

2010-11

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 74

THURSDAY, 13 OCTOBER 2011

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- 1 The House met, at 9 a.m., pursuant to adjournment. The Speaker (Mr Jenkins) took the Chair, made an acknowledgement of country and read Prayers.
- 2 **AFGHANISTAN—MINISTERIAL STATEMENT**
Mr S. F. Smith (Minister for Defence), by leave, made a ministerial statement relating to Afghanistan and presented the following document:
Afghanistan—Statement by the Minister for Defence, Stephen Smith MP, 13 October 2011.
Suspension of standing and sessional orders—Time for speech
Mr S. F. Smith, by leave, moved—That so much of the standing and sessional orders be suspended as would prevent Mr Robert speaking for a period not exceeding 15 minutes.
Question—put and passed.
Mr Robert addressed the House.
- 3 **BILL REFERRED TO MAIN COMMITTEE**
Mr Fitzgibbon (Chief Government Whip), by leave, moved—That the Tax Laws Amendment (2011 Measures No. 7) Bill 2011 be referred to the Main Committee for further consideration.
Question—put and passed.
- 4 **CORPORATIONS AMENDMENT (FUTURE OF FINANCIAL ADVICE) BILL 2011**
Mr Shorten (Minister for Financial Services and Superannuation), pursuant to notice, presented a Bill for an Act to amend the law in relation to financial advice, and for related purposes.
Document
Mr Shorten presented an explanatory memorandum to the bill.
Bill read a first time.
Mr Shorten moved—That the bill be now read a second time.
Debate adjourned (Mr Randall), and the resumption of the debate made an order of the day for the next sitting.
- 5 **TAX LAWS AMENDMENT (2011 MEASURES NO. 8) BILL 2011**
Mr Shorten (Minister for Financial Services and Superannuation) presented a Bill for an Act to amend the law relating to taxation, and for related purposes.
Document
Mr Shorten presented an explanatory memorandum to the bill and the Pay As You Go Withholding Non-compliance Tax Bill 2011.
Bill read a first time.
Mr Shorten moved—That the bill be now read a second time.
Debate adjourned (Mr Randall), and the resumption of the debate made an order of the day for the next sitting.

6 PAY AS YOU GO WITHHOLDING NON-COMPLIANCE TAX BILL 2011

Mr Shorten (Minister for Financial Services and Superannuation) presented a Bill for an Act to impose a tax on directors, and associates of directors, of companies that do not comply with their Pay as you go (PAYG) withholding obligations, and for related purposes.

Bill read a first time.

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

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

7 ORDERS OF THE DAY RETURNED TO THE HOUSE

On the motion of Mr Albanese (Leader of the House), the following Main Committee orders of the day, private Members' business, were returned to the House for further consideration and the resumption of each debate made an order of the day for a later hour this day:

No. 6—National standard for fertiliser products;

No. 4—Coptic Christians in Egypt; and

No. 2—AQIS export service rebate.

8 SUSPENSION OF STANDING AND SESSIONAL ORDERS—PRIVATE MEMBERS' BUSINESS

Mr Albanese (Leader of the House), by leave, moved—That so much of the standing and sessional orders be suspended as would prevent the following items of private Members' business being called on, and considered immediately in the following order:

Safety, Rehabilitation and Compensation Amendment (Fair Protection for Firefighters) Bill 2011—Order of the day No. 1;

National standard for fertiliser products—Order of the day;

Coptic Christians in Egypt—Order of the day; and

AQIS export service rebate—Order of the day.

Question—put and passed.

9 SAFETY, REHABILITATION AND COMPENSATION AMENDMENT (FAIR PROTECTION FOR FIREFIGHTERS) 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.

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

In accordance with standing order 41(e) further consideration of the bill shall be accorded priority over other private Members' business and the Selection Committee may determine times for consideration of the remaining stages.

10 NATIONAL STANDARD FOR FERTILISER PRODUCTS

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

- (1) notes that consumers currently have little information made available to them in choosing which fertiliser product for private and domestic use will suit their needs, and which fertiliser products may damage their plants;
- (2) recognises:
 - (a) that existing voluntary standards produced by Standards Australia, such as AS 4454, do not always provide consumers with sufficient information to ensure their fertiliser product is fit for its purpose;
 - (b) that the industry has made calls to urgently address anomalies between all compost standards, particularly contaminant levels, to ensure a high quality product that will improve soil health and productivity; and

- (c) the recommendation of the Senate Select Committee on Agricultural Related Industries in its pricing and supply arrangements in the Australian and Global Fertiliser Market report, to implement, as a matter of priority, uniform description and labelling of fertiliser products to ensure consistency between jurisdictions; and
- (3) calls on the Australian Government to work with the States and Territories to establish a national standard for fertiliser products for private and domestic use that are made available for sale in Australia:
 - (a) requiring uniform labelling; and
 - (b) prescribing the acceptable range of ingredient levels for fertiliser products such as nitrogen, phosphorus, potassium and pH—

Question—That the motion be agreed to—put and passed.

11 COPTIC CHRISTIANS IN EGYPT

The order of the day having been read for the resumption of the debate on the motion of Mr C. Kelly—
That this House:

- (1) recognises that Coptic Christians in Egypt are suffering ongoing and increasing persecution;
- (2) condemns the recent attacks on Coptic Christians in Egypt;
- (3) expresses its sympathy for Coptic Christians who have been victims of recent attacks in Egypt; and
- (4) calls on the Government to:
 - (a) issue a public statement condemning the ongoing attacks against the Coptic Christian minority in Egypt;
 - (b) make immediate representations to the United Nations to end the persecution of Coptic Christians in Egypt; and
 - (c) strongly urge the Egyptian Government to provide equal rights and protection for all Egyptian citizens regardless of race or religion—

Question—That the motion be agreed to—put and passed.

12 AQIS EXPORT SERVICE REBATE

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

- (1) requires the responsible Minister to:
 - (a) immediately commission an independent study on the legitimate costs to the Government of Australian Quarantine Inspection Service (AQIS) export service inspection fees and charges for the six affected industries (meat, fish, dairy, horticulture, grain, and live export) as evidenced at the AQIS—Australian Meat Industry Council joint ministerial taskforce meeting No. 15 on 7 May 2010; and
 - (b) table in the House:
 - (i) a document that explains how the Government will provide a reduction in annual regulatory costs to the export industries in the order of \$30 million per year from 1 July 2011; and
 - (ii) a document that outlines the completion of reforms that were to be delivered as part of the agreement to remove the AQIS export service rebate between the Government and the six affected industries;
- (2) notes that the above commitments were part of a package agreed to by the former Minister for Agriculture, Fisheries and Forestry in return for the passage of the Government's legislation to remove the 40 per cent AQIS export service rebate; and
- (3) calls on the Government to continue the AQIS export service rebate until the reforms are delivered, as agreed to by the Government—

Question—That the motion be agreed to—put and passed.

13 COPTIC CHRISTIANS IN EGYPT—STATEMENTS

Mr C. Kelly, by leave, made a statement on Coptic Christians in Egypt.

Mr Albanese (Leader of the House), Mr Katter and Mr Danby, by leave, made statements on the same matter.

14 PUBLICATIONS COMMITTEE—REPORT

Mr Vasta (Deputy Chair) presented the following document:

PUBLICATIONS COMMITTEE REPORT

The Publications Committee reports that it has met in conference with the Publications Committee of the Senate.

The Committee, having considered documents presented to Parliament since 22 September 2011, recommends that the following be made Parliamentary Papers:

Administrative Appeals Tribunal—Report for 2010-11.

Administrative Review Council—Report for 2010-11.

Aged Care Commissioner—Report for 2010-11.

Australian Broadcasting Corporation (ABC)—Report for 2010-11.

Australian Bureau of Statistics—Report for 2010-11.

Australian Communications and Media Authority—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 National Audit Office—Report for 2010-11—Corrections.

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

Australian Postal Corporation (Australia Post)—Report for 2010-11.

Australian Radiation Protection and Nuclear Safety Agency—Report for 2010-11.

Australian Research Council—Report for 2010-11.

Australian Security Intelligence Organisation—Report for 2010-11.

Australian Sports Anti-Doping Authority—Report for 2010-11.

Classification Board and Classification Review Board—Report for 2010-11.

Commonwealth Grants Commission—Report for 2010-11.

Commonwealth Scientific and Industrial Research Organisation (CSIRO)—Report for 2010-11.

CrimTrac Agency—Report for 2010-11.

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

Department of Health and Ageing—Report for 2010-11.

Family Law Council—Report for 2010-11.

Inspector-General of Intelligence and Security—Report for 2010-11.

Medibank Private—Report for 2010-11.

National Museum of Australia—Report for 2010-11.

Natural Heritage Trust—Report for 2008-09.

Office of Parliamentary Counsel—Report for 2010-11.

Productivity Commission—Report No. 55—Australia's urban water sector, 31 August 2011—Volume 1.

Volume 2.

Renewable Energy Regulator—Financial Report for 2010-11.

Reserve Bank of Australia—Report for 2010-11.

Special Broadcasting Service Corporation (SBS)—Report for 2010-11.

ROSS VASTA

Deputy Chair

13 October 2011

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

15 HEALTH INSURANCE (EXTENDED MEDICARE SAFETY NET) AMENDMENT DETERMINATION 2011 (NO. 3)

Ms King (Parliamentary Secretary for Health and Ageing) for Ms Roxon (Minister for Health and Ageing), pursuant to notice, moved—That, in accordance with section 10B of the *Health Insurance Act 1973*, the House approve the Health Insurance (Extended Medicare Safety Net) Amendment Determination 2011 (No. 3) made on 26 September 2011 and presented to the House on 11 October 2011.

Question—put and passed.

16 CONTAMINATION REMEDIATION WORKS, FORMER FIRE TRAINING AREA, RAAF BASE WILLIAMS, POINT COOK, VIC—APPROVAL OF WORK

Mr Gray (Special Minister of State), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Contamination remediation works, former fire training area, RAAF Base Williams, Point Cook, Victoria.

Question—put and passed.

17 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS

Ms Saffin (Chair) presented the following document:

Public Works—Parliamentary Standing Committee—Public works on Christmas Island—Report, October 2011.

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

Ms Saffin and Mr Forrest, by leave, made statements in connection with the report.

18 WORK HEALTH AND SAFETY 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.

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

Consideration in detail

Bill, by leave, taken as a whole.

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

Debate continued.

Question—That the amendments be agreed to—put.

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

AYES, 70

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

NOES, 72

Mr Adams	Mrs D'Ath	Mr S. P. Jones	Mr Perrett
Mr Albanese	Mr Dreyfus	Dr M. J. Kelly	Ms Plibersek
Mr Bandt	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	Ms Vamvakinou
Mr Combet	Ms Hall*	Ms O'Neill	Mr Wilkie
Mr Crean	Mr Hayes	Ms Owens	Mr Windsor
Mr Danby	Mr Husic*	Ms Parke	Mr Zappia

* Tellers

Pairs

Mr K. J. Thomson	Mr Ciobo
Mr C. R. Thomson	Mrs Griggs
Mr Swan	Mr Robb

And so it was negatived.

Mr Bandt moved amendment (1).

Debate continued.

Amendment negatived.

Mr Bandt, by leave, moved amendments (2) to (7) together.

Debate continued.

Amendments negatived.

Mr Bandt, by leave, moved amendments (8) to (15) together.

Debate continued.

Amendments negatived.

Bill agreed to.

Consideration in detail concluded.

On the motion of Mr Crean (Minister representing the Minister for Jobs and Workplace Relations), by leave, the bill was read a third time.

19 WORK HEALTH AND SAFETY (TRANSITIONAL AND CONSEQUENTIAL PROVISIONS) 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—

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

Consideration in detail

Bill, by leave, taken as a whole.

Ms Ley, by leave, moved Opposition amendments (1) and (2) together.

Debate continued.

Question—That the amendments be agreed to—put.

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

AYES, 69

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

NOES, 72

Mr Adams	Mrs D’Ath	Mr S. P. Jones	Mr Perrett
Mr Albanese	Mr Dreyfus	Dr M. J. Kelly	Ms Plibersek
Mr Bandt	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	Ms Vamvakinou
Mr Combet	Ms Hall*	Ms O’Neill	Mr Wilkie
Mr Crean	Mr Hayes	Ms Owens	Mr Windsor
Mr Danby	Mr Husic*	Ms Parke	Mr Zappia

* Tellers

Pairs

Mr K. J. Thomson	Mr Ciobo
Mr C. R. Thomson	Mr Ruddock
Mr Swan	Mr Robb

And so it was negatived.

Bill agreed to.

Consideration in detail concluded.

On the motion of Mr Crean (Minister representing the Minister for Jobs and Workplace Relations), by leave, the bill was read a third time.

20 TAX LAWS AMENDMENT (2011 MEASURES NO. 7) BILL 2011—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 Bradbury (Parliamentary Secretary to the Treasurer), by leave, the bill was read a third time.

21 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 Sidebottom addressing the House—

Closure moved

Mr Pyne moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 70

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

NOES, 71

Mr Adams	Mrs D'Ath	Mr S. P. Jones	Mr Perrett
Mr Albanese	Mr Dreyfus	Dr M. J. Kelly	Ms Plibersek
Mr Bandt	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	Ms Vamvakinou
Mr Combet	Ms Hall*	Ms O'Neill	Mr Wilkie
Mr Crean	Mr Hayes	Ms Owens	Mr Zappia
Mr Danby	Mr Husic*	Ms Parke	

* Tellers

Pairs

Mr K. J. Thomson	Mr Ciobo
Mr C. R. Thomson	Mr Ruddock
Mr Swan	Mr Robb

And so it was negatived.

It being past 1.45 p.m., the debate was interrupted in accordance with standing order 43, and the resumption of the debate made an order of the day for a later hour this day.

22 MEMBERS' STATEMENTS

Members' statements being made—

Petition

Mr Neville presented the following petition approved by the Standing Committee on Petitions:

Legislation to introduce a carbon tax—766 petitioners.

Members' statements continued.

23 MINISTERIAL ARRANGEMENTS

Ms Gillard (Prime Minister) informed the House that, during the absence overseas of Mr Swan (Treasurer), Mr Shorten (Assistant Treasurer) would answer questions on his behalf.

24 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 order of the day No. 4, Migration Legislation Amendment (Offshore Processing and Other Measures) Bill 2011, be called on immediately and the question on the second reading be put forthwith.

Debate ensued.

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, 70

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

NOES, 72

Mr Adams	Mrs D’Ath	Mr S. P. Jones	Mr Perrett
Mr Albanese	Mr Dreyfus	Dr M. J. Kelly	Ms Plibersek
Mr Bandt	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	Ms Vamvakinou
Mr Combet	Ms Hall*	Ms O’Neill	Mr Wilkie
Mr Crean	Mr Hayes	Ms Owens	Mr Windsor
Mr Danby	Mr Husic*	Ms Parke	Mr Zappia

* Tellers

Pairs

Mr K. J. Thomson	Mr Ciobo
Mr Swan	Mr Robb
Mr C. R. Thomson	Mr Macfarlane

And so it was negatived.

Questions without notice concluded.

25 SELECTION COMMITTEE—REPORT

The Speaker presented the following document:

Selection Committee—Report No. 36 relating to private Members’ business and the consideration of bills introduced 12 to 13 October 2011.

26 COMMITTEES—MEMBERSHIP

The House was informed that the Chief Government Whip and the Chief Opposition Whip had nominated Members to be supplementary members of certain committees.

Mr Albanese (Leader of the House), by leave, moved—That:

- (1) Mr L. D. T. Ferguson and Mr Gibbons be appointed supplementary members of the Standing Committee on Agriculture, Resources, Fisheries and Forestry for the purpose of the committee’s inquiry into the Constitutional Corporations (Farm Gate to Plate) Bill 2011 and the Competition and Consumer Amendment (Horticultural Code of Conduct) Bill 2011;
- (2) Mr Macfarlane be appointed a supplementary member of the Standing Committee on Agriculture, Resources, Fisheries and Forestry for the purpose of the committee’s inquiry into the Environment Protection and Biodiversity Conservation Amendment (Mining, Petroleum and Water Resources) Bill 2011; and
- (3) Mr Turnbull be appointed a supplementary member of the Standing Committee on Infrastructure and Communications for the purpose of the committee’s inquiry into the Telecommunications Amendment (Enhancing Community Consultation) Bill 2011.

Question—put and passed.

27 DOCUMENTS

The following documents were presented:

Australian Commission for Law Enforcement Integrity—Report for 2010-11.

Australian Competition and Consumer Commission—Report for 2010-11, incorporating report of the Australian Energy Regulator.

Australian Crime Commission—Report for 2010-11.

Australian Institute of Criminology and Criminology Research Council—Report for 2010-11.

Australian Institute of Family Studies—Report for 2010-11.

Australian Office of Financial Management—Report for 2010-11.

Australian Transaction Reports and Analysis Centre (AUSTRAC)—Report for 2010-11.

Australian War Memorial—Report for 2010-11.

Commonwealth Director of Public Prosecutions—Report for 2010-11.

Corporations and Markets Advisory Committee—Report for 2010-11.

Department of Education, Employment and Workplace Relations—Report for 2010-11.

Department of the Prime Minister and Cabinet—Report for 2010-11.

Department of the Treasury—Guarantee Scheme for Large Deposits and Wholesale Funding—Report, 13 October 2011.

National Archives of Australia and National Archives of Australia Advisory Council—Report for 2010-11.

National Water Commission—Report for 2010-11.

NBN Co Limited—Report for 2010-11.

Private Health Insurance Ombudsman—Report for 2010-11.

Surveillance Devices Act 2004—Commonwealth Ombudsman's reports on inspections of surveillance device records for the period 1 January to 30 June 2011—Australian Crime Commission and Australian Federal Police for the period 1 January to 30 June 2010; Victoria Police (Ethical Standards Department) for the period 1 July 2009 to 31 July 2010.

Treaties—*Multilateral*—

Explanatory statements—2011 No. 3—Amendments to the annex of the protocol of 1997 to amend the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the protocol of 1978 relating thereto, adopted at London on 15 July 2011.

Text, together with national interest analysis—Resolution MEPC.200(62): Amendments to the annex of the protocol of 1978 relating to the International Convention for the Prevention of Pollution from Ships, 1973 (special area provisions and the designation of the Baltic Sea as a special area under MARPOL Annex IV), adopted at London on 15 July 2011.

28 DOCUMENTS—MOTION TO TAKE NOTE OF DOCUMENTS

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

Australian Competition and Consumer Commission—Report for 2010-11, incorporating report of the Australian Energy Regulator.

Australian Office of Financial Management—Report for 2010-11.

Australian War Memorial—Report for 2010-11.

Commonwealth Director of Public Prosecutions—Report for 2010-11.

Corporations and Markets Advisory Committee—Report for 2010-11.

Department of Education, Employment and Workplace Relations—Report for 2010-11.

Department of the Prime Minister and Cabinet—Report for 2010-11.

Department of the Treasury—Guarantee Scheme for Large Deposits and Wholesale Funding—Report, 13 October 2011.

National Water Commission—Report for 2010-11.

NBN Co Limited—Report for 2010-11.

Private Health Insurance Ombudsman—Report for 2010-11.

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

29 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—CARBON TAX

The House was informed that both Mr K. J. Andrews and Dr Leigh had proposed that definite matters of public importance be submitted to the House for discussion today. In accordance with the provisions of standing order 46, the Speaker had given priority to the matter proposed by Mr K. J. Andrews, namely, “The failure of the Government to understand the impact of the carbon tax on Australian families”.

The proposed discussion having received the necessary support—

Mr K. J. Andrews addressed the House.

Discussion ensuing—

Mr Husic 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, 68

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

NOES, 70

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

* Tellers

Pairs

Ms Gillard	Mr Abbott
Mr K. J. Thomson	Mr Ciobo
Mr Swan	Dr Southcott
Mr C. R. Thomson	Mr Hawke

And so it was negatived.

30 ADJOURNMENT

It being past 4.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 5 p.m.—The Speaker adjourned the House until 10 a.m. on Monday, 31 October 2011.

DOCUMENTS

The following documents were deemed to have been presented on 13 October 2011:

Australian Prudential Regulation Authority Act—Determination under section 57—2011 Confidentiality (No. 16) [F2011L02063].

Civil Aviation Act—Civil Aviation Safety Regulations—Exemption—2011 No. CASA EX110 [F2011L02062].

Commonwealth Authorities and Companies Act—Orders—2011 Commonwealth companies (Annual reporting) [F2011L02060].

Freedom of Information Act—Determination—Disclosure log (Exempt documents)—2011 No. 1 [F2011L02059].

Insurance Act—Determination—2011 Prudential standard (No. 4) [F2011L02056].

Migration Act—Migration Regulations—Instrument—2011 Alternative English language proficiency tests to the International English Language Testing System (IELTS) for student visa purposes, No. IMMI 11/051 [F2011L02058].

Taxation Administration Act—Rulings—2011—

CR Nos 87, 88.

PR No. 5 (Addendum).

Therapeutic Goods Act—Standard—Poisons—2011 Amendment (No. 4) [F2011L02057].

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Ciobo, Mr Swan, 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. 74

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

THURSDAY, 13 OCTOBER 2011

1 The Main Committee met at 9.30 a.m.

2 **MEMBERS' CONSTITUENCY STATEMENTS**

Members' constituency statements were made.

3 **TAX LAWS AMENDMENT (2011 MEASURES NO. 7) 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.

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

Message from the Governor-General

Message No. 122, 26 September 2011, from Her Excellency the Governor-General was announced recommending an appropriation for the purposes of the bill.

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 **ADJOURNMENT**

Mr Bradbury (Parliamentary Secretary to the Treasurer) moved—That the Main Committee do now adjourn.

Debate ensuing—

Suspension of meeting

At 11.35 a.m., the Deputy Speaker left the Chair due to the lack of a quorum.

Resumption of meeting

At 11.36 a.m., the Deputy Speaker resumed the Chair, and a quorum being present—

Debate continuing—

Document

Mr Tehan, by leave, presented the following document:

Telecommunication in Pyrenees Shire—(*Receipt of document as a petition subject to approval by the Standing Committee on Petitions*).

Debate continued.

Question—put and passed.

At 12.10 p.m., the Deputy Speaker adjourned the Main Committee until 10.30 a.m. on Monday, 31 October 2011.

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DAVID ELDER
Clerk of the Main Committee