

2008-09-10

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 172

WEDNESDAY, 23 JUNE 2010

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

2 **PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REPORT—STATEMENT BY MEMBER**

Mr Price presented the following document: Public Works—Parliamentary Standing Committee—Report—Referrals made February to March 2010 (2nd report of 2010).

Ordered to be made a Parliamentary Paper.

Mr Price, by leave, made a statement in connection with the report.

3 **FEDERAL FINANCIAL RELATIONS AMENDMENT (NATIONAL HEALTH AND HOSPITALS NETWORK) BILL 2010**

Mr Swan (Treasurer), pursuant to notice, presented a Bill for an Act to amend the *Federal Financial Relations Act 2009*, and for other purposes.

Document

Mr Swan presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

4 **NATIONAL HEALTH AND HOSPITALS NETWORK BILL 2010**

Ms Roxon (Minister for Health and Ageing), pursuant to notice, presented a Bill for an Act relating to the National Health and Hospitals Network, and for other 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 Gash), and the resumption of the debate made an order of the day for the next sitting.

5 **POSTPONEMENT OF NOTICES**

Ordered—That notices Nos 3 and 4, government business, be postponed until a later hour this day.

6 **FINANCIAL FRAMEWORK LEGISLATION AMENDMENT BILL 2010**

Mr Gray (Parliamentary Secretary for Western and Northern Australia), pursuant to notice, presented a Bill for an Act to amend the law relating to governance arrangements, and for related purposes.

Document

Mr Gray presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

7 AUSTRALIAN CIVILIAN CORPS BILL 2010

Mr McMullan (Parliamentary Secretary for International Development Assistance) for Mr S. F. Smith (Minister for Foreign Affairs), pursuant to notice, presented a Bill for an Act to provide for the establishment and management of the Australian Civilian Corps, and for other purposes.

Document

Mr McMullan presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

8 EDUCATION SERVICES FOR OVERSEAS STUDENTS LEGISLATION AMENDMENT BILL 2010

Mr Clare (Parliamentary Secretary for Employment), pursuant to notice, presented a Bill for an Act relating to education for overseas students, and for related purposes.

Document

Mr Clare presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

9 INTERNATIONAL TAX AGREEMENTS AMENDMENT BILL (NO. 2) 2010

Mr Clare (Parliamentary Secretary for Employment) presented a Bill for an Act to amend the *International Tax Agreements Act 1953*, and for related purposes.

Document

Mr Clare presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

10 TAX LAWS AMENDMENT (2010 MEASURES NO. 4) BILL 2010

Mr Clare (Parliamentary Secretary for Employment) presented a Bill for an Act to amend the law relating to taxation, and for related purposes.

Document

Mr Clare presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

11 NATIONAL MEASUREMENT AMENDMENT BILL 2010

Mr Marles (Parliamentary Secretary for Innovation and Industry), pursuant to notice, presented a Bill for an Act amend the law in relation to measurement, and for related purposes.

Document

Mr Marles presented an explanatory memorandum to the bill.

Bill read a first time.

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

Debate adjourned (Mr A. D. H. Smith), and the resumption of the debate made an order of the day for the next sitting.

12 AVIATION CRIMES AND POLICING LEGISLATION AMENDMENT BILL 2010

Mr O'Connor (Minister for Home Affairs), pursuant to notice, presented a Bill for an Act to amend the law relating to crimes, and policing, on aircraft and at airports, and for related purposes.

Document

Mr O'Connor presented an explanatory memorandum to the bill.

Bill read a first time.

Mr O'Connor moved—That the bill be now read a second time.

Debate adjourned (Mr A. D. H. Smith), and the resumption of the debate made an order of the day for the next sitting.

13 CRIMES LEGISLATION AMENDMENT BILL 2010

Mr O'Connor (Minister for Home Affairs), pursuant to notice, presented a Bill for an Act to amend various Acts relating to the enforcement of the criminal law, and for other purposes.

Document

Mr O'Connor presented an explanatory memorandum to the bill.

Bill read a first time.

Mr O'Connor moved—That the bill be now read a second time.

Debate adjourned (Mr A. D. H. Smith), and the resumption of the debate made an order of the day for the next sitting.

14 PROPOSED AMENDMENT TO THE STANDING ORDERS

Mr Albanese (Leader of the House), pursuant to notice, moved—That standing order 4 be amended as follows:

(1) After “When Parliament first meets after a general election, the procedure shall be as follows:!” insert:

“(a) Local Indigenous people shall be invited to conduct a ceremony of welcome prior to Members assembling in the House of Representatives.”

(2) That paragraphs (a) to (i) be renumbered as paragraphs (b) to (j).

Debate ensued.

Question—put and passed.

15 HIGHER EDUCATION SUPPORT AMENDMENT (INDEXATION) BILL 2010—REPORT FROM MAIN COMMITTEE

The 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 Mr Albanese (Leader of the House), by leave, the bill was read a third time.

16 INSURANCE CONTRACTS AMENDMENT BILL 2010—REPORT FROM MAIN COMMITTEE

The 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 Mr Albanese (Leader of the House), by leave, the bill was read a third time.

- 17 MESSAGE FROM THE SENATE—WILD RIVERS (ENVIRONMENTAL MANAGEMENT) BILL 2010 [NO. 2]**
 Message No. 478, 22 June 2010, from the Senate was reported transmitting for the concurrence of the House a Bill for an Act to protect the interests of Aboriginal traditional owners in the management, development and use of native title land situated in wild river areas, and for related purposes.
 Bill read a first time.
 Ordered—That the second reading be made an order of the day for the next sitting.
- 18 POSTPONEMENT OF ORDER OF THE DAY**
 Ordered—That order of the day No. 1, government business, be postponed until a later hour this day.
- 19 TAX LAWS AMENDMENT (FOREIGN SOURCE INCOME DEFERRAL) BILL (NO. 1) 2010**
 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.
- 20 TAX LAWS AMENDMENT (2010 MEASURES NO. 3) BILL 2010**
 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.
Document
 Mr Shorten (Parliamentary Secretary for Disabilities and Children’s Services) presented a supplementary explanatory memorandum to the bill.
 On the motion of Mr Shorten, by leave, Government amendments (1) to (20) were made together.
 Bill, as amended, agreed to.
 Consideration in detail concluded.
 On the motion of Mr Shorten, by leave, the bill was read a third time.
- 21 TAX LAWS AMENDMENT (FOREIGN SOURCE INCOME DEFERRAL) BILL (NO. 1) 2010**
 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 Shorten (Parliamentary Secretary for Disabilities and Children’s Services), the bill was read a third time.
- 22 DOCUMENT**
 Mr Clare (Parliamentary Secretary for Employment), presented the following document:
 Food Standards Australia New Zealand Amendment Bill 2010—Replacement explanatory memorandum.
- 23 FARM HOUSEHOLD SUPPORT AMENDMENT (ANCILLARY BENEFITS) BILL 2010**
 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 Ramsey addressing the House—

It being 2 p.m., the debate was interrupted in accordance with standing order 97, Mr Ramsey was granted leave to continue his speech when the debate is resumed, and the resumption of the debate made an order of the day for a later hour this day.

24 DEATHS OF PRIVATE TIMOTHY JAMES APLIN, PRIVATE BENJAMIN ADAM CHUCK AND PRIVATE SCOTT TRAVIS PALMER

Mr Rudd (Prime Minister) referred to the deaths of Private Timothy James Aplin, Private Benjamin Adam Chuck and Private Scott Travis Palmer, and moved—That the House record its deep regret at the deaths on 21 June 2010, of Private Timothy Aplin, Private Benjamin Chuck and Private Scott Palmer, while on combat operations in Afghanistan, and place on record its appreciation of their service to our country and tenders its profound sympathy to their families in their bereavement.

Mr Abbott (Leader of the Opposition) seconded the motion, and Members present having risen, in silence—

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.

Mr Albanese, by leave, moved—That the order of the day be referred to the Main Committee for debate.

Question—put and passed.

25 QUESTIONS

Questions without notice being asked—

Document

Mr Pyne, in accordance with standing order 201, having called for a document quoted from by Ms Roxon (Minister for Health and Ageing)—

Ms Roxon presented the following document:

Health—We will deliver a PET scanner immediately—Advertisement published in the *Townsville Bulletin*, 12 June 2010.

Questions without notice continuing—

Member directed to leave

At 3.30 p.m. the Member for Bowman (Mr Laming) was directed, under standing order 94, to leave the Chamber for one hour for interjecting, and he accordingly left the Chamber.

Member directed to leave

At 3.31 p.m. the Member for Goldstein (Mr Robb) was directed, under standing order 94, to leave the Chamber for one hour for raising a frivolous point of order, and he accordingly left the Chamber.

Member directed to leave

At 3.31 p.m. the Member for O'Connor (Mr Tuckey) 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.

26 AUDITOR-GENERAL'S REPORTS

The Speaker presented the following documents:

Auditor-General—Audit reports of 2009–2010—Performance audits—

No. 47—Management of live animal imports: Department of Agriculture, Fisheries and Forestry.

No. 48—Community intelligence: Collecting and processing tip-offs; Australian Taxation Office.

Reports ordered to be made Parliamentary Papers.

27 DOCUMENTS—MOTION TO TAKE NOTE OF DOCUMENTS

Ms Roxon (Minister for Health and Ageing) presented the following documents:

Australian Institute of Health and Welfare—Report—Australia's health 2010.

Australian Radiation Protection and Nuclear Safety Agency—Quarterly reports of the Chief Executive Officer for the period 1 January to 31 March 2010.

Committee reports—Government responses to parliamentary committee reports—Response to the schedule tabled by the Speaker on 26 November 2009.

Education Services for Overseas Students Act 2000—ESOS Assurance Fund—Reports on provider defaults—Aerospace Aviation Pty Ltd.

Infrastructure, Transport, Regional Development and Local Government—House of Representatives Standing Committee—The global financial crisis and regional Australia—Government response.

Productivity Commission—Report No. 50—Gambling—26 February 2010—

Volume 1.

Volume 2.

and moved—That the House take note of the documents.

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

28 FINANCIAL ADVICE—MINISTERIAL STATEMENT

Mr Bowen (Minister for Human Services), by leave, made a ministerial statement relating to the future of financial advice.

Suspension of standing and sessional orders—Time for speech

Mr Bowen, by leave, moved—That so much of the standing and sessional orders be suspended as would prevent Mr Hartsuyker speaking in reply to the ministerial statement for a period not exceeding 12 minutes.

Question—put and passed.

Mr Hartsuyker addressed the House.

29 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—AUSTRALIAN FAMILIES

The House was informed that Mr Abbott (Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The failure of the Government to deliver on its 2007 election promises to Australian families”.

The proposed discussion having received the necessary support—

Mr Abbott addressed the House.

Discussion ensued.

Discussion concluded.

30 IMMIGRATION (EDUCATION) AMENDMENT BILL 2010—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 Mr Snowdon (Minister for Indigenous Health, Rural and Regional Health and Regional Services Delivery), by leave, the bill was read a third time.

31 AGRICULTURAL AND VETERINARY CHEMICALS CODE AMENDMENT BILL 2010—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the bill had been fully considered by the Main Committee and agreed to with amendments (*see item No. 4, Minutes of Proceedings of the Main Committee*), and presented a certified copy of the bill together with a schedule of amendments.

Amendments made by the Main Committee agreed to.

Bill, as amended, agreed to.

On the motion of Mr Snowdon (Minister for Indigenous Health, Rural and Regional Health and Regional Services Delivery), by leave, the bill was read a third time.

32 SUPERANNUATION INDUSTRY (SUPERVISION) AMENDMENT BILL 2010—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 Mr Snowden (Minister for Indigenous Health, Rural and Regional Health and Regional Services Delivery), by leave, the bill was read a third time.

33 FARM HOUSEHOLD SUPPORT AMENDMENT (ANCILLARY BENEFITS) BILL 2010

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 Gray (Parliamentary Secretary for Western and Northern Australia) addressing the House—

34 ADJOURNMENT

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

Debate ensued.

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

DOCUMENTS

The following documents were deemed to have been presented on 23 June 2010:

Aged Care Act—Determinations—2010—

Amount of flexible care subsidy—

Extended aged care at home (No. 1) [F2010L01529].

Extended aged care at home—Dementia (No. 1) [F2010L01530].

Innovative care service—Congress Community Development and Education Unit Ltd (No. 1) [F2010L01532].

Multi-purpose services (No. 1) [F2010L01531].

Transition care services (No. 1) [F2010L01535].

Community care subsidy amount (No. 1) [F2010L01528].

Residential care subsidy—

Adjusted subsidy reduction (No. 1) [F2010L01295].

Amount of oxygen supplement (No. 1) [F2010L01294].

Amount of viability supplement (No. 1) [F2010L01512].

Basic subsidy amount (No. 1) [F2010L01480].

Australian Nuclear Science and Technology Organisation Act—Australian Nuclear Science and Technology Organisation—Statement under section 7(3)—June 2010.

Civil Aviation Act—Civil Aviation Regulations—Exemption—2010 No. CASA EX52 [F2010L01634].

Customs Act—Orders—Tariff Concession—2010 Nos 0943936, 0945229, 0946989, 0947673, 0948291 [F2010L01460], [F2010L01459], [F2010L01455], [F2010L01450], [F2010L01458].

Defence Act—Section 51X—Utilisation of the Defence Force in relation to proposed visit by the President of the United States of America—Operation Mustang—Report, 17 June 2010 and orders, 3 June 2010.

Do Not Call Register Act—Determinations under—

section 18—2010 Administration and operation Amendment (No. 2) [F2010L01632].

section 20—2010 Access to register Amendment (No. 2) [F2010L01633].

Environment Protection and Biodiversity Conservation Act—Instrument under section 303CA—16 June 2010 [F2010L01731].

Federal Financial Relations Act—Determinations—

under section 9—2010 General purpose financial assistance (No. 12) [F2010L01684].

under section 16—2010 National partnership payments (No. 14) [F2010L01685].

Hearing Services Administration Act—Determination—2010 Participants in the voucher system Amendment (No. 1) [F2010L01642].

Migration Act—Migration Regulations—Instruments—2010—

Level of salary and exemptions to the English language requirement for subclass 457 (Business long stay) visas, No. IMMI 10/029 [F2010L01409].

Skilled occupations, relevant assessing authorities, countries and points for general skilled migration visas and certain other visas, No. IMMI 10/026 [F2010L01318].

Specification of occupations for nominations in relation to subclass 457 (Business long stay) and subclass 442 (Occupational trainee) visas, No. IMMI 10/032 [F2010L01414].

Specification of occupations for nominations in relation to subclass 457 (Business long stay) for positions other than in the business of the nominator, No. IMMI 10/030 [F2010L01412].

National Health Act—

Amendment determinations under—

section 84AAA—2010 No. PB 61 [F2010L01639].

sections 85, 85A and 88—2010 No. PB 55 [F2010L01637].

Special arrangements under section 100—2010 No. PB 65 [F2010L01537].

Veterans' Entitlements Act and Military Rehabilitation and Compensation Act—Instruments under section 196B—2010 Nos 47, 48, 49, 50, 53, 54, 55, 56, 57 [F2010L01660], [F2010L01661], [F2010L01662], [F2010L01663], [F2010L01666], [F2010L01667], [F2010L01668], [F2010L01669], [F2010L01676].

ATTENDANCE

All Members attended (at some time during the sitting) except Ms A. E. Burke, Mr Garrett, *Mrs Mirabella and Mr Neville.

* On leave

B. C. WRIGHT
Clerk of the House of Representatives

2008-09-10

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 172

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

WEDNESDAY, 23 JUNE 2010

1 The Main Committee met at 9.30 a.m.

2 MEMBERS' CONSTITUENCY STATEMENTS

Members' constituency statements were made.

3 IMMIGRATION (EDUCATION) AMENDMENT BILL 2010

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.

4 AGRICULTURAL AND VETERINARY CHEMICALS CODE AMENDMENT BILL 2010

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.

Document

Mr A. S. Burke (Minister for Agriculture, Fisheries and Forestry) presented a supplementary explanatory memorandum to the bill.

On the motion of Mr A. S. Burke, by leave, Government amendments (1) to (30) were made together.

Bill, as amended, agreed to.

Consideration in detail concluded.

Ordered—That the bill be reported to the House with amendments.

5 SUPERANNUATION INDUSTRY (SUPERVISION) AMENDMENT BILL 2010

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.

6 POSTPONEMENT OF ORDER OF THE DAY

Ordered—That order of the day No. 4, government business, be postponed until a later hour this day.

7 TRADE PRACTICES AMENDMENT (AUSTRALIAN CONSUMER LAW) BILL (NO. 2) 2010

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 12.59 p.m., the Deputy Speaker left the Chair.

Resumption of meeting

At 4.01 p.m., the Deputy Speaker resumed the Chair.

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.

8 COMPETITION AND CONSUMER LEGISLATION AMENDMENT BILL 2010

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.

9 ADJOURNMENT

On the motion of Mrs Irwin, the Main Committee adjourned at 6.55 p.m.

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

DAVID ELDER
Clerk of the Main Committee