

2008

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 25

WEDNESDAY, 4 JUNE 2008

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

2 CRIMES LEGISLATION AMENDMENT (MISCELLANEOUS MATTERS) BILL 2008

Mr Debus (Minister for Home Affairs), pursuant to notice, presented a Bill for an Act to make minor amendments to various Acts, and for related purposes.

Document

Mr Debus presented an explanatory memorandum to the bill.

Bill read a first time.

Mr Debus 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.

3 COMMONWEALTH SECURITIES AND INVESTMENT LEGISLATION AMENDMENT BILL 2008

Mr Bowen (Assistant Treasurer), pursuant to notice, presented a Bill for an Act to amend the law in relation to Commonwealth borrowing, and Commonwealth securities and investments, and for related purposes.

Document

Mr Bowen presented an explanatory memorandum to the bill.

Bill read a first time.

Mr Bowen 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 WHIPS' REPORT

Mr Price (Chief Government Whip) presented the following document:

Whips' report—Report relating to the consideration of committee and delegation reports and private Members' business on Monday, 16 June 2008—

and moved—That the report be adopted.

Question—put and passed.

5 WHEAT EXPORT MARKETING 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 Scott, in the Chair)—

AYES, 126

Mr Abbott	Mrs Elliot	Mr Kerr	Ms Rishworth
Mr Adams	Ms A. L. Ellis	Mr Laming	Mr Robb
Mr Albanese	Ms K. M. Ellis	Ms Ley	Mr Robert
Mr Andrews	Dr Emerson	Mr Lindsay	Ms Roxon
Fran Bailey	Mr Farmer	Ms Livermore	Mr Ruddock
Mr Baldwin	Mr L. D. T. Ferguson	Mr McClelland	Ms Saffin
Mr Bevis	Mr M. J. Ferguson	Mr Macfarlane	Mr Schultz
Mr Bidgood	Mr Fitzgibbon	Ms McKew	Mr Secker
Mr Billson	Mr Garrett	Ms Macklin	Mr Shorten
Ms Bird	Mrs Gash	Mr McMullan	Mr Sidebottom
Mrs B. K. Bishop	Mr Georganas	Ms Marino	Mr Simpkins
Ms J. I. Bishop	Ms George	Mrs Markus	Mr Slipper
Mr Bowen	Mr Georgiou	Mr Marles	Mr A. D. H. Smith
Mr Bradbury	Mr Gibbons	Mrs May	Mr Snowdon
Mr Broadbent	Mr Gray	Mr Melham	Mr Somlyay
Ms A. E. Burke	Ms Grierson	Mrs Mirabella	Dr Southcott
Mr A. S. Burke	Mr Griffin	Mr Morrison	Dr Stone
Mr Butler	Mr Haase	Mr Murphy	Mr Sullivan
Mr Byrne	Mr Hale	Ms Neal	Mr Symon
Ms Campbell	Ms Hall*	Dr Nelson	Mr Tanner
Mr Champion	Mr A. G. Hawke	Mr Neumann	Mr C. R. Thomson
Mr Cheeseman	Mr D. P. M. Hawker	Ms Owens	Mr K. J. Thomson
Mr Ciobo	Mr Hayes*	Ms Parke	Mr Trevor
Mr Clare	Mr Hockey	Mr Pearce	Mr Tuckey
Ms Collins	Mr Hunt	Mr Perrett	Mr Turnbull
Mr Combet	Mr Irons	Mr Price	Mr Turnour
Mr Danby	Mrs Irwin	Mr Pyne	Mrs D. S. Vale
Mrs D' Ath	Ms Jackson	Mr Raguse	Dr Washer
Mr Debus	Dr Jensen	Mr Ramsey	Mr Wood
Mr Downer	Mr Johnson	Mr Randall	Mr Zappia
Mr Dreyfus	Mr Keenan	Ms Rea	
Mr Dutton	Dr Kelly	Mr Ripoll	

NOES, 10

Mr Cobb	Mr Hartsuyker*	Mr Neville	Mr Windsor
Mr Coulton	Mrs Hull*	Mr Truss	
Mr Forrest	Mr Katter	Mr M. A. J. Vaile	

* Tellers

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

Message from the Governor-General

Message No. 38, 30 May 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 A. S. Burke (Minister for Agriculture, Fisheries and Forestry) moved—That the bill be now read a third time.

Question—put.

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

AYES, 113

Mr Abbott	Mrs Elliot	Ms Livermore	Mr Robert
Mr Adams	Ms A. L. Ellis	Mr McClelland	Ms Roxon
Mr Albanese	Ms K. M. Ellis	Mr Macfarlane	Ms Saffin
Fran Bailey	Dr Emerson	Ms McKew	Mr Schultz
Mr Baldwin	Mr L. D. T. Ferguson	Ms Macklin	Mr Secker
Mr Bevis	Mr M. J. Ferguson	Mr McMullan	Mr Shorten
Mr Bidgood	Mr Fitzgibbon	Ms Marino	Mr Sidebottom
Mr Billson	Mr Garrett	Mrs Markus	Mr Simpkins
Ms Bird	Mr Georganas	Mr Marles	Mr Slipper
Mrs B. K. Bishop	Ms George	Mrs May	Mr A. D. H. Smith
Ms J. I. Bishop	Mr Georgiou	Mr Melham	Mr Somlyay
Mr Bowen	Mr Gibbons	Mrs Mirabella	Dr Southcott
Mr Bradbury	Mr Gray	Mr Morrison	Dr Stone
Mr Broadbent	Ms Grierson	Mr Murphy	Mr Sullivan
Ms A. E. Burke	Mr Griffin	Ms Neal	Mr Symon
Mr A. S. Burke	Mr Haase	Dr Nelson	Mr Tanner
Mr Butler	Mr Hale	Ms Owens	Mr C. R. Thomson
Mr Byrne	Ms Hall*	Ms Parke	Mr K. J. Thomson
Ms Campbell	Mr D. P. M. Hawker	Mr Pearce	Mr Trevor
Mr Champion	Mr Hayes*	Mr Perrett	Mr Tuckey
Mr Cheeseman	Mr Hockey	Mr Price	Mr Turnbull
Mr Ciobo	Mr Irons	Mr Pyne	Mr Turnour
Mr Clare	Ms Jackson	Mr Raguse	Mrs D. S. Vale
Ms Collins	Dr Jensen	Mr Ramsey	Dr Washer
Mr Combet	Mr Johnson	Mr Randall	Mr Wood
Mr Danby	Mr Keenan	Ms Rea	Mr Zappia
Mr Downer	Dr Kelly	Mr Ripoll	
Mr Dreyfus	Mr Kerr	Ms Rishworth	
Mr Dutton	Mr Laming	Mr Robb	

NOES, 10

Mr Cobb	Mr Hartsuyker*	Mr Neville	Mr Windsor
Mr Coulton	Mrs Hull*	Mr Truss	
Mr Forrest	Mr Katter	Mr M. A. J. Vaile	

* Tellers

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

6 WHEAT EXPORT MARKETING (REPEAL AND CONSEQUENTIAL AMENDMENTS) 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.

Message from the Governor-General

Message No. 39, 30 May 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.

On the motion of Mr A. S. Burke (Minister for Agriculture, Fisheries and Forestry), the bill was read a third time.

7 TAX LAWS AMENDMENT (ELECTION COMMITMENTS NO. 1) BILL 2008

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

Document

Mr Bowen presented an explanatory memorandum to the following bills:

Tax Laws Amendment (Election Commitments No. 1) 2008.

Income Tax (Managed Investment Trust Withholding Tax) 2008.

Income Tax (Managed Investment Trust Transitional) 2008.

Bill read a first time.

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

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

8 INCOME TAX (MANAGED INVESTMENT TRUST WITHHOLDING TAX) BILL 2008

Mr Bowen (Assistant Treasurer) presented a Bill for an Act to impose income tax on amounts attributable to fund payments derived by foreign residents, and for related purposes.

Bill read a first time.

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

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

9 INCOME TAX (MANAGED INVESTMENT TRUST TRANSITIONAL) BILL 2008

Mr Bowen (Assistant Treasurer) presented a Bill for an Act to impose income tax on amounts attributable to fund payments derived by foreign residents, and for related purposes.

Bill read a first time.

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

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

10 PASSENGER MOVEMENT 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 by Mr Pyne 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:

- (a) that the increase to the Passenger Movement Charge is an unfair slug on travelling Australians;
- (b) that the Government has shown itself to be both tricky and cavalier in its attitude to Australia’s border security by cutting Australia’s Customs Budget by \$51.5 million in real terms next year, while at the same time announcing a measure that will raise \$459.3 million over four years, allegedly to offset ‘the cost of a range of aviation security initiatives’;
- (c) that this tourism tax increase accompanies other tourism and passenger related tax increases in this Budget amounting to nearly \$1 billion, while at the same time funding has also been cut to Tourism Australia by nearly \$6 million; and

(2) calls for the Government to refer to the Joint Standing Committee of Public Accounts and Audit for examination the application of revenue derived from the Passenger Movement Charge, in particular the increases in revenue provided for in the Budget, and the potential to establish a new noise abatement fund from these revenues to provide relief for residents living within the 25-30 ANEI contours, to mitigate the ongoing burden of aircraft noise for people and families living in these areas”.

Debate continued.

Question—That the words proposed to be omitted stand part of the question—put.

The House divided (the Deputy Speaker, Dr Washer, in the Chair)—

AYES, 71

Mr Adams	Mrs D' Ath	Mr Hayes*	Mr Price
Mr Albanese	Mr Debus	Mrs Irwin	Mr Raguse
Mr Bevis	Mr Dreyfus	Ms Jackson	Ms Rea
Mr Bidgood	Mrs Elliot	Dr Kelly	Ms Rishworth
Ms Bird	Ms A. L. Ellis	Mr Kerr	Ms Roxon
Mr Bowen	Ms K. M. Ellis	Ms Livermore	Ms Saffin
Mr Bradbury	Dr Emerson	Mr McClelland	Mr Shorten
Ms A. E. Burke	Mr L. D. T. Ferguson	Ms McKew	Mr Sidebottom
Mr A. S. Burke	Mr M. J. Ferguson	Mr McMullan	Mr Snowdon
Mr Butler	Mr Fitzgibbon	Mr Marles	Mr Sullivan
Mr Byrne	Mr Georganas	Mr Melham	Mr Symon
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 Danby	Ms Hall*	Ms Plibersek	

NOES, 56

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

* Tellers

And so it was resolved in the affirmative.

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

Leave granted for third reading to be moved immediately.

On the motion of Mr Debus (Minister for Home Affairs), the bill was read a third time.

11 DEFENCE HOME OWNERSHIP ASSISTANCE SCHEME 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 by Mr Baldwin 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) regrets that the bill does not create automatic eligibility for the surviving partner of a member of the Defence Force who has died in warlike service, to have access to the maximum subsidised loan entitlement; and
- (2) calls on the Government to amend the bill to remedy this defect”.

Debate continued.

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, Dr Washer, in the Chair)—

AYES, 75

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

NOES, 57

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

* Tellers

And so it was resolved in the affirmative.

And the question—That the words proposed to be omitted stand part of the question—being accordingly put—

The House divided (the Deputy Speaker, Dr Washer, in the Chair)—

AYES, 75

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

NOES, 58

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

* Tellers

And so it was resolved in the affirmative.

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

Message from the Governor-General

Message No. 40, 28 May 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.

On the motion of Mr Snowdon (Minister for Defence Science and Personnel), the bill was read a third time.

12 DEFENCE HOME OWNERSHIP ASSISTANCE SCHEME (CONSEQUENTIAL AMENDMENTS) 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.

Message from the Governor-General

Message No. 41, 28 May 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.

On the motion of Mr Snowdon (Minister for Defence Science and Personnel), the bill was read a third time.

13 INDIGENOUS EDUCATION (TARGETED ASSISTANCE) AMENDMENT (2008 BUDGET 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.

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

Message from the Governor-General

Message No. 42, 28 May 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.

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

14 QUESTIONS

Questions without notice being asked—

Member directed to leave

At 2.45 p.m. the Member for Moncrieff (Mr Ciobo) was directed, under standing order 94, to leave the Chamber for one hour for disorderly behaviour, and he accordingly left the Chamber.

Questions without notice continued.

15 PARLIAMENTARY SERVICE COMMISSIONER ANNUAL REPORT

The Speaker presented the following document:

Parliamentary Service Commissioner—Report for 2006–2007.

16 AUDITOR-GENERAL'S REPORT

The Speaker presented the following document:

Auditor-General—Audit report No. 38 of 2007–2008—Performance audit—Administration of Job Network service fees: Department of Education, Employment and Workplace Relations.

Report ordered to be made a Parliamentary Paper.

17 DOCUMENTS

The following documents were presented:

Administrative Review Council—Report No. 48—The coercive information-gathering powers of government agencies, May 2008.

Australian Maritime College—Report for 2007.

Migration Act 1958—Section 486O—Assessment of detention arrangements—2008 Personal identifiers 413 to 436—

Commonwealth Ombudsman's reports.

Government response to Commonwealth Ombudsman's reports, and further statement relating to the response presented on 12 March 2008.

Productivity Commission—Report No. 44—Safeguards inquiry into the import of pigmeat—Final government response.

Regional Forest Agreements—Implementation of the Tasmanian Regional Forest Agreement (1997)—Report, February 2008.

Treaty—*Multilateral—Text, together with national interest analysis and annexures*—United Nations Convention on the Rights of Persons with Disabilities, New York, 13 December 2006.

18 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—AUSTRALIA’S FOREIGN RELATIONSHIPS IN THE ASIA/PACIFIC REGION

The House was informed that Mr Robb had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The failure of the Government to manage, protect and grow Australia’s foreign relationships in the Asia/Pacific region in a balanced manner”.

The proposed discussion having received the necessary support—

Mr Robb addressed the House.

Discussion ensued.

The time allotted under standing order 1 having expired, the discussion was interrupted.

19 SOCIAL SECURITY AND OTHER LEGISLATION AMENDMENT (EMPLOYMENT ENTRY PAYMENT) 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.

Dr Southcott 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 that the Australian Labor Party opposed the repeal of the employment entry payment in 1996 and 1999;
- (2) recalls that the Member for Lilley said in March 1999 that removing the employment entry payment would put ‘up a roadblock for people to move from welfare to work’;
- (3) notes that recipients of the Disability Support Pension and recipients of Newstart Allowance and Youth Allowance with a limited work capacity who move into work will not receive the \$312 payment in future;
- (4) notes that recipients of Carers Payment, Mature Age Allowance, Youth Allowance, Newstart Allowance, Special Benefits, Widow Allowance and Parenting Payments who move into work will not receive the payment of \$104 in the future;
- (5) calls on the Government to release the numbers of recipients of income support payment who will be affected by this measure; and
- (6) calls on the Government to indicate what impact this decision will have on workforce participation”.

Debate continued.

Amendment negatived.

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

Leave granted for third reading to be moved immediately.

On the motion of Mr O’Connor (Minister for Employment Participation), the bill was read a third time.

20 SAME-SEX RELATIONSHIPS (EQUAL TREATMENT IN COMMONWEALTH LAWS—SUPERANNUATION) 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 by Dr Nelson (Leader of the Opposition) who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not denying the bill a second reading, the House:

- (1) affirms its commitment to the central importance of the institution of marriage to Australian society;
- (2) recognises that partners to permanent interdependent domestic relationships other than marriage (including, but not limited to, same-sex relationships) ought not to be discriminated against in relation to their financial affairs; and

- (3) notes that the Opposition will refer the bill to the Senate Legal and Constitutional Affairs Committee with a view to ensuring that, in removing discrimination against people in same-sex relationships:
- (a) the centrality of marriage is not devalued, whether by the use of inappropriate statutory language or otherwise;
 - (b) the rights and status of children are properly protected; and
 - (c) the rights and status of people in interdependent relationships other than same-sex relationships are recognised and properly protected”.

Debate continued.

Adjournment negatived

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

Mr McClelland (Attorney-General) requiring the question to be put immediately without debate—

Question—put and negatived.

Debate continued.

Question—That the words proposed to be omitted stand part of the question—put.

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

AYES, 73

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

NOES, 56

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

* Tellers

And so it was resolved in the affirmative.

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

Message from the Governor-General

Message No. 43, 28 May 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.

On the motion of Mr McClelland, the bill was read a third time.

21 HIGHER EDUCATION SUPPORT AMENDMENT (2008 BUDGET 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 by Mr A. D. H. Smith 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) condemns the Government for:

- (a) its blind ideological opposition to domestic full fee paying places in Australian universities;
- (b) its deliberate plan to legislate to prevent an Australian student from taking up a full fee paying place just as overseas students can and will continue to be able to do;
- (c) its restriction of flexibility for our universities to respond to student demand; and
- (d) its constant false claims that those full fee paying students are buying their degree when in fact they must meet the same academic standard as every other student at their university doing their course to pass each year of their course and obtain their degree; and

(2) notes:

- (a) that students including some from low socio economic backgrounds who may have experienced disruption, difficulty and obstacles in their final year at high school will no longer have the option of making their own individual choice to take out a loan, or work and save, to access a full fee paying place if they have just failed to obtain a Commonwealth supported place;
- (b) the Government’s pious pretence that it cares for those students who may need access to assistance whilst at the same time outlawing access to their desired university course;
- (c) that the bill will further limit pathways for Australian students to get into a desired university course and embark on their chosen career; and
- (d) that this bill restricts further the choices available to Australian students in assessing the best courses to suit their own circumstances”.

Debate continued.

Amendment negatived.

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

Message from the Governor-General

Message No. 44, 28 May 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.

On the motion of Mr O'Connor (Minister for Employment Participation), the bill was read a third time.

22 CUSTOMS TARIFF AMENDMENT (TOBACCO CONTENT) 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 Dr Kelly (Parliamentary Secretary to the Minister for Defence), by leave, the bill was read a third time.

23 FISHERIES LEGISLATION AMENDMENT (NEW GOVERNANCE ARRANGEMENTS FOR THE AUSTRALIAN FISHERIES MANAGEMENT AUTHORITY AND OTHER MATTERS) 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 Dr Kelly (Parliamentary Secretary to the Minister for Defence), by leave, the bill was read a third time.

24 VETERANS' AFFAIRS LEGISLATION AMENDMENT (INTERNATIONAL AGREEMENTS AND OTHER MEASURES) 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 Dr Kelly (Parliamentary Secretary to the Minister for Defence), by leave, the bill was read a third time.

25 CUSTOMS LEGISLATION AMENDMENT (MODERNISING) 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 Dr Kelly (Parliamentary Secretary to the Minister for Defence), by leave, the bill was read a third time.

26 SUPERANNUATION LEGISLATION AMENDMENT (TRUSTEE BOARD AND OTHER MEASURES) (CONSEQUENTIAL AMENDMENTS) 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 Dr Kelly (Parliamentary Secretary to the Minister for Defence), by leave, the bill was read a third time.

27 CUSTOMS AMENDMENT (STRENGTHENING BORDER CONTROLS) 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 Dr Kelly (Parliamentary Secretary to the Minister for Defence), by leave, the bill was read a third time.

28 FAMILY ASSISTANCE LEGISLATION AMENDMENT (CHILD CARE BUDGET AND OTHER 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 by Mr Abbott 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) records its concern at the proposed amendments to the Child Care Benefit; and
- (2) calls on the Government to maintain the current structure of Child Care Benefit eligibility and to maintain the minimum rate”.

Debate continued.

Ms McKew (Parliamentary Secretary for Early Childhood Education and Childcare), by leave, again addressed the House.

Amendment negatived.

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

Message from the Governor-General

Message No. 45, 28 May 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.

On the motion of Ms McKew, the bill was read a third time.

29 ADJOURNMENT

Ms McKew (Parliamentary Secretary for Early Childhood Education and Childcare) moved—That the House do now adjourn.

Question—put and passed.

And then the House, at 9.31 p.m., adjourned until 9 a.m. tomorrow.

DOCUMENTS

The following documents were deemed to have been presented on 4 June 2008:

Acts Interpretation Act—Order—2008 Substituted references—Section 19B—Amendment (No. 2) [F2008L01843].

Child Support (Assessment) Act—Regulations—Select Legislative Instrument—2008 No. 97 [F2008L01898].

Child Support (Registration and Collection) Act—Regulations—Select Legislative Instrument—2008 No. 99 [F2008L01899].

Child Support Legislation Amendment (Reform of the Child Support Scheme—New Formula and Other Measures) Act—Regulations—Select Legislative Instrument—2008 No. 98 [F2008L01897].

Civil Aviation Act—Civil Aviation Safety Regulations—Airworthiness Directives under Part 39-105—AD/A320—No. 157—Amendment (No. 2)—Cancellation [F2008L01650].

AD/BEECH 55—
No. 3—Cancellation [F2008L01704].
No. 16—Cancellation [F2008L01651].
AD/BEECH 56—No. 4—Cancellation [F2008L01703].
AD/BEECH 60—
No. 7—Cancellation [F2008L01654].
No. 14—Amendment (No. 1)—Cancellation [F2008L01652].
AD/BEECH 65—
No. 3—Cancellation [F2008L01706].
No. 6—Cancellation [F2008L01708].
No. 58—Amendment (No. 3)—Cancellation [F2008L01722].
AD/BEECH 90—
No. 5—Amendment (No. 1)—Cancellation [F2008L01757].
No. 24—Cancellation [F2008L01764].
AD/BEECH 200—No. 41—Amendment (No. 2)—Cancellation [F2008L01653].
AD/CESSNA 180—
No. 65—Cancellation [F2008L01806].
No. 66—Cancellation [F2008L01807].
AD/CESSNA 185—
No. 4—Cancellation [F2008L01808].
No. 24—Cancellation [F2008L01817].
AD/PA-28—
No. 51—Cancellation [F2008L01881].
No. 71—Cancellation [F2008L01886].
AD/TAYLORCRAFT—No. 2 [F2008L01701].
Family Law Act—Proclamations under section 60I fixing 1 July 2008 as the date on which—
Phase 2 ends [F2008L01443].
Phase 3 ends [F2008L01445].
Farm Household Support Act—Regulations—Select Legislative Instrument—2008 No. 77 [F2008L01665].
Immigration (Education) Act—Regulations—Select Legislative Instrument—2008 No. 91 [F2008L01848].
National Film and Sound Archive Act—Regulations—Select Legislative Instrument—2008 No. 88
[F2008L01870].
Navigation Act—Marine Orders—2008 Nos 2, 3 [F2008L01766], [F2008L01734].
Primary Industries (Excise) Levies Act—Regulations—Select Legislative Instruments—2008 Nos 84,
85 [F2008L01666], [F2008L01662].
Primary Industries and Energy Research and Development Act—Regulations—Select Legislative
Instrument—2008 No. 83 [F2008L01554].
Primary Industries Levies and Charges Collection Act—Regulations—Select Legislative Instrument—
2008 No. 86 [F2008L01663].
Public Order (Protection of Persons and Property) Act—Regulations—Select Legislative Instrument—
2008 No. 92 [F2008L01776].
Safety, Rehabilitation and Compensation Act—Regulations—Select Legislative Instrument—2008 No. 87
[F2008L01678].
Screen Australia Act—Regulations—Select Legislative Instrument—2008 No. 89 [F2008L01867].
Superannuation (Resolution of Complaints) Act—Regulations—Select Legislative Instrument—2008
No. 95 [F2008L01741].
Telecommunications (Carrier Licence Charges) Act—Determinations under—
subsection 14(1)—2008 Annual carrier licence charge [F2008L01855].
paragraph 15(1)(c)—2008 Recovery of ITU budget contribution [F2008L01872].
Veterans' Entitlements Act—Determination—2008 Veterans' entitlements income (Exempt lump
sum)—MBF and BUPA Australia merger payment, No. R14 [F2008L01716].

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Crean, Ms King*, Mrs Moylan, Mr S. F. Smith and Mr Swan.

* On leave

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I. C. HARRIS
Clerk of the House of Representatives

2008

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 25

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

WEDNESDAY, 4 JUNE 2008

1 The Main Committee met at 9.30 a.m.

2 **MEMBERS' STATEMENTS**

Members' statements were made.

3 **APPROPRIATION BILL (NO. 1) 2008-2009—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.

Suspension of meeting

At 10.24 a.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 11.04 a.m., the proceedings were resumed.

Debate continued.

Suspension of meeting

At 12.40 p.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 12.53 p.m., the proceedings were resumed.

Debate continued.

Suspension of meeting

At 1.12 p.m., the Deputy Speaker left the Chair.

Resumption of meeting

At 4 p.m., the Deputy Speaker resumed the Chair.

Debate continued.

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

Ordered—That consideration in detail of the bill be made an order of the day for the next sitting.

4 CUSTOMS TARIFF AMENDMENT (TOBACCO CONTENT) 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.

Mr Pyne, by leave, again addressed the Main Committee.

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.

5 FISHERIES LEGISLATION AMENDMENT (NEW GOVERNANCE ARRANGEMENTS FOR THE AUSTRALIAN FISHERIES MANAGEMENT AUTHORITY AND OTHER MATTERS) 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.

Consideration in detail

Bill, by leave, taken as a whole.

Mr Truss (Leader of the Nationals), by leave, moved Opposition amendments (1) and (2) together.

Debate continued.

Amendments negatived.

Bill agreed to.

Consideration in detail concluded.

Ordered—That the bill be reported to the House without amendment.

6 VETERANS' AFFAIRS LEGISLATION AMENDMENT (INTERNATIONAL AGREEMENTS AND OTHER 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.

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

Message from the Governor-General

Message No. 37, 17 March 2008, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the bill.

Consideration in detail

Bill, by leave, taken as a whole, and agreed to, after debate.

Consideration in detail concluded.

Ordered—That the bill be reported to the House without amendment.

7 CUSTOMS LEGISLATION AMENDMENT (MODERNISING) 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.

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.

**8 SUPERANNUATION LEGISLATION AMENDMENT (TRUSTEE BOARD AND OTHER MEASURES)
(CONSEQUENTIAL AMENDMENTS) BILL 2008**

The order of the day having been read for the second reading—

Document

Dr Kelly (Parliamentary Secretary to the Minister for Defence) presented an explanatory memorandum to the bill.

Dr Kelly moved—That the bill be now read a second time.

Debate ensued.

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.

9 CUSTOMS AMENDMENT (STRENGTHENING BORDER CONTROLS) 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.

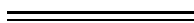
Leave granted for the question on the report to be put immediately.

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

10 ADJOURNMENT

On the motion of Mr Raguse, the Main Committee adjourned at 7.34 p.m.

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



B. C. WRIGHT
Clerk of the Main Committee