returning the Commonwealth Radioactive Waste Management (Related Amendments) Bill 2005 without amendment.

33 ADJOURNMENT

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

Question—put and passed.

And then the House, at 7.31 p.m., adjourned until 2 p.m. on Tuesday, 7 February 2006, in accordance with the resolution agreed to this sitting.

DOCUMENTS

The following documents were deemed to have been presented on 8 December 2005:

Civil Aviation Act—Civil Aviation Safety Regulations—Airworthiness Directives—Part 39-105—2005—

28 (2) November [F2005L03899], [F2005L03913].

29 (5) November [F2005L03941], [F2005L03955], [F2005L03959], [F2005L03960], [F2005L03965].

30 (4) November [F2005L03915], [F2005L03916], [F2005L03925], [F2005L03927].

1 (2) December [F2005L03897], [F2005L03912].

2 December [F2005L03902].

Part 39-106—2005—30 (2) November [F2005L03919], [F2005L03920].

Part 39-107—2005—

29 (2) November [F2005L03923], [F2005L03924].

30 November [F2005L03921].

Parliamentary Service Act—Determination—2005 No. 1.

Veterans' Entitlements Act—Determination of warlike service—North East Thailand (including Ubon)—28 November 2005 [F2005L03896].

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Abbott, Mr Albanese, Ms Corcoran, Mr Downer, Mrs Elson, Mr Randall and Dr Southcott*.

* On leave

I. C. HARRIS
Clerk of the House of Representatives

2004-05

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 78

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

THURSDAY, 8 DECEMBER 2005

1 Due to divisions having been called in the House, the Main Committee met at 9.55 a.m.

2 MEMBERS' STATEMENTS

Members' statements were made.

3 FAMILY AND HUMAN SERVICES—STANDING COMMITTEE—MOTION TO TAKE NOTE OF DOCUMENT

The order of the day having been read for the resumption of the debate on the motion of Mrs B. K. Bishop—That the House take note of the document (*presented on 5 December 2005*), viz.:

Family and Human Services—Standing Committee—Overseas adoption in Australia: Inquiry into adoption of children from overseas—Report, November 2005—

Debate resumed.

Mrs B. K. Bishop, by leave, addressed the Main Committee without closing the debate.

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

4 PROCEDURE—STANDING COMMITTEE—MOTION TO TAKE NOTE OF DOCUMENT

The order of the day having been read for the resumption of the debate on the motion of Mrs May—That the House take note of the document (*presented on 5 December 2005*), viz.:

Procedure—Standing Committee—Procedures relating to House committees—Report, November 2005—

Debate resumed.

Mrs May, by leave, addressed the Main Committee without closing the debate.

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

5 ADJOURNMENT

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

Debate ensued.

Question—put and passed.

At 1.03 p.m. the Deputy Speaker adjourned the Main Committee until 9.30 a.m. on Wednesday, 8 February 2005.

B. C. WRIGHT
Clerk of the Main Committee