

2010-11

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 75

MONDAY, 31 OCTOBER 2011

1 The House met, at 10 a.m., pursuant to adjournment. The Speaker (Mr Jenkins) took the Chair, made an acknowledgement of country and read Prayers.

2 **PRIVATE MEMBERS' MOTIONS—PRESENTED BY SPEAKER**

The Speaker presented copies of the following terms of private Members' motions:

Mr Champion—The *Fair Work Act 2009* (see item No. 3, *Minutes of Proceedings of the Main Committee*).

Ms J. Bishop—Boycotts, Divestment and Sanctions campaign against Israel (see item No. 4, *Minutes of Proceedings of the Main Committee*).

Mr Broadbent—Dairy industry (see item No. 8, *Minutes of Proceedings of the Main Committee*).

Ms Ley—Occasional care child care funding (see item No. 9, *Minutes of Proceedings of the Main Committee*).

Mr L. D. T. Ferguson—Harkin-Engel Protocol (see item No. 10, *Minutes of Proceedings of the Main Committee*).

In accordance with standing order 41(g) the motions were made orders of the day and referred to the Main Committee.

3 **BILL REFERRED TO MAIN COMMITTEE**

Ms Hall (Government Whip), by leave, moved—That the Safety, Rehabilitation and Compensation Amendment (Fair Protection for Firefighters) Bill 2011 be referred to the Main Committee for further consideration.

Question—put and passed.

4 **PETITIONS—STANDING COMMITTEE—PRESENTATION OF PETITIONS AND MINISTERS' RESPONSES—STATEMENT BY MEMBER**

Mr Murphy (Chair) presented petitions and Ministers' responses to petitions previously presented to the House.

Mr Murphy made a statement in connection with petitions.

5 **AUSTRALIAN PARLIAMENTARY DELEGATION—REPORT—STATEMENT BY MEMBER**

Mr L. D. T. Ferguson presented the following document:

Australian Parliamentary Delegation to Denmark, Sweden and Greece, April 2011—Report, October, 2011.

Mr L. D. T. Ferguson made a statement in connection with the report.

6 **LIVESTOCK EXPORT (ANIMAL WELFARE CONDITIONS) BILL 2011**

Mr Wilkie, pursuant to notice, presented a Bill for an Act to regulate the export of live animals for slaughter, and for related purposes.

Document

Mr Wilkie presented an explanatory memorandum to the bill.

Mr Wilkie made a statement in relation to the bill.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting, in accordance with standing order 41.

7 AIR SERVICES (AIRCRAFT NOISE) AMENDMENT BILL 2011

The order of the day having been read for the second reading—Mrs Moylan moved—That the bill be now read a second time.

Debate ensued.

The time allotted for the debate having expired, the debate was interrupted, and the resumption of the debate made an order of the day for the next sitting.

8 VICTORIAN CERTIFICATE OF APPLIED LEARNING

Ms Smyth, pursuant to notice, moved—That this House:

- (1) recognises the value of the Victorian Certificate of Applied Learning (VCAL) in providing young Australians with work experience and literacy and numeracy skills which in turn prepare them for further training and employment; and
- (2) considers that the decision of the Victorian Government to cut VCAL funding will particularly harm disadvantaged and disengaged students who are encouraged by VCAL to remain in education and to benefit from practical education and training.

Debate ensued.

The time allotted for the debate having expired, the debate was interrupted, and the resumption of the debate made an order of the day for the next sitting.

9 MESSAGES FROM THE SENATE

Messages from the Senate, 13 October 2011, were reported returning the following bills without amendment or requests:

No. 222—Tax Laws Amendment (2011 Measures No. 6) 2011.

No. 223—Banking Amendment (Covered Bonds) 2011.

No. 224—Customs Amendment (Anti-dumping Measures) 2011.

No. 225—Customs Amendment (Anti-dumping Improvements) 2011.

No. 226—Business Names Registration 2011.

No. 227—Business Names Registration (Transitional and Consequential Provisions) 2011.

No. 228—Business Names Registration (Fees) 2011 (*without requests*).

10 MESSAGE FROM THE SENATE—NATIONAL VOCATIONAL EDUCATION AND TRAINING REGULATOR AMENDMENT BILL 2011—BILL REFERRED TO MAIN COMMITTEE

Message No. 229, 13 October 2011, from the Senate was reported transmitting for the concurrence of the House a Bill for an Act to amend the *National Vocational Education and Training Regulator Act 2011*, and for related purposes.

Bill read a first time.

Ordered—That the second reading be made an order of the day for a later hour this day.

Mr Butler (Minister for Mental Health and Ageing), by leave, moved—That the National Vocational Education and Training Regulator Amendment Bill 2011 be referred to the Main Committee for further consideration.

Question—put and passed.

11 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:

14 October 2011—Message—

No. 123—Superannuation Legislation Amendment (Early Release of Superannuation) 2011.

No. 124—National Health Reform Amendment (National Health Performance Authority) 2011.

No. 125—

Offshore Petroleum (Royalty) Amendment 2011.

Offshore Petroleum and Greenhouse Gas Storage (Registration Fees) Amendment 2011.

Offshore Petroleum and Greenhouse Gas Storage Amendment (National Regulator) 2011.

Offshore Resources Legislation Amendment (Personal Property Securities) 2011.

Offshore Petroleum and Greenhouse Gas Storage Regulatory Levies Legislation Amendment (2011 Measures No. 2) 2011.

No. 126—

Horse Disease Response Levy 2011.

Horse Disease Response Levy Collection 2011.

Horse Disease Response Levy (Consequential Amendments) 2011.

No. 127—

Inspector-General of Intelligence and Security Amendment 2011.

Australian Energy Market Amendment (National Energy Retail Law) 2011.

No. 128—

Family Assistance Legislation Amendment (Child Care Financial Viability) 2011.

Migration Amendment (Complementary Protection) 2011.

Schools Assistance Amendment 2011.

17 October 2011—Message No. 129—

Customs Amendment (Anti-dumping Improvements) 2011.

Customs Amendment (Anti-dumping Measures) 2011.

Banking Amendment (Covered Bonds) 2011.

12 SOCIAL SECURITY AMENDMENT (STUDENT INCOME SUPPORT REFORMS) BILL 2011

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 Coulton addressing the House—

It being 1.45 p.m., the debate was interrupted in accordance with standing order 43, Mr Coulton 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.

13 MEMBERS' STATEMENTS

Members' statements were made.

14 DEATHS OF CAPTAIN BRYCE DUFFY, CORPORAL ASHLEY BIRT AND LANCE CORPORAL LUKE GAVIN

Ms Gillard (Prime Minister) referred to the deaths of Captain Bryce Duffy, Corporal Ashley Birt and Lance Corporal Luke Gavin, and moved—That the House record its deep regret at the deaths on 29 October 2011 of Captain Bryce Duffy, Corporal Ashley Birt and Lance Corporal Luke Gavin during combat operations in Afghanistan, place on record its appreciation of their service to their country and tender its profound sympathy to their families in their bereavement.

Mr Abbott (Leader of the Opposition) seconded the motion.

All 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 the next sitting.

Mr Albanese, by leave, moved—That the order of the day in relation to the deaths of Captain Bryce Duffy, Corporal Ashley Birt and Lance Corporal Luke Gavin be referred to the Main Committee for debate.

Question—put and passed.

15 MINISTERIAL ARRANGEMENTS

Ms Gillard (Prime Minister) informed the House that, during the absence overseas of Mr S. F. Smith (Minister for Defence), Mr Clare (Minister for Defence Materiel) would answer questions on his behalf.

16 QUESTIONS

Questions without notice were asked.

17 DOCUMENTS

The Speaker presented the following documents:

Department of the House of Representatives—Report for 2010-11.

Department of Parliamentary Services—Report for 2010-11, incorporating the report of the Parliamentary Library.

Parliamentary Service Commissioner—Report for 2010-11.

Auditor-General—Audit report No. 9 of 2011-2012—Performance audit—Indigenous secondary students accommodation initiatives.

Reports ordered to be made Parliamentary Papers.

18 DOCUMENTS—MOTION TO TAKE NOTE OF DOCUMENTS

Mr Albanese (Leader of the House) presented the following documents:

Aboriginal Land Commissioner—Report for 2010-11.

Aged Care Standards and Accreditation Agency Limited—Report for 2010-11.

Airservices Australia—Report for 2010-11.

Albury-Wodonga Development Corporation—Report for 2010-11.

Army and Air Force Canteen Service—Frontline Defence Services—Report for 2010-11, incorporating the reports on the monitoring of the equal employment opportunity (EEO) management plan and of occupational health and safety arrangements and statistics.

ASC Pty Ltd—

Report for 2010-11.

Statement of corporate intent for 2011-14.

Attorney-General's Department—Report for 2010-11.

Auditing and Assurance Standards Board—Report for 2010-11.

Australia Council—Report for 2010-11.

Australian Accounting Standards Board—Report for 2010-11, including a correction.

Australian Agency for International Development (AusAID)—Report for 2010-11.

Australian Building and Construction Commissioner—Report for 2010-11.

Australian Centre for International Agricultural Research—Report for 2010-11.

Australian Customs and Border Protection Service—Report for 2010-11.

Australian Electoral Commission—Report for 2010-11.

Australian Federal Police—Report for 2010-11.

Australian Film, Television and Radio School—Report for 2010-11.

Australian Government Solicitor—Report for 2010-11.

Australian Hearing—Report for 2010-11.

Australian Institute for Teaching and School Leadership—Report for 2010-11.

Australian Institute of Aboriginal and Torres Strait Islander Studies—Report for 2010-11.

Australian Institute of Marine Science—Report for 2010-11.

Australian Law Reform Commission—Report No. 116—Report for 2010-11.

Australian Maritime Safety Authority—Report for 2010-11.

Australian National Maritime Museum—Report for 2010-11.

Australian Nuclear Science and Technology Organisation—Report for 2010-11.

- Australian Pesticides and Veterinary Medicines Authority—Report for 2010-11.
- Australian Public Service Commissioner—Report for 2010-11, incorporating the report of the Merit Protection Commissioner.
- Australian Rail Track Corporation Limited—Report for 2010-11.
- Australian Reinsurance Pool Corporation—Report for 2010-11.
- Australian Reward Investment Alliance—Commonwealth Superannuation Scheme, Public Sector Superannuation Scheme and Public Sector Superannuation Accumulation Plan—Report for 2010-11.
- Australian Securities and Investments Commission—Report for 2010-11.
- Australian Solar Institute Limited—Report for 2010-11.
- Australian Sports Commission—Report for 2010-11.
- Australian Trade Commission (AUSTRADE)—Report for 2010-11.
- Bankruptcy Act 1966*—Report on the operation of the Act for 2010-11.
- Bundanon Trust—Report for 2010-11.
- Bureau of Meteorology—Report for 2010-11.
- Cancer Australia—Report for 2010-11.
- Centrelink—Report for 2010-11.
- Civil Aviation Safety Authority—Report for 2010-11.
- Commissioner for Superannuation—Report for 2010-11.
- Commissioner of Taxation—Report for 2010-11.
- Companies Auditors and Liquidators Disciplinary Board—Report for 2010-11.
- Crimes Act 1914*—
- Authorisations for the acquisition and use of assumed identities—Report for 2010-11—Australian Federal Police.
- Controlled operations—Report for 2010-11.
- Data-matching program—Department of Veterans' Affairs—Report on progress for 2010-11.
- Defence Force Remuneration Tribunal—Report for 2010-11.
- Defence Force Retirement and Death Benefits Authority—Report for 2010-11.
- Department of Broadband, Communications and the Digital Economy—Report for 2010-11.
- Department of Climate Change and Energy Efficiency—Report for 2010-11.
- Department of Defence—Reports for 2010-11—
- Volume 1—Department of Defence.
- Volume 2—Defence Materiel Organisation.
- Department of Families, Housing, Community Services and Indigenous Affairs—Report for 2010-11.
- Department of Finance and Deregulation—Report for 2010-11.
- Department of Foreign Affairs and Trade—Report for 2010-11.
- Department of Health and Ageing—Report for 2010-11—Corrigendum.
- Department of Human Services—Report for 2010-11, incorporating the reports of the Child Support Agency and CRS Australia.
- Department of Immigration and Citizenship—Report for 2010-11.
- Department of Infrastructure and Transport—Report for the period 14 September 2010 to 30 June 2011.
- Department of Innovation, Industry, Science and Research—Report for 2010-11, incorporating the report of IP Australia.
- Department of Regional Australia, Regional Development and Local Government—Report for the period 14 September 2010 to 30 June 2011.
- Department of Resources, Energy and Tourism—Report for 2010-11, incorporating the report of Geoscience Australia.
- Department of Sustainability, Environment, Water, Population and Communities—Report for the period 14 September 2010 to 30 June 2011.

Department of the Treasury—Report for 2010-11.
Director of National Parks—Report for 2010-11.
Environment Protection (Alligator Rivers Region) Act 1978—Supervising Scientist’s report on the operation of the Act for 2010-11.
Export Finance and Insurance Corporation—Report for 2010-11.
Fair Work Australia—Report for 2010-11.
Fair Work Ombudsman—Report for 2010-11.
Family Court of Australia—Report for 2010-11.
Federal Court of Australia—Report for 2010-11.
Federal Magistrates Court of Australia—Report for 2010-11.
Financial Reporting Council—Reports on auditor independence—2010-11
Financial Reporting Panel—Report for 2010-11.
Food Standards Australia New Zealand—Report for 2010-11.
Future Fund—Report for 2010-11.
Gene Technology Regulator—Report for 2010-11.
Health Workforce Australia—Report for 2010-11.
Healthcare Identifiers Act 2010—
Compliance and enforcement activities—Report by the Australian Information Commissioner for 2010-11.
Healthcare Identifiers Service—Report for 2010-11.
Insolvency and Trustee Service Australia—Report for 2010-11.
Inspector-General of Taxation—Report for 2010-11.
International Air Services Commission—Report for 2010-11.
Low Carbon Australia Limited—Report for 2010-11.
Medicare Australia—Report for 2010-11.
Migration Agents Registration Authority—Report for 2010-11.
Migration Review Tribunal and Refugee Review Tribunal—Report for 2010-11.
Military Superannuation and Benefits Board of Trustees—Report for 2010-11.
National Australia Day Council—Report for 2010-11.
National Blood Authority—Report for 2010-11.
National Breast and Ovarian Cancer Centre—Report for 2010-11.
National Competition Council—Report for 2010-11.
National Film and Sound Archive—Report for 2010-11.
National Gallery of Australia—Report for 2010-11.
National Health and Medical Research Council—Report for 2010-11.
National Industrial Chemicals Notification and Assessment Scheme—Report for 2010-11.
National Library of Australia—Report for 2010-11.
National Native Title Tribunal—Report for 2010-11.
National Offshore Petroleum Safety Authority—Report for 2010-11.
National Transport Commission—Report for 2010-11.
Office of the Australian Information Commissioner—Report for the period 1 November 2010 to 30 June 2011, incorporating financial statements for the Office of the Privacy Commissioner for the period 1 July to 31 October 2010.
Office of the Official Secretary to the Governor-General—Report for 2010-11.
Old Parliament House—Report for 2010-11.
Productivity Commission—Report for 2010-11.
Professional Services Review—Report for 2010-11.

Public Lending Right Committee—Report for 2010-11.
 Remuneration Tribunal—Report for 2010-11.
 Repatriation Commission, Military Rehabilitation and Compensation Commission and the Department of Veterans' Affairs—Report for 2010-11.
 Safety, Rehabilitation and Compensation Commission and Comcare—Report for 2010-11.
 Screen Australia—Report for 2010-11.
 Seafarers Safety, Rehabilitation and Compensation Authority—Report for 2010-11.
 Skills Australia—Report for 2010-11.
 Superannuation Complaints Tribunal—Report for 2010-11.
 Takeovers Panel—Report for 2010-11.
 Tax Practitioners Board—Report for 2010-11.
 Tourism Australia—Report for 2010-11.
 Veterans' Review Board—Report for 2010-11.
 Wet Tropics Management Authority—Report and State of the Wet Tropics Report for 2010-11.
 Wine Australia Corporation—Report for 2010-11.
Witness Protection Act 1994—Report on the operation of the National Witness Protection Program for 2010-11.
 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.

19 SOCIAL SECURITY AMENDMENT (STUDENT INCOME SUPPORT REFORMS) BILL 2011

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.

Document

Mr Garrett (Minister for School Education, Early Childhood and Youth) presented a correction to the explanatory memorandum to the bill.

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

Message from the Governor-General

Message No. 120, 26 September 2011, 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 Mr Garrett, the bill was read a third time.

20 TERRITORIES SELF-GOVERNMENT LEGISLATION AMENDMENT (DISALLOWANCE AND AMENDMENT OF LAWS) BILL 2011

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

Document

Mr Bandt presented a revised explanatory memorandum to the bill.

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

Debate ensued.

Mrs Griggs moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “the House declines to give the bill a second reading, and:

- (1) notes the comments of the Legal and Constitutional Affairs Legislation Committee on the bill that ‘an approach which fails to look at the broad range of issues affecting the autonomy of the Australian Capital Territory and the Northern Territory may not be the most appropriate way of addressing outstanding self-determination matters in those territories, and may not ultimately represent the most considered solution. The committee believes that a systematic and holistic review of self-government arrangements in the Australian Capital Territory and the Northern Territory holds merit, and would help to address some of the specific issues raised during this inquiry.’;
- (2) affirms that the process by which the Australian territories move towards greater legislative independence, consistent with the overall framework of the Australian Federation, should continue, but that a more systematic and comprehensive approach is to be preferred; and
- (3) calls for a full review of the *Australian Capital Territory (Self-Government) Act 1988* in lieu of piecemeal amendments to that Act.”

Debate continued.

Question—That the amendment be agreed to—put.

A division having been called for, in accordance with standing order 133 the division was deferred until 8 p.m.

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

21 NATIONAL HEALTH REFORM AMENDMENT (INDEPENDENT HOSPITAL PRICING AUTHORITY) BILL 2011

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.

22 PROGRAM OF SITTINGS FOR 2012

Document

Mr Albanese (Leader of the House) presented the following document:

Parliamentary sittings 2012.

Mr Albanese, by leave, moved—That the program of sittings for 2012 be agreed to.

Debate ensued.

Question—put and passed.

23 NATIONAL VOCATIONAL EDUCATION AND TRAINING REGULATOR AMENDMENT BILL 2011—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 Defence Science and Personnel), by leave, the bill was read a third time.

24 NATIONAL HEALTH REFORM AMENDMENT (INDEPENDENT HOSPITAL PRICING AUTHORITY) BILL 2011

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 Laming addressing the House—

It being 8 p.m., the debate was interrupted in accordance with standing order 34, Mr Laming 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 the next sitting.

25 TERRITORIES SELF-GOVERNMENT LEGISLATION AMENDMENT (DISALLOWANCE AND AMENDMENT OF LAWS) BILL 2011—DEFERRED DIVISION

The order of the day having been read for the further consideration of the bill—

The following question, on which a division had been called for and deferred in accordance with standing order 133, was put—

Question—That the amendment be agreed to (*see item No. 20, page 1014*)

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

AYES, 67

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

NOES, 69

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	Ms Smyth
Mr A. S. Burke	Mr Georganas	Mr Mitchell	Mr Snowdon
Mr Butler	Mr Gibbons	Mr Murphy	Mr Swan
Mr Byrne	Ms Gillard	Mr Neumann	Mr Symon
Mr Champion	Mr Gray	Mr Oakeshott	Ms Vamvakinou
Mr Cheeseman	Ms Grierson	Mr O'Connor	Mr Wilkie
Mr Clare	Mr Griffin	Ms O'Neill	Mr Windsor
Ms Collins	Ms Hall*	Ms Owens	Mr Zappia
Mr Crean	Mr Hayes	Ms Parke	
Mr Danby	Mr Husic*	Ms Plibersek	
Mrs D'Ath	Mr S. P. Jones	Mr Ripoll	

* Tellers

Pairs

Mr K. J. Thomson	Mr Ciobo
Mr C. R. Thomson	Dr Southcott
Mr Perrett	Mr Somlyay
Dr M. J. Kelly	Mr Ruddock
Mr S. F. Smith	Dr Washer
Mr Combet	Mr Robb

And so it was negatived.

26 BOMBING OF DARWIN

Mrs Griggs, having amended, by leave, notice No. 3 private Members' business, moved—That this House:

- (1) acknowledges 19 February 1942 as the day Darwin was bombed and marks the first time Australia was militarily attacked by enemy forces;
- (2) reflects upon the significant loss of life of Australian Defence personnel and civilians during the attacks and casualties of the bombings;
- (3) recognises that the attack remained a secret for many years and that even today, many Australians are unaware of the bombing of Darwin and the significant damage and loss of life which resulted;
- (4) also recognises the campaign of coordinated bombings against northern Australia involving 97 Japanese attacks from Darwin, to Broome and Wyndham in the west, to Katherine in the south, to Townsville in the east over the period February 1942 to November 1943; and
- (5) calls for 19 February of each year to be Gazetted as 'Bombing of Darwin Day' and be named a Day of National Significance by the Governor-General.

Debate ensued.

The time allotted for the debate having expired, the debate was interrupted, and the resumption of the debate made an order of the day for the next sitting.

27 TAX REFORM

Mr Oakeshott, having amended, by leave, notice No. 4 private Members' business, moved—That this House:

- (1) recognises the need for comprehensive tax reform to maximise the standard of living for Australians for the next 50 years; and
- (2) instructs the Treasurer to release a 10 year road-map for comprehensive tax reform by the time of the 2012-13 Federal Budget.

Debate ensued.

Mr C. Kelly addressing the House—

28 ADJOURNMENT

It being 9.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 10.30 p.m.—The Speaker adjourned the House until 2 p.m. tomorrow.

DOCUMENTS

The following documents were deemed to have been presented on 31 October 2011:

A New Tax System (Family Assistance) (Administration) Act—Determination—2011 Exemption from eligibility rules—Child care services of specified classes (No. 1) [F2011L02075].

Acts Interpretation Act—Statements relating to extension of time for presentation of periodic report—

Royal Australian Air Force Veterans' Residences Trust Fund—Report for 2010-11.

Royal Australian Air Force Welfare Recreational Company—Report for 2010-11.

- Royal Australian Navy Central Canteens Board—Report for 2010-11.
- Australian Bureau of Statistics Act—Australian Bureau of Statistics—Proposals—2011 Nos 17, 18.
- Australian Securities and Investments Commission Act, Corporations Act, Life Insurance Act and Superannuation Industry (Supervision) Act—Regulations—Select Legislative Instrument—2011 No. 193 [F2011L02103].
- Banking Act—
- Banking (Foreign Exchange) Regulations—2011 Direction relating to foreign currency transactions and to—
- Libya—Amendment to the Annex and Variation of exemptions—Amendment to the Annexes [F2011L02083].
- Syria—Amendment to the Annex and Variation of exemptions—Amendment to the Annexes [F2011L02084].
- Determination—2011 Prudential standard (No. 4) [F2011L02135].
- Exemption—2011 (No. 4) [F2011L02078].
- Broadcasting Services Act—
- Determination—2011 Remote Indigenous communities [F2011L02129].
- Variation—2011 Licence area plans for Hobart radio (No. 1) [F2011L02068].
- Civil Aviation Act—
- Civil Aviation Regulations—Civil Aviation Orders—2011—100.27—Amendment (No. 1) [F2011L02076].
- Civil Aviation Safety Regulations—
- Airworthiness Directives under Part 39.001(1)—Revocation—2011 No. CASA ADCX 22 [F2011L02090].
- Manual of Standards—Part 90—2011 Amendment (No. 1) [F2011L02077].
- Classification (Publications, Films and Computer Games) Act—Regulations—Select Legislative Instrument—2011 No. 160 [F2011L01797]—Revised explanatory statement.
- Commonwealth Authorities and Companies Act—Orders—2011 Commonwealth authorities (Annual reporting) [F2011L02064].
- Commonwealth Electoral Act—Australian Electoral Commission—Certificate pursuant to section 46—29 September 2011.
- Commonwealth Electoral Act and Referendum (Machinery Provisions) Act—Regulations—Select Legislative Instrument—2011 No. 190 [F2011L02106].
- Corporations Act—
- Accounting standards—2011 Standards—AASB 11 [F2011L02086].
- ASIC Market Integrity Rules—2010 ASX 24 Market—Class rule waiver, No. 11/734 [F2011L02070].
- Customs Act—
- Customs (Prohibited Exports) Regulation 13E(1)—2011 Defence and strategic goods list—Amendment (No. 1) [F2011L02061].
- Orders—Tariff Concession—2011 Nos 1104619, 1104805, 1104965, 1105005, 1105087, 1105088, 1107686, 1109276, 1111666, 1119542, [F2011L02099], [F2011L02097], [F2011L02098], [F2011L02095], [F2011L02096], [F2011L02100], [F2011L02081], [F2011L02094], [F2011L02080], [F2011L02085].
- Regulations—Select Legislative Instrument—2011 No. 189 [F2011L02111].
- Customs Amendment (Anti-dumping Improvements) Act 2011*—Proclamation under subsection 2 (1) fixing 24 October 2011 as the day on which Schedule 1 to that Act commences [F2011L02104].
- Customs Amendment (Anti-dumping Measures) Act 2011*—Proclamation under subsection 2 (1) fixing 24 October 2011 as the day on which Schedule 1 to that Act commences [F2011L02105].
- Defence Act—Determinations under Section 58B—2011—
- Employer support payments—Amendment (No. 1).
No. 46.
- Education Services for Overseas Students (Registration Charges) Amendment Act 2011*—Proclamation under subsection 2 (1) fixing 31 October 2011 as the day on which Schedule 1 to that Act commences [F2011L02107].
- Education Services for Overseas Students Act—Regulations—Select Legislative Instrument—2011 No. 192 [F2011L02109].
- Energy Grants (Cleaner Fuels) Scheme Act—Regulations—Select Legislative Instrument—2011 No. 194 [F2011L02116].

Environment Protection and Biodiversity Conservation Act—
Instruments under section 303DC—2011—
12 October [F2011L02118].
19 October [2] [F2011L02120], [F2011L02121].
Regulations—Select Legislative Instrument—2011 No. 191 [F2011L02102].
Excise Act—Regulations—Select Legislative Instrument—2011 No. 195 [F2011L02114].
Family Law Act 1975—Proclamation under section 40 (2) fixing 21 October 2011 as the date on and
after which paragraph 93A(1)(aa) may be exercised [F2011L02092].
Federal Financial Relations Act—Determination under section 16—National partnership payments—
2011 No. 40 [F2011L02072].
Financial Management and Accountability Act—Notices under section 39A—Commonwealth acquiring
shares in NBN Co Limited—29 September 2011.
Fisheries Management Act—Southern and Eastern Scalefish and Shark Fishery Management Plan
2003—
Direction—2011 Closures—Variation (No. 1) [F2011L02125].
Temporary Orders—2011 No. 2 [F2011L01934]—Revised explanatory statement.
Food Standards Australia New Zealand Act—Food Standards—2011—
Application A1026—Minimum alcohol content for wine—Variation [F2011L02066].
Application A1042—Food derived from herbicide-tolerant corn line DAS-40278-9—Variation
[F2011L02065].
Fuel Tax Act—Regulations—Select Legislative Instrument—2011 No. 196 [F2011L02115].
Health Insurance Act—
Determinations under section 3C—2011—
Allied health services—Amendment (No. 2) [F2011L02134].
Bone densitometry [F2011L02082].
Regulations—Select Legislative Instruments—2011 Nos 183, 184, 185, 186, 187, 188 [F2011L02113],
[F2011L02119], [F2011L02123], [F2011L02117], [F2011L02108], [F2011L02126].
Lands Acquisition Act—Statement under section 125—October 2011.
Migration Act—Direction under section 499—2011 No. 52.
Military Rehabilitation and Compensation Act—Determination—2011 MRCA Pharmaceutical benefits
scheme (Veterans' pharmaceutical reimbursement scheme), No. M46 [F2011L02067].
National Environment Protection Council Act—National Environment Protection Measure—
Air toxics—Minor variation—2011 [F2011L02074].
Used packaging materials—2011 [F2011L02093].
National Health Act—
Amendment determinations under—
section 85AB—2011 No. PB 77 [F2011L02133].
section 85B—2011 No. PB 75 [F2011L02131].
Amendment instrument under sections 84AF, 85, 85A, 88 and 101—2011 No. PB 74 [F2011L02132].
Amendment special arrangement under section 100—2011 No. PB 76 [F2011L02130].
National Health Reform Amendment (National Health Performance Authority) Act 2011—Proclamation
under subsection 2 (1) fixing 21 October 2011 as the day on which Schedule 1 to that Act commences
[F2011L02089].
National Transmission Network Sale Act—Exemption—2011 Restrictions on transfer of assets (No. 1)
[F2011L02079].
Offshore Petroleum and Greenhouse Gas Storage Act and Offshore Petroleum and Greenhouse Gas
Storage (Annual Fees) Act—Regulations—Select Legislative Instrument—2011 No. 198 [F2011L02112].
Private Health Insurance Act—Rules—2011 Complying product—Amendment (No. 6) [F2011L02091].
Remuneration Tribunal Act—Remuneration Tribunal—
Determination—2011 No. 22 [F2011L02073].
Report—2011 No. 1—Ministers of State—Salaries additional to the basic parliamentary salary.
Retirement Savings Accounts Act—Regulations—Select Legislative Instrument—2011 No. 197
[F2011L02101].

Superannuation Industry (Supervision) Act—Determination under section 66—2011 Self-managed superannuation funds (Assets acquired on marriage breakdown) Repeal [F2011L02122].

Superannuation Legislation Amendment (Early Release of Superannuation) Act 2011—Proclamation under subsection 2 (1) fixing 1 November 2011 as the day on which Schedule 1 to that Act commences [F2011L02110].

Taxation Administration Act—

Determinations—

1993—TD No. 95 (Addendum).

2011—TD Nos 24, 25, 26.

Rulings—

2005—PGBR No. 2 (Addendum).

2006—FTR No. 1 (Addendum).

2007—PR No. 101 (Addendum).

2008—PR No. 73 (Withdrawal).

2009—

FTR No. 1 (Addendum).

PR No. 50 (Withdrawal).

2011—

CR—Nos 89, 90, 91, 92, 93, 94, 95.

PR—No. 17.

TR—Nos 4, 5.

Old series—IT—

No. 2190 (Withdrawal).

No. 2355 (Withdrawal).

Telecommunications (Interception and Access) Act—Instrument—2011 Emergency service facilities—Western Australia [F2011L02088].

Therapeutic Goods Act—

Determination under section 3C—2011 No. 1 [F2011L02124].

Notices—2011 Listing (No. 2) [F2011L02069].

Orders under section 10—2011 Nos 89, 90 [F2011L02128], [F2011L02127].

Veterans' Entitlements Act—Instrument under section 91—2011 Veterans' pharmaceutical reimbursement scheme, R45 [F2011L02071].

Water Efficiency Labelling and Standards Act—Determination—2011 [F2011L02087].

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Ciobo, Mr Combet, Mr Katter, Dr M. J. Kelly, Mr Perrett, Mr S. F. Smith, Dr Southcott, Mr C. R. Thomson and Mr K. J. Thomson.

B. C. WRIGHT
Clerk of the House of Representatives

2010-11

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 75

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

MONDAY, 31 OCTOBER 2011

1 The Main Committee met at 10.30 a.m.

2 MEMBERS' CONSTITUENCY STATEMENTS

Members' constituency statements were made.

3 THE FAIR WORK ACT 2009

The order of the day having been read for the resumption of the debate on the motion of Mr Champion—That this House notes that:

- (1) the industrial system under the *Fair Work Act 2009* is working well with low unemployment and low levels of industrial disputation;
- (2) under the *Fair Work Act 2009*, 10,800 agreements have been made covering almost 1.5 million employees;
- (3) since the introduction of the *Fair Work Act 2009*, the number of days lost to industrial action has continued its historical downwards trend; and
- (4) the *Fair Work Act 2009* is meeting its objective to balance the needs of employees and employers without taking away basic rights and guaranteed minimum standards (*see item No. 2, Votes and Proceedings*)—

Debate resumed.

The time allotted for the debate having expired, the debate was interrupted, and the resumption of the debate made an order of the day for the next sitting.

4 BOYCOTTS, DIVESTMENT AND SANCTIONS CAMPAIGN AGAINST ISRAEL

The order of the day having been read for the resumption of the debate on the motion of Ms J. Bishop—That this House:

- (1) condemns the:
 - (a) Boycotts, Divestment and Sanctions campaign against Israel; and
 - (b) targeting of Max Brenner chocolate cafes as part of this campaign;
- (2) rejects this tactic as counterproductive to the promotion of the rights of Palestinians;
- (3) reiterates Australia's support for the two-state solution and the right of the Israeli and Palestinian people to live peacefully within internationally recognised borders; and
- (4) urges the leaders of the Israeli and Palestinian people to resume direct negotiations (*see item No. 2, Votes and Proceedings*)—

Debate resumed.

The time allotted for the debate having expired, the debate was interrupted, and the resumption of the debate made an order of the day for the next sitting.

5 SAFETY, REHABILITATION AND COMPENSATION AMENDMENT (FAIR PROTECTION FOR FIREFIGHTERS) BILL 2011

The order of the day having been read for the further consideration of the bill—

Consideration in detail

Bill, by leave, taken as a whole.

Ordered—That the question on any proposed amendments be deferred until after the Main Committee had completed its consideration of all the amendments.

Ms Vamvakinou, by leave, moved amendments (1) to (10) together.

Mr Bandt moved an amendment.

Debate continued.

The time allotted for private Members' business having expired, the debate was interrupted, and the resumption of the debate made an order of the day for a later hour this day.

Suspension of meeting

At 1.34 p.m., the Deputy Speaker left the Chair.

Resumption of meeting

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

6 NATIONAL VOCATIONAL EDUCATION AND TRAINING REGULATOR AMENDMENT BILL 2011

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

Document

Mr Garrett (Minister for School Education, Early Childhood and Youth) presented an explanatory memorandum to the bill.

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

Debate, by leave, ensued.

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

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

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

Suspension of meeting

At 5.30 p.m., the Deputy Speaker left the Chair.

Resumption of meeting

At 6.30 p.m., the Deputy Speaker resumed the Chair.

7 SAFETY, REHABILITATION AND COMPENSATION AMENDMENT (FAIR PROTECTION FOR FIREFIGHTERS) BILL 2011

The order of the day having been read for the further consideration in detail of the bill—

Debate resumed.

The time allotted for the debate having expired, the debate was interrupted, and the resumption of the debate made an order of the day for the next sitting.

8 DAIRY INDUSTRY

The order of the day having been read for the resumption of the debate on the motion of Mr Broadbent—That this House notes the importance of the dairy industry to the health and well being of Australia (*see item No. 2, Votes and Proceedings*)—

Debate resumed.

The time allotted for the debate having expired, the debate was interrupted, and the resumption of the debate made an order of the day for the next sitting.

9 OCCASIONAL CARE CHILD CARE FUNDING

The order of the day having been read for the resumption of the debate on the motion of Ms Ley—That this House:

- (1) notes that:
 - (a) in the 2010-11 Budget, the Gillard Government has not considered the implications of removing Commonwealth funding for Occasional Care Child Care; and
 - (b) the consequence of ceasing this funding has caused Australian families real hardship as they struggle to find alternative sources of child care;
- (2) acknowledges that:
 - (a) there are no other Commonwealth funded forms of child care to fill this void; and
 - (b) withdrawal of this funding has resulted in job losses in the industry; and
- (3) calls on the Government to reinstate Commonwealth funding for Occasional Care Child Care (*see item No. 2, Votes and Proceedings*)—

Debate resumed.

Suspension of meeting

At 8.01 p.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 8.14 p.m., the proceedings were resumed.

Debate continued.

The time allotted for the debate having expired, the debate was interrupted, and the resumption of the debate made an order of the day for the next sitting.

10 HARKIN-ENGEL PROTOCOL

The order of the day having been read for the resumption of the debate on the motion of Mr L. D. T. Ferguson—That this House:

- (1) notes the tenth anniversary of the Harkin-Engel Protocol signed in September 2001, designed to encourage voluntary standards for the certification of cocoa production that prohibits and eliminates engagement in the worst forms of child labour, as defined by the International Labour Organization (ILO) Convention 182 which has been ratified by Australia; and
- (2) calls upon the Australian Government to:
 - (a) be proactive in measures to counter people trafficking or slavery;
 - (b) actively engage in international fora to ensure greater priority for consideration of measures against child slavery and trafficking;
 - (c) work co-operatively to improve traceability of products through the monitoring of their derivation where practical with reference to people trafficking or slavery; and
 - (d) co-operate closely with organisations and entities against people trafficking (*see item No. 2, Votes and Proceedings*)—

Debate resumed.

The time allotted for private Members' business having expired, the debate was interrupted, Mr McCormack was granted leave to continue his speech when the debate is resumed, and the resumption of the debate was made an order of the day for the next sitting.

11 GRIEVANCE DEBATE

Pursuant to the provisions of standing order 192B, the order of the day having been read for the resumption of the debate on the question—That grievances be noted—

Debate ensued.

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

The time allotted for the debate having expired—

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

12 ADJOURNMENT

On the motion of Mr Symon, the Main Committee adjourned at 10 p.m.

The Deputy Speaker fixed 9.30 a.m. on Wednesday, 2 November 2011 for the next meeting of the Main Committee.



DAVID ELDER
Clerk of the Main Committee