

2008-09

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

**VOTES AND PROCEEDINGS**

No. 76

THURSDAY, 12 FEBRUARY 2009



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

**2 FEDERAL FINANCIAL RELATIONS BILL 2009**

Mr Swan (Treasurer), pursuant to notice, presented a Bill for an Act to provide financial assistance to the States, the Australian Capital Territory and the Northern Territory, and for related purposes.

*Document*

Mr Swan presented an explanatory memorandum to the bill and to the Federal Financial Relations (Consequential Amendments and Transitional Provisions) Bill 2009.

Bill read a first time.

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

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

**3 FEDERAL FINANCIAL RELATIONS (CONSEQUENTIAL AMENDMENTS AND TRANSITIONAL PROVISIONS) BILL 2009**

Mr Swan (Treasurer), pursuant to notice, presented a Bill for an Act to deal with consequential and transitional matters arising from the enactment of the *Federal Financial Relations Act 2009*, and for other purposes.

Bill read a first time.

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

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

**4 CIVIL AVIATION AMENDMENT BILL 2009**

Mr Albanese (Minister for Infrastructure, Transport, Regional Development and Local Government), pursuant to notice, presented a Bill for an Act to amend the *Civil Aviation Act 1988*, and for related purposes.

*Document*

Mr Albanese presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

**5 TRANSPORT SAFETY INVESTIGATION AMENDMENT BILL 2009**

Mr Albanese (Minister for Infrastructure, Transport, Regional Development and Local Government), pursuant to notice, presented a Bill for an Act to amend the *Transport Safety Investigation Act 2003*, and for related purposes.

*Document*

Mr Albanese presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

**6 AUSTRALIAN ENERGY MARKET AMENDMENT (AEMO AND OTHER MEASURES) BILL 2009**

Mr M. J. Ferguson (Minister for Resources and Energy), pursuant to notice, presented a Bill for an Act to amend the law relating to the Australian energy market, and for related purposes.

*Document*

Mr M. J. Ferguson presented an explanatory memorandum to the bill.

Bill read a first time.

Mr M. J. Ferguson moved—That the bill be now read a second time.

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

**7 TAX LAWS AMENDMENT (2009 MEASURES NO. 1) BILL 2009**

Mr Bowen (Assistant Treasurer) presented a Bill for an Act to amend the law relating to taxation, and for other 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 (Mr Lindsay), and the resumption of the debate made an order of the day for the next sitting.

**8 SOCIAL SECURITY AND VETERANS' ENTITLEMENTS AMENDMENT (COMMONWEALTH SENIORS HEALTH CARD) BILL 2009**

Mr Shorten (Parliamentary Secretary for Disabilities and Children's Services), pursuant to notice, presented a Bill for an Act to amend the law relating to social security and veterans' affairs, and for related purposes.

*Document*

Mr Shorten presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

**9 AVIATION LEGISLATION AMENDMENT (2008 MEASURES NO. 2) 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.

**10 PUBLICATIONS COMMITTEE—REPORT**

Mr Hayes (Chair) presented the following document:

**PUBLICATIONS COMMITTEE REPORT**

The Publications Committee reports that it has met and, having considered documents presented to the House of Representatives since 4 December 2008, recommends that the following be made Parliamentary Papers:

Australian Building and Construction Commissioner—Report for 2007-08.  
 Australian Crime Commission—Report for 2007-08.  
 Australian Electoral Commission—Reports—  
 2007-08—Correction.  
 2008—Redistribution of Western Australia into electoral divisions.  
 Australian Industry Development Corporation—Report for 2007-08.  
 Australian Livestock Export Corporation Limited (LiveCorp)—Report for 2007-08.  
 Classification Board and Classification Review Board—Report for 2007-08—Addendum.  
 Copyright Agency Limited—Report for 2007-08.  
 Department of Education, Employment and Workplace Relations—Report—2007 Australian vocational education and training system.  
*Environment Protection and Biodiversity Conservation Act 1999*—National and Commonwealth Heritage Lists—Report for the period 1 January 2004 to 30 June 2008.  
 Export Wheat Commission—Report for 2007-08.  
 Federal Magistrates Court of Australia—Report for 2007-08—Errata.  
 Fisheries Research and Development Corporation—Report for 2007-08.  
*Freedom of Information Act 1982*—Report on the operation of the Act for 2007-08.  
 Future Fund—Report for 2007-08—Corrections.  
 High Court of Australia—Report for 2007-08, incorporating a correction.  
 Inquiry into the case of Dr Mohamed Haneef—Report of the Hon. John Clarke QC, November 2008.  
 National Capital Authority—Report for 2007-08.  
*Native Title Act 1993*—Native title representative bodies—Central Land Council—Report for 2007-08.  
 Pharmaceutical Benefits Pricing Authority—Report for 2007-08.  
 Private Health Insurance Administration Council—Report—Operations of the private health insurers for 2007-08.  
 Workplace Ombudsman—Report for 2007-08.

CHRIS HAYES MP

Chair

12 February 2009

On the motion of Mr Hayes, by leave, the report was agreed to.

**11 DISABILITY DISCRIMINATION AND OTHER HUMAN RIGHTS LEGISLATION 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.

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.

**12 EMPLOYMENT AND WORKPLACE RELATIONS 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.

It being 2 p.m., the debate was interrupted in accordance with the resolution agreed to on 11 February 2009, and the resumption of the debate made an order of the day for a later hour this day.

**13 DEATH OF FORMER MEMBER (MR NEIL MCNEILL)**

The Speaker informed the House of the death, on 8 February 2009, of Mr Neil McNeill, a Member of this House for the Division of Canning from 1961 to 1963.

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

**14 VICTORIAN BUSHFIRES—CONDOLENCE MOTION—REPORT FROM MAIN COMMITTEE**

The Speaker reported that the order of the day relating to the Deputy Prime Minister's motion of condolence in connection with the Victorian bushfires had been debated in the Main Committee and returned to the House, and presented a certified copy of the motion.

Debate resumed.

All Members present having risen, in silence—

In accordance with the resolution agreed to on 11 February 2009, debate adjourned, resumption of the debate made an order of the day for a later hour this day, and matter referred to the Main Committee for further consideration.

**15 EMPLOYMENT AND WORKPLACE RELATIONS 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. 146, 8 December 2008, from Her 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 Gillard (Minister for Employment and Workplace Relations), the bill was read a third time.

**16 TAX AGENT SERVICES 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 third reading to be moved immediately.

On the motion of Mr Bowen (Assistant Treasurer), the bill was read a third time.

**17 CORPORATIONS AMENDMENT (NO. 1) BILL 2008**

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

*Document*

Mr Bowen (Assistant Treasurer) presented an explanatory memorandum to the bill.

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

Debate ensued.

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.

**18 SUSPENSION OF STANDING ORDERS 31 AND 33**

Mr Albanese (Leader of the House), by leave, moved—That standing order 31 (automatic adjournment of the House) and standing order 33 (limit on business after 9.30 p.m.) be suspended for this sitting.

Debate ensued.

Question—put.

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

## AYES, 81

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

## NOES, 59

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

\* Tellers

*Pair*

Mr Gibbons                  Fran Bailey

And so it was resolved in the affirmative.

**19 CORPORATIONS AMENDMENT (NO. 1) 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 third reading to be moved immediately.

On the motion of Mr Bowen (Assistant Treasurer), the bill was read a third time.

**20 AUDITOR-GENERAL AMENDMENT BILL 2008**

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

*Document*

Mr Byrne (Parliamentary Secretary to the Prime Minister) presented an explanatory memorandum to the bill.

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

Debate ensued.

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

Leave granted for third reading to be moved immediately.

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

**21 MIGRATION LEGISLATION AMENDMENT BILL (NO. 2) 2008**

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

*Document*

Mr L. D. T. Ferguson (Parliamentary Secretary for Multicultural Affairs and Settlement Services) presented an explanatory memorandum and a correction to the explanatory memorandum to the bill.

Mr L. D. T. Ferguson moved—That the bill be now read a second time.

Debate ensued.

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

Leave granted for third reading to be moved immediately.

On the motion of Mr L. D. T. Ferguson, the bill was read a third time.

**22 CUSTOMS AMENDMENT (ENHANCED BORDER CONTROLS 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.

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.

**23 ORDER OF THE DAY RETURNED TO THE HOUSE**

On the motion of Mr McMullan (Parliamentary Secretary for International Development Assistance), the Law and Justice Legislation Amendment (Identity Crimes and Other Measures) Bill 2008 was returned to the House for further consideration and the resumption of the debate made an order of the day for a later hour this day.

**24 LAW AND JUSTICE LEGISLATION AMENDMENT (IDENTITY CRIMES 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.

Mr Neumann was granted leave to continue his speech when the debate is resumed.

Debate adjourned, and the resumption of the debate made an order of the day for a later hour this day.

**25 SUSPENSION OF STANDING AND SESSIONAL ORDERS**

Mr Albanese (Leader of the House), by leave, moved—That, unless otherwise ordered, so much of the standing and sessional orders be suspended to enable the following to occur during the remainder of this sitting:

- (1) for the Appropriation (Nation Building and Jobs) Bill (No. 1) 2008-2009 [No. 2], the Appropriation (Nation Building and Jobs) Bill (No. 2) 2008-2009 [No. 2], the Household Stimulus Package Bill (No. 2) 2009, the Tax Bonus for Working Australians Bill (No. 2) 2009, the Tax

- Bonus for Working Australians (Consequential Amendments) Bill (No. 2) 2009, and the Commonwealth Inscribed Stock Amendment Bill 2009 [No. 2] to be introduced;
- (2) for debate on the Appropriation (Nation Building and Jobs) Bill (No. 1) 2008-2009 [No. 2], the Appropriation (Nation Building and Jobs) Bill (No. 2) 2008-2009 [No. 2], the Household Stimulus Package Bill (No. 2) 2009, the Tax Bonus for Working Australians Bill (No. 2) 2009, the Tax Bonus for Working Australians (Consequential Amendments) Bill (No. 2) 2009, and the Commonwealth Inscribed Stock Amendment Bill 2009 [No. 2] to be adjourned until a later hour after their introduction;
  - (3) when the order of the day for the resumption of debate on the Appropriation (Nation Building and Jobs) Bill (No. 1) 2008-2009 [No. 2] is called on, for a cognate debate to take place with the Appropriation (Nation Building and Jobs) Bill (No. 2) 2008-2009 [No. 2], the Household Stimulus Package Bill (No. 2) 2009, the Tax Bonus for Working Australians Bill (No. 2) 2009, the Tax Bonus for Working Australians (Consequential Amendments) Bill (No. 2) 2009, and the Commonwealth Inscribed Stock Amendment Bill 2009 [No. 2];
  - (4) in relation to proceedings on the Appropriation (Nation Building and Jobs) Bill (No. 1) 2008-2009 [No. 2] and other bills the subject of a cognate debate, the second reading debate will continue until a maximum of eight Members including the mover have spoken, at the conclusion of the second reading debate, without delay, the immediate question before the House to be put, then any question or questions necessary to complete the remaining stages of the bill to be put without amendment or debate;
  - (5) immediately after proceedings on the Appropriation (Nation Building and Jobs) Bill (No. 1) 2008-2009 [No. 2], the Appropriation (Nation Building and Jobs) Bill (No. 2) 2008-2009 [No. 2], the Household Stimulus Package Bill (No. 2) 2009, the Tax Bonus for Working Australians Bill (No. 2) 2009, the Tax Bonus for Working Australians (Consequential Amendments) Bill (No. 2) 2009, and the Commonwealth Inscribed Stock Amendment Bill 2009 [No. 2], to be called on consecutively with no business intervening, and after each bill is called on the immediate question then before the House to be put, then any question or questions necessary to complete the remaining stages of each bill to be put without amendment or debate; and
  - (6) any variation to this arrangement to be made only by a motion moved by a Minister.

Question—put and passed.

**26 MESSAGE FROM THE GOVERNOR-GENERAL, CERTAIN PROPOSED EXPENDITURE AND APPROPRIATION FOR YEAR 2008-2009—APPROPRIATION (NATION BUILDING AND JOBS) BILL (NO. 1) 2008-2009 [NO. 2]**

Message No. 147, 12 February 2009, from Her Excellency the Governor-General was announced recommending, in accordance with the requirements of section 56 of the constitution an appropriation for the purposes of Appropriation (Nation Building and Jobs) Bill (No. 1) 2008-2009 [No. 2].

Mr Rudd (Prime Minister) presented a Bill for an Act to appropriate money out of the Consolidated Revenue Fund for the ordinary annual services of the Government in relation to nation building and jobs, and for related purposes.

*Document*

Mr Rudd presented an explanatory memorandum to the bill.

Bill read a first time.

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

In accordance with the resolution agreed to this sitting, debate adjourned, and the resumption of the debate made an order of the day for a later hour this day.

**27 MESSAGE FROM THE GOVERNOR-GENERAL, CERTAIN PROPOSED EXPENDITURE AND APPROPRIATION FOR YEAR 2008-2009—APPROPRIATION (NATION BUILDING AND JOBS) BILL (NO. 2) 2008-2009 [NO. 2]**

Message No. 148, 12 February 2009, from Her Excellency the Governor-General was announced recommending, in accordance with the requirements of section 56 of the constitution an appropriation for the purposes of Appropriation (Nation Building and Jobs) Bill (No. 2) 2008-2009 [No. 2].

Mr Albanese (Leader of the House) presented a Bill for an Act to appropriate money out of the Consolidated Revenue Fund for certain expenditure in relation to nation building and jobs, and for related purposes.

*Document*

Mr Albanese presented an explanatory memorandum to the bill.

Bill read a first time.

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

In accordance with the resolution agreed to this sitting, debate adjourned, and the resumption of the debate made an order of the day for a later hour this day.

**28 HOUSEHOLD STIMULUS PACKAGE BILL (NO. 2) 2009**

In accordance with the resolution agreed to this sitting, Mr Albanese (Leader of the House) presented a Bill for an Act to amend laws in order to provide payments relating to the household stimulus package, and for other purposes.

*Document*

Mr Albanese presented an explanatory memorandum to the bill.

Bill read a first time.

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

In accordance with the resolution agreed to this sitting, debate adjourned, and the resumption of the debate made an order of the day for a later hour this day.

**29 TAX BONUS FOR WORKING AUSTRALIANS BILL (NO. 2) 2009**

In accordance with the resolution agreed to this sitting, Mr Albanese (Leader of the House) presented a Bill for an Act to provide for a tax bonus, and for related purposes.

*Document*

Mr Albanese presented an explanatory memorandum to the bill and to the Tax Bonus for Working Australians (Consequential Amendments) Bill (No. 2) 2009.

Bill read a first time.

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

In accordance with the resolution agreed to this sitting, debate adjourned, and the resumption of the debate made an order of the day for a later hour this day.

**30 TAX BONUS FOR WORKING AUSTRALIANS (CONSEQUENTIAL AMENDMENTS) BILL (NO. 2) 2009**

Mr Albanese (Leader of the House) presented a Bill for an Act to make amendments consequential on the enactment of the *Tax Bonus for Working Australians Act (No. 2) 2009*, and for related purposes.

Bill read a first time.

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

In accordance with the resolution agreed to this sitting, debate adjourned, and the resumption of the debate made an order of the day for a later hour this day.

**31 COMMONWEALTH INSCRIBED STOCK AMENDMENT BILL 2009 [NO. 2]**

In accordance with the resolution agreed to this sitting, Mr Albanese (Leader of the House) presented a Bill for an Act to amend the *Commonwealth Inscribed Stock Act 1911*, and for related purposes.

*Document*

Mr Albanese presented an explanatory memorandum to the bill.

Bill read a first time.

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

In accordance with the resolution agreed to this sitting, debate adjourned, and the resumption of the debate made an order of the day for a later hour this day.



## 32 APPROPRIATION (NATION BUILDING AND JOBS) BILL (NO. 1) 2008-2009 [NO. 2]

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 Speaker, Mr Jenkins, in the Chair)—

AYES, 80

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

NOES, 56

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

\* Tellers

*Pairs*

Mr Gibbons	Fran Bailey
Ms McKew	Mr Chester

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

In accordance with the resolution agreed to this sitting, the question—That the remaining stages of the bill be agreed to—put and passed—bill read a third time.

## 33 APPROPRIATION (NATION BUILDING AND JOBS) BILL (NO. 2) 2008-2009 [NO. 2]

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.

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

## AYES, 80

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

## NOES, 56

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

\* Tellers

*Pairs*

Mr Gibbons	Fran Bailey
Ms McKew	Mr Chester

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

In accordance with the resolution agreed to this sitting, the question—That the remaining stages of the bill be agreed to—put and passed—bill read a third time.

## 34 HOUSEHOLD STIMULUS PACKAGE BILL (NO. 2) 2009

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.

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

AYES, 80

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

NOES, 56

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

\* Tellers

*Pairs*

Mr Gibbons	Fran Bailey
Ms McKew	Mr Chester

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

*Message from the Governor-General*

Message No. 149, 12 February 2009, from Her Excellency the Governor-General was announced recommending an appropriation for the purposes of the bill.

In accordance with the resolution agreed to this sitting, the question—That the remaining stages of the bill be agreed to—put and passed—bill read a third time.

## 35 TAX BONUS FOR WORKING AUSTRALIANS BILL (NO. 2) 2009

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.

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

AYES, 80

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

NOES, 56

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

\* Tellers

*Pairs*

Mr Gibbons	Fran Bailey
Ms McKew	Mr Chester

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

*Message from the Governor-General*

Message No. 150, 12 February 2009, from Her Excellency the Governor-General was announced recommending an appropriation for the purposes of the bill.

In accordance with the resolution agreed to this sitting, the question—That the remaining stages of the bill be agreed to—put and passed—bill read a third time.

## 36 TAX BONUS FOR WORKING AUSTRALIANS (CONSEQUENTIAL AMENDMENTS) BILL (NO. 2) 2009

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.

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

AYES, 80

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

NOES, 56

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

\* Tellers

*Pairs*

Mr Gibbons	Fran Bailey
Ms McKew	Mr Chester

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

In accordance with the resolution agreed to this sitting, the question—That the remaining stages of the bill be agreed to—put and passed—bill read a third time.

## 37 COMMONWEALTH INSCRIBED STOCK AMENDMENT BILL 2009 [NO. 2]

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.

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

AYES, 80

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

NOES, 56

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

\* Tellers

*Pairs*

Mr Gibbons	Fran Bailey
Ms McKew	Mr Chester

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

*Message from the Governor-General*

Message No. 151, 12 February 2009, from Her Excellency the Governor-General was announced recommending an appropriation for the purposes of the bill.

In accordance with the resolution agreed to this sitting, the question—That the remaining stages of the bill be agreed to—put and passed—bill read a third time.

**38 SUSPENSION OF SITTING**

At 11.53 p.m. the Speaker left the Chair.

FRIDAY, 13 FEBRUARY 2009

**39 RESUMPTION OF SITTING**

The Speaker resumed the Chair at 1 p.m.

**40 MESSAGES FROM THE SENATE**

Messages from the Senate, 13 February 2009, were reported returning the following bills without amendment:

No. 217—Appropriation (Nation Building and Jobs) (No. 1) 2008-2009 [No. 2] (*without requests*).

No. 218—Appropriation (Nation Building and Jobs) (No. 2) 2008-2009 [No. 2].

No. 219—Household Stimulus Package (No. 2) 2009.

No. 220—Tax Bonus for Working Australians (No. 2) 2009.

No. 221—Tax Bonus for Working Australians (Consequential Amendments) (No. 2) 2009.

No. 222—Commonwealth Inscribed Stock Amendment 2009 [No. 2].

**41 ADJOURNMENT**

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

Question—put and passed.

And then the House, at 1.45 p.m., adjourned until 12 noon on Monday, 23 February 2009.

**DOCUMENTS**

The following documents were deemed to have been presented on 12 February 2009:

AusLink (National Land Transport) Act—Variation under section 6—2009 National land transport network (No. 3) [F2009L00298].

Financial Management and Accountability Act—Determinations—  
Establishing a special account—2009 No. 2 [F2009L00430].

Varying and abolishing a special account—2009 No. 1 [F2009L00431].

Migration Act—Regulations—Select Legislative Instrument—2009 No. 7 [F2009L00267].

*Migration Legislation Amendment Act (No. 1) 2008*—Proclamation under subsection 2 (1) fixing 15 February 2009 as the day on which items 1, 2, 3, 12, 13, 14, 15, 18, 19 and 20 of Schedule 2 to the Act commence [F2008L00268].

National Health Act—Special arrangements under section 100—2009 Nos PB 16, PB 17 [F2009L00305], [F2009L00303].

Radiocommunications Act—

Advisory guidelines—2009 Managing interference—  
from transmitters—2.3 GHz band [F2009L00275].

to receivers—2.3 GHz band [F2009L00277].

Determination—2009 Unacceptable levels of interference—2.3 GHz band [F2009L00273].

Plan—2009 Spectrum marketing (2.3 GHz band) [F2009L00271].

Variation—2009 Cellular mobile telecommunications devices class licence (No. 1)—[F2009L00270].

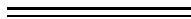
Social Security Act—Determinations—2009 Australian Government disaster recovery payments—  
Amendment (No. 1) [F2009L00416].

Nos 1, 2 [F2009L00415], [F2009L00417].

Taxation Administration Act—Instrument under section 15-25 of schedule 1—5 February 2009 [F2009L00304].

**ATTENDANCE**

All Members attended (at some time during the sitting) except Fran Bailey, Mr Danby, Mr Gibbons, Mr Katter, Ms McKew, Mrs Moylan and Mr Schultz.

**I. C. HARRIS**

Clerk of the House of Representatives



2008-09

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

No. 76

**MAIN COMMITTEE**

**MINUTES OF PROCEEDINGS**

**THURSDAY, 12 FEBRUARY 2009**

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1 The Main Committee met at 9.30 a.m.

**2 MEMBERS' CONSTITUENCY STATEMENTS**

Members' constituency statements were made.

**3 VICTORIAN BUSHFIRES—CONDOLENCE MOTION MOVED BY THE DEPUTY PRIME MINISTER**

The order of the day having been read for the resumption of the debate on the motion of Ms Gillard (Deputy Prime Minister)—That the House:

- (1) extends its deepest sympathies to families and loved ones of those Australians killed in the weekend's tragic bushfires in Victoria;
- (2) records its deep regret at the human injury, the loss of property and the destruction of communities caused by the weekend's fires;
- (3) praises the work of emergency services, volunteers and community members in assisting friends and neighbours in this time of need; and
- (4) acknowledges the profound impact on those communities affected and the role of governments and the Australian community in assisting their recovery and rebuilding—

Debate resumed.

As a mark of respect all Members present stood, in silence.

Ms Grierson moved that further proceedings be conducted in the House.

Question—put and passed.

**4 QUEENSLAND FLOODS—STATEMENTS**

By indulgence, further statements were made.

**5 ADJOURNMENT**

Ms Grierson moved—That the Main Committee do now adjourn.

Debate ensued.

Question—put and passed.

At 1.04 p.m., the Deputy Speaker adjourned the Main Committee until 6.40 p.m. on Monday, 23 February 2009.

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