

2004-05-06

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

**VOTES AND PROCEEDINGS**

No. 138

THURSDAY, 2 NOVEMBER 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 COMMONWEALTH RADIOACTIVE WASTE MANAGEMENT LEGISLATION AMENDMENT BILL 2006**

Ms J. Bishop (Minister for Education, Science and Training), pursuant to notice, presented a Bill for an Act to amend the law relating to the management of Commonwealth radioactive waste, and for related purposes.

*Document*

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

Bill read a first time.

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

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

**3 TAX LAWS AMENDMENT (2006 MEASURES NO. 6) BILL 2006**

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

*Document*

Mr Dutton presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

**4 PARLIAMENTARY ZONE—RECONCILIATION PLACE ARTWORKS—APPROVAL OF PROPOSAL**

Mr Billson (Minister for Veterans' Affairs), for Mr Lloyd (Minister for Local Government, Territories and Roads), pursuant to notice, moved—That, in accordance with section 5 of the *Parliament Act 1974*, the House approves the following proposal for work in the Parliamentary Zone which was presented to the House on 30 October 2006, namely: Reconciliation Place artworks.

Question—put and passed.

**5 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—REDEVELOPMENT OF THE PROPELLANT MANUFACTURING FACILITY AT MULWALA, NSW**

Mr Billson (Minister Assisting the Minister for Defence), 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: Redevelopment of the propellant manufacturing facility at Mulwala, NSW.

Question—put and passed.

**6 MATTER REFERRED TO MAIN COMMITTEE**

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

Procedure—Standing Committee—Report—Maintenance of the standing and sessional orders: Second report—Review of sessional orders adopted on 17 March 2005 and 9 February 2006; and other matters—Motion to take note of document: Resumption of debate.

Question—put and passed.

**7 PUBLICATIONS COMMITTEE—REPORT**

Mrs Draper (Chair) presented the following document:

**PUBLICATIONS COMMITTEE REPORT**

The Publications Committee reports that it has met and considered documents presented to the House of Representatives since 19 October 2006.

The Committee recommends that the following be made Parliamentary Papers:

Aboriginal Hostels Limited—Report for 2005-06.

Aged Care Standards and Accreditation Agency—Report for 2005-06.

Airservices Australia—Report for 2005-06.

Australian Building and Construction Commissioner—Report for 2005-06.

Australian Centre for International Agricultural Research—Report for 2005-06.

Australian Competition and Consumer Commission—Report—Telecommunications—Telstra's compliance with price control arrangements—July – December 2005.

Australian Customs Service—Report for 2005-06.

Australian Fair Pay Commission—Report for 2005-06.

Australian Fair Pay Commission Secretariat—Report for 2005-06.

Australian Federal Police—Report for 2005-06.

Australian Film Commission—Report for 2005-06.

Australian Government Solicitor—Report for 2005-06.

Australian Hearing—Report for 2005-06.

Australian Industrial Relations Commission and the Australian Industrial Registry—Reports for 2005-06.

Australian Institute of Aboriginal and Torres Strait Islander Studies—Report for 2005-06.

Australian Institute of Criminology and the Criminology Research Council—Reports for 2005-06.

Australian Institute of Family Studies—Report for 2005-06.

Australian Institute of Health and Welfare—Report for 2005-06.

Australian Institute of Marine Science—Report for 2005-06.

Australian Maritime Safety Authority—Report for 2005-06.

Australian Nuclear Science and Technology Organisation—Report for 2005-06.

Australian Prudential Regulation Authority—Report for 2005-06.

Australian Radiation Protection and Nuclear Safety Agency—Report for 2005-06.

Australian Research Council—Report for 2005-06.

Australian Securities and Investments Commission—Report for 2005-06.

Bankruptcy Act—Inspector-General in Bankruptcy—Report for 2005-06.

Bureau of Meteorology—Report for 2005-06.

Centrelink—Report for 2005-06.

Civil Aviation Safety Authority—Report for 2005-06.

Comcare—Report for 2005-06.

Commissioner of Taxation—Report for 2005-06—Correction.

Commonwealth Grants Commission—Report on financial capacity of Norfolk Island.

Commonwealth Ombudsman—Report for 2005-06.  
Commonwealth Scientific and Industrial Research Organisation (CSIRO)—Report for 2005-06.  
Defence Force Retirement and Death Benefits Authority—Report for 2005-06.  
Department of Agriculture, Fisheries and Forestry—Report for 2005-06.  
Department of Communications, Information Technology and the Arts—Report for 2005-06.  
Department of Defence—Reports for 2005-06—  
Volume 1—Department of Defence.  
Volume 2—Defence Materiel Organisation.  
Department of Education, Science and Training—Report for 2005-06.  
Department of Employment and Workplace Relations—Report for 2005-06.  
Department of Families, Community Services and Indigenous Affairs—Report for 2005-06.  
Department of Finance and Administration—Report for 2005-06.  
Department of Foreign Affairs and Trade—Reports for 2005-06—  
Volume 1—Foreign Affairs and Trade.  
Volume 2—Australian Agency for International Development (AusAID).  
Department of Health and Ageing—Report for 2005-06.  
Department of Human Services—Report for 2005-06.  
Department of Industry, Tourism and Resources—  
Report for 2005-06.  
Report for 2005-06—Corrections.  
Department of the Environment and Heritage—Reports for 2005-06—  
Volume 1—Department of the Environment and Heritage.  
Volume 2—Legislation reports.  
Department of the Prime Minister and Cabinet—Report for 2005-06.  
Department of the Treasury—Report for 2005-06.  
Director of National Parks—Report for 2005-06.  
Employment Advocate—Report for 2005-06.  
Family Court of Australia—Report for 2005-06.  
Family Law Council—Report for 2005-06.  
Federal Court of Australia—Reports—2005-06  
Federal Magistrates Court of Australia—Report for 2005-06.  
Financial Reporting Council, Australian Accounting Standards Board and Auditing and Assurance Standards Board—Reports for 2005-06.  
Food Standards Australia New Zealand—Report for 2005-06.  
Health Services Australia (HSA Group)—Report for 2005-06.  
Inspector-General of Taxation—Report for 2005-06.  
Medicare Australia—Report for 1 October 2005 to 30 June 2006.  
Military Superannuation and Benefits Board of Trustees—Report for 2005-06.  
Murray-Darling Basin Commission—Report for 2005-06.  
National Gallery of Australia—Report for 2005-06.  
National Library of Australia—Report for 2005-06.  
National Native Title Tribunal—Report for 2005-06.  
National Transport Commission—Report for 2005-06.  
Office of the Official Secretary to the Governor-General—Report for 2005-06.  
Office of Workplace Services—Report for 2005-06.  
Pharmaceutical Benefits Pricing Authority—Report for 2005-06.  
Privacy Commissioner—Report for 2005-06.  
Private Health Insurance Administration Council—Report for 2005-06.

Private Health Insurance Ombudsman—Report for 2005-06.  
 Productivity Commission—Report for 2005-06.  
 Professional Services Review—Report for 2005-06.  
 Remuneration Tribunal—Report for 2005-06.  
 Royal Australian Mint—Report for 2005-06.  
 Safety, Rehabilitation and Compensation Commission—Report for 2005-06.  
 Seafarers Safety, Rehabilitation and Compensation Authority—Report for 2005-06.  
 Services Trust Funds—Report for 2005-06.  
 Social Security Appeals Tribunal—Report for 2005-06.  
 Supervising Scientist—Report for 2005-06.  
 Wet Tropics Management Authority—Report and State of the Wet Tropics Report for 2005-06.

TRISH DRAPER

Chair

2 November 2006

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

## 8 MEDIBANK PRIVATE SALE BILL 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—

Debate resumed.

*Declaration of bill as urgent bill:* Mr Abbott (Leader of the House) declared that the bill was an urgent bill.

Question—That the bill be considered an urgent bill—put.

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

AYES, 83

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

## NOES, 59

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

\* Tellers

And so it was resolved in the affirmative.

*Allotment of time:* Mr Abbott then moved—That the time allotted for the remaining stages of the bill be until 1.30 p.m. this day.

Ms Gillard rising to address the House—

*Closure*

Mr Abbott moved—That the question be now put.

Question—That the question be now put—put.

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

## AYES, 83

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

## NOES, 59

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

\* Tellers

And so it was resolved in the affirmative.

And the question—That the time allotted in connection with the bill be agreed to—being accordingly put—

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

## AYES, 83

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

## NOES, 59

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

\* Tellers

And so it was resolved in the affirmative.

Debate continued on the question—That the bill be now read a second time.

*Limitation of debate:* At 1.30 p.m., the Deputy Speaker having called the attention of the House to the fact that the time allotted for the remaining stages of the bill had expired—

Question—That the bill be now read a second time—put.

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

## AYES, 81

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

## NOES, 59

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

\* Tellers

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

*Message from the Governor-General*

Message No. 224, 20 October 2006, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the bill.

Further question—That the remaining stages of the bill be agreed to—put.

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

## AYES, 82

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

## NOES, 59

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

\* Tellers

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

**9 ABORIGINAL AND TORRES STRAIT ISLANDER HERITAGE PROTECTION 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—*And on the amendment moved thereto by Mr Albanese, viz.*—That all words after “That” be omitted with a view to substituting the following words: “while not declining to give the bill a second reading, the House:

- (1) notes that on 20 August 2003, then Leader of the Government in the Senate, Senator Robert Hill, stated in relation to Indigenous heritage protection that the Government recognised the shortcomings in the existing system, that reform was long overdue and that the Government was anxious to have a new and better piece of legislation put in place as quickly as possible;
- (2) registers its concern that the Howard Government has failed to address the shortcomings in indigenous heritage protection;
- (3) expresses its concern that the Howard Government has failed to act on the recommendations of the 1996 Evatt Inquiry into the *Commonwealth Aboriginal and Torres Strait Islander Heritage Protection Act 1984*;
- (4) notes that it is now 10 years since the Evatt Inquiry reported, and calls for a comprehensive review of Indigenous heritage protection; and
- (5) calls on the Government to support the inclusion of a sunset exemption provision in the bill”—

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.

**10 QUESTIONS**

Questions without notice being asked—

*Member directed to leave*

At 3.10 p.m. the Member for Charlton (Ms Hoare) was directed, under standing order 94, to leave the Chamber for one hour for disorderly behaviour, and she accordingly left the Chamber.

Questions without notice continued.

**11 DOCUMENT**

Mr Danby, by leave, during a personal explanation, presented the following document:

Climate Change Study—Copy of report by Newspoll, October 2006.

**12 DOCUMENTS**

The following documents were presented:

Australian Law Reform Commission—Report No. 105—Report for 2005-06.

Australian Rail Track Corporation Limited—Report for 2005-06.

Future Fund—Report for 2005-06.

Grains Research and Development Corporation—Report for 2005-06.

National Rural Advisory Council—Report for 2005-06.

Publications—Joint Standing Committee—Report—Distribution of the Parliamentary Papers Series—Government response.

Teaching Australia—Australian Institute for Teaching and School Leadership—Report for 2005-06.

**13 DOCUMENTS—MOTION TO TAKE NOTE OF DOCUMENTS**

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

Future Fund—Report for 2005-06.

Publications—Joint Standing Committee—Report—Distribution of the Parliamentary Papers Series—Government response.

Teaching Australia—Australian Institute for Teaching and School Leadership—Report for 2005-06.

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

**14 DOCUMENTS**

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

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

**15 SPECIAL ADJOURNMENT**

Mr McGauran (Deputy Leader of the House) moved—That the House, at its rising, adjourn until 12.30 p.m. on Monday, 27 November 2006, unless the Speaker fixes an alternative day or hour of meeting.

Question—put and passed.

**16 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—AUSTRALIAN WAGES AND CONDITIONS**

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 Government’s attack on wages and conditions at a time of rising interest rates”.

The proposed discussion having received the necessary support—

Mr Beazley addressed the House.

Discussion ensued.

Discussion concluded.

**17 AUSTRALIAN CITIZENSHIP BILL 2005**

The Deputy Speaker reported that the Main Committee had been unable to complete its consideration of the bill and had returned the bill with unresolved questions (*see item No. 3, Minutes of Proceedings of the Main Committee*), and presented a certified copy of the bill together with a schedule of the unresolved questions.

Ordered—That the report be considered at the next sitting.

**18 AUSTRALIAN CITIZENSHIP (TRANSITIONALS AND CONSEQUENTIALS) BILL 2005**

The Deputy Speaker reported that the Main Committee had returned the bill to the House for further consideration (*see item No. 4, Minutes of Proceedings of the Main Committee*), and presented a certified copy of the bill.

Ordered—That further proceedings on the bill be made an order of the day for the next sitting.

**19 ABORIGINAL AND TORRES STRAIT ISLANDER HERITAGE PROTECTION 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—*And on the amendment moved thereto by Mr Albanese (see item No. 9, page 1561)*—

Debate resumed.

Mr Garrett addressing the House—

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**20 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 12.30 p.m. on Monday, 27 November 2006, in accordance with the resolution agreed to this sitting.

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**DOCUMENTS**

The following documents were deemed to have been presented on 2 November 2006:

Currency Act—Determination—2006 Currency (Royal Australian Mint) (No. 3) [F2006L03551].

Customs Act—Tariff Concession Orders—27 (9) October 2006 [F2006L03580], [F2006L03581], [F2006L03582], [F2006L03584], [F2006L03586], [F2006L03588], [F2006L03590], [F2006L03592], [F2006L03594].

Health Insurance Act—Determinations under—

section 4BA—2006 Health Insurance (Pathologist-determinable Services) (No. 3) [F2006L03605].

subsection 3C (1)—2006 HS/02, HS/03, HS/04, HS/05, HS/06, HS/07, HS/08, HS/09 [F2006L03524], [F2006L03525], [F2006L03526], [F2006L03527], [F2006L03528], [F2006L03529], [F2006L03530], [F2006L03533].

Migration Act—Migration Regulations—Instruments—2006—

Occupations, locations, salaries, and relevant assessing authorities for the employer nomination scheme No. IMMI 06/077 [F2006L03554].

Residential postcodes, skilled occupations, relevant assessing authorities and points No. IMMI 06/062 [F2006L03359].

Water Efficiency Labelling and Standards Act—Determination—2006 Water efficiency labelling and standards amendment (No. 1) [F2006L03468].

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**ATTENDANCE**

All Members attended (at some time during the sitting) except Mr Emerson, Ms King and Mr Ticehurst.

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**I. C. HARRIS**

Clerk of the House of Representatives

2004-05-06

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

No. 138

**MAIN COMMITTEE**

**MINUTES OF PROCEEDINGS**

THURSDAY, 2 NOVEMBER 2006

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1 The Main Committee met at 9.30 a.m.

2 **MEMBERS' STATEMENTS**

Members' statements were made.

3 **AUSTRALIAN CITIZENSHIP 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 Mr A. S. Burke, 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) opposes the increase in residence requirement to 4 years;
- (2) notes that the Government consulted with the Council of Australian Governments (COAG) on increasing the period from 2 to 3 years on national security grounds but undertook no consultation on the increase to 4 years and has given no adequate reason for this measure;
- (3) opposes the discriminatory treatment of people who lost their Australian citizenship under section 17 of the old Act (acquisition of citizenship of another country) and those who lost citizenship under section 18 (renouncing of citizenship) given that it fails to provide equitable treatment for a number of groups, but particularly the Maltese community; and
- (4) notes that a stateless person would be denied citizenship if convicted for an offence of greater than 5 years even if it were a trumped up conviction under a brutal and oppressive foreign regime”—

Debate resumed.

Amendment negatived.

Question—That the bill be now read a second time—put and passed—bill read a second time.

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*Suspension of meeting*

At 11.18 a.m., a division having been called in the House, the proceedings were suspended.

*Resumption of meeting*

At 11.38 a.m., the proceedings were resumed.

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*Consideration in detail*

Bill, by leave, taken as a whole.

Mr A. S. Burke, by leave, moved the Opposition amendment.

Debate continued.

Question—That the amendment be agreed to—put and not resolved.

*Documents*

Mr Robb (Parliamentary Secretary to the Minister for Immigration and Multicultural Affairs) presented supplementary explanatory memoranda to the following bills:

Australian Citizenship 2005; and

Australian Citizenship (Transitionals and Consequentials) 2005.

Mr Robb, by leave, moved Government amendments (1) to (76) together.

Debate continued.

Question—that the amendments be agreed to—put and not resolved.

Ordered—That the bill be returned to the House with unresolved questions.

**4 AUSTRALIAN CITIZENSHIP (TRANSITIONALS AND CONSEQUENTIALS) 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—

Mr Robb (Parliamentary Secretary to the Minister for Immigration and Multicultural Affairs) moved—That further proceedings on the bill be conducted in the House.

Question—put and passed—bill to be returned to the House.

**5 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 4 p.m. on Monday, 27 November 2006.



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