

1998-1999-2000-2001

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 175

WEDNESDAY, 28 MARCH 2001



1 The House met, at 9.30 a.m., pursuant to adjournment. The Speaker (the Honourable Neil Andrew) took the Chair, and read Prayers.

2 EXCISE TARIFF AMENDMENT BILL (NO. 1) 2001

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 Crean (Deputy Leader of the Opposition) moved the Opposition amendment.

Debate continued.

Closure

Mr Hockey (Minister for Financial Services and Regulation) moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 73

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

NOES, 57

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

* Tellers

Pairs

Mr Howard	Mr Beazley
Mr Downer	Ms Gerick
Mr Fahey	Ms Plibersek

And so it was resolved in the affirmative.

And the question—That the amendment be agreed to—being accordingly put—

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

AYES, 58

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

NOES, 73

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

* Tellers

Pairs

Mr Howard	Mr Beazley
Mr Downer	Ms Gerick
Mr Fahey	Ms Plibersek

And so it was negatived.

Bill agreed to.

Consideration in detail concluded.

On the motion of Mr Hockey, by leave, the Bill was read a third time.

3 CUSTOMS TARIFF AMENDMENT BILL (NO. 2) 2001

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.

Mr Crean (Deputy Leader of the Opposition), by leave, moved Opposition amendments (1) to (3) together.

Debate continued.

Closure

Mr Hockey (Minister for Financial Services and Regulation) moved—That the question be now put.

Question—That the question be now put—put.

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

AYES, 72

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

NOES, 55

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

* Tellers

Pairs

Mr Howard	Mr Beazley
Mr Downer	Ms Gerick
Mr Fahey	Ms Plibersek

And so it was resolved in the affirmative.

And the question—That the amendments be agreed to—being accordingly put—

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

AYES, 55

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

NOES, 73

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

* Tellers

Pairs

Mr Howard	Mr Beazley
Mr Downer	Ms Gerick
Mr Fahey	Ms Plibersek

And so it was negatived.

Bill agreed to.

Consideration in detail concluded.

On the motion of Mr Hockey, by leave, the Bill was read a third time.

4 SYDNEY AIRPORT DEMAND MANAGEMENT AMENDMENT BILL 2001

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.

It being 2 p.m., the debate was interrupted in accordance with standing order 101A, and the resumption of the debate made an order of the day for a later hour this day.

5 QUESTIONS

Questions without notice being asked—

Paper

Dr Wooldridge (Minister for Health and Aged Care) presented the following paper:

National Health Act—Declaration under Subsection 78(4A), 27 March 2001.

Questions without notice continuing—

Paper

Mr O’Keefe, by leave, presented the following paper:

Dairy deregulation—Letter from June Barling to Mr O’Connor, Member for Corio.

Questions without notice continuing—

Paper

Mr Bevis, by leave, presented the following paper:

Employee earnings and hours—Australian Bureau of Statistics, May 2000.

Questions without notice continuing—

Member ordered to withdraw

At 3.10 p.m. the Member for Burke (Mr O’Keefe) was ordered, under standing order 304A, to withdraw from the House for one hour for continuing to interject after a warning had been given from the Chair. Mr O’Keefe continuing to interject—

Member named

The Speaker named the Member for Burke (Mr O’Keefe) for defying the Chair.

Mr Reith (Leader of the House) moved—That the Member for Burke be suspended from the service of the House.

Mr Adams having addressed the Chair, the naming of Mr O’Keefe was not proceeded with.

The Speaker required the Member for Burke (Mr O’Keefe), under standing order 304A, to withdraw from the House for one hour for defying the earlier direction from the Chair, and he accordingly withdrew.

Questions without notice continued.

6 PAPERS

The following papers were presented:

Administrative Review Council—Report to the Attorney-General—No. 44—
Internal review of agency decision making.

Human Rights and Equal Opportunity Commission —

Aboriginal and Torres Strait Islander Social Justice Commissioner—

Native title report for 1999-2000.

Social justice report for 1999-2000.

Reports—

No. 11—Inquiry into a complaint of discrimination in employment and occupation: Discrimination on the ground of age.

No. 12—Inquiry into a complaint of acts or practices inconsistent with or contrary to human rights in an immigration detention centre.

Telecommunications (Interception) Act—Report for 1999-2000.

Telstra Corporation Limited—Equal Employment Opportunity Report for 1999-2000.

7 PAPERS—MOTION TO TAKE NOTE OF PAPERS

Mr Reith (Leader of the House) moved—That the House take note of the following papers:

Administrative Review Council—Report to the Attorney-General—No. 44—Internal review of agency decision making.

Human Rights and Equal Opportunity Commission—

Aboriginal and Torres Strait Islander Social Justice Commissioner—

Native title report for 1999-2000.

Social justice report for 1999-2000.

Reports—

No. 11—Inquiry into a complaint of discrimination in employment and occupation: Discrimination on the ground of age.

No. 12—Inquiry into a complaint of acts or practices inconsistent with or contrary to human rights in an immigration detention centre.

Telecommunications (Interception) Act—Report for 1999-2000.

Telstra Corporation Limited—Equal Employment Opportunity Report for 1999-2000.

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

8 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—GST AND BUSINESS TAX REFORM

The House was informed that Mr Crean (Deputy Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The Government’s policy atrophy, resulting in the botched implementation of a range of measures, including the GST and business tax reform”.

The proposed discussion having received the necessary support—

Mr Crean addressed the House.

Discussion ensued.

Discussion concluded.

9 ELECTORAL AND REFERENDUM AMENDMENT BILL (NO. 1) 2001—REPORT FROM MAIN COMMITTEE

The Deputy Speaker reported that the Bill had been fully considered by the Main Committee and agreed to with amendments (*see item No. 3, Minutes of Proceedings of the Main Committee*), and presented a certified copy of the Bill together with a schedule of amendments.

Amendments made by the Main Committee agreed to.

Bill, as amended, agreed to.

On the motion of Mr Williams (Attorney-General), by leave, the Bill was read a third time.

10 PRIMARY INDUSTRIES AND ENERGY RESEARCH AND DEVELOPMENT AMENDMENT BILL 2001—REPORT FROM MAIN COMMITTEE

The Deputy 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 Williams (Attorney-General), by leave, the Bill was read a third time.

11 MESSAGE FROM THE SENATE

A message from the Senate was reported returning the following Bill without amendment:

28 March 2001—Message No. 579—Taxation Laws Amendment (Excise Arrangements) 2000.

12 SYDNEY AIRPORT DEMAND MANAGEMENT AMENDMENT BILL 2001

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

Debate resumed.

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

Leave granted for third reading to be moved forthwith.

On the motion of Mr Tuckey (Minister for Forestry and Conservation), the Bill was read a third time.

13 ADJOURNMENT

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

Debate ensued.

The House continuing to sit until 8 p.m.—The Speaker adjourned the House until tomorrow at 9.30 a.m.

PAPERS

The following papers were deemed to have been presented on 28 March 2001:

Aged Care Act—Principles under section 96-1—
2000—

Accreditation Grant Amendment (No. 1).

Residential Care Subsidy Amendment (No. 4).

2001—Sanctions Amendment (No. 1).

Civil Aviation Act—Civil Aviation Regulations—

Civil Aviation Amendment Orders—2001 Nos 2, 3.

Exemptions—2001 No. CASA EX09.

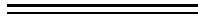
Instruments—2001 No. CASA 121.

Customs Act—Instrument of approval—2001 No. 2.

Motor Vehicle Standards Act—Road Vehicle (National Standards)

Determinations—2001 Nos 1, 2.

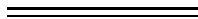
Veterans' Entitlements Act—Instruments under section 196B—2001 Nos 17, 18, 19, 20, 21, 22.



ATTENDANCE

All Members attended (at some time during the sitting) except Mr Albanese, Mrs Crosio, Mr Downer, Mr Fahey*, Ms Gerick*, Mrs Moylan, Mr O'Connor, Ms Plibersek*, Mr Somlyay and Dr Theophanous.

* On leave



I. C. HARRIS

Clerk of the House of Representatives

1998-1999-2000-2001

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 175

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

WEDNESDAY, 28 MARCH 2001

1 The Main Committee met at 9.40 a.m.

2 MEMBERS' STATEMENTS

Members' statements were made.

3 ELECTORAL AND REFERENDUM AMENDMENT BILL (NO. 1) 2001

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.

Paper

Mr Slipper (Parliamentary Secretary to the Minister for Finance and Administration) presented a supplementary explanatory memorandum to the Bill.

On the motion of Mr Slipper, by leave, Government amendments (1) to (6) were made together.

Bill, as amended, agreed to.

Consideration in detail concluded.

Question—That the Bill be reported to the House with amendments—put and passed.

4 PRIMARY INDUSTRIES AND ENERGY RESEARCH AND DEVELOPMENT AMENDMENT BILL 2001

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. 290, 27 February 2001, from His 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 forthwith.

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

5 ADJOURNMENT

On the motion of Mr Tuckey (Minister for Forestry and Conservation), the Main Committee adjourned at 12.31 p.m.

The Deputy Speaker fixed tomorrow at 9.40 a.m. for the next meeting of the Main Committee.

B. C. WRIGHT
Clerk of the Main Committee