

2004-05-06

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 96

THURSDAY, 11 MAY 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 **TAX LAWS AMENDMENT (PERSONAL TAX REDUCTION AND IMPROVED DEPRECIATION ARRANGEMENTS) BILL 2006**

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

Document

Mr Costello presented an explanatory memorandum to the bill.

Bill read a first time.

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

Debate adjourned (Mr G. M. O'Connor), and the resumption of the debate made an order of the day for the next sitting.

3 **EXCISE LAWS AMENDMENT (FUEL TAX REFORM AND OTHER MEASURES) BILL 2006**

Mr Dutton (Minister for Revenue and Assistant Treasurer), pursuant to notice, presented a Bill for an Act to amend the law relating to excise, and for other purposes.

Document

Mr Dutton presented an explanatory memorandum to the following bills:

Excise Laws Amendment (Fuel Tax Reform and Other Measures) 2006; and

Excise Tariff Amendment (Fuel Tax Reform and Other Measures) 2006.

Bill read a first time.

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

Debate adjourned (Mr G. M. O'Connor), and the resumption of the debate made an order of the day for the next sitting.

4 **EXCISE TARIFF AMENDMENT (FUEL TAX REFORM AND OTHER MEASURES) BILL 2006**

Mr Dutton (Minister for Revenue and Assistant Treasurer) presented a Bill for an Act to amend the *Excise Tariff Act 1921*, and for related purposes.

Bill read a first time.

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

Debate adjourned (Mr G. M. O'Connor), and the resumption of the debate made an order of the day for the next sitting.

5 **CUSTOMS AMENDMENT (FUEL TAX REFORM AND OTHER MEASURES) BILL 2006**

Mr Dutton (Minister for Revenue and Assistant Treasurer), pursuant to notice, presented a Bill for an Act to amend the *Customs Act 1901*, 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 G. M. O'Connor), and the resumption of the debate made an order of the day for the next sitting.

6 CUSTOMS TARIFF AMENDMENT (FUEL TAX REFORM AND OTHER MEASURES) BILL 2006

Mr Dutton (Minister for Revenue and Assistant Treasurer) presented a Bill for an Act to amend the *Customs Tariff Act 1995*, 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 Griffin), and the resumption of the debate made an order of the day for the next sitting.

7 THERAPEUTIC GOODS AMENDMENT BILL (NO. 3) 2006

Mr Pyne (Parliamentary Secretary to the Minister for Health and Ageing), pursuant to notice, presented a Bill for an Act to amend the *Therapeutic Goods Act 1989*.

Document

Mr Pyne presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

8 MIGRATION AMENDMENT (DESIGNATED UNAUTHORISED ARRIVALS) BILL 2006

Mr Robb (Parliamentary Secretary—Immigration and Multicultural Affairs), pursuant to notice, presented a Bill for an Act to amend the *Migration Act 1958*, and for related purposes.

Document

Mr Robb presented an explanatory memorandum to the bill.

Bill read a first time.

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

Debate adjourned (Mr G. M. O'Connor), and the resumption of the debate made an order of the day for the next sitting.

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

The order of the day having been read for the further consideration in detail of the bill—

Bill, as a whole—

Debate resumed on the bill and on amendments (1) to (19) and (22) moved together by Mr Andren (*see item No. 23, 10 May 2006*).

Debate continued.

Closure

Mr Nairn (Special Minister of State) moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 76

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

NOES, 54

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

* Tellers

And so it was resolved in the affirmative.

And the question—That amendments (1) to (19) and (22) be agreed to—being accordingly put—

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

AYES, 54

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

NOES, 76

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

* Tellers

And so it was negatived.

Mr Andren, by leave, moved amendments (20), (21) and (23) to (59) together.

Debate continued.

Closure

Mr Nairn moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 75

Mr Abbott	Mr Entsch	Mr Laming	Mr Schultz
Mr Anderson	Mr Farmer	Mrs Ley	Mr Scott
Mr Andrews	Mr Fawcett	Mr Lindsay	Mr A. D. H. Smith
Mr Baird	Mr M. D. Ferguson	Mr Lloyd	Mr Somlyay
Mr Baker	Mr Forrest*	Mr McArthur*	Dr Southcott
Mr Baldwin	Ms Gambaro	Mr Macfarlane	Dr Stone
Mr Barresi	Mrs Gash	Mr McGauran	Mr C. P. Thompson
Mr Bartlett	Mr Georgiou	Mrs Markus	Mr Ticehurst
Mr Billson	Mr Haase	Mrs May	Mr Tollner
Mrs B. K. Bishop	Mr Hardgrave	Mr Nairn	Mr Truss
Ms J. Bishop	Mr Hartsuyker	Dr Nelson	Mr Tuckey
Mr Broadbent	Mr Henry	Mr Neville	Mr Turnbull
Mr Cadman	Mr Hockey	Ms Panopoulos	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
Mrs Draper	Mr Jull	Mr Randall	Dr Washer
Mr Dutton	Mr Keenan	Mr Richardson	Mr Wood
Mrs Elson	Mrs D. M. Kelly	Mr Ruddock	

NOES, 51

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

* Tellers

And so it was resolved in the affirmative.

And the question—That amendments (20), (21) and (23) to (59) be agreed to—being accordingly put—
The House divided and only Mr Andren, Mr Katter and Mr Windsor voting “Aye”, the Deputy Speaker (Mr Jenkins) declared the question resolved in the negative.

Document

Mr Nairn presented a supplementary explanatory memorandum to the bill.

Mr Nairn, by leave, moved Government amendments (1) to (17) together.

Debate continued.

Mr Windsor addressing the House—

Closure

Mr Nairn moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 74

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

NOES, 53

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

* Tellers

And so it was resolved in the affirmative.

And the question—That the Government amendments be agreed to—was put accordingly, and passed—Mr Andren dissenting.

Question—That the bill, as amended, be agreed to—put.

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

AYES, 74

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

NOES, 53

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

* Tellers

And so it was resolved in the affirmative.

Consideration in detail concluded.

On the motion of Mr Nairn, by leave, the bill was read a third time.

10 ASIO LEGISLATION AMENDMENT 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.

Question—put and passed—bill read a second time.

Consideration in detail

Bill, by leave, taken as a whole.

Mr Bevis, by leave, moved Opposition amendments (1) to (4) together.

Debate continued.

Question—That amendments (1) to (4) be agreed to—put.

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

AYES, 55

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

NOES, 75

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

* Tellers

And so it was negatived.

Mr Bevis, by leave, moved Opposition amendments (5) and (6) together.

Debate continued.

Question—That amendments (5) and (6) be agreed to—put.

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

AYES, 55

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

NOES, 75

Mr Abbott	Mr Entsch	Mrs Ley	Mr Schultz
Mr Anderson	Mr Farmer	Mr Lindsay	Mr Scott
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	Mrs Gash	Mr McGauran	Dr Stone
Mr Baldwin	Mr Georgiou	Mrs Markus	Mr C. P. Thompson
Mr Barresi	Mr Haase	Mrs May	Mr Ticehurst
Mr Bartlett	Mr Hardgrave	Mr Nairn	Mr Tollner
Mr Billson	Mr Hartsuyker	Dr Nelson	Mr Truss
Ms J. Bishop	Mr Henry	Mr Neville	Mr Tuckey
Mr Broadbent	Mr Hockey	Ms Panopoulos	Mr Turnbull
Mr Cadman	Mr Hunt	Mr Pearce	Mr M. A. J. Vaile
Mr Causley	Dr Jensen	Mr Prosser	Mrs D. S. Vale
Mr Ciobo	Mr Johnson	Mr Pyne	Mr Vasta
Mr Cobb	Mr Jull	Mr Randall	Mr Wakelin
Mrs Draper	Mr Keenan	Mr Richardson	Dr Washer
Mr Dutton	Mrs D. M. Kelly	Mr Robb	Mr Wood
Mrs Elson	Mr Laming	Mr Ruddock	

* Tellers

And so it was negatived.

Bill agreed to.

Consideration in detail concluded.

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

11 EMPLOYMENT AND WORKPLACE RELATIONS LEGISLATION AMENDMENT (WELFARE TO WORK AND OTHER MEASURES) (CONSEQUENTIAL AMENDMENTS) 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.

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.

12 DEATH OF FORMER MEMBER (MR ADRIAN FRANK BENNETT)

The Speaker informed the House of the death, on 9 May 2006, of Mr Adrian Frank Bennett, a Member of this House for the Division of Swan from 1969 to 1975.

As a mark of respect to the memory of the deceased all Members present stood, in silence.

13 QUESTIONS

Questions without notice being asked—

Document

Mr Andrews (Minister for Employment and Workplace Relations) presented the following document:
Safety courses under Work Choices legislation—Copy of email exchange with the office of Mr Swan, 4 and 5 May 2006.

Questions without notice continued.

14 AUDITOR-GENERAL'S REPORT

The Speaker presented the following document:

Auditor-General—Audit report No. 39 of 2005–2006—Performance audit—Artbank, Department of Communications, Information Technology and the Arts.

Ordered to be made a Parliamentary Paper.

15 DOCUMENTS

Mr Abbott (Leader of the House) presented the following documents:
Petitions not in accord with standing and sessional orders of the House.

16 SPECIAL ADJOURNMENT

Mr Abbott (Leader of the House) moved—That the House, at its rising, adjourn until 12.30 p.m. on Monday, 22 May 2006, unless the Speaker or, in the event of the Speaker being unavailable, the Deputy Speaker, fixes an alternative day or hour of meeting.

Question—put and passed.

17 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—CHILD CARE PLACES

The House was informed that Ms Plibersek had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The Government’s attempt to give the appearance of creating child care places while leaving parents and providers to struggle with a failing system plagued by chronic shortages and rising costs”.

The proposed discussion having received the necessary support—

Ms Plibersek addressed the House.

Discussion ensued.

Discussion concluded.

18 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 30 March 2006, recommends that the following be made Parliamentary Papers:

Administrative Review Council—Report No. 47—The scope of judicial review.

Aged Care Act 1997—Report for 2004-05—Erratum.

AusAID—Australian Aid: Promoting growth and stability—White paper on the Australian Government’s overseas aid program, March 2006.

Australia and the International Financial Institutions—Report for 2004-05.

Finance—Budget 2006-07—Ministerial statements—

Australia’s overseas aid program 2006-07.

Continuing tax reform 2006-07.

Securing Australia’s agriculture 2006-07.

Gene Technology Act 2000—Report of the statutory review of the *Gene Technology Act 2000* and the Gene Technology Agreement.

Telecommunications (Interception) Act—Report for 2004-05.

Treaties—Joint Standing Committee—72nd Report—Treaties tabled on 29 November 2005 (2)—Erratum.

War Crimes Act—Report for 2004-05.

TRISH DRAPER MP

Chair

11 May 2006

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

19 MESSAGES FROM THE SENATE

Messages from the Senate were reported:

- (a) informing the House that Senator Moore had been discharged from attendance on the Joint Committee of Public Accounts and Audit for the period of the committee's inquiry into financial reporting and equipment acquisition at the Department of Defence and Defence Materiel Organisation and that Senator Bishop had been appointed a member of the committee for that period—Message No. 303—10 May 2006; and
- (b) returning the following bills without amendment:
 - 10 May 2006—
 - No. 304—Student Assistance Legislation Amendment 2005;
 - No. 306—Superannuation Legislation Amendment 2004;
 - 11 May 2006—
 - No. 309—Social Security and Veterans' Entitlements Legislation Amendment (One-off Payments to Increase Assistance for Older Australians and Carers and Other Measures) 2006.
 - No. 310—General Insurance Supervisory Levy Imposition Amendment 2006.
 - No. 311—Health and Other Services (Compensation) Amendment 2006.
 - No. 312—Protection of the Sea (Powers of Intervention) Amendment 2006.
 - No. 313—Defence Housing Authority Amendment 2006.

20 MESSAGE FROM THE SENATE—CIVIL AVIATION LEGISLATION AMENDMENT (MUTUAL RECOGNITION WITH NEW ZEALAND) BILL 2005

Message No. 308, 11 May 2006, from the Senate was reported transmitting for the concurrence of the House a Bill for an Act to amend the law relating to aviation, and for related purposes.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting.

21 MESSAGE FROM THE SENATE—SUPERANNUATION LEGISLATION AMENDMENT (TRUSTEE BOARD AND OTHER MEASURES) BILL 2006

Message No. 305, 10 May 2006, from the Senate was reported transmitting for the concurrence of the House a Bill for an Act to amend the law relating to superannuation, and for related purposes.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting.

22 MESSAGE FROM THE SENATE—MARITIME TRANSPORT AND OFFSHORE FACILITIES SECURITY AMENDMENT (MARITIME SECURITY GUARDS AND OTHER MEASURES) BILL 2005

Message No. 307, 10 May 2006, from the Senate was reported transmitting for the concurrence of the House a Bill for an Act to amend the law relating to the security of maritime transport and offshore facilities, and for related purposes.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting.

23 EMPLOYMENT AND WORKPLACE RELATIONS LEGISLATION AMENDMENT (WELFARE TO WORK AND OTHER MEASURES) (CONSEQUENTIAL AMENDMENTS) 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.

Debate adjourned (Mr Nairn—Special Minister of State), and the resumption of the debate made an order of the day for a later hour this day.

24 FIT-OUT OF NEW LEASED PREMISES FOR THE DEPARTMENT OF AGRICULTURE, FISHERIES AND FORESTRY IN CIVIC, ACT—APPROVAL OF WORK

Mr Nairn (Special Minister of State), 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 the Department of Agriculture, Fisheries and Forestry in Civic, ACT.

Question—put and passed.

25 FIT-OUT OF NEW LEASED PREMISES FOR THE AUSTRALIAN TAXATION OFFICE AT THE SITE KNOWN AS SECTION 84, PRECINCTS B AND C, CANBERRA CITY, ACT—APPROVAL OF WORK

Mr Nairn (Special Minister of State), 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 the Australian Taxation Office at the site known as section 84, precincts B and C, Canberra City, ACT.

Question—put and passed.

26 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—FACILITIES UPGRADE TO SHOALWATER BAY TRAINING AREA, ROCKHAMPTON, QLD

Mr Nairn (Special Minister of State), 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: Facilities upgrade to Shoalwater Bay training area, Rockhampton, Qld.

Question—put and passed.

27 EMPLOYMENT AND WORKPLACE RELATIONS LEGISLATION AMENDMENT (WELFARE TO WORK AND OTHER MEASURES) (CONSEQUENTIAL AMENDMENTS) 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.

Ms Hall was granted leave to continue her 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.

28 POSTPONEMENT OF BUSINESS

Ordered—That business intervening before order of the day No. 7, government business, be postponed until a later hour this day.

29 SUSPENSION OF SITTING

At 6 p.m. the Speaker left the Chair.

30 RESUMPTION OF SITTING

The Speaker resumed the Chair at 7.30 p.m.

31 APPROPRIATION BILL (NO. 1) 2006-2007—BUDGET DEBATE

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

Debate resumed.

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

32 ADJOURNMENT

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

Question—put and passed.

And then the House, at 8.03 p.m., adjourned until 12.30 p.m. on 22 May 2006, in accordance with the resolution agreed to this sitting.

DOCUMENTS

The following documents were deemed to have been presented on 11 May 2006:

Agricultural and Veterinary Chemicals (Administration) Act—Regulations—Select Legislative Instrument—2006 No. 89 [F2006L01437].

Australian Securities and Investments Commission Act—Regulations—Select Legislative Instrument—2006 No. 101 [F2006L01443].

Aviation Transport Security Act—Regulations—Select Legislative Instrument—2006 No. 100 [F2006L01457].

Banking Act—Determination—2006 Banking (prudential standard) No. 2 [F2006L01461].

Environment Protection and Biodiversity Conservation Act—Instrument under subsection 303DC(1)—14 February 2006 [F2006L01460].

Lands Acquisition Act—Statements under—
sub-section 40(3)—May 2006.
section 125(5)—May 2006.

Life Insurance Act—Determination—2006 Life insurance (prudential standard) No. 2 [F2006L01459].

Motor Vehicle Standards Act—Determinations—2006—

Vehicle Standard (Australian design rule 44/02—Specific purpose vehicle requirements) [F2006L01431].

Vehicle Standard (Australian design rule 18/03—Instrumentation) [F2006L01392].

Primary Industries (Customs) Charges Act—Regulations—Select Legislative Instrument—2006 No. 93 [F2006L01432].

Primary Industries Levies and Charges Collection Act—Regulations—Select Legislative Instrument—2006 No. 94 [F2006L01438].

Statutory Declarations Act—Regulations—Select Legislative Instrument—2006 No. 97 [F2005L01294].

Trade Practices Act—Regulations—Select Legislative Instrument—2006 No. 98 [F2006L01445].

Wheat Marketing Act—Regulations—Select Legislative Instrument—2006 No. 95 [F2006L01436].

ATTENDANCE

All Members attended (at some time during the sitting) except Ms Corcoran, Mrs Hull, Mrs Irwin, Jackie Kelly, Mr Kerr, Ms Livermore*, Mrs Moylan, Mr Secker, Mr Sercombe and Mr Slipper.

* On leave

I. C. HARRIS
Clerk of the House of Representatives

2004-05-06

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 96

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

THURSDAY, 11 MAY 2006

1 The Main Committee met at 9.30 a.m.

2 **MEMBERS' STATEMENTS**

Members' statements being made and petitions being presented—

Document

Mr Randall, by leave, presented the following document:

Redevelopment of Preston Beach, Perth, WA—Copy of letter from Don Randall MP to Senator the Hon I Campbell, Minister for the Environment and Heritage, 27 April 2006.

Suspension of meeting

At 9.57 a.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 10.15 a.m., the proceedings were resumed.

Members' statements continued.

3 **EXPORT MARKET DEVELOPMENT GRANTS LEGISLATION AMENDMENT 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.

Suspension of meeting

At 10.30 a.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 10.45 a.m., the proceedings were resumed.

Debate continued.

Suspension of meeting

At 10.55 a.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 11.14 a.m., the proceedings were resumed.

Debate continued by Mr Rudd 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:

- (1) notes the Government’s attempt to modify the Scheme’s Australian origin rules will change the test of whether products under the scheme are made in Australia and give the Minister discretion to determine the definition of “Australian origin”; and
- (2) calls on the Government:
 - (a) not to proceed with the provision to remove the export performance test for ongoing applicants as this will remove the performance criteria which applicants must meet to be eligible for multiple grants under the Scheme; and
 - (b) to implement the Senate Foreign Affairs, Defence and Trade Legislation Committee recommendation that the government request the Auditor General to conduct a performance audit of the scheme two years after the proposed legislation comes into effect.”

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

4 ADJOURNMENT

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

Debate ensued.

Question—put and passed.

At 1.01 p.m., the Deputy Speaker adjourned the Main Committee until a date and time to be fixed.

B. C. WRIGHT
Clerk of the Main Committee