

1998-99

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 53

MONDAY, 9 AUGUST 1999

1 ABSENCE OF SPEAKER

The Clerk having informed the House that the Speaker (the Honourable Neil Andrew) was absent until later this day, the Deputy Speaker (Mr Nehl) took the Chair as Acting Speaker, and read Prayers.

2 ORDER OF THE COURT OF DISPUTED RETURNS

The Clerk presented a letter from the Chief Executive and Principal Registrar of the High Court together with a copy, in accordance with section 369 of the *Commonwealth Electoral Act 1918*, of the following order made by the High Court of Australia sitting as the Court of Disputed Returns:

Donald Kenneth Ditchburn v. The Divisional Returning Officer for Herbert—Order, 22 July 1999—Petition No. B50 of 1998: Leave be granted to the Australian Electoral Commission to enter an Appearance and to be represented and be heard; the Petition be dismissed, and the petitioner to pay costs of the respondent and of the Australian Electoral Commission.

3 REPUBLIC REFERENDUM—JOINT SELECT COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF PAPER

Mr Charles (Chair) presented the following papers:

Republic Referendum—Joint Select Committee—Advisory report on the Constitution Alteration (Establishment of Republic) 1999 and the Presidential Nominations Committee Bill 1999—

Report, incorporating dissenting reports, August 1999.

Evidence received by the committee.

Minutes of proceedings.

Ordered—That the report be printed.

Mr Charles, Mr McClelland, Ms J. I. Bishop, Ms Roxon, Mr Baird, Ms Hall and Mr Danby made statements in connection with the report.

Mr Charles moved—That the House take note of the report.

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

In accordance with standing order 102B, the debate was adjourned, and the resumption of the debate made an order of the day for the next sitting.

4 TELSTRA'S 013 DIRECTORY ASSISTANCE SERVICES

Mr Rudd, pursuant to notice, moved—That this House calls on the Government to:

- (1) note mounting customer dissatisfaction across Australia at the deterioration of Telstra's 013 directory assistance services;
- (2) note, in particular, (a) customer irritation at increasing delays in operator response times, (b) operators cutting off customers before being able to provide further clarifying information on inquiries, (c) the intrusion of Telstra advertising of its 12456 '75 cents plus call costs' service in addition to (d) the plethora of other Telstra advertising forced on Telstra customers before finally being given access to the telephone numbers they are seeking;
- (3) acknowledge the impact of Telstra staff reductions on the quality of 013 services; and
- (4) direct the Australian Communications Authority to amend its performance standards for Telstra to require Telstra to provide a simple 013 directory service with proper staffing levels and without audio advertisements for other services.

Debate ensued.

At 1.45 p.m., the time allotted for the debate having expired, the debate was interrupted in accordance with standing order 106A, Mr Barresi 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.

5 MEMBERS' STATEMENTS

Members' statements were made.

6 MINISTRY—PAPER

Mr Howard (Prime Minister) presented the following paper:

Howard Ministry, 20 July 1999,

and advised the House that Mr Anderson (Minister for Transport and Regional Services) had assumed the office of Deputy Prime Minister having been elected Leader of the National Party.

7 LEADERSHIP OF THE NATIONAL PARTY OF AUSTRALIA

Mr Anderson (Deputy Prime Minister) informed the House that the Parliamentary Party of the National Party of Australia had elected him as its Leader.

8 DEATH OF FORMER SENATOR (HON. R. BISHOP)

Mr Howard (Prime Minister) referred to the death of the Honourable R. Bishop, and moved—That this House expresses its deep regret at the death on Saturday, 3 July 1999, of Reginald Bishop, AO, Senator for the State of South Australia from 1962 to 1981, Postmaster-General from 1974 until 1975, Minister Assisting the Minister for Defence from 1972 until 1974 and again from June until November 1975 and Minister for Repatriation from 1972 until 1974, places on record its appreciation of his long and meritorious public service, and tenders its profound sympathy to his family in their bereavement.

Mr Beazley (Leader of the Opposition) seconded the motion, and Mr Crean (Deputy Leader of the Opposition) addressed the House in support thereof.

All Members present having signified their respect and sympathy by rising in their places—

Debate adjourned (Mr Reith—Leader of the House), and the resumption of the debate made an order of the day for a later hour this day.

9 DEATH OF FORMER MEMBER (DR THE HON. M. G. MACKAY)

Mr Howard (Prime Minister) referred to the death of Dr the Honourable M. G. Mackay, and moved—That this House expresses its deep regret at the death on Thursday, 8 July 1999, of Malcolm George Mackay, AM, Member of the House of Representatives for the Division of Evans in the State of New South Wales from 1963 until 1972 and Minister for the Navy from March 1971 until December 1972, places on record its appreciation of his public service, and tenders its profound sympathy to his family in their bereavement.

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

All Members present having signified their respect and sympathy by rising in their places—

Debate adjourned (Mr Reith—Leader of the House), and the resumption of the debate made an order of the day for a later hour this day.

10 DEATH OF FORMER MEMBER (THE HON. K. E. NEWMAN)

Mr Howard (Prime Minister) referred to the death of the Honourable K. E. Newman, and moved—That this House expresses its deep regret at the death on Saturday, 17 July 1999, of Kevin Eugene Newman, AO, Member of the House of Representatives for the Division of Bass in the State of Tasmania from 1975 until 1984, and Minister for Administrative Services from 1980 until 1983, Minister Assisting the Minister for Defence from 1980 until 1982, Minister Assisting the Prime Minister in Federal Affairs and Minister for Productivity from 1979 until 1980, Minister for National Development from 1977 until 1979, Minister for the Environment, Housing and Community Development from 1976 until 1977 and Minister for Repatriation from 1975 until 1976, places on record its appreciation of his long and meritorious public service, and tenders its profound sympathy to his family in their bereavement.

Mr Beazley (Leader of the Opposition) seconded the motion, and Mr Anderson (Leader of the National Party of Australia) addressed the House in support thereof.

All Members present having signified their respect and sympathy by rising in their places—

Debate adjourned (Mr Reith—Leader of the House), and the resumption of the debate made an order of the day for a later hour this day.

11 INTERLAKEN TRAGEDY

Mr Howard (Prime Minister) moved—That this House:

- (1) expresses its deepest sympathy to the families and friends of those young Australians who were killed and to those who were injured at Interlaken;
- (2) commends the efforts of the rescuers and support services attending the scene and extends its thanks to the Swiss authorities who came to the assistance of the survivors, friends and families; and
- (3) offers condolences to the families and friends of those citizens of Switzerland, New Zealand, South Africa and Britain who also lost their lives in this tragedy.

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

Question—passed.

12 QUESTIONS

Questions without notice were asked.

13 PETITIONS

Petitions lodged for presentation were announced.

14 UNEMPLOYMENT WITHIN INDIGENOUS COMMUNITIES

Dr Nelson, pursuant to notice, moved—That the House:

- (1) recognises the very high and entrenched levels of unemployment that exist within indigenous communities throughout Australia;
- (2) recognises that fewer indigenous Australians actively participate in the labour market and have lower skill levels compared to the rest of the general population;
- (3) welcomes the federal Government's specific commitment of \$115 million towards tackling unemployment within indigenous communities in Australia; and
- (4) calls on governments at all levels to work in cooperation with indigenous communities and employers in addressing these critical problems.

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.

15 TIANANMEN SQUARE MASSACRE—10TH ANNIVERSARY

Mr Danby, pursuant to notice, moved—That the House:

- (1) notes with sadness that 4 June 1999 was the tenth anniversary of the date of the Tiananmen Square massacre;
- (2) expresses its sympathy to the families of those who died as a result of their participation in the democracy protests of 1989 in the People's Republic of China as well as those who have suffered for their efforts to advance human rights and democratic expression during the past decade;
- (3) commends citizens of the People's Republic of China who peacefully advocate democracy and human rights; and
- (4) deplores ongoing human rights abuses in the People's Republic of China and calls on the Government of that country to:
 - (a) re-evaluate the official verdict on 4 June 1989 Tiananmen pro-democracy activities and initiate open investigations on the 4 June event with the goal of providing a complete and accurate account of those events;
 - (b) treat fairly Chinese students who elected to stay in Australia after 4 June 1989 under special temporary visas and who have since returned to their homeland;
 - (c) release all prisoners of conscience, including those still in prison as a result of their participation in the pro-democracy protests of May and June 1989, provide just compensation to the families of those killed in those protests and allow those exiled on account of their activities in 1989 to return and live in freedom in the People's Republic of China;
 - (d) put an end to harassment, detention and imprisonment of Chinese citizens exercising their internationally recognised rights to the freedom of expression, freedom of association and freedom of religion; and
 - (e) proceed quickly to ratify and implement the International Covenant on Civil and Political Rights which it signed on 5 October 1998.

Debate ensued.

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 the next sitting.

16 DEATH OF FORMER SENATOR (HON. R. BISHOP)—MOTION OF CONDOLENCE

The order of the day having been read for the resumption of the debate on the motion of Mr Howard (Prime Minister) (*see* entry No. 8)—That this House expresses its deep regret at the death on Saturday, 3 July 1999, of Reginald Bishop, AO, Senator for the State of South Australia from 1962 to 1981, Postmaster-General from 1974 until 1975, Minister Assisting the Minister for Defence from 1972 until 1974 and again from June until November 1975 and

Minister for Repatriation from 1972 until 1974, places on record its appreciation of his long and meritorious public service, and tenders its profound sympathy to his family in their bereavement—

All Members present having risen, in silence—

Question—passed.

17 DEATH OF FORMER MEMBER (DR THE HON. M. G. MACKAY)—MOTION OF CONDOLENCE

The order of the day having been read for the resumption of the debate on the motion of Mr Howard (Prime Minister) (*see* entry No. 9)—That this House expresses its deep regret at the death on Thursday, 8 July 1999, of Malcolm George Mackay, AM, Member of the House of Representatives for the Division of Evans in the State of New South Wales from 1963 until 1972 and Minister for the Navy from March 1971 until December 1972, places on record its appreciation of his public service, and tenders its profound sympathy to his family in their bereavement—

All Members present having risen, in silence—

Question—passed.

18 DEATH OF FORMER MEMBER (THE HON. K. E. NEWMAN)—MOTION OF CONDOLENCE

The order of the day having been read for the resumption of the debate on the motion of Mr Howard (Prime Minister) (*see* entry No. 10)—That this House expresses its deep regret at the death on Saturday, 17 July 1999, of Kevin Eugene Newman, AO, Member of the House of Representatives for the Division of Bass in the State of Tasmania from 1975 until 1984, and Minister for Administrative Services from 1980 until 1983, Minister Assisting the Minister for Defence from 1980 until 1982, Minister Assisting the Prime Minister in Federal Affairs and Minister for Productivity from 1979 until 1980, Minister for National Development from 1977 until 1979, Minister for the Environment, Housing and Community Development from 1976 until 1977 and Minister for Repatriation from 1975 until 1976, places on record its appreciation of his long and meritorious public service, and tenders its profound sympathy to his family in their bereavement—

Debate resumed.

All Members present having risen, in silence—

Question—passed.

19 SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED

Mr Bevis moved—That so much of the standing and sessional orders be suspended as would prevent the Member for Brisbane moving forthwith—That the House:

- (1) condemns the Government for its failure to protect workers' legally accrued entitlements and its continued obstruction in not permitting Labor's private Members bills on this issue to be debated;

- (2) condemns the Prime Minister for his continued support of the immoral practice by which employers use employee entitlements for day-to-day cash flow and investments as if these workers funds were an unsecured interest free loan to their employers;
- (3) notes in particular the Prime Minister's defence of this practice in a radio interview with Alan Jones in which he said: 'But the point I am making ... is that in reality, because of cash flow needs, many firms actually use this money for the day-to-day operation ...'; and
- (4) calls for orders of the day, private Members' business, Nos. 19 and 27, standing in the names of the Member for Brisbane and the Member for Prospect respectively, to be brought on forthwith, with a view to dealing with the issue of protecting employees' accrued entitlements without further delay.

Closure of Member

Mr Scott (Minister for Veterans' Affairs) moved—That the Member be not further heard.

Question—put.

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

AYES, 75

Mr Abbott	Mr Entsch	Mr Lieberman	Mr Schultz
Mr Anderson	Mr Fahey	Mr Lloyd	Mr Scott
Mr K. J. Andrews	Mr Fischer	Mr McArthur*	Mr Secker
Mr Anthony	Mr Forrest*	Mr I. E. Macfarlane	Mr Slipper
Fran Bailey	Mrs Gallus	Mr McGauran	Mr Somlyay
Mr Baird	Ms Gambaro	Mrs May	Dr Southcott
Mr Barresi	Mrs Gash	Mr Moore	Dr Stone
Mr Bartlett	Mr Georgiou	Mrs Moylan	Mr C. P. Thompson
Mr Billson	Mr Haase	Mr Nairn	Mr A. P. Thomson
Ms J. I. Bishop	Mr Hardgrave	Mr Nehl	Mr Truss
Mr Brough	Mr Hawker	Dr Nelson	Mr Tuckey
Mr Cadman	Mr Hockey	Mr Neville	Mr M. A. J. Vaile
Mr Cameron	Mrs Hull	Mr Nugent	Mrs D. S. Vale
Mr Causley	Mr Jull	Mr Prosser	Mr Wakelin
Mr Charles	Mr Katter	Mr Pyne	Dr Washer
Mr Costello	Mrs D. M. Kelly	Mr Reith	Mr Williams
Mr Downer	Jackie Kelly	Mr Ronaldson	Dr Wooldridge
Mrs Draper	Dr Kemp	Mr Ruddock	Ms Worth
Mrs Elson	Mr Lawler	Mr St Clair	

NOES, 64

Mr Adams	Ms Gerick	Mr McClelland	Mr Ripoll
Mr Albanese	Mr Gibbons	Ms J. S. McFarlane	Ms Roxon
Mr Bevis	Ms Gillard	Ms Macklin	Mr Rudd
Mr Brereton	Mr Griffin	Mr McLeay	Mr Sawford*
Ms Burke	Ms Hall	Mr McMullan	Mr Sciacca
Mr Cox	Mr Hatton	Mr Martin	Mr Sercombe*
Mr Crean	Ms Hoare	Mr Melham	Mr Sidebottom
Mrs Crosio	Mr Hollis	Mr Morris	Mr Smith
Mr Danby	Mr Horne	Mr Mossfield	Mr Snowdon
Mr Edwards	Mrs Irwin	Mr Murphy	Mr Swan
Ms Ellis	Ms Kernot	Ms O'Byrne	Mr Tanner
Dr Emerson	Mr Kerr	Mr O'Connor	Dr Theophanous
Mr M. J. Evans	Mr Latham	Mr O'Keefe	Mr K. J. Thomson
Mr L. D. T. Ferguson	Dr Lawrence	Ms Plibersek	Mr Wilkie
Mr M. J. Ferguson	Mr Lee	Mr Price	Mr Wilton
Mr Fitzgibbon	Ms Livermore	Mr Quick	Mr Zahra

* Tellers

Pairs

Mr Howard Mr Beazley
 Mr Lindsay Mr G. J. Evans

And so it was resolved in the affirmative.

Mrs Crosio (seconder) addressing the House—

Closure of Member

Mr Scott moved—That the Member be not further heard.

Question—put.

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

AYES, 75

Mr Abbott	Mr Entsch	Mr Lieberman	Mr Schultz
Mr Anderson	Mr Fahey	Mr Lloyd	Mr Scott
Mr K. J. Andrews	Mr Fischer	Mr McArthur*	Mr Secker
Mr Anthony	Mr Forrest*	Mr I. E. Macfarlane	Mr Slipper
Fran Bailey	Mrs Gallus	Mr McGauran	Mr Somlyay
Mr Baird	Ms Gambaro	Mrs May	Dr Southcott
Mr Barresi	Mrs Gash	Mr Moore	Dr Stone
Mr Bartlett	Mr Georgiou	Mrs Moylan	Mr C. P. Thompson
Mr Billson	Mr Haase	Mr Nairn	Mr A. P. Thomson
Ms J. I. Bishop	Mr Hardgrave	Mr Nehl	Mr Truss
Mr Brough	Mr Hawker	Dr Nelson	Mr Tuckey
Mr Cadman	Mr Hockey	Mr Neville	Mr M. A. J. Vaile
Mr Cameron	Mrs Hull	Mr Nugent	Mrs D. S. Vale
Mr Causley	Mr Jull	Mr Prosser	Mr Wakelin
Mr Charles	Mr Katter	Mr Pyne	Dr Washer
Mr Costello	Mrs D. M. Kelly	Mr Reith	Mr Williams
Mr Downer	Jackie Kelly	Mr Ronaldson	Dr Wooldridge
Mrs Draper	Dr Kemp	Mr Ruddock	Ms Worth
Mrs Elson	Mr Lawler	Mr St Clair	

NOES, 64

Mr Adams	Ms Gerick	Mr McClelland	Mr Ripoll
Mr Albanese	Mr Gibbons	Ms J. S. McFarlane	Ms Roxon
Mr Bevis	Ms Gillard	Ms Macklin	Mr Rudd
Mr Brereton	Mr Griffin	Mr McLeay	Mr Sawford*
Ms Burke	Ms Hall	Mr McMullan	Mr Sciacca
Mr Cox	Mr Hatton	Mr Martin	Mr Sercombe*
Mr Crean	Ms Hoare	Mr Melham	Mr Sidebottom
Mrs Crosio	Mr Hollis	Mr Morris	Mr Smith
Mr Danby	Mr Horne	Mr Mossfield	Mr Snowdon
Mr Edwards	Mrs Irwin	Mr Murphy	Mr Swan
Ms Ellis	Ms Kernot	Ms O'Byrne	Mr Tanner
Dr Emerson	Mr Kerr	Mr O'Connor	Dr Theophanous
Mr M. J. Evans	Mr Latham	Mr O'Keefe	Mr K. J. Thomson
Mr L. D. T. Ferguson	Dr Lawrence	Ms Plibersek	Mr Wilkie
Mr M. J. Ferguson	Mr Lee	Mr Price	Mr Wilton
Mr Fitzgibbon	Ms Livermore	Mr Quick	Mr Zahra

* Tellers

Pairs

Mr Howard	Mr Beazley
Mr Lindsay	Mr G. J. Evans

And so it was resolved in the affirmative.

Question—That the motion for the suspension of standing and sessional orders be agreed to—put.

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

AYES, 64

Mr Adams	Ms Gerick	Mr McClelland	Mr Ripoll
Mr Albanese	Mr Gibbons	Ms J. S. McFarlane	Ms Roxon
Mr Bevis	Ms Gillard	Ms Macklin	Mr Rudd
Mr Breerton	Mr Griffin	Mr McLeay	Mr Sawford*
Ms Burke	Ms Hall	Mr McMullan	Mr Sciacca
Mr Cox	Mr Hatton	Mr Martin	Mr Sercombe*
Mr Crean	Ms Hoare	Mr Melham	Mr Sidebottom
Mrs Crosio	Mr Hollis	Mr Morris	Mr Smith
Mr Danby	Mr Horne	Mr Mossfield	Mr Snowdon
Mr Edwards	Mrs Irwin	Mr Murphy	Mr Swan
Ms Ellis	Ms Kernot	Ms O'Byrne	Mr Tanner
Dr Emerson	Mr Kerr	Mr O'Connor	Dr Theophanous
Mr M. J. Evans	Mr Latham	Mr O'Keefe	Mr K. J. Thomson
Mr L. D. T. Ferguson	Dr Lawrence	Ms Plibersek	Mr Wilkie
Mr M. J. Ferguson	Mr Lee	Mr Price	Mr Wilton
Mr Fitzgibbon	Ms Livermore	Mr Quick	Mr Zahra

NOES, 75

Mr Abbott	Mr Entsch	Mr Lieberman	Mr Schultz
Mr Anderson	Mr Fahey	Mr Lloyd	Mr Scott
Mr K. J. Andrews	Mr Fischer	Mr McArthur*	Mr Secker
Mr Anthony	Mr Forrest*	Mr I. E. Macfarlane	Mr Slipper
Fran Bailey	Mrs Gallus	Mr McGauran	Mr Somlyay
Mr Baird	Ms Gambaro	Mrs May	Dr Southcott
Mr Barresi	Mrs Gash	Mr Moore	Dr Stone
Mr Bartlett	Mr Georgiou	Mrs Moylan	Mr C. P. Thompson
Mr Billson	Mr Haase	Mr Nairn	Mr A. P. Thomson
Ms J. I. Bishop	Mr Hardgrave	Mr Nehl	Mr Truss
Mr Brough	Mr Hawker	Dr Nelson	Mr Tuckey
Mr Cadman	Mr Hockey	Mr Neville	Mr M. A. J. Vaile
Mr Cameron	Mrs Hull	Mr Nugent	Mrs D. S. Vale
Mr Causley	Mr Jull	Mr Prosser	Mr Wakelin
Mr Charles	Mr Katter	Mr Pyne	Dr Washer
Mr Costello	Mrs D. M. Kelly	Mr Reith	Mr Williams
Mr Downer	Jackie Kelly	Mr Ronaldson	Dr Wooldridge
Mrs Draper	Dr Kemp	Mr Ruddock	Ms Worth
Mrs Elson	Mr Lawler	Mr St Clair	

* Tellers

Pairs

Mr Howard	Mr Beazley
Mr Lindsay	Mr G. J. Evans

And so it was negatived.

20 GRIEVANCE DEBATE

Pursuant to the provisions of standing order 106, the order of the day having been read—

Question proposed—That grievances be noted.

Debate ensued.

The time allotted for the debate having expired—

Question—That grievances be noted—put and passed.

21 MESSAGES FROM THE GOVERNOR-GENERAL—ASSENT TO BILLS

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

30 June 1999—Message No. 86—

Appropriation (No. 1) 1999-2000.

Appropriation (No. 2) 1999-2000.

Appropriation (Parliamentary Departments) 1999-2000.

5 July 1999—Message No. 87—

NRS Levy Imposition Amendment 1999.

Telecommunications (Consumer Protection and Service Standards) 1999.

Telecommunications (Universal Service Levy) Amendment 1999.

Telecommunications Legislation Amendment 1999.

Telstra (Further Dilution of Private Ownership) 1999.

Taxation Laws Amendment (No. 6) 1999.

8 July 1999—Message—

No. 88—

A New Tax System (Goods and Services Tax) 1999.

A New Tax System (Goods and Services Tax Administration) 1999.

A New Tax System (Goods and Services Tax Transition) 1999.

No. 89—

A New Tax System (Australian Business Number) 1999.

A New Tax System (Australian Business Number Consequential Amendments) 1999.

A New Tax System (End of Sales Tax) 1999.

No. 90—

A New Tax System (Bonuses for Older Australians) 1999.

A New Tax System (Compensation Measures Legislation Amendment) 1999.

A New Tax System (Personal Income Tax Cuts) 1999.

A New Tax System (Closely Held Trusts) 1999.

A New Tax System (Ultimate Beneficiary Non-disclosure Tax) (No. 1) 1999.

A New Tax System (Ultimate Beneficiary Non-disclosure Tax) (No. 2) 1999.

No. 91—

A New Tax System (Aged Care Compensation Measures Legislation Amendment) 1999.

A New Tax System (Indirect Tax Administration) 1999.

A New Tax System (Income Tax Laws Amendment) 1999.

A New Tax System (Trade Practices Amendment) 1999.

No. 92—

A New Tax System (Family Assistance) 1999.

A New Tax System (Family Assistance) (Administration) 1999.

A New Tax System (Family Assistance) (Consequential and Related Measures) (No. 1) 1999.

A New Tax System (Family Assistance) (Consequential and Related Measures) (No. 2) 1999.

No. 93—

A New Tax System (Goods and Services Tax Imposition—Customs) 1999.

A New Tax System (Goods and Services Tax Imposition—Excise) 1999.

A New Tax System (Goods and Services Tax Imposition—General) 1999.

A New Tax System (Luxury Car Tax) 1999.

No. 94—

A New Tax System (Luxury Car Tax Imposition—Customs) 1999.

A New Tax System (Luxury Car Tax Imposition—Excise) 1999.

A New Tax System (Luxury Car Tax Imposition—General) 1999.

No. 95—

A New Tax System (Wine Equalisation Tax) 1999.

A New Tax System (Wine Equalisation Tax and Luxury Car Tax Transition) 1999.

A New Tax System (Wine Equalisation Tax Imposition—Customs) 1999.

A New Tax System (Wine Equalisation Tax Imposition—Excise) 1999.

A New Tax System (Wine Equalisation Tax Imposition—General) 1999.

No. 96—

Customs and Excise Amendment (Diesel Fuel Rebate Scheme) 1999.

Diesel and Alternative Fuels Grants Scheme 1999.

16 July 1999—Message—

No. 97—

Migration Legislation Amendment (No. 1) 1999.

Broadcasting Services Amendment (Online Services) 1999.

Environment Protection and Biodiversity Conservation 1999.

Environmental Reform (Consequential Provisions) 1999.

No. 98—

Protection of Movable Cultural Heritage Amendment 1999.

Taxation Laws Amendment (CPI Indexation) 1999.

Taxation Laws Amendment (Demutualisation of Non-insurance Mutual Entities) 1999.

No. 99—

Taxation Laws Amendment (No. 2) 1999.

Taxation Laws Amendment (No. 4) 1999.

Health Insurance Amendment (Professional Services Review) 1999.

Superannuation Legislation Amendment (No. 2) 1999.

Aviation Fuel Revenues (Special Appropriation) Amendment 1999.

Customs Tariff Amendment (Aviation Fuel Revenues) 1999.
Excise Tariff Amendment (Aviation Fuel Revenues) 1999.
Export Market Development Grants Legislation Amendment 1999.

22 NATIONAL LIBRARY OF AUSTRALIA COUNCIL

The Deputy Speaker informed the House that Dr Theophanous had resigned as a member of the Council of the National Library of Australia

23 JOINT STANDING COMMITTEES—MEMBERSHIP

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration), by leave, moved—That Dr Theophanous be discharged from the Joint Standing Committee on Foreign Affairs, Defence and Trade and the Joint Standing Committee on Migration.

Question—put and passed.

24 PUBLIC ACCOUNTS AND AUDIT—JOINT COMMITTEE

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration), by leave, moved—That Mr Griffin be discharged from the Joint Committee of Public Accounts and Audit and that, in his place, Mr Tanner be appointed a member of the committee.

Question—put and passed.

25 CONSTITUTION ALTERATION (ESTABLISHMENT OF REPUBLIC) BILL 1999

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.

Mr Beazley (Leader of the Opposition) moved an amendment to the long title.

Debate continued.

Question—That the amendment be agreed to—put.

The House divided (the Speaker, Mr J. N. Andrew, in the Chair)—

AYES, 65

Mr Adams	Ms Gerick	Ms J. S. McFarlane	Mr Rudd
Mr Albanese	Mr Gibbons	Ms Macklin	Mr Sawford*
Mr Beazley	Ms Gillard	Mr McLeay	Mr Sciacca
Mr Bevis	Mr Griffin	Mr McMullan	Mr Sercombe*
Mr Breton	Ms Hall	Mr Martin	Mr Sidebottom
Ms Burke	Mr Hatton	Mr Melham	Mr Smith
Mr Cox	Ms Hoare	Mr Morris	Mr Snowdon
Mr Crean	Mr Hollis	Mr Mossfield	Mr Swan
Mrs Crosio	Mrs Irwin	Mr Murphy	Mr Tanner
Mr Danby	Mr Jenkins	Ms O'Byrne	Dr Theophanous
Mr Edwards	Ms Kernot	Mr O'Connor	Mr K. J. Thomson
Ms Ellis	Mr Kerr	Mr O'Keefe	Mr Wilkie
Dr Emerson	Mr Latham	Ms Plibersek	Mr Wilton
Mr M. J. Evans	Dr Lawrence	Mr Price	Mr Zahra
Mr L. D. T. Ferguson	Mr Lee	Mr Quick	
Mr M. J. Ferguson	Ms Livermore	Mr Ripoll	
Mr Fitzgibbon	Mr McClelland	Ms Roxon	

NOES, 74

Mr Abbott	Mrs Elson	Mr Lieberman	Mr Schultz
Mr Anderson	Mr Entsch	Mr Lloyd	Mr Scott
Mr K. J. Andrews	Mr Fahey	Mr McArthur*	Mr Secker
Mr Anthony	Mr Fischer	Mr I. E. Macfarlane	Mr Slipper
Fran Bailey	Mr Forrest*	Mr McGauran	Mr Somlyay
Mr Baird	Mrs Gallus	Mrs May	Dr Southcott
Mr Barresi	Ms Gambaro	Mr Moore	Dr Stone
Mr Bartlett	Mrs Gash	Mrs Moylan	Mr C. P. Thompson
Mr Billson	Mr Georgiou	Mr Nairn	Mr A. P. Thomson
Mrs B. K. Bishop	Mr Haase	Mr Nehl	Mr Truss
Ms J. I. Bishop	Mr Hardgrave	Dr Nelson	Mr M. A. J. Vaile
Mr Brough	Mr Hawker	Mr Neville	Mrs D. S. Vale
Mr Cadman	Mr Hockey	Mr Nugent	Mr Wakelin
Mr Cameron	Mrs Hull	Mr Prosser	Dr Washer
Mr Causley	Mr Jull	Mr Pyne	Mr Williams
Mr Charles	Mrs D. M. Kelly	Mr Reith	Dr Wooldridge
Mr Costello	Jackie Kelly	Mr Ronaldson	Ms Worth
Mr Downer	Dr Kemp	Mr Ruddock	
Mr Draper	Mr Lawler	Mr St Clair	

* Tellers

Pairs

Mr Lindsay Mr G. J. Evans

And so it was negatived.

Mr Williams (Attorney-General) moved an amendment to the long title.

Paper

Mr Williams presented a supplementary explanatory memorandum to the Bill.
Debate continued.

Adjournment negatived

It being 10.30 p.m.—The question was proposed—That the House do now adjourn.

Ms Worth (Parliamentary Secretary to the Minister for Education, Training and Youth Affairs) requiring the question to be put forthwith without debate—

Question—put and negatived.

Debate continued.

Paper

Mr McClelland, by leave, presented the following paper:

Constitution Alteration (Establishment of Republic) 1999—Amendments to be moved by Mr McClelland.

Debate continued.

Question—That the amendment be agreed to—put.

The House divided (the Speaker, Mr J. N. Andrew, in the Chair)—

AYES, 77

Mr Abbott	Mr Entsch	Mr Lieberman	Mr Scott
Mr Anderson	Mr Fahey	Mr Lloyd	Mr Secker
Mr K. J. Andrews	Mr Fischer	Mr McArthur*	Mr Slipper
Mr Anthony	Mr Forrest*	Mr I. E. Macfarlane	Mr Somlyay
Fran Bailey	Mrs Gallus	Mr McGauran	Dr Southcott
Mr Baird	Ms Gambaro	Mrs May	Dr Stone
Mr Barresi	Mrs Gash	Mr Moore	Mr C. P. Thompson
Mr Bartlett	Mr Georgiou	Mrs Moylan	Mr A. P. Thomson
Mr Billson	Mr Haase	Mr Nairn	Mr Truss
Mrs B. K. Bishop	Mr Hardgrave	Mr Nehl	Mr Tuckey
Ms J. I. Bishop	Mr Hawker	Dr Nelson	Mr M. A. J. Vaile
Mr Brough	Mr Hockey	Mr Neville	Mrs D. S. Vale
Mr Cadman	Mr Howard	Mr Nugent	Mr Wakelin
Mr Cameron	Mrs Hull	Mr Prosser	Dr Washer
Mr Causley	Mr Jull	Mr Pyne	Mr Williams
Mr Charles	Mr Katter	Mr Reith	Dr Wooldridge
Mr Costello	Mrs D. M. Kelly	Mr Ronaldson	Ms Worth
Mr Downer	Jackie Kelly	Mr Ruddock	
Mrs Draper	Dr Kemp	Mr St Clair	
Mrs Elson	Mr Lawler	Mr Schultz	

NOES, 66

Mr Adams	Ms Gerick	Mr McClelland	Ms Roxon
Mr Albanese	Mr Gibbons	Ms J. S. McFarlane	Mr Rudd
Mr Beazley	Ms Gillard	Ms Macklin	Mr Sawford*
Mr Bevis	Mr Griffin	Mr McLeay	Mr Sciacca
Mr Brereton	Ms Hall	Mr McMullan	Mr Sercombe*
Ms Burke	Mr Hatton	Mr Martin	Mr Sidebottom
Mr Cox	Ms Hoare	Mr Melham	Mr Smith
Mr Crean	Mr Hollis	Mr Morris	Mr Snowdon
Mrs Crosio	Mr Horne	Mr Mossfield	Mr Swan
Mr Danby	Mrs Irwin	Mr Murphy	Mr Tanner
Mr Edwards	Mr Jenkins	Ms O'Byrne	Dr Theophanous
Ms Ellis	Ms Kernot	Mr O'Connor	Mr K. J. Thomson
Dr Emerson	Mr Kerr	Mr O'Keefe	Mr Wilkie
Mr M. J. Evans	Mr Latham	Ms Plibersek	Mr Wilton
Mr L. D. T. Ferguson	Dr Lawrence	Mr Price	Mr Zahra
Mr M. J. Ferguson	Mr Lee	Mr Quick	
Mr Fitzgibbon	Ms Livermore	Mr Ripoll	

* Tellers

Pairs

Mr Lindsay Mr G. J. Evans

And so it was resolved in the affirmative.

Question—That the title, as amended, be the title of the Bill—put and passed.

Bill, with an amended title, agreed to.

Consideration in detail concluded.

Leave granted for third reading to be moved forthwith.

Mr Williams moved—That the Bill be now read a third time.

Debate ensued.

Question—put.

The House divided (the Speaker, Mr J. N. Andrew, in the Chair)—

AYES, 136

Mr Adams	Mr Fischer	Ms Livermore	Ms Roxon
Mr Albanese	Mr Fitzgibbon	Mr Lloyd	Mr Rudd
Mr Anderson	Mr Forrest*	Mr McArthur*	Mr Ruddock
Mr Anthony	Mrs Gallus	Mr McClelland	Mr St Clair
Fran Bailey	Ms Gambaro	Mr I. E. Macfarlane	Mr Sawford*
Mr Baird	Mrs Gash	Ms J. S. McFarlane	Mr Sciacca
Mr Barresi	Mr Georgiou	Mr McGauran	Mr Scott
Mr Bartlett	Ms Gerick	Ms Macklin	Mr Secker
Mr Beazley	Mr Gibbons	Mr McLeay	Mr Sercombe*
Mr Bevis	Ms Gillard	Mr McMullan	Mr Sidebottom
Mr Billson	Mr Griffin	Mr Martin	Mr Slipper
Ms J. I. Bishop	Mr Haase	Mrs May	Mr Smith
Mr Breton	Ms Hall	Mr Melham	Mr Snowdon
Mr Brough	Mr Hardgrave	Mr Moore	Mr Somlyay
Ms Burke	Mr Hatton	Mr Morris	Dr Southcott
Mr Cadman	Mr Hawker	Mr Mossfield	Dr Stone
Mr Cameron	Ms Hoare	Mrs Moylan	Mr Swan
Mr Charles	Mr Hockey	Mr Murphy	Mr Tanner
Mr Costello	Mr Hollis	Mr Nairn	Dr Theophanous
Mr Cox	Mr Horne	Mr Nehl	Mr C. P. Thompson
Mr Crean	Mr Howard	Dr Nelson	Mr A. P. Thomson
Mrs Crosio	Mrs Irwin	Mr Neville	Mr K. J. Thomson
Mr Danby	Mr Jenkins	Mr Nugent	Mr Truss
Mr Downer	Mr Katter	Ms O'Byrne	Mr Tuckey
Mrs Draper	Mrs D. M. Kelly	Mr O'Connor	Mr M. A. J. Vaile
Mr Edwards	Jackie Kelly	Mr O'Keefe	Mrs D. S. Vale
Ms Ellis	Dr Kemp	Ms Plibersek	Mr Wakelin
Mrs Elson	Ms Kernot	Mr Price	Dr Washer
Dr Emerson	Mr Kerr	Mr Prosser	Mr Wilkie
Mr Entsch	Mr Latham	Mr Pyne	Mr Williams
Mr M. J. Evans	Mr Lawler	Mr Quick	Mr Wilton
Mr Fahey	Dr Lawrence	Mr Reith	Dr Wooldridge
Mr L. D. T. Ferguson	Mr Lee	Mr Ripoll	Ms Worth
Mr M. J. Ferguson	Mr Lieberman	Mr Ronaldson	Mr Zahra

NOES, 8

Mr Abbott*	Mr K. J. Andrews*	Mr Causley	Mr Jull
Mr Andren	Mrs B. K. Bishop	Mrs Hull	Mr Schultz

* Tellers

And so it was resolved in the affirmative.

The Speaker declared that the question—That the Bill be now read a third time—had been resolved in the affirmative by an absolute majority.

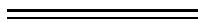
Bill accordingly read a third time.

26 ADJOURNMENT

Ms Worth (Parliamentary Secretary to the Minister for Education, Training and Youth Affairs) moved—That the House do now adjourn.

Question—put and passed.

And then the House, at 11.34 p.m., adjourned until tomorrow at 2 p.m.

**PAPERS**

The following papers were deemed to have been presented on 9 August 1999:

Aboriginal and Torres Strait Islander Commission Act—Statement under section 122A 16 July 1999.

Aged Care Act—Determinations under section—

44—1999 Nos. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11.

48—1999 No. 12.

52—1999 No. 13.

Apple and Pear Export Charge Act, Apple and Pear Levy Act, Australian Horticultural Corporation Act and Horticultural Policy Council Act—Regulations—Statutory Rules 1999 No. 158.

Australian Capital Territory (Planning and Land Management) Act—National Capital Plan Amendment No. 24.

Australian Communications Authority Act, Radiocommunications Act, Radiocommunications (Receiver Licence Tax) Act and Radiocommunications (Transmitter Licence Tax) Act—Determinations—Radiocommunications (Definitions) Amendment 1999 No. 1.

Australian Hearing Services Act—

Determinations 1999 No. 1.

Regulations—Statutory Rules 1999 No. 139.

Australian National University Act—Statute No. 257.

Australian Prudential Regulation Authority Act—Regulations—Statutory Rules 1999 No. 141.

Australian Sports Drug Agency Act—

Orders 1999 Australian Sports Drug Agency Drug Testing (Scheme A).

Regulations—Statutory Rules 1999 No. 159.

Banking Act—

Determinations—Restricted expression in relation to a financial business 28 June 1999.

Regulations—Statutory Rules 1999 No. 142.

Census and Statistics Act—Australian Bureau of Statistics—Statements of disclosure of information 1999 No. 2.

Child Care Act—Guidelines—1999 Childcare Assistance (Fee Relief) Amendment Nos. 1, 2.

Civil Aviation Act—Civil Aviation Regulations—

Civil Aviation Orders—

Part 82—Amendment 30 July 1999.

Part 105—Amendments 24(3), 25, 28, 29(2), 30 June, 1(11), 2(2) July 1999.

Part 106—Amendments 9 June, 2(2) July 1999.

Part 107—Amendments 30 June, 2 July 1999.

Exemptions—1999 Nos. CASA 16, CASA 19, CASA 20, CASA 21, CASA 22, CASA 23, CASA 24, CASA 26.

Instruments—1999 Nos. CASA 820, CASA 825, CASA 847, CASA 862, CASA 867, CASA 884.

Commonwealth Authorities and Companies Act—Notice under section 45—Establishment of ComLand Limited.

Corporations Act—Regulations—Statutory Rules 1999 No. 143.

Crimes Act—Regulations—Statutory Rules 1999 No. 156.

Customs Act—Regulations—Statutory Rules 1999 Nos. 131, 149.

Dairy Produce Levy (No. 1) Act—Regulations—Statutory Rules—1999—No. 124.

Defence Act—

Defence Force Remuneration Tribunal—Determinations 1999 Nos. 9, 10.

Determinations under section 58B—1999 Nos. 25, 26, 27, 28, 29, 30.

Defence Act, Naval Defence Act and Air Force Act—Regulations—Statutory Rules 1999 No. 152.

Endangered Species Protection Act—Declarations under section 18 No. 99/ESP5.

Export Control Act—Export Control (Orders) Regulations—Livestock Export (Merino) Orders (Amendment) 1999 No. 1.

Export Inspection (Establishment Registration Charges) Act—Regulations—Statutory Rules 1999 No. 148.

Farm Household Support Act—

Restart Advice Scheme—Amendment 1999 No. 1.

Restart Re-establishment Grant Scheme—Amendment 1999 No. 1.

Financial Management and Accountability Act—

Determination to establish a special account—1999 No. 1.

Financial Management and Accountability Order 29 July 1999.

Financial Sector (Transfers of Business) Act—Regulations—Statutory Rules 1999 No. 145.

Financial Sector Reform (Amendments and Transitional Provisions) Act (No. 1) 1999—Regulations—Statutory Rules 1999 No. 144.

Fisheries Management Act—Regulations—Statutory Rules 1999 No. 130.

Health Insurance Act—Regulations—Statutory Rules 1999 No. 157.

Hearing Services Administration Act—

Determination under section 13—Participants in the Voucher System Amendment 1999 No. 1.

Rules—Hearing Services Voucher Amendment 1999 No. 1.

Rules of Conduct—Amendment 1999 No. 1.

Housing Assistance Act—Determinations 1999 Housing Assistance (Form of Agreement).

Income Tax Assessment Act—Regulations—Statutory Rules 1999 No. 147.

Interstate Road Transport Act—

Determinations 1999 RTR 2, RTR 4, RTR 7.

Regulations—Statutory Rules 1999 No. 133.

Life Insurance Act—

Actuarial standard No. AS6.01 June 1999.

Actuarial standards (Friendly Societies) Nos. AS1.01, AS2.01, AS3.01, AS5.01, AS6.01 June 1999.

Prudential Rules Nos. 34, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 48.

Regulations—Statutory Rules 1999 No. 146.

Variation of actuarial standards June 1999.

Migration Act—

General direction under section 499 1999 No. 10.

Notices under section 96 23(4) June 1999.

Regulations—Statutory Rules 1999 Nos. 132, 155.

Statements under section—

48B—1999 2(2) February, 16 March, 29 April, 7, 29(4) June.

345—1999 1(2), 2, 11 February, 23, 29 March, 1 June.

351—1999 1, 2(3), 9, 18 February, 8(2), 23, 29, 31 March, 28(2), 29 April, 4(2), 10, 27(4) May, 1(4), 8, 19, 20 June.

417—

1999 1(6), 2, 9, 14(2), 16(2) February, 2, 8(3), 10, 12, 16, 25, 29, 30 March, 13(2), 19, 28, 29(2) April, 4(2), 12(6), 14, 26, 27(9) May, 1(4), 4, 9(9), 10(4), 20(3), 26, 28(2), 29(3) June.

Undated (4).

Military Superannuation and Benefits Act—Instruments 1999 Military Superannuation and Benefits Trust Deed (Amendment) No. 2.

Mutual Assistance in Criminal Matters Act—Regulations—Statutory Rules 1999 No. 150.

National Environment Protection Council Act—National Environment Protection Measure—Used Packaging Materials.

National Health Act—

Declarations 1999 Nos. PB 7, PB 8, PB 9.

Determinations 1999 Nos. IHS 7, IHS 8, IHS 9.

Regulations—Statutory Rules 1999 No. 140.

Native Title Act—Regulations—Statutory Rules 1999 No. 151.

Patents Act—Regulations—Statutory Rules 1999 No. 154.

Primary Industries (Excise) Levies Act—

Regulations—Statutory Rules 1999 No. 123.

Specifications—Rice Levy 1999 No. 1.

Primary Industries (Excise) Levies Act and Primary Industries Levies and Charges Collection Act—Regulations—Statutory Rules 1999 No. 119.

Primary Industries Levies and Charges Collection Act—Regulations—Statutory Rules 1999 Nos. 120, 121, 122.

Private Health Insurance Incentives Act—Determinations 1999 Nos. PHIIA 11-20(2)/1/1999, PHIIA 15-10(2)/1/1999.

Public Service Act—Determinations—
1999 Nos. 5, SESROB 41, SESROB 42, SESROB 43, SESROB 44, SESROB 45.

Defence 1999 No. 5.

Radiocommunications (Transmitter Licence Tax) Act—Determinations
Radiocommunications (Transmitter Licence Tax) No. 1 of 1996 Amendment
1999 (No. 2)

Radiocommunications Act—
Class licences—1999—

Personal Marine Distress Beacons Revocation.

Radiocommunications Miscellaneous Devices.

Licence variations—1999—

Citizen Band Radio Stations Class Licence (No. 1).

Handphone Stations (27 MHz) Class Licence (No. 1).

Notice 1999 Radiocommunication Devices (Compliance Labelling)
Amendment (No. 1).

Plan Variations—1999—

900 MHz Band No. 1.

VHF High Band Frequency Band (148 to 174 MHz) No. 1.

VHF Mid Band Frequency Band (70 to 87.5 MHz) No. 1.

Standards—1999—

Radiocommunication (Short Range Devices—9kHz to 25 MHz Radio
Equipment and 9kHz to 30 MHz Inductive Loop Systems).

Radiocommunication Standards Revocation.

Rice Levy Act—Regulations—Statutory Rules 1999 No. 125.

Sales Tax Assessment Act—

Determinations 1999 No. STD 4.

Rulings 1998 No. SST 16.

Social Security Act—Determinations 1999—

Adult Disability Assessment Amendment (No. 1).

Child Disability Assessment.

States Grants (Petroleum Products) Act—Amendment of schemes 1999 No.
99/1.

Student Assistance Act—Determinations 1999 No. 1.

Superannuation (Excluded Funds) Supervisory Levy Imposition Act—
Regulations—Statutory Rules 1999 No. 134.

Superannuation (Productivity Benefit) Act—

Declarations—Statutory Rules 1999 Nos. 135, 136, 137.

Determinations—Statutory Rules 1999 No. 138.

Sydney Airport Curfew Act—Dispensations 1999 No. 11.

Taxation Administration Act—

Determinations 1999 Nos. TD 94/48 (Addendum), TD 36, TD 37, TD 38, TD 39, TD 40.

Rulings 1999 Nos. PR 72, PR 73, PR 74, PR 75, PR 76, PR 77, PR 78, PR 79, PR 80, PR 81, PR 82, PR 83, PR 84, PR 85, PR 86, PR 87, PR 88, TR 94/22 (Addendum), TR 96/16 (Addendum), TR 96/17 (Addendum), TR 96/18 (Addendum), TR 7, TR 8, TR 9, TR 10, TR 11.

Telecommunications Act 1997—Determinations 1999 Telecommunications (Standard Form of Agreement Information).

Therapeutic Goods Act—Therapeutic Goods Orders No. 64.

Trade Marks Act—Regulations—Statutory Rules 1999 No. 153.

Wheat Industry Fund Levy Act—Regulations—Statutory Rules 1999 No. 127.

Wheat Marketing Act—Regulations—Statutory Rules 1999 No. 128.

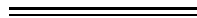
Wheat Marketing Legislation Amendment Act—Regulations—Statutory Rules 1999 No. 126.

Wool International Act and Wool International Privatisation Act—Regulations—Statutory Rules 1999 No. 129.



ATTENDANCE

All Members attended (at some time during the sitting) except Mr G. J. Evans and Mrs Sullivan.



I. C. HARRIS

Clerk of the House of Representatives