

2008

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

**VOTES AND PROCEEDINGS**

No. 14

WEDNESDAY, 19 MARCH 2008

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

**2 SUSPENSION OF STANDING ORDERS MOVED**

Mr Georgiou moved—That so much of the standing orders be suspended as would prevent order of the day No. 6, private Members' business, relating to the Independent Reviewer of Terrorism Laws Bill 2008, being called on and proceeded with immediately, in light of the following reasons:

- (1) the Australian Parliament has enacted more than 30 laws dealing with terrorism since 2001;
- (2) offences and procedures have been established which depart significantly from traditional criminal law principles and practices, and restrict fundamental civil liberties;
- (3) it is critical that Parliament and the executive are well informed about the effectiveness and impact of the laws;
- (4) however, the machinery of vigilance in Australia is deficient—reviews to date have been sporadic and fragmented and with limited mandates. Important issues have not been addressed;
- (5) a credible new mechanism of review is essential;
- (6) the Joint Committee on Intelligence and Security has twice recommended the establishment of the position of Independent Reviewer of Terrorism Laws, to provide a more integrated and ongoing approach to monitoring the laws;
- (7) the committee considered that creation of the position would contribute positively to community confidence as well as provide the Parliament with regular factual reports;
- (8) the committee's recommendation was made unanimously on a bipartisan basis;
- (9) the appointment of an Independent Reviewer of Terrorism Laws has been supported by other authoritative commentators, including the Inspector-General of Intelligence and Security and the President of the Human Rights and Equal Opportunity Commission; and
- (10) Parliament should have an immediate opportunity to consider this bill to establish a safeguard for the protection of our security and our rights, one which has been strongly endorsed across the political spectrum within civil society.

*Closure of Member*

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

Question—put.

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

## AYES, 74

Mr Adams	Mrs D' Ath	Mrs Irwin	Mr Raguse
Mr Albanese	Mr Debus	Ms Jackson	Ms Rea
Mr Bevis	Mr Dreyfus	Mr Kerr	Mr Ripoll
Mr Bidgood	Mrs Elliot	Ms King	Ms Rishworth
Ms Bird	Ms A. L. Ellis	Ms Livermore	Ms Roxon
Mr Bowen	Ms K. M. Ellis	Mr McClelland	Ms Saffin
Mr Bradbury	Dr Emerson	Ms McKew	Mr Sidebottom
Ms A. E. Burke	Mr L. D. T. Ferguson	Ms Macklin	Mr Sullivan
Mr A. S. Burke	Mr M. J. Ferguson	Mr McMullan	Mr Swan
Mr Butler	Mr Garrett	Mr Marles	Mr Symon
Mr Byrne	Mr Georganas	Mr Melham	Mr Tanner
Ms Campbell	Ms George	Mr Murphy	Mr C. R. Thomson
Mr Champion	Mr Gibbons	Ms Neal	Mr K. J. Thomson
Mr Cheeseman	Mr Gray	Mr Neumann	Mr Trevor
Mr Clare	Ms Grierson	Ms Owens	Mr Turnour
Ms Collins	Mr Griffin	Ms Parke	Ms Vamvakinou
Mr Combet	Mr Hale	Mr Perrett	Mr Zappia
Mr Crean	Ms Hall*	Ms Plibersek	
Mr Danby	Mr Hayes*	Mr Price	

## NOES, 61

Mr Abbott	Mr Georgiou	Mr McGauran	Mr Simpkins
Mr Andrews	Mr Haase	Ms Marino	Mr Slipper
Fran Bailey	Mr Hartsuyker	Mrs Markus	Mr A. D. H. Smith
Mr Baldwin	Mr A. G. Hawke	Mrs Mirabella	Mr Somlyay
Mr Billson	Mr D. P. M. Hawker	Mr Morrison	Dr Southcott
Mrs B. K. Bishop	Mr Hockey	Mrs Moylan	Dr Stone
Ms J. Bishop	Mrs Hull*	Mr Pearce	Mr Truss
Mr Broadbent	Mr Hunt	Mr Pyne	Mr Turnbull
Mr Ciobo	Mr Irons	Mr Ramsey	Mr M. A. J. Vaile
Mr Cobb	Dr Jensen	Mr Randall	Mrs D. S. Vale
Mr Costello	Mr Johnson*	Mr Robb	Dr Washer
Mr Coulton	Mr Katter	Mr Robert	Mr Windsor
Mr Downer	Mr Keenan	Mr Ruddock	Mr Wood
Mr Dutton	Mr Laming	Mr Schultz	
Mr Forrest	Mr Lindsay	Mr Scott	
Mrs Gash	Mr Macfarlane	Mr Secker	

\* Tellers

And so it was resolved in the affirmative.

Mrs Moylan (seconder) addressing the House—

*Closure of Member*

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

Question—put.

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

## AYES, 76

Mr Adams	Mrs D' Ath	Mrs Irwin	Mr Price
Mr Albanese	Mr Debus	Ms Jackson	Mr Raguse
Mr Bevis	Mr Dreyfus	Dr Kelly	Ms Rea
Mr Bidgood	Mrs Elliot	Mr Kerr	Mr Ripoll
Ms Bird	Ms A. L. Ellis	Ms King	Ms Rishworth
Mr Bowen	Ms K. M. Ellis	Ms Livermore	Ms Roxon
Mr Bradbury	Dr Emerson	Mr McClelland	Ms Saffin
Ms A. E. Burke	Mr L. D. T. Ferguson	Ms McKew	Mr Sidebottom
Mr A. S. Burke	Mr M. J. Ferguson	Ms Macklin	Mr S. F. Smith
Mr Butler	Mr Garrett	Mr McMullan	Mr Sullivan
Mr Byrne	Mr Georganas	Mr Marles	Mr Swan
Ms Campbell	Ms George	Mr Melham	Mr Symon
Mr Champion	Mr Gibbons	Mr Murphy	Mr Tanner
Mr Cheeseman	Mr Gray	Ms Neal	Mr C. R. Thomson
Mr Clare	Ms Grierson	Mr Neumann	Mr K. J. Thomson
Ms Collins	Mr Griffin	Ms Owens	Mr Trevor
Mr Combet	Mr Hale	Ms Parke	Mr Turnour
Mr Crean	Ms Hall*	Mr Perrett	Ms Vamvakinou
Mr Danby	Mr Hayes*	Ms Plibersek	Mr Zappia

## NOES, 61

Mr Abbott	Mrs Gash	Mr McGauran	Mr Simpkins
Mr Andrews	Mr Georgiou	Ms Marino	Mr Slipper
Fran Bailey	Mr Haase	Mrs Markus	Mr A. D. H. Smith
Mr Baldwin	Mr Hartsuyker	Mrs Mirabella	Mr Somlyay
Mr Billson	Mr A. G. Hawke	Mr Morrison	Dr Southcott
Mrs B. K. Bishop	Mr D. P. M. Hawker	Mrs Moylan	Dr Stone
Ms J. Bishop	Mr Hockey	Mr Pearce	Mr Truss
Mr Broadbent	Mrs Hull*	Mr Pyne	Mr Turnbull
Mr Ciobo	Mr Hunt	Mr Ramsey	Mr M. A. J. Vaile
Mr Cobb	Mr Irons	Mr Randall	Mrs D. S. Vale
Mr Costello	Dr Jensen	Mr Robb	Dr Washer
Mr Coulton	Mr Johnson*	Mr Robert	Mr Windsor
Mr Downer	Mr Keenan	Mr Ruddock	Mr Wood
Mr Dutton	Mr Laming	Mr Schultz	
Mr Farmer	Mr Lindsay	Mr Scott	
Mr Forrest	Mr Macfarlane	Mr Secker	

\* Tellers

And so it was resolved in the affirmative.

Question—That the motion for the suspension of standing orders be agreed to—put.

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

## AYES, 61

Mr Abbott	Mrs Gash	Mr McGauran	Mr Simpkins
Mr Andrews	Mr Georgiou	Ms Marino	Mr Slipper
Fran Bailey	Mr Haase	Mrs Markus	Mr A. D. H. Smith
Mr Baldwin	Mr Hartsuyker	Mrs Mirabella	Mr Somlyay
Mr Billson	Mr A. G. Hawke	Mr Morrison	Dr Southcott
Mrs B. K. Bishop	Mr D. P. M. Hawker	Mrs Moylan	Dr Stone
Ms J. Bishop	Mr Hockey	Mr Pearce	Mr Truss
Mr Broadbent	Mrs Hull*	Mr Pyne	Mr Turnbull
Mr Ciobo	Mr Hunt	Mr Ramsey	Mr M. A. J. Vaile
Mr Cobb	Mr Irons	Mr Randall	Mrs D. S. Vale
Mr Costello	Dr Jensen	Mr Robb	Dr Washer
Mr Coulton	Mr Johnson*	Mr Robert	Mr Windsor
Mr Downer	Mr Keenan	Mr Ruddock	Mr Wood
Mr Dutton	Mr Laming	Mr Schultz	
Mr Farmer	Mr Lindsay	Mr Scott	
Mr Forrest	Mr Macfarlane	Mr Secker	

## NOES, 76

Mr Adams	Mrs D'Ath	Mrs Irwin	Mr Price
Mr Albanese	Mr Debus	Ms Jackson	Mr Raguse
Mr Bevis	Mr Dreyfus	Dr Kelly	Ms Rea
Mr Bidgood	Mrs Elliot	Mr Kerr	Mr Ripoll
Ms Bird	Ms A. L. Ellis	Ms King	Ms Rishworth
Mr Bowen	Ms K. M. Ellis	Ms Livermore	Ms Roxon
Mr Bradbury	Dr Emerson	Mr McClelland	Ms Saffin
Ms A. E. Burke	Mr L. D. T. Ferguson	Ms McKew	Mr Sidebottom
Mr A. S. Burke	Mr M. J. Ferguson	Ms Macklin	Mr S. F. Smith
Mr Butler	Mr Garrett	Mr McMullan	Mr Sullivan
Mr Byrne	Mr Georganas	Mr Marles	Mr Swan
Ms Campbell	Ms George	Mr Melham	Mr Symon
Mr Champion	Mr Gibbons	Mr Murphy	Mr Tanner
Mr Cheeseman	Mr Gray	Ms Neal	Mr C. R. Thomson
Mr Clare	Ms Grierson	Mr Neumann	Mr K. J. Thomson
Ms Collins	Mr Griffin	Ms Owens	Mr Trevor
Mr Combet	Mr Hale	Ms Parke	Mr Turnour
Mr Crean	Ms Hall*	Mr Perrett	Ms Vamvakinou
Mr Danby	Mr Hayes*	Ms Plibersek	Mr Zappia

\* Tellers

And so it was negatived.

### 3 HEALTH INSURANCE AMENDMENT (90 DAY PAY DOCTOR CHEQUE SCHEME) BILL 2008

Ms Roxon (Minister for Health and Ageing), pursuant to notice, presented a Bill for an Act to amend the law in relation to health insurance, and for related purposes.

#### *Document*

Ms Roxon presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

**4 QUARANTINE AMENDMENT (NATIONAL HEALTH SECURITY) BILL 2008**

Ms Roxon (Minister for Health and Ageing), pursuant to notice, presented a Bill for an Act to amend the *Quarantine Act 1908*, and for related purposes.

*Document*

Ms Roxon presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

**5 VETERANS' AFFAIRS LEGISLATION AMENDMENT (INTERNATIONAL AGREEMENTS AND OTHER MEASURES) BILL 2008**

Mr Griffin (Minister for Veterans' Affairs), pursuant to notice, presented a Bill for an Act to amend the law relating to veterans' affairs, and for other purposes.

*Document*

Mr Griffin presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

**6 MILITARY MEMORIALS OF NATIONAL SIGNIFICANCE BILL 2008**

Mr Griffin (Minister for Veterans' Affairs), pursuant to notice, presented a Bill for an Act to provide for certain memorials to have the status of Military Memorials of National Significance, and for related purposes.

*Document*

Mr Griffin presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

**7 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—BRIDGING OF KINGS AVENUE OVER PARKES WAY AT THE RUSSELL ROUNDABOUT, CANBERRA, ACT**

Dr Kelly (Parliamentary Secretary to 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: Bridging of Kings Avenue over Parkes Way at the Russell roundabout, Canberra, Australian Capital Territory.

Question—put and passed.

**8 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—PROPOSED FIT-OUT OF NEW LEASED PREMISES FOR THE DEPARTMENT OF EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS AT BLOCK 9, SECTION 31, CANBERRA CITY, ACT**

Dr Kelly (Parliamentary Secretary to 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: Proposed fit-out of new leased premises for the Department of Education, Employment and Workplace Relations at Block 9, Section 31, Canberra City, Australian Capital Territory.

Question—put and passed.

**9 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—CONSTRUCTION OF NEW WAREHOUSING FACILITIES AT WADSWORTH BARRACKS, EAST BANDIANA, VIC**

Dr Kelly (Parliamentary Secretary to 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: Construction of new warehousing facilities at Wadsworth Barracks, East Bandiana, Victoria.

Question—put and passed.

**10 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—RAAF BASE TINDAL REDEVELOPMENT STAGE 5, NT**

Dr Kelly (Parliamentary Secretary to 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: RAAF Base Tindal redevelopment stage 5, Northern Territory.

Question—put and passed.

**11 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—RAAF BASE DARWIN REDEVELOPMENT STAGE 2, DARWIN, NT**

Dr Kelly (Parliamentary Secretary to 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: RAAF Base Darwin redevelopment stage 2, Darwin, Northern Territory.

Question—put and passed.

**12 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—ENOGGERA REDEVELOPMENT STAGE 1 PROJECT, GALLIPOLI BARRACKS, BRISBANE, QLD**

Dr Kelly (Parliamentary Secretary to 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: Enoggera redevelopment stage 1 project, Gallipoli Barracks, Brisbane, Queensland.

Question—put and passed.

**13 INTERSTATE ROAD TRANSPORT CHARGE AMENDMENT BILL 2008**

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.

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

## AYES, 78

Mr Adams	Mr Debus	Dr Kelly	Mr Ripoll
Mr Albanese	Mr Dreyfus	Mr Kerr	Ms Rishworth
Mr Bevis	Mrs Elliot	Ms King	Ms Roxon
Mr Bidgood	Ms K. M. Ellis	Ms Livermore	Mr Rudd
Ms Bird	Dr Emerson	Mr McClelland	Ms Saffin
Mr Bowen	Mr L. D. T. Ferguson	Ms McKew	Mr Sidebottom
Mr Bradbury	Mr M. J. Ferguson	Mr McMullan	Mr S. F. Smith
Ms A. E. Burke	Mr Fitzgibbon	Mr Marles	Mr Snowden
Mr A. S. Burke	Mr Georganas	Mr Melham	Mr Sullivan
Mr Butler	Ms George	Mr Murphy	Mr Swan
Mr Byrne	Mr Gibbons	Ms Neal	Mr Symon
Ms Campbell	Ms Gillard	Mr Neumann	Mr Tanner
Mr Champion	Mr Gray	Mr B. P. O'Connor	Mr C. R. Thomson
Mr Cheeseman	Ms Grierson	Ms Owens	Mr K. J. Thomson
Mr Clare	Mr Griffin	Ms Parke	Mr Trevor
Ms Collins	Mr Hale	Mr Perrett	Mr Turnour
Mr Combet	Ms Hall*	Ms Plibersek	Ms Vamvakinou
Mr Crean	Mr Hayes*	Mr Price	Mr Zappia
Mr Danby	Mrs Irwin	Mr Raguse	
Ms D'Ath	Ms Jackson	Ms Rea	

## NOES, 62

Mr Abbott	Mrs Gash	Mr Lindsay	Mr Scott
Mr Andrews	Mr Georgiou	Mr Macfarlane	Mr Simpkins
Fran Bailey	Mr Haase	Mr McGauran	Mr Slipper
Mr Baldwin	Mr Hartsuyker	Ms Marino	Mr A. D. H. Smith
Mr Billson	Mr A. G. Hawke	Mrs Markus	Mr Somlyay
Mrs B. K. Bishop	Mr D. P. M. Hawker	Mrs Mirabella	Dr Southcott
Ms J. Bishop	Mr Hockey	Mr Morrison	Dr Stone
Mr Broadbent	Mrs Hull*	Mrs Moylan	Mr Truss
Mr Ciobo	Mr Hunt	Mr Pearce	Mr Turnbull
Mr Cobb	Mr Irons	Mr Pyne	Mr M. A. J. Vaile
Mr Costello	Dr Jensen	Mr Ramsey	Mrs D. S. Vale
Mr Coulton	Mr Johnson*	Mr Randall	Dr Washer
Mr Downer	Mr Katter	Mr Robb	Mr Windsor
Mr Dutton	Mr Keenan	Mr Robert	Mr Wood
Mr Farmer	Mr Laming	Mr Ruddock	
Mr Forrest	Ms Ley	Mr Schultz	

\* Tellers

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

Leave granted for third reading to be moved immediately.

On the motion of Mr Albanese (Minister for Infrastructure, Transport, Regional Development and Local Government), the bill was read a third time.

#### 14 ROAD TRANSPORT CHARGES (AUSTRALIAN CAPITAL TERRITORY) REPEAL BILL 2008

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—

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

Leave granted for third reading to be moved immediately.

On the motion of Mr Albanese (Minister for Infrastructure, Transport, Regional Development and Local Government), the bill was read a third time.

**15 MESSAGE FROM THE SENATE—WORKPLACE RELATIONS AMENDMENT (TRANSITION TO FORWARD WITH FAIRNESS) BILL 2008**

Message No. 20, 18 March 2008, from the Senate was reported returning the Workplace Relations Amendment (Transition to Forward with Fairness) Bill 2008 with amendments.

Ordered—That the amendments be considered immediately.

On the motion of Ms Gillard (Minister for Employment and Workplace Relations), the amendments were agreed to, after debate.

**16 SUSPENSION OF STANDING ORDERS—MOTION WITHOUT NOTICE**

Ms Gillard (Minister for Employment and Workplace Relations) moved—That so much of the standing orders be suspended as would prevent the Deputy Prime Minister from moving a motion in relation to workplace relations.

Question—That the motion for the suspension of standing orders be agreed to—put.

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

AYES, 78

Mr Adams	Mr Debus	Mr Katter	Ms Rishworth
Mr Albanese	Mr Dreyfus	Dr Kelly	Ms Roxon
Mr Bevis	Mrs Elliot	Mr Kerr	Mr Rudd
Mr Bidgood	Ms K. M. Ellis	Ms King	Ms Saffin
Ms Bird	Dr Emerson	Ms Livermore	Mr Sidebottom
Mr Bowen	Mr L. D. T. Ferguson	Mr McClelland	Mr S. F. Smith
Mr Bradbury	Mr M. J. Ferguson	Ms McKew	Mr Snowdon
Ms A. E. Burke	Mr Fitzgibbon	Mr Marles	Mr Sullivan
Mr A. S. Burke	Mr Georganas	Mr Melham	Mr Swan
Mr Butler	Ms George	Mr Murphy	Mr Symon
Mr Byrne	Mr Gibbons	Ms Neal	Mr Tanner
Ms Campbell	Ms Gillard	Mr Neumann	Mr C. R. Thomson
Mr Champion	Mr Gray	Mr B. P. O'Connor	Mr K. J. Thomson
Mr Cheeseman	Ms Grierson	Ms Owens	Mr Trevor
Mr Clare	Mr Griffin	Ms Parke	Mr Turnour
Ms Collins	Mr Hale	Mr Perrett	Ms Vamvakinou
Mr Combet	Ms Hall*	Ms Plibersek	Mr Windsor
Mr Crean	Mr Hayes*	Mr Price	Mr Zappia
Mr Danby	Mrs Irwin	Mr Raguse	
Mrs D'Ath	Ms Jackson	Mr Ripoll	

NOES, 62

Mr Abbott	Mrs Gash	Mr Macfarlane	Mr Scott
Mr Andrews	Mr Georgiou	Mr McGauran	Mr Secker
Fran Bailey	Mr Haase	Ms Marino	Mr Simpkins
Mr Baldwin	Mr Hartsuyker	Mrs Markus	Mr Slipper
Mr Billson	Mr A. G. Hawke	Mrs Mirabella	Mr A. D. H. Smith
Mrs B. K. Bishop	Mr D. P. M. Hawker	Mr Morrison	Mr Somlyay
Ms J. Bishop	Mr Hockey	Mrs Moylan	Dr Southcott
Mr Broadbent	Mrs Hull*	Dr Nelson	Dr Stone
Mr Ciobo	Mr Hunt	Mr Pearce	Mr Truss
Mr Cobb	Mr Irons	Mr Pyne	Mr Turnbull
Mr Costello	Dr Jensen	Mr Ramsey	Mr M. A. J. Vaile
Mr Coulton	Mr Johnson*	Mr Randall	Mrs D. S. Vale
Mr Downer	Mr Keenan	Mr Robb	Dr Washer
Mr Dutton	Mr Laming	Mr Robert	Mr Wood
Mr Farmer	Ms Ley	Mr Ruddock	
Mr Forrest	Mr Lindsay	Mr Schultz	

\* Tellers



And so it was resolved in the affirmative by an absolute majority.

## 17 WORK CHOICES

Ms Gillard (Minister for Employment and Workplace Relations) moved—That this House agrees that:

- (1) at the last election the Australian people voted for the end of Work Choices, which has hurt working families by allowing pay and conditions to be ripped off and decent hard working Australians to be sacked without reason or remedy;
- (2) the Workplace Relations Amendment (Transition to Forward with Fairness) Bill 2008 just passed by the Parliament is the first step in ending Work Choices;
- (3) from the coming into effect of this bill there will be no new Australian Workplace Agreements and from 1 January 2010 there will be no new statutory individual employment agreements of any nature; and
- (4) in order to ensure the decent and fair treatment of Australian working families, statutory individual employment agreements should never again be reintroduced into Australian workplace relations law.

*Closure of Member moved*

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

Question—put.

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

AYES, 62

Mr Abbott	Mrs Gash	Mr Macfarlane	Mr Scott
Mr Andrews	Mr Georgiou	Mr McGauran	Mr Secker
Fran Bailey	Mr Haase	Ms Marino	Mr Simpkins
Mr Baldwin	Mr Hartsuyker	Mrs Markus	Mr Slipper
Mr Billson	Mr A. G. Hawke	Mrs Mirabella	Mr A. D. H. Smith
Mrs B. K. Bishop	Mr D. P. M. Hawker	Mr Morrison	Mr Somlyay
Ms J. Bishop	Mr Hockey	Mrs Moylan	Dr Southcott
Mr Broadbent	Mrs Hull*	Dr Nelson	Dr Stone
Mr Ciobo	Mr Hunt	Mr Pearce	Mr Truss
Mr Cobb	Mr Irons	Mr Pyne	Mr Turnbull
Mr Costello	Dr Jensen	Mr Ramsey	Mr M. A. J. Vaile
Mr Coulton	Mr Johnson*	Mr Randall	Mrs D. S. Vale
Mr Downer	Mr Keenan	Mr Robb	Dr Washer
Mr Dutton	Mr Laming	Mr Robert	Mr Wood
Mr Farmer	Ms Ley	Mr Ruddock	
Mr Forrest	Mr Lindsay	Mr Schultz	

## NOES, 80

Mr Adams	Mr Debus	Mr Katter	Ms Rea
Mr Albanese	Mr Dreyfus	Dr Kelly	Mr Ripoll
Mr Bevis	Mrs Elliot	Mr Kerr	Ms Rishworth
Mr Bidgood	Ms K. M. Ellis	Ms King	Ms Roxon
Ms Bird	Dr Emerson	Ms Livermore	Mr Rudd
Mr Bowen	Mr L. D. T. Ferguson	Mr McClelland	Ms Saffin
Mr Bradbury	Mr M. J. Ferguson	Ms McKew	Mr Sidebottom
Ms A. E. Burke	Mr Fitzgibbon	Mr McMullan	Mr S. F. Smith
Mr A. S. Burke	Mr Georganas	Mr Marles	Mr Snowden
Mr Butler	Ms George	Mr Melham	Mr Sullivan
Mr Byrne	Mr Gibbons	Mr Murphy	Mr Swan
Ms Campbell	Ms Gillard	Ms Neal	Mr Symon
Mr Champion	Mr Gray	Mr Neumann	Mr Tanner
Mr Cheeseman	Ms Grierson	Mr B. P. O'Connor	Mr C. R. Thomson
Mr Clare	Mr Griffin	Ms Owens	Mr K. J. Thomson
Ms Collins	Mr Hale	Ms Parke	Mr Trevor
Mr Combet	Ms Hall*	Mr Perrett	Mr Turnour
Mr Crean	Mr Hayes*	Ms Plibersek	Ms Vamvakinou
Mr Danby	Mrs Irwin	Mr Price	Mr Windsor
Mr D'Ath	Ms Jackson	Mr Raguse	Mr Zappia

\* Tellers

And so it was negatived.

Mr Hockey having sought to move that the Member be no longer heard—

*Deputy Speaker's ruling*

The Deputy Speaker ruled that he would not allow a further motion of closure of Member as the same question had been negatived and a further motion would be an abuse of the orders of the House.

*Dissent from ruling moved*

Mr Hockey moved—That the ruling be dissented from.

Debate ensued.

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

Question—put.

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

## AYES, 60

Mr Abbott	Mr Forrest	Ms Ley	Mr Ruddock
Mr Andrews	Mrs Gash	Mr Lindsay	Mr Schultz
Fran Bailey	Mr Georgiou	Mr Macfarlane	Mr Scott
Mr Baldwin	Mr Haase	Mr McGauran	Mr Secker
Mr Billson	Mr Hartsuyker	Ms Marino	Mr Simpkins
Mrs B. K. Bishop	Mr A. G. Hawke	Mrs Markus	Mr A. D. H. Smith
Ms J. Bishop	Mr D. P. M. Hawker	Mrs Mirabella	Mr Somlyay
Mr Broadbent	Mr Hockey	Mr Morrison	Dr Southcott
Mr Ciobo	Mrs Hull*	Mrs Moylan	Dr Stone
Mr Cobb	Mr Hunt	Mr Pearce	Mr Truss
Mr Costello	Mr Irons	Mr Pyne	Mr Turnbull
Mr Coulton	Dr Jensen	Mr Ramsey	Mr M. A. J. Vaile
Mr Downer	Mr Johnson*	Mr Randall	Mrs D. S. Vale
Mr Dutton	Mr Keenan	Mr Robb	Dr Washer
Mr Farmer	Mr Laming	Mr Robert	Mr Wood

## NOES, 79

Mr Albanese	Mr Dreyfus	Mr Katter	Ms Rea
Mr Bevis	Mrs Elliot	Dr Kelly	Mr Ripoll
Mr Bidgood	Ms A. L. Ellis	Mr Kerr	Ms Rishworth
Ms Bird	Ms K. M. Ellis	Ms King	Ms Roxon
Mr Bowen	Dr Emerson	Ms Livermore	Ms Saffin
Mr Bradbury	Mr L. D. T. Ferguson	Mr McClelland	Mr Sidebottom
Ms A. E. Burke	Mr M. J. Ferguson	Ms McKew	Mr S. F. Smith
Mr A. S. Burke	Mr Fitzgibbon	Mr McMullan	Mr Snowdon
Mr Butler	Mr Georganas	Mr Marles	Mr Sullivan
Mr Byrne	Ms George	Mr Melham	Mr Swan
Ms Campbell	Mr Gibbons	Mr Murphy	Mr Symon
Mr Champion	Ms Gillard	Ms Neal	Mr Tanner
Mr Cheeseman	Mr Gray	Mr Neumann	Mr C. R. Thomson
Mr Clare	Ms Grierson	Mr B. P. O'Connor	Mr K. J. Thomson
Ms Collins	Mr Griffin	Ms Owens	Mr Trevor
Mr Combet	Mr Hale	Ms Parke	Mr Turnour
Mr Crean	Ms Hall*	Mr Perrett	Ms Vamvakinou
Mr Danby	Mr Hayes*	Ms Plibersek	Mr Windsor
Mrs D'Ath	Mrs Irwin	Mr Price	Mr Zappia
Mr Debus	Ms Jackson	Mr Raguse	

\* Tellers

And so it was negatived.

Question—That the motion moved by Ms Gillard be agreed to—stated.

*Closure*

Mr Albanese (Leader of the House) moved—That the question be now put.

Question—That the question be now put—put.

The House proceeding to a division and the division not further proceeded with—Question passed.

Question—That the motion moved by Ms Gillard be agreed to—put.

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

## AYES, 80

Mr Albanese	Mr Dreyfus	Mr Katter	Mr Raguse
Mr Bevis	Mrs Elliot	Dr Kelly	Ms Rea
Mr Bidgood	Ms A. L. Ellis	Mr Kerr	Mr Ripoll
Ms Bird	Ms K. M. Ellis	Ms King	Ms Rishworth
Mr Bowen	Dr Emerson	Ms Livermore	Ms Roxon
Mr Bradbury	Mr L. D. T. Ferguson	Mr McClelland	Mr Rudd
Ms A. E. Burke	Mr M. J. Ferguson	Ms McKew	Ms Saffin
Mr A. S. Burke	Mr Fitzgibbon	Ms Macklin	Mr Sidebottom
Mr Butler	Mr Georganas	Mr McMullan	Mr S. F. Smith
Mr Byrne	Ms George	Mr Marles	Mr Snowdon
Ms Campbell	Mr Gibbons	Mr Melham	Mr Sullivan
Mr Champion	Ms Gillard	Mr Murphy	Mr Swan
Mr Cheeseman	Mr Gray	Ms Neal	Mr Symon
Mr Clare	Ms Grierson	Mr Neumann	Mr Tanner
Ms Collins	Mr Griffin	Mr B. P. O'Connor	Mr C. R. Thomson
Mr Combet	Mr Hale	Ms Owens	Mr K. J. Thomson
Mr Crean	Ms Hall*	Ms Parke	Mr Trevor
Mr Danby	Mr Hayes*	Mr Perrett	Mr Turnour
Mrs D'Ath	Mrs Irwin	Ms Plibersek	Ms Vamvakinou
Mr Debus	Ms Jackson	Mr Price	Mr Zappia

## NOES, 58

Mr Abbott	Mrs Gash	Mr Macfarlane	Mr Secker
Mr Andrews	Mr Georgiou	Ms Marino	Mr Simpkins
Mr Baldwin	Mr Haase	Mrs Markus	Mr A. D. H. Smith
Mr Billson	Mr Hartsuyker	Mrs Mirabella	Mr Somlyay
Mrs B. K. Bishop	Mr A. G. Hawke	Mr Morrison	Dr Southcott
Ms J. Bishop	Mr D. P. M. Hawker	Mrs Moylan	Dr Stone
Mr Broadbent	Mr Hockey	Mr Pearce	Mr Truss
Mr Ciobo	Mrs Hull*	Mr Pyne	Mr Turnbull
Mr Cobb	Mr Irons	Mr Ramsey	Mr M. A. J. Vaile
Mr Costello	Dr Jensen	Mr Randall	Mrs D. S. Vale
Mr Coulton	Mr Johnson*	Mr Robb	Dr Washer
Mr Downer	Mr Keenan	Mr Robert	Mr Windsor
Mr Dutton	Mr Laming	Mr Ruddock	Mr Wood
Mr Farmer	Ms Ley	Mr Schultz	
Mr Forrest	Mr Lindsay	Mr Scott	

\* Tellers

And so it was resolved in the affirmative.

18 **SUSPENSION OF STANDING ORDERS MOVED**

Ms J. Bishop (Deputy Leader of the Opposition) moved—That so much of the standing orders be suspended as would prevent the Deputy Leader of the Opposition from moving immediately that the House acknowledges that under the Howard Government:

- (1) over 2.1 million new jobs were created;
- (2) real wages increased by 21 per cent;
- (3) industrial disputes dropped to the lowest level on record; and
- (4) unemployment dropped to a 33 year low.

*Closure of Member*

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

Question—put.

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

## AYES, 75

Mr Albanese	Mr Debus	Ms Jackson	Mr Price
Mr Bevis	Mr Dreyfus	Dr Kelly	Mr Raguse
Mr Bidgood	Mrs Elliot	Mr Kerr	Ms Rea
Ms Bird	Ms A. L. Ellis	Ms King	Mr Ripoll
Mr Bowen	Ms K. M. Ellis	Ms Livermore	Ms Rishworth
Mr Bradbury	Dr Emerson	Mr McClelland	Ms Roxon
Ms A. E. Burke	Mr L. D. T. Ferguson	Ms McKew	Ms Saffin
Mr A. S. Burke	Mr M. J. Ferguson	Ms Macklin	Mr Sidebottom
Mr Butler	Mr Fitzgibbon	Mr McMullan	Mr Snowden
Mr Byrne	Mr Georganas	Mr Marles	Mr Sullivan
Ms Campbell	Ms George	Mr Melham	Mr Symon
Mr Champion	Mr Gibbons	Mr Murphy	Mr Tanner
Mr Cheeseman	Ms Gillard	Ms Neal	Mr C. R. Thomson
Mr Clare	Mr Gray	Mr Neumann	Mr K. J. Thomson
Ms Collins	Mr Griffin	Mr B. P. O'Connor	Mr Trevor
Mr Combet	Mr Hale	Ms Owens	Mr Turnour
Mr Crean	Ms Hall*	Ms Parke	Ms Vamvakinou
Mr Danby	Mr Hayes*	Mr Perrett	Mr Zappia
Mrs D'Ath	Mrs Irwin	Ms Plibersek	

## NOES, 58

Mr Abbott	Mr Forrest	Mr Macfarlane	Mr Secker
Mr Andrews	Mrs Gash	Mr McGauran	Mr Simpkins
Fran Bailey	Mr Georgiou	Ms Marino	Mr A. D. H. Smith
Mr Baldwin	Mr Haase	Mrs Markus	Mr Somlyay
Mr Billson	Mr Hartsuyker	Mrs Mirabella	Dr Southcott
Mrs B. K. Bishop	Mr A. G. Hawke	Mr Morrison	Dr Stone
Ms J. Bishop	Mr D. P. M. Hawker	Mrs Moylan	Mr Truss
Mr Broadbent	Mrs Hull*	Mr Pearce	Mr Turnbull
Mr Ciobo	Mr Irons	Mr Pyne	Mr M. A. J. Vaile
Mr Cobb	Dr Jensen	Mr Ramsey	Mrs D. S. Vale
Mr Costello	Mr Johnson*	Mr Randall	Dr Washer
Mr Coulton	Mr Keenan	Mr Robert	Mr Windsor
Mr Downer	Mr Laming	Mr Ruddock	Mr Wood
Mr Dutton	Ms Ley	Mr Schultz	
Mr Farmer	Mr Lindsay	Mr Scott	

\* Tellers

And so it was resolved in the affirmative.

Mr Abbott (seconder) addressing the House—

*Closure of Member*

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

Question—put.

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

## AYES, 75

Mr Albanese	Mr Debus	Ms Jackson	Mr Price
Mr Bevis	Mr Dreyfus	Dr Kelly	Mr Raguse
Mr Bidgood	Mrs Elliot	Mr Kerr	Ms Rea
Ms Bird	Ms A. L. Ellis	Ms King	Mr Ripoll
Mr Bowen	Ms K. M. Ellis	Ms Livermore	Ms Rishworth
Mr Bradbury	Dr Emerson	Mr McClelland	Ms Roxon
Ms A. E. Burke	Mr L. D. T. Ferguson	Ms McKew	Ms Saffin
Mr A. S. Burke	Mr M. J. Ferguson	Ms Macklin	Mr Sidebottom
Mr Butler	Mr Fitzgibbon	Mr McMullan	Mr Snowdon
Mr Byrne	Mr Georganas	Mr Marles	Mr Sullivan
Ms Campbell	Ms George	Mr Melham	Mr Symon
Mr Champion	Mr Gibbons	Mr Murphy	Mr Tanner
Mr Cheeseman	Ms Gillard	Ms Neal	Mr C. R. Thomson
Mr Clare	Mr Gray	Mr Neumann	Mr K. J. Thomson
Ms Collins	Mr Griffin	Mr B. P. O'Connor	Mr Trevor
Mr Combet	Mr Hale	Ms Owens	Mr Turnour
Mr Crean	Ms Hall*	Ms Parke	Ms Vamvakinou
Mr Danby	Mr Hayes*	Mr Perrett	Mr Zappia
Mrs D'Ath	Mrs Irwin	Ms Plibersek	

## NOES, 58

Mr Abbott	Mr Forrest	Mr Macfarlane	Mr Secker
Mr Andrews	Mrs Gash	Mr McGauran	Mr Simpkins
Fran Bailey	Mr Georgiou	Ms Marino	Mr A. D. H. Smith
Mr Baldwin	Mr Haase	Mrs Markus	Mr Somlyay
Mr Billson	Mr Hartsuyker	Mrs Mirabella	Dr Southcott
Mrs B. K. Bishop	Mr A. G. Hawke	Mr Morrison	Dr Stone
Ms J. Bishop	Mr D. P. M. Hawker	Mrs Moylan	Mr Truss
Mr Broadbent	Mrs Hull*	Mr Pearce	Mr Turnbull
Mr Ciobo	Mr Irons	Mr Pyne	Mr M. A. J. Vaile
Mr Cobb	Dr Jensen	Mr Ramsey	Mrs D. S. Vale
Mr Costello	Mr Johnson*	Mr Randall	Dr Washer
Mr Coulton	Mr Keenan	Mr Robert	Mr Windsor
Mr Downer	Mr Laming	Mr Ruddock	Mr Wood
Mr Dutton	Ms Ley	Mr Schultz	
Mr Farmer	Mr Lindsay	Mr Scott	

\* Tellers

And so it was resolved in the affirmative.

Question—That the motion for the suspension of standing orders be agreed to—put.

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

## AYES, 55

Mr Abbott	Mr Forrest	Mr Macfarlane	Mr Scott
Mr Andrews	Mrs Gash	Mr McGauran	Mr Secker
Fran Bailey	Mr Georgiou	Ms Marino	Mr Simpkins
Mr Baldwin	Mr Hartsuyker	Mrs Markus	Mr A. D. H. Smith
Mr Billson	Mr A. G. Hawke	Mrs Mirabella	Mr Somlyay
Ms J. Bishop	Mr D. P. M. Hawker	Mr Morrison	Dr Southcott
Mr Broadbent	Mrs Hull*	Mrs Moylan	Dr Stone
Mr Ciobo	Mr Irons	Mr Pearce	Mr Truss
Mr Cobb	Dr Jensen	Mr Pyne	Mr Turnbull
Mr Costello	Mr Johnson*	Mr Ramsey	Mr M. A. J. Vaile
Mr Coulton	Mr Keenan	Mr Randall	Mrs D. S. Vale
Mr Downer	Mr Laming	Mr Robert	Dr Washer
Mr Dutton	Ms Ley	Mr Ruddock	Mr Wood
Mr Farmer	Mr Lindsay	Mr Schultz	

## NOES, 75

Mr Albanese	Mr Debus	Ms Jackson	Mr Price
Mr Bevis	Mr Dreyfus	Dr Kelly	Mr Raguse
Mr Bidgood	Mrs Elliot	Mr Kerr	Ms Rea
Ms Bird	Ms A. L. Ellis	Ms King	Mr Ripoll
Mr Bowen	Ms K. M. Ellis	Ms Livermore	Ms Rishworth
Mr Bradbury	Dr Emerson	Mr McClelland	Ms Roxon
Ms A. E. Burke	Mr L. D. T. Ferguson	Ms McKew	Ms Saffin
Mr A. S. Burke	Mr M. J. Ferguson	Ms Macklin	Mr Sidebottom
Mr Butler	Mr Fitzgibbon	Mr McMullan	Mr Snowden
Mr Byrne	Mr Georganas	Mr Marles	Mr Sullivan
Ms Campbell	Ms George	Mr Melham	Mr Symon
Mr Champion	Mr Gibbons	Mr Murphy	Mr Tanner
Mr Cheeseman	Ms Gillard	Ms Neal	Mr C. R. Thomson
Mr Clare	Mr Gray	Mr Neumann	Mr K. J. Thomson
Ms Collins	Mr Griffin	Mr B. P. O'Connor	Mr Trevor
Mr Combet	Mr Hale	Ms Owens	Mr Turnour
Mr Crean	Ms Hall*	Ms Parke	Ms Vamvakinou
Mr Danby	Mr Hayes*	Mr Perrett	Mr Zappia
Mrs D'Ath	Mrs Irwin	Ms Plibersek	

\* Tellers

And so it was negatived.

**19 TELECOMMUNICATIONS LEGISLATION AMENDMENT (COMMUNICATIONS FUND) BILL 2008**

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.

**20 QUESTIONS**

Questions without notice were asked.

**21 APPOINTMENT OF THE SECRETARY OF THE DEPARTMENT OF PARLIAMENTARY SERVICES — STATEMENT BY SPEAKER**

The Speaker made a statement concerning the appointment of the Secretary of the Department of Parliamentary Services.

**22 DOCUMENTS**

The following documents were presented:

Australian Competition and Consumer Commission—Report—Telecommunications—Telstra's compliance with price control arrangements for the period 1 January 2006 to 30 June 2007.

*Medical Indemnity Act 2002*—Report by the Australian Government Actuary on the costs of the Australian Government's run-off cover scheme for medical indemnity insurers for 2006-07.

Regional Forest Agreements—Reports—New South Wales—

Eden Region—

2002-03.

2003-04.

North East Region—

2002-03.

2003-04.

Southern Region—

2002-03.

2003-04.

*Telecommunications Act 1997*—Report—Funding of research and consumer representation in relation to telecommunications for 2006-07.

Treaties—List of multilateral treaty actions under negotiation, consideration or review by the Australian Government as at March 2008.

## 23 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—INDUSTRIAL RELATIONS LAWS

The House was informed that Ms J. Bishop (Deputy Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The dramatic collapse in business confidence and the ongoing uncertainty about the impact of the Government’s industrial relations laws on small business and employment”.

The proposed discussion having received the necessary support—

Ms J. Bishop addressed the House.

Discussion ensued.

The time allotted under standing order No. 1 having expired, the discussion was interrupted.

## 24 BILLS REFERRED TO MAIN COMMITTEE

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

Lands Acquisition Legislation Amendment 2008;

Cross-Border Insolvency 2008;

Classification (Publications, Films and Computer Games) Amendment (Assessments and Advertising) 2008; and

Financial Sector Legislation Amendment (Review of Prudential Decisions) 2008.

Question—put and passed.

## 25 COMMONWEALTH AUTHORITIES AND COMPANIES AMENDMENT BILL 2008—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the bill had been fully considered by the Main Committee and agreed to without amendment, and presented a certified copy of the bill.

Bill agreed to.

On the motion of Ms Plibersek (Minister for Housing), by leave, the bill was read a third time.

## 26 DEATHS OF FORMER MEMBERS (MR L. J. KEOGH, DR K. L. FRY AND MS H. MAYER), FORMER SENATOR AND MINISTER (THE HONOURABLE R. L. COLLINS), MR M. PRICE, MR B. D. BANTON, THE HONOURABLE SIR CHARLES WALTER MICHAEL COURT AND SIR EDMUND PERCIVAL HILLARY—SPEAKER’S ANNOUNCEMENT

The Speaker reported that the order of the day relating to the Speaker’s announcement in connection with the deaths of:

Mr Leonard Joseph Keogh, on 10 October 2007, a Member of this House for the Division of Bowman from 1969 to 1975 and 1983 to 1987;

Dr Kenneth Lionel Fry, on 10 October 2007, a Member of this House for the Division of Fraser from 1974 to 1984;

Ms Helen Mayer, on 7 February 2008, a Member of this House for the Division of Chisholm from 1983 to 1987;

The Honourable Robert Lindsay Collins AO, on 21 September 2007, a former Senator for the Northern Territory from 1987 to 1998 and Minister;

Mr Matt Price, journalist, on 25 November 2007;

Mr Bernard Douglas (Bernie) Banton AM, victim of asbestosis, mesothelioma and asbestos-related pleural disease, on 27 November 2007;

The Honourable Sir Charles Walter Michael Court AK KCMG OBE, a former Premier of Western Australia, on 22 December 2007, and



Sir Edmund Percival Hillary KG ONZ KBE, on 11 January 2008, New Zealand mountaineer and first known climber to reach the summit of Mount Everest—had been debated in the Main Committee and returned to the House, and presented a certified copy of the motion.

All Members present having risen, in silence—

Question—passed.

**27 TRADEX SCHEME AMENDMENT BILL 2008—REPORT FROM MAIN COMMITTEE**

The Deputy Speaker reported that the bill had been fully considered by the Main Committee, a Governor-General's message recommending an appropriation had been reported, and the bill had been agreed to without amendment, and presented a certified copy of the bill.

Bill agreed to.

On the motion of Ms Plibersek (Minister for Housing), by leave, the bill was read a third time.

**28 DEATH OF FORMER MEMBER (THE HONOURABLE CLYDE ROBERT CAMERON)—CONDOLENCE RESOLUTION—REPORT FROM MAIN COMMITTEE**

The Deputy Speaker reported that the order of the day relating to the resolution of the House in connection with the death of the Honourable Clyde Robert Cameron AO, had been debated in the Main Committee and returned to the House, and presented a certified copy of the resolution.

All Members present having risen, in silence—

Question—passed.

**29 TELECOMMUNICATIONS LEGISLATION AMENDMENT (COMMUNICATIONS FUND) BILL 2008**

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 Albanese—Leader of the House), and the resumption of the debate made an order of the day for a later hour this day.

**30 MESSAGE FROM THE SENATE—INFRASTRUCTURE AUSTRALIA BILL 2008**

Message No. 21, 19 March 2008, from the Senate was reported returning the Infrastructure Australia Bill 2008 with amendments.

Ordered—That the amendments be considered immediately.

On the motion of Mr Albanese (Leader of the House), the amendments were disagreed to, after debate.

Question—put and passed.

Mr Albanese presented reasons, which were circulated, and are as follows:

*Reasons of the House of Representatives for disagreeing to the amendments of the Senate*

The Government opposes the Infrastructure Australia Bill 2008 as amended by the Senate.

The proposed amendments would not enhance the bill or the functions to be performed by Infrastructure Australia.

*Senate Amendment (1)*

This amendment seeks to enable the Parliament to scrutinise the Minister's power to give Infrastructure Australia new functions by requiring that such functions first be tabled in Parliament.

Transparency is already built into this bill and the proposed amendment does not add any further value.

The amendment would delay Infrastructure Australia's work program.

The Government bill provides transparency, scrutiny and accountability, while maintaining the flexibility for Infrastructure Australia to respond to evolving infrastructure issues by requiring Infrastructure Australia to prepare an annual report on its operations for tabling in Parliament, which would include details on any directions given by the Minister.

*Senate Amendments (2) and (3)*

The Government drafted bill ensures that *Infrastructure Australia* is engaged in work that allows it to provide advice where it is needed most and focuses *Infrastructure Australia* limited resources on issues of national significance.

It would not be an efficient use of *Infrastructure Australia*'s time to consider numerous business cases it might randomly receive from individual organisations.

Nor would it be a good use of its time to duplicate work that is being undertaken by other bodies or other Ministers.

The Government's formulation prevents Infrastructure Australia from being diverted from its major task and allows it to respond to national issues and support decision makers at the Council of Australian Governments.

*Senate Amendment (4):*

The amendment would decrease the clarity of the bill by removing the clause that makes plain that directions relating to the functions of *Infrastructure Australia* are not legislative instruments.

Clauses, as included in the Government bill, are examples of good drafting practice and avoid potential ambiguity.

Removal of this clause would have no effect other than decreasing the clarity of the bill.

*Senate Amendment (5):*

The effect of this amendment would be such that the Minister would have to consult with the Chair and members of *Infrastructure Australia* before appointing the Infrastructure Coordinator.

This proposed amendment reduces transparency in appointments.

On 5 February 2008, the Australian Government introduced a policy implementing transparent and merit-based assessment in the selection of statutory offices working in, or in conjunction with, APS agencies.

The appointment of the Infrastructure Coordinator will therefore follow the rules set out in this policy.

The merit-based selection of statutory office holders includes requirements for:

- (a) oversight of the advertising process and assessment of applicants' claims to be undertaken by the Secretary of my Department and the Public Service Commissioner;
- (b) selections to be made against a core set of selection criteria;
- (c) a report, endorsed by the Public Service Commissioner, to be provided by the Secretary to the Minister recommending short listed candidates.

Where the Minister wishes to appoint someone not recommended by the panel, the Minister will need to write to the Prime Minister setting out reasons why.

The amendment is therefore substantially weaker in terms of transparency than that which will be followed under the Government's policy and would only create uncertainty around the processes.

Accordingly the House of Representatives does not accept these amendments

On the motion of Mr Albanese, the reasons were adopted.

### 31 TELECOMMUNICATIONS LEGISLATION AMENDMENT (COMMUNICATIONS FUND) BILL 2008

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—

*Closure*

Mr Albanese (Leader of the House) moved—That the question be now put.

Question—That the question be now put—put.

The House divided (the Deputy Speaker, Ms A. E. Burke, in the Chair)—

## AYES, 81

Mr Adams	Mrs Elliot	Mr Kerr	Ms Roxon
Mr Albanese	Ms A. L. Ellis	Ms King	Mr Rudd
Mr Bevis	Ms K. M. Ellis	Ms Livermore	Ms Saffin
Mr Bidgood	Dr Emerson	Mr McClelland	Mr Shorten
Ms Bird	Mr L. D. T. Ferguson	Ms McKew	Mr Sidebottom
Mr Bowen	Mr M. J. Ferguson	Ms Macklin	Mr S. F. Smith
Mr Bradbury	Mr Fitzgibbon	Mr McMullan	Mr Snowden
Mr A. S. Burke	Mr Garrett	Mr Marles	Mr Sullivan
Mr Butler	Mr Georganas	Mr Melham	Mr Swan
Mr Byrne	Ms George	Mr Murphy	Mr Symon
Ms Campbell	Mr Gibbons	Ms Neal	Mr Tanner
Mr Champion	Ms Gillard	Mr Neumann	Mr C. R. Thomson
Mr Cheeseman	Mr Gray	Mr B. P. O'Connor	Mr K. J. Thomson
Mr Clare	Mr Griffin	Ms Owens	Mr Trevor
Ms Collins	Mr Hale	Mr Perrett	Mr Turnour
Mr Combet	Ms Hall*	Ms Plibersek	Ms Vamvakinou
Mr Crean	Mr Hayes*	Mr Price	Mr Windsor
Mr Danby	Mrs Irwin	Mr Raguse	Mr Zappia
Mrs D'Ath	Ms Jackson	Ms Rea	
Mr Debus	Mr Katter	Mr Ripoll	
Mr Dreyfus	Dr Kelly	Ms Rishworth	

## NOES, 54

Mr Abbott	Mr Haase	Ms Marino	Mr Simpkins
Mr Andrews	Mr Hartsuyker	Mrs Markus	Mr Slipper
Mr Baldwin	Mr A. G. Hawke	Mrs Mirabella	Mr A. D. H. Smith
Mrs B. K. Bishop	Mr Hockey	Mr Morrison	Mr Somlyay
Ms J. Bishop	Mrs Hull*	Mrs Moylan	Dr Southcott
Mr Broadbent	Mr Irons	Mr Pearce	Dr Stone
Mr Ciobo	Dr Jensen	Mr Pyne	Mr Truss
Mr Cobb	Mr Johnson*	Mr Ramsey	Mr Turnbull
Mr Coulton	Mr Keenan	Mr Randall	Mr M. A. J. Vaile
Mr Dutton	Mr Laming	Mr Robert	Mrs D. S. Vale
Mr Farmer	Ms Ley	Mr Ruddock	Dr Washer
Mr Forrest	Mr Lindsay	Mr Schultz	Mr Wood
Mrs Gash	Mr Macfarlane	Mr Scott	
Mr Georgiou	Mr McGauran	Mr Secker	

\* Tellers

And so it was resolved in the affirmative.

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

The House divided (the Deputy Speaker, Ms A. E. Burke, in the Chair)—

## AYES, 81

Mr Adams	Mrs Elliot	Mr Kerr	Ms Roxon
Mr Albanese	Ms A. L. Ellis	Ms King	Mr Rudd
Mr Bevis	Ms K. M. Ellis	Ms Livermore	Ms Saffin
Mr Bidgood	Dr Emerson	Mr McClelland	Mr Shorten
Ms Bird	Mr L. D. T. Ferguson	Ms McKew	Mr Sidebottom
Mr Bowen	Mr M. J. Ferguson	Ms Macklin	Mr S. F. Smith
Mr Bradbury	Mr Fitzgibbon	Mr McMullan	Mr Snowden
Mr A. S. Burke	Mr Garrett	Mr Marles	Mr Sullivan
Mr Butler	Mr Georganas	Mr Melham	Mr Swan
Mr Byrne	Ms George	Mr Murphy	Mr Symon
Ms Campbell	Mr Gibbons	Ms Neal	Mr Tanner
Mr Champion	Ms Gillard	Mr Neumann	Mr C. R. Thomson
Mr Cheeseman	Mr Gray	Mr B. P. O'Connor	Mr K. J. Thomson
Mr Clare	Mr Griffin	Ms Owens	Mr Trevor
Ms Collins	Mr Hale	Mr Perrett	Mr Turnour
Mr Combet	Ms Hall*	Ms Plibersek	Ms Vamvakinou
Mr Crean	Mr Hayes*	Mr Price	Mr Windsor
Mr Danby	Mrs Irwin	Mr Raguse	Mr Zappia
Mrs D'Ath	Ms Jackson	Ms Rea	
Mr Debus	Mr Katter	Mr Ripoll	
Mr Dreyfus	Dr Kelly	Ms Rishworth	

## NOES, 55

Mr Abbott	Mr Haase	Mr McGauran	Mr Secker
Mr Andrews	Mr Hartsuyker	Ms Marino	Mr Simpkins
Mr Baldwin	Mr A. G. Hawke	Mrs Markus	Mr Slipper
Mrs B. K. Bishop	Mr D. P. M. Hawker	Mrs Mirabella	Mr A. D. H. Smith
Ms J. Bishop	Mr Hockey	Mr Morrison	Mr Somlyay
Mr Broadbent	Mrs Hull*	Mrs Moylan	Dr Southcott
Mr Ciobo	Mr Irons	Mr Pearce	Dr Stone
Mr Cobb	Dr Jensen	Mr Pyne	Mr Truss
Mr Coulton	Mr Johnson*	Mr Ramsey	Mr Turnbull
Mr Dutton	Mr Keenan	Mr Randall	Mr M. A. J. Vaile
Mr Farmer	Mr Laming	Mr Robert	Mrs D. S. Vale
Mr Forrest	Ms Ley	Mr Ruddock	Dr Washer
Mrs Gash	Mr Lindsay	Mr Schultz	Mr Wood
Mr Georgiou	Mr Macfarlane	Mr Scott	

\* Tellers

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

*Message from the Governor-General*

Message No. 11, 14 February 2008, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the bill.

Leave granted for third reading to be moved immediately.

Mr Albanese moved—That the bill be now read a third time.

Question—put.

The House divided (the Deputy Speaker, Ms A. E. Burke, in the Chair)—

## AYES, 80

Mr Adams	Mr Dreyfus	Mr Katter	Ms Rea
Mr Albanese	Mrs Elliot	Dr Kelly	Mr Ripoll
Mr Bevis	Ms A. L. Ellis	Mr Kerr	Ms Rishworth
Mr Bidgood	Ms K. M. Ellis	Ms King	Ms Roxon
Ms Bird	Dr Emerson	Ms Livermore	Mr Rudd
Mr Bowen	Mr L. D. T. Ferguson	Mr McClelland	Ms Saffin
Mr Bradbury	Mr M. J. Ferguson	Ms McKew	Mr Shorten
Mr A. S. Burke	Mr Fitzgibbon	Ms Macklin	Mr Sidebottom
Mr Butler	Mr Garrett	Mr McMullan	Mr S. F. Smith
Mr Byrne	Mr Georganas	Mr Marles	Mr Snowden
Ms Campbell	Ms George	Mr Melham	Mr Sullivan
Mr Champion	Mr Gibbons	Mr Murphy	Mr Swan
Mr Cheeseman	Ms Gillard	Ms Neal	Mr Symon
Mr Clare	Mr Gray	Mr Neumann	Mr Tanner
Ms Collins	Mr Griffin	Mr B. P. O'Connor	Mr C. R. Thomson
Mr Combet	Mr Hale	Ms Owens	Mr K. J. Thomson
Mr Crean	Ms Hall*	Mr Perrett	Mr Trevor
Mr Danby	Mr Hayes*	Ms Plibersek	Mr Turnour
Mrs D'Ath	Mrs Irwin	Mr Price	Ms Vamvakinou
Mr Debus	Ms Jackson	Mr Raguse	Mr Zappia

## NOES, 56

Mr Abbott	Mr Haase	Mr McGauran	Mr Secker
Mr Andrews	Mr Hartsuyker	Ms Marino	Mr Simpkins
Mr Baldwin	Mr A. G. Hawke	Mrs Markus	Mr Slipper
Mrs B. K. Bishop	Mr D. P. M. Hawker	Mrs Mirabella	Mr A. D. H. Smith
Ms J. Bishop	Mr Hockey	Mr Morrison	Mr Somlyay
Mr Broadbent	Mrs Hull*	Mrs Moylan	Dr Southcott
Mr Ciobo	Mr Irons	Mr Pearce	Dr Stone
Mr Cobb	Dr Jensen	Mr Pyne	Mr Truss
Mr Coulton	Mr Johnson*	Mr Ramsey	Mr Turnbull
Mr Dutton	Mr Keenan	Mr Randall	Mr M. A. J. Vaile
Mr Farmer	Mr Laming	Mr Robert	Mrs D. S. Vale
Mr Forrest	Ms Ley	Mr Ruddock	Dr Washer
Mrs Gash	Mr Lindsay	Mr Schultz	Mr Windsor
Mr Georgiou	Mr Macfarlane	Mr Scott	Mr Wood

\* Tellers

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

### 32 FAMILIES, HOUSING, COMMUNITY SERVICES AND INDIGENOUS AFFAIRS AND OTHER LEGISLATION AMENDMENT (EMERGENCY RESPONSE CONSOLIDATION) BILL 2008

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 having been resumed by Mr Abbott—

### 33 ADJOURNMENT

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

Debate ensued.

#### *Petition*

Mr Perrett presented the following petition approved by the Standing Committee on Petitions:

Unlawful invasion and occupation of Iraq.

Debate continued.

The House continuing to sit until 8 p.m.—The Speaker adjourned the House until 9 a.m. tomorrow.

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## DOCUMENTS

The following documents were deemed to have been presented on 19 March 2008:

Christmas Island Act—List of Western Australian Acts for the period 16 September 2007 to 15 March 2008.

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

AD/BEECH 33—No. 28—Cancellation [F2008L00744].

AD/BEECH 200—

No. 28—Cancellation [F2008L00755].

No. 29—Amendment (No. 1)—Cancellation [F2008L00754].

No. 44—Amendment (No. 1)—Cancellation [F2008L00750].

AD/CESSNA 210—

No. 7—Cancellation [F2008L00741].

No. 25—Cancellation [F2008L00740].

AD/CESSNA 310—

No. 7—Cancellation [F2008L00738].

No. 14—Cancellation [F2008L00737].

AD/DH 60—No. 8—Cancellation [F2008L00735].

AD/DH 82—No. 14—Cancellation [F2008L00734].

AD/ERJ-190—Nos 1, 2, 3 [F2008L00789], [F2008L00788], [F2008L00790].

AD/IAI-W—No. 9—Amendment (No. 3) [F2008L00725].

AD/TBM 700—No. 34—Amendment (No. 1) [F2008L00718].

Part 39-107—AD/PARA—

No. 12—Amendment (No. 1) [F2008L00722].

No. 16—Amendment (No. 2) [F2008L00721].

Cocos (Keeling) Islands Act—List of Western Australian Acts for the period 16 September 2007 to 15 March 2008.

Customs Act—Orders—Tariff Concession—2008 Nos 0719750, 0719767, 0720053, 0720068, 0720095, 0720374, 0720913, 0720931 [F2008L00677], [F2008L00674], [F2008L00675], [F2008L00683], [F2008L00673], [F2008L00676], [F2008L00682], [F2008L00680].

Financial Sector (Collection of Data) Act—Determination of reporting standards under section 13—2008—Nos 49, 50, 51, 55 [F2008L00514], [F2008L00516], [F2008L00518], [F2008L00522].

Higher Education Support Act—Funding Agreements under section 30-25—

Australian Catholic University—2008—13 November 2007.

Australian Maritime College—2007—17 December 2007.

Australian National University—

2007—19 October 2007.

2008, 2009 and 2010—19 October 2007.

Avondale College—2008, 2009 and 2010—10 December 2007.

Batchelor Institute of Indigenous Tertiary Education—

2007—17 December 2007.

2008—19 November 2007.

Central Queensland University—

2007—17 December 2007.

2008, 2009 and 2010—19 December 2007.

Charles Darwin University—  
 2007—17 December 2007.  
 2008, 2009 and 2010—10 December 2007.  
 Charles Sturt University—2008, 2009 and 2010—12 November 2007.  
 Christian Heritage College—  
 2008, 2009 and 2010—30 November 2007.  
 Curtin University of Technology—  
 2007—17 December 2007.  
 2008—13 November 2007.  
 Deakin University—2008, 2009, 2010—26 November 2007.  
 Edith Cowan University—  
 2007—17 December 2007.  
 2008—19 December 2007.  
 Flinders University of South Australia—2008—13 November 2007.  
 Griffith University—  
 2007—17 December 2007.  
 2008, 2009 and 2010—14 December 2007.  
 James Cook University—  
 2007—17 December 2007.  
 2008, 2009 and 2010—13 December 2007.  
 La Trobe University—  
 2007—17 December 2007.  
 2008—  
 19 November 2007.  
 25 January 2008.  
 Macquarie University—  
 2007—17 December 2007.  
 2008—10 December 2007.  
 Monash University—2008—13 November 2007.  
 Murdoch University—  
 2007—17 December 2007.  
 2008, 2009 and 2010—18 October 2007.  
 Queensland University of Technology—2008—30 November 2007.  
 Royal Melbourne Institute of Technology—2008, 2009 and 2010—26 November 2007.  
 Southern Cross University—  
 2007—17 December 2007.  
 2008—10 December 2007.  
 Swinburne University—2008, 2009 and 2010—30 November 2007.  
 Tabor College Adelaide—2008, 2009 and 2010—26 November 2007.  
 Tabor College Victoria—2008, 2009 and 2010—30 November 2007.  
 University of Adelaide—2008, 2009 and 2010—30 November 2007.  
 University of Ballarat—  
 2007—17 December 2007.  
 2008, 2009 and 2010—10 December 2007.  
 University of Canberra—  
 2007—17 December 2007.  
 2008, 2009 and 2010—18 October 2007.  
 University of Melbourne—2008, 2009 and 2010—31 October 2007.  
 University of New England—  
 2007—17 December 2007.  
 2008, 2009 and 2010—14 December 2007.  
 University of New South Wales—2008, 2009 and 2010—29 October 2007.  
 University of Newcastle—2008, 2009 and 2010—26 November 2007.  
 University of Notre Dame Australia—2008—10 December 2007.  
 University of Queensland—  
 2007—17 December 2007.  
 2008, 2009 and 2010—23 November 2007.

University of South Australia—2008—9 November 2007.  
University of Southern Queensland—  
2007—17 December.  
2008, 2009 and 2010—10 December 2007.  
University of Sydney—2008, 2009 and 2010—10 December 2007.  
University of Tasmania—2008, 2009 and 2010—30 November 2007.  
University of Technology, Sydney—2008, 2009 and 2010—7 November 2007.  
University of the Sunshine Coast—2008, 2009 and 2010—30 November 2007.  
University of Western Australia—2008, 2009 and 2010—7 November 2007.  
University of Western Sydney—2008, 2009 and 2010—23 November 2007.  
University of Wollongong—2008, 2009 and 2010—20 November 2007.  
Victoria University—2008, 2009 and 2010—20 November 2007.

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#### **ATTENDANCE**

All Members attended (at some time during the sitting) except Mrs May, Mr Neville and Mr Tuckey.

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**I. C. HARRIS**

Clerk of the House of Representatives



2008

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

No. 14

**MAIN COMMITTEE**

**MINUTES OF PROCEEDINGS**

**WEDNESDAY, 19 MARCH 2008**

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1 The Main Committee met at 9.30 a.m.

**2 MEMBERS' STATEMENTS**

Members' statements being made—

*Petition*

Ms Neal presented the following petition approved by the Standing Committee on Petitions:

Telstra mobile telephone service availability and reception in the Mangrove Creek/Lower Hawkesbury River catchment areas.

Members' statements continued.

*Document*

Mr Hale, by leave, presented the following document:

Bombing of Darwin Harbour—Waterside workers killed on the wharves during the attack—List of names.

**3 OFFSHORE PETROLEUM AMENDMENT (MISCELLANEOUS MEASURES) BILL 2008**

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.

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*Suspension of meeting*

At 11.07 a.m., a division having been called in the House, the proceedings were suspended.

*Resumption of meeting*

At 11.22 a.m., the proceedings were resumed.

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Debate continued.

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

Leave granted for the question on the report to be put immediately.

Question—That the bill be reported to the House without amendment—put and passed.

**4 TRADEX SCHEME AMENDMENT BILL 2008**

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.

*Message from the Governor-General*

Message No. 10, 3 March 2008, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the bill.

Leave granted for the question on the report to be put immediately.

Question—That the bill be reported to the House without amendment—put and passed.

**5 DEATH OF FORMER MEMBER (THE HONOURABLE CLYDE ROBERT CAMERON)—CONDOLENCE RESOLUTION**

The order of the day having been read for the resumption of the debate on the motion—That the House take note of the resolution of the House relating to the death of the Honourable Clyde Robert Cameron AO—

Debate resumed.

*Suspension of meeting*

At 11.42 a.m., a division having been called in the House, the proceedings were suspended.

*Resumption of meeting*

At 12.07 p.m., the proceedings were resumed.

Debate continued.

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

Mr Ripoll moved that further proceedings be conducted in the House.

Question—put and passed.

**6 ADDRESS IN REPLY TO THE GOVERNOR-GENERAL'S SPEECH**

The order of the day having been read for the resumption of the debate on the question—That the following Address in Reply to the speech of His Excellency the Governor-General be agreed to:

May it please Your Excellency:

We, the House of Representatives of the Commonwealth of Australia, in Parliament assembled, express our loyalty to the Sovereign, and thank Your Excellency for the speech which you have been pleased to address to the Parliament—

Debate resumed.

*Suspension of meeting*

At 12.38 p.m., a division having been called in the House, the proceedings were suspended.

*Resumption of meeting*

At 1.38 p.m., the proceedings were resumed, and a quorum not being present—

**7 ADJOURNMENT**

At 1.38 p.m. the Deputy Speaker adjourned the Main Committee and fixed 9.30 a.m. tomorrow for the next meeting of the Main Committee.

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