

2004-05-06

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 84

WEDNESDAY, 15 FEBRUARY 2006

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

2 **THERAPEUTIC GOODS AMENDMENT (REPEAL OF MINISTERIAL RESPONSIBILITY FOR APPROVAL OF RU486) 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—*And on the amendment moved thereto by Jackie Kelly, viz.—That all words after “That” be omitted with a view to substituting the following words: the House is of the opinion that the bill is unacceptable in its current form and the preferred policy approach should be:*

- (1) the Minister for Health and Ageing continuing to have the decision making role in relation to the approval of *restricted goods* as defined in the *Therapeutic Goods Act 1989*;
- (2) the Minister being required to obtain written advice from the Therapeutic Goods Administration prior to giving written approval or refusal to approve; and
- (3) the Minister’s decision being subject to disallowance by each House of Parliament”—

Debate resumed on the question—That the amendment be agreed to.

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.

3 **QUESTIONS**

Questions without notice being asked—

Member directed to leave

At 2.24 p.m. the Member for Fowler (Mrs Irwin) was directed, under standing order 94, to leave the Chamber for one hour for highly disorderly conduct, and she accordingly left the Chamber.

Questions without notice continued.

4 **SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED**

Mr Beazley (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Leader of the Opposition moving immediately that this House censure the Deputy Prime Minister for concealing from the Parliament his knowledge of the Wheat Export Authority’s failure to provide documents relating to breaches by AWB Limited of the United Nations Oil for Food Program to the Volcker inquiry, and his failure to protect the interest of hardworking Australian wheat farmers.

Debate ensued.

The time allowed by standing order 1 for debate on the motion having expired—

Question—put.

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

AYES, 60

| | | | |
|----------------|----------------------|-------------------|------------------|
| Mr Adams | Ms K. M. Ellis | Ms Hoare | Ms Plibersek |
| Mr Albanese | Mr Emerson | Mrs Irwin | Mr Price |
| Mr Beazley | Mr L. D. T. Ferguson | Mr Jenkins | Mr Quick |
| Mr Bevis | Mr M. J. Ferguson | Mr Kerr | Mr Ripoll |
| Ms Bird* | Mr Fitzgibbon | Ms C. King | Ms Roxon |
| Mr Bowen | Mr Garrett | Dr Lawrence | Mr Rudd |
| Ms A. E. Burke | Mr Georganas | Ms Livermore | Mr Sawford |
| 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 |
| Ms A. L. Ellis | Mr Hayes | Ms Owens | Mr Windsor |

NOES, 80

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

* Tellers

And so it was negatived.

5 AUDITOR-GENERAL'S REPORT

The Speaker presented the following document:

Auditor-General—Audit report No. 29 of 2005–2006—Performance audit—Integrity of electronic customer records: Centrelink.

Ordered to be made a Parliamentary Paper.

6 DOCUMENT

The following document was presented:

Australian Broadcasting Corporation—Equity and diversity—Report for 2004-05.

7 BILLS REFERRED TO MAIN COMMITTEE

Mr Bartlett (Chief Government Whip), by leave, moved—That the following bills be referred to the Main Committee for further consideration:

Defence (Road Transport Legislation Exemption) 2005; and
 Fisheries Legislation Amendment (Cooperative Fisheries Arrangements and Other Matters) 2005.
 Question—put and passed.

8 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—TENDERING PROCESSES OF THE DEFENCE MATERIEL ORGANISATION

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 failure to address irregularities and inadequacies in the tendering processes of the Defence Materiel Organisation which has resulted in Australian servicemen and women being provided with substandard and unsafe clothing and essential equipment”.

The proposed discussion having received the necessary support—

Mr McClelland addressed the House.

Discussion ensued.

Mr Windsor addressing the House—

Mr Abbott (Leader of the House) moved—That the business of the day be called on.

Question—put.

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

AYES, 81

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

NOES, 57

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

* Tellers

And so it was resolved in the affirmative.

9 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REPORTS—STATEMENT BY MEMBER

Mrs Moylan (Chair) presented the following documents:

Public Works—Parliamentary Standing Committee—Reports—

Construction of Chancery, Phnom Penh, Cambodia (1st report of 2006).

Construction of Chancery, Rangoon, Burma (2nd report of 2006).

171st Aviation Squadron relocation, Holsworthy Barracks, NSW (3rd report of 2006).

Reports ordered to be made Parliamentary Papers.

Mrs Moylan, by leave, made a statement in connection with the reports.

10 THERAPEUTIC GOODS AMENDMENT (REPEAL OF MINISTERIAL RESPONSIBILITY FOR APPROVAL OF RU486) 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—*And on the amendment moved thereto by Jackie Kelly (see item No. 2, page 945)*—

Debate resumed on the question—That the amendment be agreed to.

Mr Kerr addressing the House—

Adjournment negated

It being 7.30 p.m.—The question was proposed—That the House do now adjourn.

Mr Farmer (Parliamentary Secretary to the Minister for Education, Science and Training) requiring the question to be put immediately without debate—

Question—put and negated.

Debate continued.

Debate adjourned (Mr Baldwin—Parliamentary Secretary to the Minister for Industry, Tourism and Resources), and the resumption of the debate made an order of the day for the next sitting.

11 ADJOURNMENT

Mr Baldwin (Parliamentary Secretary to the Minister for Industry, Tourism and Resources) moved—That the House do now adjourn.

Debate ensued.

Question—put and passed.

And then the House, at 11.40 p.m., adjourned until 9 a.m. tomorrow.



DOCUMENT

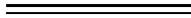
The following document was deemed to have been presented on 15 February 2006:

Defence Act—Defence Force Regulations—Declaration of defence practice areas, 15 December 2005.



ATTENDANCE

All Members attended (at some time during the sitting) except Mrs Draper, Mrs Elson, Mrs D. M. Kelly, Ms Panopoulos and Mr Sercombe.



I. C. HARRIS
Clerk of the House of Representatives

2004-05-06

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 84

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

WEDNESDAY, 15 FEBRUARY 2006

1 The Main Committee met at 9.30 a.m.

2 **MEMBERS' STATEMENTS**

Members' statements were made and a petition was presented.

3 **APPROPRIATION BILL (NO. 3) 2005-2006**

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 Tanner, 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 is of the view that:

- (1) despite record high commodity prices the Government has failed to secure Australia's long term economic fundamentals and that it should be condemned for its failure to:
 - (a) stem the widening current account deficit and trade deficits;
 - (b) reverse the reduction in public education and training investment;
 - (c) address critical structural weaknesses in health such as workforce shortages and rising costs;
 - (d) expand and encourage research and development to move Australian industry and exports up the value-chain; and
 - (e) address falling levels of workplace productivity;
- (2) the Government's extreme industrial relations laws will lower wages and conditions for many workers and do nothing to enhance productivity or economic growth; and
- (3) the Government's Budget documents fail the test of transparency and accountability”—

Debate resumed.

Suspension of meeting

At 12.47 p.m., the Deputy Speaker left the Chair.

Resumption of meeting

At 4.04 p.m., the Deputy Speaker resumed the Chair.

Debate continued.

Suspension of meeting

At 5.10 p.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 5.22 p.m., the proceedings were resumed.

Debate continued.

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

4 **ADJOURNMENT**

On the motion of Mr Neville, the Main Committee adjourned at 7.27 p.m.

The Deputy Speaker fixed tomorrow at 9.30 a.m. for the next meeting of the Main Committee.

B. C. WRIGHT
Clerk of the Main Committee