

2010-11

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 72

TUESDAY, 11 OCTOBER 2011

1 The House met, at 9 a.m. The Speaker (Mr Jenkins) took the Chair, made an acknowledgement of country and read Prayers.

2 MESSAGES FROM THE GOVERNOR-GENERAL—ASSENT TO BILLS

Messages from Her Excellency the Governor-General were announced informing the House that Her Excellency, in the name of Her Majesty, had assented to the following bills:

26 September 2011—Message—

No. 114—Industrial Chemicals (Notification and Assessment) Amendment (Inventory) 2011.

No. 115—

Higher Education Support Amendment (Demand Driven Funding System and Other Measures) 2011.

Education Services for Overseas Students (Registration Charges) Amendment 2011.

Education Services for Overseas Students Amendment (Registration Charges Consequentials) 2011.

Telecommunications Legislation Amendment (Fibre Deployment) 2011.

3 CLEAN ENERGY BILL 2011

CLEAN ENERGY (CONSEQUENTIAL AMENDMENTS) BILL 2011

CLEAN ENERGY (INCOME TAX RATES AMENDMENTS) BILL 2011

CLEAN ENERGY (HOUSEHOLD ASSISTANCE AMENDMENTS) BILL 2011

CLEAN ENERGY (TAX LAWS AMENDMENTS) BILL 2011

CLEAN ENERGY (FUEL TAX LEGISLATION AMENDMENT) BILL 2011

CLEAN ENERGY (CUSTOMS TARIFF AMENDMENT) BILL 2011

CLEAN ENERGY (EXCISE TARIFF LEGISLATION AMENDMENT) BILL 2011

OZONE PROTECTION AND SYNTHETIC GREENHOUSE GAS (IMPORT LEVY) AMENDMENT BILL 2011

OZONE PROTECTION AND SYNTHETIC GREENHOUSE GAS (MANUFACTURE LEVY) AMENDMENT BILL 2011

CLEAN ENERGY (UNIT SHORTFALL CHARGE—GENERAL) BILL 2011

CLEAN ENERGY (UNIT ISSUE CHARGE—AUCTIONS) BILL 2011

CLEAN ENERGY (UNIT ISSUE CHARGE—FIXED CHARGE) BILL 2011

CLEAN ENERGY (INTERNATIONAL UNIT SURRENDER CHARGE) BILL 2011

CLEAN ENERGY (CHARGES—CUSTOMS) BILL 2011

CLEAN ENERGY (CHARGES—EXCISE) BILL 2011

CLEAN ENERGY REGULATOR BILL 2011

CLIMATE CHANGE AUTHORITY BILL 2011

STEEL TRANSFORMATION PLAN BILL 2011

In accordance with the resolution agreed to on 13 September 2011 (*see item No. 41, page 887*)—

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

Debate resumed.

Debate adjourned (Mr Fitzgibbon—Chief Government Whip), and the resumption of the debate made an order of the day for a later hour this day.

4 AUSTRALIA'S CLEAN ENERGY FUTURE LEGISLATION—JOINT SELECT COMMITTEE—REPORT—STATEMENT BY MEMBER

Ms A. E. Burke (Chair) presented the following documents:

Australia's Clean Energy Future Legislation—Joint Select Committee—Advisory report on the Clean Energy Bills and the Steel Transformation Bill 2011 (sent to the Speaker on 7 October 2011, pursuant to standing order 247)—

Report, incorporating a dissenting report and supplementary remarks, October 2011.

Minutes of proceedings.

In accordance with standing order 39(f) the report was made a Parliamentary Paper.

Ms A. E. Burke, by leave, made a statement in connection with the report.

5 PROFESSOR BRIAN SCHMIDT—STATEMENTS

Ms Gillard (Prime Minister), by indulgence, made a statement in relation to Professor Brian Schmidt, joint winner of the 2011 Nobel Prize in Physics.

Mr Abbott (Leader of the Opposition), by indulgence, also made a statement on the matter.

Mr Albanese (Leader of the House), by leave, moved—That further statements by indulgence in relation to Professor Brian Schmidt be permitted in the Main Committee.

Question—put and passed.

6 QUESTIONS

Questions without notice being asked—

Suspension of standing and sessional orders moved

Mr Abbott (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Member for Warringah moving immediately—That this House calls on the Prime Minister to explain to the Australian people the following:

- (1) why this is the right time to introduce the world's largest carbon tax despite growing economic uncertainty; and
- (2) why it is right for the Prime Minister to break her solemn pledge that "there will be no carbon tax under a government I lead" by bringing in this tax without the consent of the people.

Debate ensued.

Mr Albanese (Leader of the House) addressing the House—

Closure of Member moved

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

Question—put.

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

AYES, 71

Mr Abbott	Mr Fletcher	Mr McCormack	Mr Ruddock
Mr Alexander	Mr Forrest	Mr Macfarlane	Mr Schultz
Mr K. J. Andrews	Mr Frydenberg	Ms Marino	Mr Scott
Mrs K. L. Andrews	Ms Gambaro	Mrs Markus	Mr Secker*
Mr Baldwin	Mrs Gash	Mr Matheson	Mr Simpkins
Mr Billson	Mrs Griggs	Mrs Mirabella	Mr Slipper
Mrs B. K. Bishop	Mr Haase	Mr Morrison	Mr A. D. H. Smith
Ms J. I. Bishop	Mr Hartsuyker	Mrs Moylan	Mr Somlyay
Mr Briggs	Mr A. G. Hawke	Mr Neville	Dr Southcott
Mr Broadbent	Mr Hockey	Mr O'Dowd	Dr Stone
Mr Buchholz	Mr Hunt	Ms O'Dwyer	Mr Tehan
Mr Chester	Mr Irons	Mrs Prentice	Mr Truss
Mr Christensen	Dr Jensen	Mr Pyne	Mr Tudge
Mr Ciobo	Mr E. T. Jones	Mr Ramsey	Mr Turnbull
Mr Cobb	Mr Keenan	Mr Randall	Mr van Manen
Mr Coulton*	Mr C. Kelly	Mr Robb	Mr Vasta
Mr Dutton	Mr Laming	Mr Robert	Mr Wyatt
Mr Entsch	Ms Ley	Mr Wyatt Roy	

NOES, 75

Mr Adams	Mr Dreyfus	Ms King	Ms Rishworth
Mr Albanese	Mrs Elliot	Dr Leigh	Ms Rowland
Mr Bandt	Ms Ellis	Ms Livermore	Ms Roxon
Ms Bird	Dr Emerson	Mr Lyons	Mr Rudd
Mr Bowen	Mr L. D. T. Ferguson	Mr McClelland	Ms Saffin
Mr Bradbury	Mr M. J. Ferguson	Ms Macklin	Mr Shorten
Ms Brodtmann	Mr Fitzgibbon	Mr Marles	Mr Sidebottom
Ms A. E. Burke	Mr Garrett	Mr Melham	Mr S. F. Smith
Mr A. S. Burke	Mr Georganas	Mr Mitchell	Ms Smyth
Mr Butler	Mr Gibbons	Mr Murphy	Mr Snowdon
Mr Byrne	Ms Gillard	Mr Neumann	Mr Swan
Mr Champion	Mr Gray	Mr Oakeshott	Mr Symon
Mr Cheeseman	Ms Grierson	Mr O'Connor	Mr K. J. Thomson
Mr Clare			
Ms Collins	Mr Griffin	Ms O'Neill	Ms Vamvakinou
Mr Combat	Ms Hall*	Ms Owens	Mr Wilkie
Mr Crean	Mr Hayes	Ms Parke	Mr Windsor
Mr Crook	Mr Husic*	Mr Perrett	Mr Zappia
Mr Danby	Mr S. P. Jones	Ms Plibersek	
Mr D'Ath	Dr M. J. Kelly	Mr Ripoll	

* Tellers

Pairs

Mr C. R. Thomson Dr Washer

And so it was negatived.

Debate continued.

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

Question—put.

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

AYES, 72

Mr Abbott	Mr Entsch	Ms Ley	Mr Wyatt Roy
Mr Alexander	Mr Fletcher	Mr McCormack	Mr Ruddock
Mr K. J. Andrews	Mr Forrest	Mr Macfarlane	Mr Schultz
Mrs K. L. Andrews	Mr Frydenberg	Ms Marino	Mr Scott
Mr Baldwin	Ms Gambaro	Mrs Markus	Mr Secker*
Mr Billson	Mrs Gash	Mr Matheson	Mr Simpkins
Mrs B. K. Bishop	Mrs Griggs	Mrs Mirabella	Mr Slipper
Ms J. I. Bishop	Mr Haase	Mr Morrison	Mr A. D. H. Smith
Mr Briggs	Mr Hartsuyker	Mrs Moylan	Mr Somlyay
Mr Broadbent	Mr A. G. Hawke	Mr Neville	Dr Southcott
Mr Buchholz	Mr Hockey	Mr O'Dowd	Dr Stone
Mr Chester	Mr Hunt	Ms O'Dwyer	Mr Tehan
Mr Christensen	Mr Irons	Mrs Prentice	Mr Truss
Mr Ciobo	Dr Jensen	Mr Pyne	Mr Tudge
Mr Cobb	Mr E. T. Jones	Mr Ramsey	Mr Turnbull
Mr Coulton*	Mr Keenan	Mr Randall	Mr van Manen
Mr Crook	Mr C. Kelly	Mr Robb	Mr Vasta
Mr Dutton	Mr Laming	Mr Robert	Mr Wyatt

NOES, 74

Mr Adams	Mr Dreyfus	Ms King	Ms Rishworth
Mr Albanese	Mrs Elliot	Dr Leigh	Ms Rowland
Mr Bandt	Ms Ellis	Ms Livermore	Ms Roxon
Ms Bird	Dr Emerson	Mr Lyons	Mr Rudd
Mr Bowen	Mr L. D. T. Ferguson	Mr McClelland	Ms Saffin
Mr Bradbury	Mr M. J. Ferguson	Ms Macklin	Mr Shorten
Ms Brodtmann	Mr Fitzgibbon	Mr Marles	Mr Sidebottom
Ms A. E. Burke	Mr Garrett	Mr Melham	Mr S. F. Smith
Mr A. S. Burke	Mr Georganas	Mr Mitchell	Ms Smyth
Mr Butler	Mr Gibbons	Mr Murphy	Mr Snowdon
Mr Byrne	Ms Gillard	Mr Neumann	Mr Swan
Mr Champion	Mr Gray	Mr Oakeshott	Mr Symon
Mr Cheeseman	Ms Grierson	Mr O'Connor	Mr K. J. Thomson
Mr Clare	Mr Griffin	Ms O'Neill	Ms Vamvakinou
Ms Collins	Ms Hall*	Ms Owens	Mr Wilkie
Mr Combet	Mr Hayes	Ms Parke	Mr Windsor
Mr Crean	Mr Husic*	Mr Perrett	Mr Zappia
Mr Danby	Mr S. P. Jones	Ms Plibersek	
Mrs D'Ath	Dr M. J. Kelly	Mr Ripoll	

* Tellers

Pairs

Mr C. R. Thomson Dr Washer

And so it was negatived.

Questions without notice concluded.

7 DOCUMENT

The Speaker presented the following document:

Auditor-General—Australian National Audit Office—Report for 2010-11—Corrigenda.

8 CLIMATE CHANGE, ENVIRONMENT AND THE ARTS—STANDING COMMITTEE—MEMBERSHIP

The House was informed that the Chief Government Whip had nominated Mr Lyons to be a member of the Standing Committee on Climate Change, Environment and the Arts in place of Mr K. J. Thomson.

Mr Albanese (Leader of the House), by leave, moved—That Mr K. J. Thomson be discharged from the Standing Committee on Climate Change, Environment and the Arts and that, in his place, Mr Lyons be appointed a member of the committee.

Question—put and passed.

9 DOCUMENTS

The following documents were presented:

Administrative Review Council—Report for 2010-11.

Aged Care Commissioner—Report for 2010-11.

Australian Competition and Consumer Commission—Reports for 2009-10—Report 1: Telecommunications competitive safeguards; Report 2: Changes in the prices paid for telecommunications services in Australia.

Australian Organ and Tissue Donation and Transplantation Authority—Report for 2010-11.

Australian Security Intelligence Organisation—Report for 2010-11.

Broadcasting Services Act 1992—Digital television transmission and reception—Report, October 2011.

Customs Act 1901—Conduct of Customs officers—Report for 2010-11.

Department of Agriculture, Fisheries and Forestry—Report for 2010-11.

Department of Finance and Deregulation—Campaign advertising by Australian Government departments and agencies—Report for 2010-11.

Family Law Council—Report for 2010-11.

Finance—Final budget outcome for 2010-11.

National Museum of Australia—Report for 2010-11.

NBN Co Limited—Statement of corporate intent for 2011-13.

10 DOCUMENTS—MOTION TO TAKE NOTE OF DOCUMENTS

Mr Albanese (Leader of the House) moved—That the House take note of the following documents:

Administrative Review Council—Report for 2010-11.

Aged Care Commissioner—Report for 2010-11.

Australian Competition and Consumer Commission—Reports for 2009-10—Report 1: Telecommunications competitive safeguards; Report 2: Changes in the prices paid for telecommunications services in Australia.

Broadcasting Services Act 1992—Digital television transmission and reception—Report, October 2011.

Customs Act 1901—Conduct of Customs officers—Report for 2010-11.

Department of Finance and Deregulation—Campaign advertising by Australian Government departments and agencies—Report for 2010-11.

Finance—Final budget outcome for 2010-11.

NBN Co Limited—Statement of corporate intent for 2011-13.

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

11 SUSPENSION OF STANDING AND SESSIONAL ORDERS—ORDER OF BUSINESS

Mr Albanese (Leader of the House), by leave, moved—That, for this sitting, so much of the standing and sessional orders be suspended as would prevent:

- (1) Government business having precedence from 9.30 p.m. until 11 p.m.;
- (2) the Speaker interrupting the debate at 11 p.m., if the House is still sitting, and immediately adjourning the House;

- (3) any business being debated when the House is adjourned being listed on the Notice Paper for the next sitting; and
- (4) any variation to this arrangement being made only by a motion moved by a minister.

Debate ensued.

Question—put and passed.

12 SUSPENSION OF STANDING AND SESSIONAL ORDERS—STATEMENTS ON TAX REFORM

Mr Albanese (Leader of the House), by leave, moved—That so much of the standing and sessional orders be suspended as would prevent:

- (1) the Treasurer, Shadow Treasurer and the Member for Lyne each making a 10 minute statement on tax reform in the House, during Government business time on Wednesday, 12 October 2011;
- (2) after the conclusion of the statements in paragraph (1), five minute statements by Members on tax reform being listed as an item of business in the Main Committee; and
- (3) any variation to this arrangement to be made only by a motion moved by a Minister.

Question—put and passed.

13 BILLS REFERRED TO MAIN COMMITTEE

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

Maritime Legislation Amendment 2011; and

Veterans' Affairs Legislation Amendment (Participants in British Nuclear Tests) 2011.

Question—put and passed.

14 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—CARBON TAX

The House was informed that Mr Hockey had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The failure of the Government to properly consider the impact of a carbon tax on jobs and cost of living in this time of economic uncertainty".

The proposed discussion having received the necessary support—

Mr Hockey addressed the House.

Discussion ensued.

Discussion concluded.

15 CLEAN ENERGY BILL 2011

CLEAN ENERGY (CONSEQUENTIAL AMENDMENTS) BILL 2011

CLEAN ENERGY (INCOME TAX RATES AMENDMENTS) BILL 2011

CLEAN ENERGY (HOUSEHOLD ASSISTANCE AMENDMENTS) BILL 2011

CLEAN ENERGY (TAX LAWS AMENDMENTS) BILL 2011

CLEAN ENERGY (FUEL TAX LEGISLATION AMENDMENT) BILL 2011

CLEAN ENERGY (CUSTOMS TARIFF AMENDMENT) BILL 2011

CLEAN ENERGY (EXCISE TARIFF LEGISLATION AMENDMENT) BILL 2011

OZONE PROTECTION AND SYNTHETIC GREENHOUSE GAS (IMPORT LEVY) AMENDMENT BILL 2011

OZONE PROTECTION AND SYNTHETIC GREENHOUSE GAS (MANUFACTURE LEVY) AMENDMENT BILL 2011

CLEAN ENERGY (UNIT SHORTFALL CHARGE—GENERAL) BILL 2011

CLEAN ENERGY (UNIT ISSUE CHARGE—AUCTIONS) BILL 2011

CLEAN ENERGY (UNIT ISSUE CHARGE—FIXED CHARGE) BILL 2011

CLEAN ENERGY (INTERNATIONAL UNIT SURRENDER CHARGE) BILL 2011

CLEAN ENERGY (CHARGES—CUSTOMS) BILL 2011

CLEAN ENERGY (CHARGES—EXCISE) BILL 2011

CLEAN ENERGY REGULATOR BILL 2011

CLIMATE CHANGE AUTHORITY BILL 2011

STEEL TRANSFORMATION PLAN BILL 2011

In accordance with the resolution agreed to on 13 September 2011 (*see item No. 41, page 887*)—

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

Debate resumed.

Limitation of debate

It being 5 p.m., the debate was interrupted and Mr Combet (Minister for Climate Change and Energy Efficiency) addressed the House, in accordance with the resolution.

Question—That the bills (not including the Steel Transformation Plan Bill 2011) be now read a second time—put.

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

AYES, 74

Mr Adams	Mr Dreyfus	Ms King	Ms Rishworth
Mr Albanese	Mrs Elliot	Dr Leigh	Ms Rowland
Mr Bandt	Ms Ellis	Ms Livermore	Ms Roxon
Ms Bird	Dr Emerson	Mr Lyons	Mr Rudd
Mr Bowen	Mr L. D. T. Ferguson	Mr McClelland	Ms Saffin
Mr Bradbury	Mr M. J. Ferguson	Ms Macklin	Mr Shorten
Ms Brodtmann	Mr Fitzgibbon	Mr Marles	Mr Sidebottom
Ms A. E. Burke	Mr Garrett	Mr Melham	Mr S. F. Smith
Mr A. S. Burke	Mr Georganas	Mr Mitchell	Ms Smyth
Mr Butler	Mr Gibbons	Mr Murphy	Mr Snowdon
Mr Byrne	Ms Gillard	Mr Neumann	Mr Swan
Mr Champion	Mr Gray	Mr Oakeshott	Mr Symon
Mr Cheeseman	Ms Grierson	Mr O'Connor	Mr K. J. Thomson
Mr Clare	Mr Griffin	Ms O'Neill	Ms Vamvakinou
Ms Collins	Ms Hall*	Ms Owens	Mr Wilkie
Mr Combet	Mr Hayes	Ms Parke	Mr Windsor
Mr Crean	Mr Husic*	Mr Perrett	Mr Zappia
Mr Danby	Mr S. P. Jones	Ms Plibersek	
Mrs D'Ath	Dr M. J. Kelly	Mr Ripoll	

NOES, 73

Mr Abbott	Mr Fletcher	Mr McCormack	Mr Schultz
Mr Alexander	Mr Forrest	Mr Macfarlane	Mr Scott
Mr K. J. Andrews	Mr Frydenberg	Ms Marino	Mr Secker*
Mrs K. L. Andrews	Ms Gambaro	Mrs Markus	Mr Simpkins
Mr Baldwin	Mrs Gash	Mr Matheson	Mr Slipper
Mr Billson	Mrs Griggs	Mrs Mirabella	Mr A. D. H. Smith
Mrs B. K. Bishop	Mr Haase	Mr Morrison	Mr Somlyay
Ms J. I. Bishop	Mr Hartsuyker	Mrs Moylan	Dr Southcott
Mr Briggs	Mr A. G. Hawke	Mr Neville	Dr Stone
Mr Broadbent	Mr Hockey	Mr O'Dowd	Mr Tehan
Mr Buchholz	Mr Hunt	Ms O'Dwyer	Mr Truss
Mr Chester	Mr Irons	Mrs Prentice	Mr Tudge
Mr Christensen	Dr Jensen	Mr Pyne	Mr Turnbull
Mr Ciobo	Mr E. T. Jones	Mr Ramsey	Mr van Manen
Mr Cobb	Mr Katter	Mr Randall	Mr Vasta
Mr Coulton*	Mr Keenan	Mr Robb	Mr Wyatt
Mr Crook	Mr C. Kelly	Mr Robert	
Mr Dutton	Mr Laming	Mr Wyatt Roy	
Mr Entsch	Ms Ley	Mr Ruddock	

* Tellers

Pairs

Mr C. R. Thomson Dr Washer

And so it was resolved in the affirmative—bills, together, read a second time.

Question—That the Steel Transformation Plan Bill 2011 be now read a second time—put.

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

AYES, 75

Mr Adams	Mr Dreyfus	Dr M. J. Kelly	Mr Ripoll
Mr Albanese	Mrs Elliot	Ms King	Ms Rishworth
Mr Bandt	Ms Ellis	Dr Leigh	Ms Rowland
Ms Bird	Dr Emerson	Ms Livermore	Ms Roxon
Mr Bowen	Mr L. D. T. Ferguson	Mr Lyons	Mr Rudd
Mr Bradbury	Mr M. J. Ferguson	Mr McClelland	Ms Saffin
Ms Brodtmann	Mr Fitzgibbon	Ms Macklin	Mr Shorten
Ms A. E. Burke	Mr Garrett	Mr Marles	Mr Sidebottom
Mr A. S. Burke	Mr Georganas	Mr Melham	Mr S. F. Smith
Mr Butler	Mr Gibbons	Mr Mitchell	Ms Smyth
Mr Byrne	Ms Gillard	Mr Murphy	Mr Snowdon
Mr Champion	Mr Gray	Mr Neumann	Mr Swan
Mr Cheeseman	Ms Grierson	Mr Oakeshott	Mr Symon
Mr Clare	Mr Griffin	Mr O'Connor	Mr K. J. Thomson
Ms Collins	Ms Hall*	Ms O'Neill	Ms Vamvakinou
Mr Combet	Mr Hayes	Ms Owens	Mr Wilkie
Mr Crean	Mr Husic*	Ms Parke	Mr Windsor
Mr Danby	Mr S. P. Jones	Mr Perrett	Mr Zappia
Mrs D'Ath	Mr Katter	Ms Plibersek	

NOES, 72

Mr Abbott	Mr Entsch	Ms Ley	Mr Wyatt Roy
Mr Alexander	Mr Fletcher	Mr McCormack	Mr Ruddock
Mr K. J. Andrews	Mr Forrest	Mr Macfarlane	Mr Schultz
Mrs K. L. Andrews	Mr Frydenberg	Ms Marino	Mr Scott
Mr Baldwin	Ms Gambaro	Mrs Markus	Mr Secker*
Mr Billson	Mrs Gash	Mr Matheson	Mr Simpkins
Mrs B. K. Bishop	Mrs Griggs	Mrs Mirabella	Mr Slipper
Ms J. I. Bishop	Mr Haase	Mr Morrison	Mr A. D. H. Smith
Mr Briggs	Mr Hartsuyker	Mrs Moylan	Mr Somlyay
Mr Broadbent	Mr A. G. Hawke	Mr Neville	Dr Southcott
Mr Buchholz	Mr Hockey	Mr O'Dowd	Dr Stone
Mr Chester	Mr Hunt	Ms O'Dwyer	Mr Tehan
Mr Christensen	Mr Irons	Mrs Prentice	Mr Truss
Mr Ciobo	Dr Jensen	Mr Pyne	Mr Tudge
Mr Cobb	Mr E. T. Jones	Mr Ramsey	Mr Turnbull
Mr Coulton*	Mr Keenan	Mr Randall	Mr van Manen
Mr Crook	Mr C. Kelly	Mr Robb	Mr Vasta
Mr Dutton	Mr Laming	Mr Robert	Mr Wyatt

* Tellers

Pairs

Mr C. R. Thomson Dr Washer

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

Messages from the Governor-General

Message No. 116, 13 September 2011, from Her Excellency the Governor-General was announced recommending an appropriation for the purposes of the Clean Energy Bill 2011.

Message No. 117, 13 September 2011, from Her Excellency the Governor-General was announced recommending an appropriation for the purposes of the Clean Energy (Consequential Amendments) Bill 2011.

Message No. 118, 13 September 2011, from Her Excellency the Governor-General was announced recommending an appropriation for the purposes of the Clean Energy (Household Assistance Amendments) Bill 2011.

Message No. 119, 13 September 2011, from Her Excellency the Governor-General was announced recommending an appropriation for the purposes of the Steel Transformation Plan Bill 2011.

Consideration in detail

Bills, by leave, taken as a whole.

Document

Mr Combet presented a supplementary explanatory memorandum to the Clean Energy Bill 2011.

Mr Combet moved Government amendments (1) to (48) to the Clean Energy Bill 2011, together.

Documents

Mr Combet presented supplementary explanatory memoranda to the Clean Energy (Consequential Amendments) Bill 2011, the Clean Energy (Household Assistance Amendments) Bill 2011 and the Clean Energy Regulator Bill 2011.

Mr Combet moved Government amendments (1) to (13) to the Clean Energy (Consequential Amendments) Bill 2011, Government amendments (1) to (22) to the Clean Energy (Household Assistance Amendments) Bill 2011 and the Government amendment to the Clean Energy Regulator Bill 2011, together.

Mr Abbott (Leader of the Opposition) moved the Opposition amendment to the Clean Energy Bill 2011.

Mr Crook moved amendments (1) and (2) to the Clean Energy (Fuel Tax Legislation Amendment) Bill 2011, together.

Debate continuing—

Member named and suspended

The Deputy Speaker named the Member for Indi (Mrs Mirabella) for continuing to interject after having been warned by the Chair.

Mr Combet moved—That the Member for Indi be suspended from the service of the House.

Question—put.

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

AYES, 71

Mr Adams	Mr Dreyfus	Dr M. J. Kelly	Ms Plibersek
Mr Albanese	Mrs Elliot	Ms King	Mr Ripoll
Ms Bird	Ms Ellis	Dr Leigh	Ms Rishworth
Mr Bowen	Dr Emerson	Ms Livermore	Ms Rowland
Mr Bradbury	Mr L. D. T. Ferguson	Mr Lyons	Ms Roxon
Ms Brodtmann	Mr M. J. Ferguson	Mr McClelland	Mr Rudd
Ms A. E. Burke	Mr Fitzgibbon	Ms Macklin	Ms Saffin
Mr A. S. Burke	Mr Garrett	Mr Marles	Mr Shorten
Mr Butler	Mr Georganas	Mr Melham	Mr Sidebottom
Mr Byrne	Mr Gibbons	Mr Mitchell	Mr S. F. Smith
Mr Champion	Ms Gillard	Mr Murphy	Ms Smyth
Mr Cheeseman	Mr Gray	Mr Neumann	Mr Snowdon
Mr Clare	Ms Grierson	Mr Oakeshott	Mr Symon
Ms Collins	Mr Griffin	Mr O'Connor	Mr K. J. Thomson
Mr Combet	Ms Hall*	Ms O'Neill	Ms Vamvakinou
Mr Crean	Mr Hayes	Ms Owens	Mr Wilkie
Mr Danby	Mr Husic*	Ms Parke	Mr Zappia
Mrs D'Ath	Mr S. P. Jones	Mr Perrett	

NOES, 57

Mr Abbott	Mr Coulton*	Mr McCormack	Mr Wyatt Roy
Mr Alexander	Mr Entsch	Mr Macfarlane	Mr Schultz
Mr K. J. Andrews	Mr Frydenberg	Ms Marino	Mr Secker*
Mrs K. L. Andrews	Mrs Griggs	Mrs Markus	Mr Simpkins
Mr Baldwin	Mr Haase	Mr Matheson	Mr A. D. H. Smith
Mr Billson	Mr Hartsuyker	Mrs Mirabella	Dr Southcott
Mrs B. K. Bishop	Mr A. G. Hawke	Mr Morrison	Mr Tehan
Ms J. I. Bishop	Mr Hunt	Mr Neville	Mr Truss
Mr Briggs	Mr Irons	Mr O'Dowd	Mr Tudge
Mr Broadbent	Dr Jensen	Ms O'Dwyer	Mr Turnbull
Mr Buchholz	Mr E. T. Jones	Mrs Prentice	Mr van Manen
Mr Chester	Mr Keenan	Mr Pyne	Mr Wyatt
Mr Christensen	Mr C. Kelly	Mr Ramsey	
Mr Ciobo	Mr Laming	Mr Robb	
Mr Cobb	Ms Ley	Mr Robert	

* Tellers

Pairs

Mr C. R. Thomson Dr Washer

And so it was resolved in the affirmative.

The Member was, therefore, suspended at 10.28 p.m. for 24 hours under standing order 94, and she accordingly left the Chamber.

Debate continued.

Mr Combet addressing the House—

16 ADJOURNMENT

At 11 p.m., in accordance with the resolution agreed to this sitting, the debate was interrupted and the Speaker adjourned the House until 9 a.m. tomorrow.

DOCUMENTS

The following documents were deemed to have been presented on 11 October 2011:

Aged Care Act—Principles under section 96-1—2011 User rights—Amendment (No. 3) [F2011L01991].

Anti-Money Laundering and Counter-Terrorism Financing Act—Rules—2011 Amendment (No. 6) [F2011L01977].

Australian Film, Television and Radio School Act—Regulations—Select Legislative Instrument—2011 No. 180 [F2011L02032].

Australian Film, Television and Radio School Act and National Gallery Act—Regulations—Select Legislative Instrument—2011 No. 179 [F2011L02033].

Australian Meat and Live-stock Industry Act, Australian Meat and Live-stock (Quotas) Act and Dairy Produce Act—Regulations—Select Legislative Instrument—2011 No. 171 [F2011L02029].

Australian National University Act—Rules—2011 Discipline [F2011L02013].

Australian Prudential Regulation Authority Act—Determination under section 57—2011 Confidentiality (No. 17) [F2011L01995].

Australian Transaction Reports and Analysis Centre Supervisory Cost Recovery Levy (Consequential Amendments) Act 2011—Proclamation under subsection 2 (1) fixing 1 November 2011 as the day on which Schedule 1 to the Act commences [F2011L02035].

Broadcasting Services Act—Broadcasting Services (Events) Notice (No. 1) 2010—Amendment—2011 No. 14 [F2011L01936].

Civil Aviation Act—

Civil Aviation Regulations—

Directions—2011 Nos CASA 409, CASA 412, CASA 414, CASA 415 [F2011L01981], [F2011L01980], [F2011L01983], [F2011L02006].

Instruments—2011 Nos CASA 410, CASA 419 [F2011L01987], [F2011L01935].

Civil Aviation Safety Regulations—

Airworthiness Directives under Part 39.001(1)—Revocations—2011 Nos CASA ADCX 19, CASA ADCX 20, CASA ADCX 21 [F2011L01979], [F2011L02003], [F2011L02040].

Exemptions—2011 Nos CASA EX108, CASA EX111, CASA EX114, CASA EX115 [F2011L01998], [F2011L02026], [F2011L01982], [F2011L01999].

Combating the Financing of People Smuggling and Other Measures Act 2011—Proclamation under subsection 2 (1) fixing 1 November 2011 as the day on which items 1 to 11 of Schedule 1 to the Act commences [F2011L02019].

Copyright Act—Regulations—Select Legislative Instrument—2011 No. 149 [F2011L01698]—Revised explanatory statement.

Corporations Act—

Accounting standards—2011—

Amendments—AASB 7, AASB 8, AASB 9 [F2011L02017], [F2011L02038], [F2011L02041].

Standards—AASB 10, AASB 12, AASB 13, AASB 119, AASB 127, AASB 128 [F2011L01941], [F2011L01938], [F2011L01940], [F2011L02039], [F2011L01990], [F2011L01939].

ASIC Class Orders—2011 Nos 942, 943 [F2011L02008], [F2011L02004].

Currency Act—Determination—2011 Royal Australian Mint (No. 4) [F2011L02007].

Customs Act—

Orders—

Tariff Concession—2008 No. 0824732 [F2011L01944].

Tariff Concession Revocation—2011 Nos 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143 [F2011L01950], [F2011L01952], [F2011L01953], [F2011L01955], [F2011L01957], [F2011L01973], [F2011L01959], [F2011L01961], [F2011L01963], [F2011L01966], [F2011L01968], [F2011L01971], [F2011L01972], [F2011L01956], [F2011L01960], [F2011L01947], [F2011L01948], [F2011L01949], [F2011L01951], [F2011L01954], [F2011L01958], [F2011L01965], [F2011L01967], [F2011L01969].

Regulations—Select Legislative Instruments—2011 Nos 172, 173 [F2011L02027], [F2011L01992].

Defence Act—Determinations under section 58B—2011 Nos 40, 41, 42, 43, 44, 45.

Environment Protection and Biodiversity Conservation Act—Instruments under—section 184—9 September 2011 [F2011L01993].

section 303DC—2011—

21 September [2] [F2011L01970], [F2011L01974].

28 September [F2011L01989].

section 303EC—9 September 2011 [F2011L01962].

Export Control Act—Export Control (Orders) Regulations—Orders—2011 Plants and plant products [F2011L02005].

Fair Work (Transitional Provisions and Consequential Amendments) Act—Regulations—Select Legislative Instrument—2011 No. 178 [F2011L02002].

Federal Financial Relations Act—Determinations under—

part 3—National specific purpose payments—2010-11 [F2011L01942].

section 9—General purpose financial assistance—2011 No. 30 [F2011L02001].

Film Licensed Investment Company Act—Revocations—Decision-making criteria and procedures Determination 2005, Reporting requirements Determination 2005 and Application Rules 2005 [F2011L02018].

Financial Sector (Collection of Data) Act—Determinations of reporting standards under section 13—2011 Nos 3, 4, 5, 7, 8, 9 [F2011L02046], [F2011L02044], [F2011L02045], [F2011L02043], [F2011L02047], [F2011L02048].

Fisheries Management Act—Southern and Eastern Scalefish and Shark Fishery Management Plan 2003—Temporary Order—2011 No. 2 [F2011L01934].

Food Standards Australia New Zealand Act—Variations to the Australia New Zealand Food Standards Code—2011 Maximum residue limits—Amendment No. APVMA 3 [F2011L01964].

Health Insurance Act—Determinations under—
section 3C—2011 Endovenous laser therapy [F2011L02020].
section 10B—2011 Extended Medicare Safety Net—Amendment (No. 3) [F2011L02021].

Income Tax Assessment Act 1997—

Regulations—Select Legislative Instrument—2011 No. 182 [F2011L02022].
Revocations—Refundable film tax offset Rules 2002, Refundable film tax offset Rules 2002 (Amendment No. 1 of 2003) and Refundable film tax offset Rules 2002 (Amendment No. 1 of 2006) [F2011L02023].

International Transfer of Prisoners Act—Regulations—Select Legislative Instrument—2011 No. 174 [F2011L02034].

Migration Act—

Determination under section 262—2011 Daily maintenance amounts for persons in detention, No. IMMI 11/067 [F2011L01975].

Migration Regulations—Instruments—2011—

Skilled occupations, relevant assessing authorities and countries for general skilled migration visas, No. IMMI 11/069 [F2011L02010].

Skilled occupations, relevant assessing authorities, countries and points for general skilled migration visas and certain other visas, No. IMMI 11/068 [F2011L02011].

Motor Vehicle Standards Act—Determinations—2011—

Vehicle standard (Australian design rule 79/02—Emission control for light vehicles) 2005—Amendment (No. 3) [F2011L02012].

Vehicle standard (Australian design rule 79/03—Emission control for light vehicles) 2011 [F2011L02015].

Vehicle standard (Australian design rule 79/04—Emission control for light vehicles) 2011 [F2011L02016].

Vehicle standard (Australian design rule 81/02—Fuel consumption labelling for light vehicles) 2008—Amendment (No. 5) [F2011L02009].

Nation-building Funds Act—

Criteria—2011 Education investment fund evaluation (No. 1) [F2011L01943].

Instrument—2011 Specification of higher education institutions, research institutions and vocational education and training providers (No. 1) [F2011L01945].

National Health Act—

Amendment determinations under—

section 84AAA—2011 No. PB 73 [F2011L01988].

section 85AB—2011 No. PB 71 [F2011L01994].

section 98C—2011 No. PB 68 [F2011L01986].

Amendment instrument under sections 84AF, 85, 85A, 88 and 101—2011 No. PB 67 [F2011L01996].

Amendment special arrangements under section 100—2011 Nos PB 69, PB 70 [F2011L01978], [F2011L02000].

Determination under section 99L—2011 Australian community pharmacy authority rules [F2011L01946].

Native Title Act—Guidelines—Provision of financial assistance—2011 Amendment (No. 1) [F2011L02042].

Navigation Act—Marine Order—2011 No. 7 [F2011L02037].

Navigation Act, Protection of the Sea (Harmful Anti-fouling Systems) Act and Protection of the Sea (Prevention of Pollution from Ships) Act—Marine Order—2011 No. 8 [F2011L02036].

Norfolk Island Act—Regulations—Select Legislative Instrument—2011 No. 175 [F2011L02028].

Parliamentary Precincts Act—Regulations—Select Legislative Instrument—2011 No. 181 [F2011L02031].

Personal Property Securities Act—Regulations—Select Legislative Instrument—2011 No. 176 [F2011L02030].

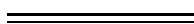
Private Health Insurance Act—Rules—2011—

Benefit requirements—Amendment (No. 9) [F2011L01976].

Complying product—Amendment (No. 5) [F2011L01984].

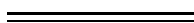
Public Lending Right Act—Public Lending Right Scheme—2011—
Determination (No. 1) [F2011L01937].

Revocations of modification instruments [9] [F2011L01985].
Remuneration Tribunal Act—Remuneration Tribunal—Determination—2011 No. 21 [F2011L02014].
Renewable Energy (Electricity) Act—Regulations—Select Legislative Instrument—2011 No. 177 [F2011L02025].
Sydney Airport Curfew Act—Dispensation—2011 No. 6.
Taxation Administration Act—
Determination—2011—TD No. 23.
Rulings—
2000—GSTR No. 19 (Addendum).
2008—PR No. 50 (Addendum).
2009—PR No. 21 (Addendum).
2011—CR Nos 83, 84, 85, 86.
Telecommunications Act 1997—
Determination under section 136C—2011 Approved auditors and auditing requirements—Variation (No. 1) [F2011L02024].
Rules—2011 Customer service guarantee—Record-keeping [F2011L01997].



ATTENDANCE

All Members attended (at some time during the sitting) except Mr C. R. Thomson.



B. C. WRIGHT
Clerk of the House of Representatives