

2002-03

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 124

WEDNESDAY, 8 OCTOBER 2003

1 The House met, at 9 a.m., pursuant to adjournment. The Speaker (the Honourable Neil Andrew) took the Chair, and read Prayers.

2 **MIGRATION LEGISLATION AMENDMENT (MIGRATION AGENTS INTEGRITY MEASURES) BILL 2003**

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—*And on the amendment moved thereto by Mr L. D. T. Ferguson, viz.*—That all words after “That” be omitted with a view to substituting the following words: “whilst not declining to give the Bill a second reading, the House:

- (1) supports the continuation of a statutory form of regulation of migration agents, believing that complete voluntary self-regulation, as advocated by the Coalition in the past, would seriously endanger vulnerable clients and badly undermine the integrity of our migration system;
- (2) expresses its dismay that the Government has allowed privileged access to Ministers, and Ministerial and Departmental staff, to a number of unregistered agents who are close associates of the Coalition;
- (3) notes growing concern about the Ministerial intervention process, particularly in so far as it entails unequal access by certain groups and individuals and arbitrary and non-transparent decision making by the Minister;
- (4) requires the Department of Immigration and Multicultural and Indigenous Affairs to display a stronger resolve to investigate and prosecute individuals engaged in unregistered practice, people trafficking, migration fraud and other offences under the Act, including matters referred to the Department by the Migration Agents Registration Authority (MARA);
- (5) urges MARA to address concerns about its visibility, efficiency, and accessibility and improve its means of communication with consumers, registered agents, ethnic community organisations and media outlets; and
- (6) requests the Minister for Citizenship and Multicultural Affairs to give priority attention to the need to bring overseas agents into the regulatory system and to develop a mechanism to require agents to maintain adequate professional indemnity insurance as a condition of registration”—

Debate resumed.

Question—That the words proposed to be omitted stand part of the question—put.

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

AYES, 76

Mr Abbott	Mr Costello	Mr Jull	Mr Ruddock
Mr Anderson	Mr Downer	Mr Katter	Mr Schultz
Mr K. J. Andrews	Mrs Draper	Mrs D. M. Kelly	Mr Scott
Mr Anthony	Mr Dutton	Jackie Kelly	Mr Secker
Fran Bailey	Mrs Elson	Mrs Ley	Mr Slipper
Mr Baird	Mr Entsch	Mr Lindsay	Mr A. D. H. Smith
Mr Baldwin	Mr Farmer	Mr Lloyd	Mr Somlyay
Mr Barresi	Mr Forrest*	Mr McArthur*	Dr Southcott
Mr Bartlett	Mrs Gallus	Mr I. E. Macfarlane	Dr Stone
Mr Billson	Ms Gambaro	Mr McGauran	Mr Ticehurst
Mrs B. K. Bishop	Mrs Gash*	Mrs May	Mr Tollner
Ms J. I. Bishop	Mr Haase	Mrs Moylan	Mr Truss
Mr Brough	Mr Hardgrave	Mr Nairn	Mr M. A. J. Vaile
Mr Cadman	Mr Hartsuyker*	Dr Nelson	Mrs D. S. Vale
Mr Cameron	Mr Hawker	Ms Panopoulos	Mr Wakelin
Mr Causley	Mr Hockey	Mr Pearce	Dr Washer
Mr Charles	Mrs Hull	Mr Prosser	Mr Williams
Mr Ciobo	Mr Hunt	Mr Pyne	Mr Windsor
Mr Cobb	Mr Johnson	Mr Randall	Ms Worth

NOES, 58

Mr Adams	Mr L. D. T. Ferguson	Mr Latham	Mr Quick*
Mr Albanese	Mr M. J. Ferguson	Ms Livermore	Mr Ripoll
Mr Beazley	Mr Fitzgibbon	Mr McClelland	Ms Roxon
Mr Bevis	Ms George	Ms J. S. McFarlane	Mr Rudd
Mr Brereton	Mr Gibbons	Ms Macklin	Mr Sawford
Ms Burke	Ms Grierson	Mr McLeay	Mr Sciacca
Mr Byrne	Mr Griffin	Mr McMullan	Mr Sercombe*
Ms Corcoran	Ms Hall	Mr Melham	Mr Sidebottom
Mr Cox	Mr Hatton	Mr Mossfield	Mr S. F. Smith
Mrs Crosio	Ms Hoare	Mr Murphy	Mr Swan
Mr Danby*	Mrs Irwin*	Mr B. P. O'Connor	Mr Tanner
Mr Edwards	Ms Jackson	Mr G. M. O'Connor	Mr K. J. Thomson
Ms Ellis	Mr Jenkins	Mr Organ	Mr Zahra
Mr Emerson	Mr Kerr	Ms Plibersek	
Mr Evans	Ms C. F. King	Mr Price	

* Tellers

And so it was resolved in the affirmative.

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

Message from the Governor-General

Message No. 173, 2 October 2003, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the Bill.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Hardgrave (Minister for Citizenship and Multicultural Affairs), the Bill was read a third time.

3 MIGRATION AGENTS REGISTRATION APPLICATION CHARGE AMENDMENT BILL 2003

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.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Hardgrave (Minister for Citizenship and Multicultural Affairs), the Bill was read a third time.

4 ADDRESS BY THE PRESIDENT OF THE UNITED STATES OF AMERICA—ARRANGEMENTS

Mr Abbott (Leader of the House), pursuant to notice, moved—That:

- (1) the House invites the Honourable George W. Bush, President of the United States of America, to attend and address the House, on Thursday, 23 October 2003, at a time to be notified by the Speaker;
- (2) the House invites the Senate to meet with the House in this Chamber for this purpose;
- (3) at the meeting of the two Houses for this purpose:
 - (a) the Speaker shall preside at the meeting;
 - (b) the only proceedings shall be welcoming remarks by the Prime Minister and the Leader of the Opposition and an address by the President of the United States of America, after which the Speaker shall forthwith adjourn the House and declare the meeting concluded; and
 - (c) the procedures of the House shall apply to the meeting so far as they are applicable;
- (4) the foregoing provisions of this resolution, so far as they are inconsistent with the standing and sessional orders, have effect notwithstanding anything contained in the standing and sessional orders; and
- (5) a message be sent to the Senate acquainting it of this resolution and requesting that it concur and take action accordingly.

Mr Latham moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words:

- (1) on Thursday 16 October 2003 the House stand adjourned until 9 a.m. on Thursday 23 October;
- (2) the House invites the Honourable George W. Bush, President of the United States of America, to attend and address the House, on Thursday 23 October 2003, at a time to be notified by the Speaker, provided that any business before the House at that time shall be interrupted and the Speaker shall fix a time for the resumption of business later in the day;
- (3) the House invites the Senate to meet with the House in this Chamber for this purpose;
- (4) at the meeting of the two Houses for this purpose:
 - (a) the Speaker shall preside at the meeting;
 - (b) the only proceedings during this period shall be welcoming remarks by the Prime Minister and Leader of the Opposition and an address by the President of the United States of America; and
 - (c) the procedures of the House shall apply to the meeting so far as they are applicable;
- (5) the routine of business for Thursday 23 October 2003 shall be as follows:
 1. Notices and orders of the day.
 2. Questions without notice
 3. Presentation of papers.
 4. Ministerial statements, by leave
 5. Matter of public importance.
 6. Notices and orders of the day;

provided that the proceedings shall be interrupted at a time to be notified by the Speaker for President Bush to address the House; and that the question for the House to adjourn be put at 7.30 p.m., and the House be adjourned at 8 p.m. until 9 a.m., Friday 24 October; and
- (6) after the address by President Bush has concluded, the routine of business, as specified in this resolution shall be resumed.

Debate ensued.

Question—That the amendment be agreed to—put.

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

AYES, 63

Mr Adams	Mr Evans	Mr Kerr	Mr Price
Mr Albanese	Mr L. D. T. Ferguson	Ms C. F. King	Mr Quick*
Mr Andren	Mr M. J. Ferguson	Mr Latham	Mr Ripoll
Mr Beazley	Mr Fitzgibbon	Ms Livermore	Ms Roxon
Mr Bevis	Ms George	Mr McClelland	Mr Rudd
Mr Brereton	Mr Gibbons	Ms J. S. McFarlane	Mr Sawford
Ms Burke	Ms Gillard	Ms Macklin	Mr Sciacca
Mr Byrne	Ms Grierson	Mr McLeay	Mr Sercombe*
Ms Corcoran	Mr Griffin	Mr McMullan	Mr Sidebottom
Mr Cox	Ms Hall	Mr Melham	Mr S. F. Smith
Mr Crean	Mr Hatton	Mr Mossfield	Mr Swan
Mrs Crosio	Ms Hoare	Mr Murphy	Mr Tanner
Mr Danby*	Mrs Irwin*	Mr B. P. O'Connor	Mr K. J. Thomson
Mr Edwards	Ms Jackson	Mr G. M. O'Connor	Mr Windsor
Ms Ellis	Mr Jenkins	Mr Organ	Mr Zahra
Mr Emerson	Mr Katter	Ms Plibersek	

NOES, 73

Mr Abbott	Mr Costello	Mr Jull	Mr Schultz
Mr Anderson	Mr Downer	Mrs D. M. Kelly	Mr Scott
Mr K. J. Andrews	Mrs Draper	Jackie Kelly	Mr Secker
Mr Anthony	Mr Dutton	Mrs Ley	Mr Slipper
Fran Bailey	Mrs Elson	Mr Lindsay	Mr A. D. H. Smith
Mr Baird	Mr Entsch	Mr Lloyd	Mr Somlyay
Mr Baldwin	Mr Farmer	Mr McArthur*	Dr Southcott
Mr Barresi	Mr Forrest*	Mr I. E. Macfarlane	Mr Ticehurst
Mr Bartlett	Mrs Gallus	Mr McGauran	Mr Tollner
Mr Billson	Ms Gambaro	Mrs May	Mr Truss
Mrs B. K. Bishop	Mrs Gash*	Mrs Moylan	Mr Tuckey
Ms J. I. Bishop	Mr Haase	Mr Nairn	Mr M. A. J. Vaile
Mr Brough	Mr Hardgrave	Dr Nelson	Mrs D. S. Vale
Mr Cadman	Mr Hartsuyker*	Ms Panopoulos	Mr Wakelin
Mr Cameron	Mr Hawker	Mr Pearce	Dr Washer
Mr Causley	Mr Hockey	Mr Prosser	Ms Worth
Mr Charles	Mrs Hull	Mr Pyne	
Mr Ciobo	Mr Hunt	Mr Randall	
Mr Cobb	Mr Johnson	Mr Ruddock	

* Tellers

And so it was negatived.

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

5 ADDRESS BY THE PRESIDENT OF THE PEOPLE'S REPUBLIC OF CHINA—ARRANGEMENTS

Mr Abbott (Leader of the House), pursuant to notice, moved—That:

- (1) the House invites His Excellency Hu Jintao, President of the People's Republic of China, to attend and address the House, on Friday, 24 October 2003, at a time to be notified by the Speaker;
- (2) the House invites the Senate to meet with the House in this Chamber for this purpose;
- (3) at the meeting of the two Houses for this purpose:
 - (a) the Speaker shall preside at the meeting;
 - (b) the only proceedings shall be welcoming remarks by the Prime Minister and the Leader of the Opposition and an address by the President of the People's Republic of China (which may be translated for the meeting by a person or persons accompanying the President) after which the Speaker shall forthwith adjourn the House and declare the meeting concluded; and

- (c) the procedures of the House shall apply to the meeting so far as they are applicable;
- (4) the foregoing provisions of this resolution, so far as they are inconsistent with the standing and sessional orders, have effect notwithstanding anything contained in the standing and sessional orders; and
- (5) a message be sent to the Senate acquainting it of this resolution and requesting that it concur and take action accordingly.

Mr Latham moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words:

- (1) the House invites His Excellency Hu Jintao, President of the People’s Republic of China, to attend and address the House, on Friday 24 October 2003, at a time to be notified by the Speaker, provided that any business before the House at that time shall be interrupted and the Speaker shall fix a time for the resumption of business later in the day;
- (2) the House invites the Senate to meet with the House in this Chamber for this purpose;
- (3) at the meeting of the two Houses for this purpose:
- (a) the Speaker shall preside at the meeting;
- (b) the only proceedings during this period shall be welcoming remarks by the Prime Minister and Leader of the Opposition and an address by the President of the People’s Republic of China; and
- (c) the procedures of the House shall apply to the meeting so far as they are applicable;
- (4) the routine of business for Friday 24 October 2003 shall be as follows:
1. Notices and orders of the day. 2. Questions without notice 3. Presentation of papers. 4. Ministerial statements, by leave 5. Matter of public importance. 6. Notices and orders of the day;
- provided that the proceedings shall be interrupted at a time to be notified by the Speaker for President Hu to address the House; and that the question that the House adjourn be put at 5.30 p.m., and the House be adjourned at 6 p.m.; and
- (5) after the address by President Hu has concluded, the routine of business, as specified in this resolution shall be resumed.

Debate ensued.

Question—That the amendment be agreed to—put.

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

AYES, 61

Mr Adams	Mr L. D. T. Ferguson	Mr Latham	Mr Ripoll
Mr Albanese	Mr M. J. Ferguson	Ms Livermore	Ms Roxon
Mr Andren	Mr Fitzgibbon	Mr McClelland	Mr Rudd
Mr Beazley	Ms George	Ms J. S. McFarlane	Mr Sawford
Mr Bevis	Mr Gibbons	Ms Macklin	Mr Sciacca
Mr Brereton	Ms Grierson	Mr McLeay	Mr Sercombe*
Ms Burke	Mr Griffin	Mr McMullan	Mr Sidebottom
Mr Byrne	Ms Hall	Mr Melham	Mr S. F. Smith
Ms Corcoran	Mr Hatton	Mr Mossfield	Mr Swan
Mr Cox	Ms Hoare	Mr Murphy	Mr Tanner
Mrs Crosio	Mrs Irwin*	Mr B. P. O’Connor	Mr K. J. Thomson
Mr Danby*	Ms Jackson	Mr G. M. O’Connor	Mr Windsor
Mr Edwards	Mr Jenkins	Mr Organ	Mr Zahra
Ms Ellis	Mr Katter	Ms Plibersek	
Mr Emerson	Mr Kerr	Mr Price	
Mr Evans	Ms C. F. King	Mr Quick*	

NOES, 73

Mr Abbott	Mr Downer	Mrs D. M. Kelly	Mr Scott
Mr Anderson	Mrs Draper	Jackie Kelly	Mr Secker
Mr K. J. Andrews	Mr Dutton	Mrs Ley	Mr Slipper
Mr Anthony	Mrs Elson	Mr Lindsay	Mr A. D. H. Smith
Fran Bailey	Mr Entsch	Mr Lloyd	Mr Somlyay
Mr Baird	Mr Farmer	Mr McArthur*	Dr Southcott
Mr Baldwin	Mr Forrest*	Mr I. E. Macfarlane	Dr Stone
Mr Barresi	Mrs Gallus	Mr McGauran	Mr Ticehurst
Mr Bartlett	Ms Gambaro	Mrs May	Mr Tollner
Mr Billson	Mrs Gash*	Mrs Moylan	Mr Truss
Mrs B. K. Bishop	Mr Haase	Mr Nairn	Mr Tuckey
Ms J. I. Bishop	Mr Hardgrave	Dr Nelson	Mr M. A. J. Vaile
Mr Brough	Mr Hartsuyker*	Ms Panopoulos	Mrs D. S. Vale
Mr Cadman	Mr Hawker	Mr Pearce	Mr Wakelin
Mr Cameron	Mr Hockey	Mr Prosser	Dr Washer
Mr Causley	Mrs Hull	Mr Pyne	Ms Worth
Mr Charles	Mr Hunt	Mr Randall	
Mr Ciobo	Mr Johnson	Mr Ruddock	
Mr Cobb	Mr Jull	Mr Schultz	

* Tellers

And so it was negatived.

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

6 MARITIME TRANSPORT SECURITY BILL 2003

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 by Mr M. J. Ferguson who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words:

“whilst not declining to give the Bill a second reading, the House condemns the Government for:

- (1) sacrificing Australia’s national interest and risking security with their anti-Australian shipping policies that favour foreign vessels and crew in the name of cheap shipping costs; and
- (2) being tardy with the development of this important maritime security framework by not properly consulting the whole industry”.

Debate continued.

Amendment negatived.

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

Leave granted for third reading to be moved forthwith.

On the motion of Mr Anderson (Minister for Transport and Regional Services), the Bill was read a third time.

7 SPAM BILL 2003

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.

8 QUESTIONS

Questions without notice being asked—

Paper

Mr McClelland, by leave, presented the following paper:

Statement provided to ABC 7.30 Report by Mr Karim Kisrwani—Copy of letter from Mr Robert McClelland, Shadow Attorney-General to Mr Daryl Williams, Attorney-General, 7 July 2003.

Questions without notice continued.

9 SECTION 57 OF THE CONSTITUTION—MINISTERIAL STATEMENT—MOTION TO TAKE NOTE OF PAPER

Mr Howard (Prime Minister), by leave, made a ministerial statement on section 57 of the Constitution and presented the following paper:

Resolving Deadlocks: A discussion paper on section 57 of the Australian Constitution.

Mr Abbott (Leader of the House) moved—That the House take note of the paper.

Suspension of standing and sessional orders—Time for speech

Mr Abbott, by leave, moved—That so much of the standing and sessional orders be suspended as would prevent Mr Crean (Leader of the Opposition) speaking for a period not exceeding 23 minutes.

Question—put and passed.

Mr Crean addressed the House.

Paper

Mr Crean, by leave, presented the following paper:

Constitutional reform and the resolution of parliamentary deadlock—Australian Labor Party policy discussion paper, October 2003.

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

10 PAPERS

The following papers were presented:

Aboriginals Benefit Account—Report for 2002-03.

Australia Post—Report for 2002-03.

Australian Bureau of Statistics—Report for 2002-03.

Australian Crime Commission—Report on assumed identities under Section 15XUA of the *Crimes Act 1914* for 2002-03.

Australian Electoral Commission—Report for 2002-03.

Department of Transport and Regional Services—Report for 2002-03.

Finance—Final budget outcome 2002-03.

International Air Services Commission—Report for 2002-03.

National Office for the Information Economy—Report for 2002-03.

Royal Australian Air Force Veterans' Residences Trust Fund—Report for 2002-03.

Services Trust Funds—Report for 2002-03.

Treaties—

Bilateral—Text, together with national interest analysis and annexures—Agreement between the Government of Australia and the Government of the Republic of Kazakhstan on economic and commercial cooperation, done at Almaty on 7 May 1997.

Multilateral—Text, together with national interest analysis and annexures—International Labour Organization Convention No. 182: Convention concerning the prohibition and immediate action for the elimination of the worst forms of child labour done at Geneva on 17 June 1999.

United Nations—Committee on the Rights of the Child—Australia's combined second and third reports under the Convention on the Rights of the Child, March 2003.

11 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—LAW ENFORCEMENT

The House was informed that Ms Roxon had proposed that a definite matter of public importance be submitted to the House for discussion, namely, "The importance of impartial law enforcement for national security".

The proposed discussion having received the necessary support—

Ms Roxon addressed the House.

Discussion ensued.

Discussion concluded.

12 DISCHARGE OF ORDERS OF THE DAY

Fran Bailey (Parliamentary Secretary to the Minister for Defence), by leave, moved—That the following orders of the day, government business, including certain tariff proposals comprising part of order of the day No. 140, be discharged:

Australasian Police Ministers' Council—Report—Motion to take note of paper: Resumption of debate (*from 28 May 2003—Mr McMullan*) on the motion of Mr Abbott—That the House take note of the paper.

National Crime Authority—Report—Motion to take note of paper: Resumption of debate (*from 27 May 2003—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

NCA Inter-Governmental Committee Member—Paper—Motion to take note of paper: Resumption of debate (*from 27 May 2003—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Operation of the Prohibition on Interactive Gambling Advertisements—Report—Motion to take note of paper: Resumption of debate (*from 15 May 2003—Mr Latham*) on the motion of Mr Abbott—That the House take note of the paper.

Advance to the Finance Minister—Paper—Motion to take note of paper: Resumption of debate (*from 14 May 2003—Mr Latham*) on the motion of Mr Abbott—That the House take note of the paper.

Advance to the Finance Minister—Issues Paper—Motion to take note of paper: Resumption of debate (*from 14 May—Mr Latham*) on the motion of Mr Abbott—That the House take note of the paper.

Expert Advisory Group on Hepatitis C and Plasma in 1990—Report—Motion to take note of paper: Resumption of debate (*from 14 May 2003—Mr Latham*) on the motion of Mr Abbott—That the House take note of the paper.

Payment Systems Board—Report—Motion to take note of paper: Resumption of debate (*from 13 May 2003—Ms Roxon*) on the motion of Mr Williams—That the House take note of the paper.

Independent Soccer Review Committee—Report—Motion to take note of paper: Resumption of debate (*from 13 May 2003—Ms Roxon*) on the motion of Mr Williams—That the House take note of the paper.

Pharmaceutical Benefits Pricing Authority—Report—Motion to take note of paper: Resumption of debate (*from 13 May 2003—Ms Roxon*) on the motion of Mr Williams—That the House take note of the paper.

Public Accounts and Audit—Joint Statutory Committee—Report—Review of the Accrual Budget Documentation—Government Response—Motion to take note of paper: Resumption of debate (*from 13 May 2003—Ms Roxon*) on the motion of Mr Williams—That the House take note of the paper.

Australia and the Asian Development Bank—Report—Motion to take note of paper: Resumption of debate (*from 13 May 2003—Ms Roxon*) on the motion of Mr Williams—That the House take note of the paper.

Australia and the IMF—Report—Motion to take note of paper: Resumption of debate (*from 13 May 2003—Ms Roxon*) on the motion of Mr Williams—That the House take note of the paper.

Australia and the World Bank—Report—Motion to take note of paper: Resumption of debate (*from 13 May 2003—Ms Roxon*) on the motion of Mr Williams—That the House take note of the paper.

Health Services Australia—Paper—Motion to take note of paper: Resumption of debate (*from 13 May 2003—Ms Roxon*) on the motion of Mr Williams—That the House take note of the paper.

Foreign Affairs, Defence and Trade—Joint Standing Committee—Report—Review of Foreign Affairs, Trade and Defence Annual Reports 2000-2001—Government Response—Motion to take note of paper: Resumption of debate (*from 27 March 2003—Mr McMullan*) on the motion of Mr Abbott—That the House take note of the paper.

Foreign Affairs, Defence and Trade—Joint Standing Committee—Report—Australia's Role in United Nations Reform—Government Response—Motion to take note of paper: Resumption of debate (*from 27 March 2003—Mr McMullan*) on the motion of Mr Abbott—That the House take note of the paper.

Employment, Education and Workplace Relations—Standing Committee—Report—Shared Endeavours—An Inquiry Into Employee Share Ownership In Australia—Government Response—Motion to take note of paper: Resumption of debate (from 27 March 2003—*Mr McMullan*) on the motion of Mr Abbott—That the House take note of the paper.

Department of Transport and Regional Services—Paper—Motion to take note of paper: Resumption of debate (from 26 March 2003—*Mr Swan*) on the motion of Mr McGauran—That the House take note of the paper.

Department of Health and Ageing—Paper—Motion to take note of paper: Resumption of debate (from 26 March 2003—*Mr Swan*) on the motion of Mr McGauran—That the House take note of the paper.

Department of Immigration and Multicultural and Indigenous Affairs—Paper—Motion to take note of paper: Resumption of debate (from 25 March 2003—*Mr Swan*) on the motion of Mr McGauran—That the House take note of the paper.

Ministerial Statement on Maralinga Rehabilitation Technical Advisory Committee Report—Papers—Motion to take note of paper: Resumption of debate (from 25 March 2003—*Mr McGauran, in continuation*) on the motion of Mr McGauran—That the House take note of the paper.

Advisory Panel on the Marketing of Infant Health Formula—Report—Motion to take note of paper: Resumption of debate (from 20 March 2003—*Mr Sidebottom*) on the motion of Mr Abbott—That the House take note of the paper.

Private Health Insurance—Report on Premium Increases for the Quarter Beginning 1 January 2003—Motion to take note of paper: Resumption of debate (from 20 March 2003—*Mr Sidebottom*) on the motion of Mr Abbott—That the House take note of the paper.

Treaties—Joint Standing Committee—Report on Inquiry into the Convention on the Rights of the Child—Government Response—Motion to take note of paper: Resumption of debate (from 6 March 2003—*Mr McMullan*) on the motion of Mr Abbott—That the House take note of the paper.

National Health and Medical Research Council—Report—Motion to take note of paper: Resumption of debate (from 5 March 2003—*Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Kimberley Land Council—Report—Motion to take note of paper: Resumption of debate (from 13 February 2003—*Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

South West Aboriginal Land and Sea Council—Report—Motion to take note of paper: Resumption of debate (from 13 February 2003—*Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Yamatji Barna Baba Maaja Aboriginal Corporation—Report—Motion to take note of paper: Resumption of debate (from 13 February 2003—*Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Gurang Land Council (Aboriginal Corporation) Native Title Representative Body—Report—Motion to take note of paper: Resumption of debate (from 13 February 2003—*Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Ngaanyatjarra Council (Aboriginal Corporation) Native Title Unit—Report—Motion to take note of paper: Resumption of debate (from 13 February 2003—*Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Productivity Commission—Report No. 25—Motion to take note of paper: Resumption of debate (from 13 February 2003—*Ms Macklin*) on the motion of Mr Abbott—That the House take note of the paper.

Takeovers Panel—Report—Motion to take note of paper: Resumption of debate (from 13 February 2003—*Ms Macklin*) on the motion of Mr Abbott—That the House take note of the paper.

Industry Research and Development Board—Report—Motion to take note of paper: Resumption of debate (from 13 February 2003—*Ms Macklin*) on the motion of Mr Abbott—That the House take note of the paper.

Advance to the Finance Minister—Paper—Motion to take note of paper: Resumption of debate (from 6 February 2003—*Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

New Business Tax System (Consolidation and Other Measures) Bill (No. 2) 2002 and New Business Tax System (Venture Capital Deficit Tax) Bill 2002—Corrections to Explanatory Memorandum—

Motion to take note of paper: Resumption of debate (*from 6 February 2003—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Independent Review of Private Health Insurance Gap Cover Schemes—Report—Motion to take note of paper: Resumption of debate (*from 4 February 2003—Mr Latham*) on the motion of Dr Stone—That the House take note of the paper.

Central Land Council—Report—Motion to take note of paper: Resumption of debate (*from 4 February 2003—Mr Latham*) on the motion of Dr Stone—That the House take note of the paper.

Gene Technology Regulator—Quarterly Report for 1 July to 30 September 2002—Motion to take note of paper: Resumption of debate (*from 4 February 2003—Mr Latham*) on the motion of Dr Stone—That the House take note of the paper.

Tobacco Advertising Prohibition Act—Paper—Motion to take note of paper: Resumption of debate (*from 4 February 2003—Mr Latham*) on the motion of Dr Stone—That the House take note of the paper.

Annual Reports of Advisory Panel on Marketing in Australia of Infant Formula—Corrigenda—Motion to take note of paper: Resumption of debate (*from 4 February 2003—Mr Latham*) on the motion of Dr Stone—That the House take note of the paper.

Goldfields Land and Sea Council—Report—Motion to take note of paper: Resumption of debate (*from 4 February 2003—Mr Latham*) on the motion of Dr Stone—That the House take note of the paper.

Queensland South Representative Body Aboriginal Corporation—Report—Motion to take note of paper: Resumption of debate (*from 4 February 2003—Mr Latham*) on the motion of Dr Stone—That the House take note of the paper.

Family and Community Services Legislation Amendment Bill 2002—Correction to Explanatory Memorandum—Motion to take note of paper: Resumption of debate (*from 4 February 2003—Mr Latham*) on the motion of Dr Stone—That the House take note of the paper.

Productivity Commission—Report—Motion to take note of paper: Resumption of debate (*from 12 December 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Taxation Laws Amendment (Earlier Access to Farm Management Deposits) Bill 2002—Corrections to Explanatory Memorandum—Motion to take note of paper: Resumption of debate (*from 11 December 2002—Mr Swan*) on the motion of Mr Tuckey—That the House take note of the paper.

Export Market Development Grants—Paper—Motion to take note of paper: Resumption of debate (*from 10 December 2002—Mr Swan*) on the motion of Mr McGauran—That the House take note of the paper.

National Road Transport Commission—Erratum—Motion to take note of paper: Resumption of debate (*from 10 December 2002—Mr Swan*) on the motion of Mr McGauran—That the House take note of the paper.

Australian Taxation Office—Data-Matching Program—Report—Motion to take note of paper: Resumption of debate (*from 4 December 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

States Grants (Primary and Secondary Education Assistance) Act—Report—Motion to take note of paper: Resumption of debate (*from 4 December 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Managing Migration—Ministerial Statement—Motion to take note of paper: Resumption of debate (*from 3 December 2002—Mr Ruddock*) on the motion of Mr Williams—That the House take note of the paper.

Office of the Employment Advocate—Erratum—Motion to take note of paper: Resumption of debate (*from 3 December 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Freedom of Information Act—Report—Motion to take note of paper: Resumption of debate (*from 3 December 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Mid-Year Economic Review and Fiscal Outlook 2002-2003—Motion to take note of paper: Resumption of debate (*from 3 December 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Consolidated Financial Statements—2001-2002—Paper—Motion to take note of paper: Resumption of debate (*from 3 December 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Department of Health and Ageing—Erratum—Motion to take note of paper: Resumption of debate (*from 3 December 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Health Services Australia—Report—Motion to take note of paper: Resumption of debate (*from 3 December 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Medibank Private—Statement of Corporate Intent 2002-2005—Motion to take note of paper: Resumption of debate (*from 3 December 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Companies Auditors and Liquidators Disciplinary Board—Report—Motion to take note of paper: Resumption of debate (*from 3 December 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Office of the Employment Advocate—Report—Motion to take note of paper: Resumption of debate (*from 12 November 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Commonwealth Ombudsman—Report—Motion to take note of paper: Resumption of debate (*from 12 November 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Administrative Appeals Tribunal—Report—Motion to take note of paper: Resumption of debate (*from 23 October 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Department of Family and Community Services—Report—Volume 1—Motion to take note of paper: Resumption of debate (*from 23 October 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Department of Family and Community Services—Report—Volume 2—Motion to take note of paper: Resumption of debate (*from 23 October 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Social Security Appeals Tribunal—Report—Motion to take note of paper: Resumption of debate (*from 23 October 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Centrelink—Report—Motion to take note of paper: Resumption of debate (*from 22 October 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

Customs Tariff Proposal No. 1 (2002)—*moved 29 May 2002*—Resumption of debate (*Dr Lawrence*).

Customs Tariff Proposal No. 2 (2002)—*moved 26 June 2002*—Resumption of debate (*Mr Cox*).

Customs Tariff Proposal No. 2 (2003)—*moved 27 March 2003*—Resumption of debate (*Mr Sidebottom*).

Question—put and passed.

13 SELECTION COMMITTEE—REPORT

Mr Causley (Chair) presented the following paper:

Selection Committee—Report relating to the consideration of committee and delegation reports and private Members' business on Monday, 13 October 2003.

14 PUBLIC ACCOUNTS AND AUDIT—JOINT COMMITTEE—REPORT—STATEMENTS BY MEMBERS

Mr Charles (Chair) presented the following paper:

Public Accounts and Audit—Joint Committee—Report 396—Review of Auditor-General's Reports 2002-2003—First, second and third quarters, September 2003.

Ordered to be printed.

Mr Charles and Ms Plibersek, by leave, made statements in connection with the report.

15 CIVIL AVIATION AMENDMENT BILL 2003—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 Hockey (Minister for Small Business and Tourism), by leave, the Bill was read a third time.

16 MESSAGES FROM THE SENATE

Messages from the Senate were reported:

- (a) returning the Sex Discrimination Amendment (Pregnancy and Work) Bill 2002 and acquainting the House that the Senate does not insist upon its amendments disagreed to by the House of Representatives—Message No. 340—7 October 2003; and
- (b) returning the Crimes (Overseas) Amendment Bill 2003 without amendment—Message No. 341—8 October 2003.

17 MESSAGE FROM THE SENATE—SUPERANNUATION (SURCHARGE RATE REDUCTION) AMENDMENT BILL 2003

Message No. 337, 7 October 2003, from the Senate was reported returning the Superannuation (Surcharge Rate Reduction) Amendment Bill 2003 with amendments.

Ordered—That the amendments be considered forthwith.

Mr Cameron (Parliamentary Secretary to the Treasurer) moved—That amendments Nos 1 to 26 and 28 to 32 be agreed to.

Debate ensued.

Question—put.

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

AYES, 75

Mr Abbott	Mr Costello	Mr Jull	Mr Schultz
Mr Anderson	Mr Downer	Mr Katter	Mr Secker
Mr K. J. Andrews	Mrs Draper	Mrs D. M. Kelly	Mr Slipper
Mr Anthony	Mr Dutton	Mrs Ley	Mr A. D. H. Smith
Fran Bailey	Mrs Elson	Mr Lindsay	Mr Somlyay
Mr Baird	Mr Entsch	Mr Lloyd	Dr Southcott
Mr Baldwin	Mr Farmer	Mr McArthur*	Dr Stone
Mr Barresi	Mr Forrest*	Mr I. E. Macfarlane	Mr Ticehurst
Mr Bartlett	Mrs Gallus	Mr McGauran	Mr Tollner
Mr Billson	Ms Gambaro	Mrs May	Mr Truss
Mrs B. K. Bishop	Mrs Gash*	Mrs Moylan	Mr Tuckey
Ms J. I. Bishop	Mr Haase	Mr Nairn	Mr M. A. J. Vaile
Mr Brough	Mr Hardgrave	Dr Nelson	Mrs D. S. Vale
Mr Cadman	Mr Hartsuyker*	Ms Panopoulos	Mr Wakelin
Mr Cameron	Mr Hawker	Mr Pearce	Dr Washer
Mr Causley	Mr Hockey	Mr Prosser	Mr Williams
Mr Charles	Mrs Hull	Mr Pyne	Mr Windsor
Mr Ciobo	Mr Hunt	Mr Randall	Ms Worth
Mr Cobb	Mr Johnson	Mr Ruddock	

NOES, 58

Mr Adams	Mr L. D. T. Ferguson	Mr Latham	Mr Ripoll
Mr Albanese	Mr M. J. Ferguson	Ms Livermore	Ms Roxon
Mr Andren	Ms George	Mr McClelland	Mr Rudd
Mr Beazley	Mr Gibbons	Ms J. S. McFarlane	Mr Sawford
Mr Bevis	Ms Gillard	Ms Macklin	Mr Sciacca
Mr Brereton	Ms Grierson	Mr McLeay	Mr Sercombe*
Ms Burke	Mr Griffin	Mr McMullan	Mr Sidebottom
Mr Byrne	Ms Hall	Mr Melham	Mr S. F. Smith
Ms Corcoran	Mr Hatton	Mr Mossfield	Mr Swan
Mr Cox	Ms Hoare	Mr Murphy	Mr Tanner
Mrs Crosio	Mrs Irwin*	Mr B. P. O'Connor	Mr K. J. Thomson
Mr Danby*	Ms Jackson	Mr G. M. O'Connor	Mr Wilkie
Mr Edwards	Mr Jenkins	Ms Plibersek	Mr Zahra
Ms Ellis	Mr Kerr	Mr Price	
Mr Evans	Ms C. F. King	Mr Quick*	

* Tellers

And so it was resolved in the affirmative.

Mr Cameron moved—That amendment No. 27 be disagreed to.

Debate ensued.

Question—put.

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

AYES, 75

Mr Abbott	Mr Downer	Mr Katter	Mr Scott
Mr Anderson	Mrs Draper	Mrs D. M. Kelly	Mr Secker
Mr K. J. Andrews	Mr Dutton	Mrs Ley	Mr Slipper
Mr Anthony	Mrs Elson	Mr Lindsay	Mr A. D. H. Smith
Fran Bailey	Mr Entsch	Mr Lloyd	Mr Somlyay
Mr Baird	Mr Farmer	Mr McArthur*	Dr Southcott
Mr Baldwin	Mr Forrest*	Mr I. E. Macfarlane	Dr Stone
Mr Barresi	Mrs Gallus	Mr McGauran	Mr Ticehurst
Mr Bartlett	Ms Gambaro	Mrs May	Mr Tollner
Mr Billson	Mrs Gash*	Mrs Moylan	Mr Truss
Mrs B. K. Bishop	Mr Haase	Mr Nairn	Mr Tuckey
Ms J. I. Bishop	Mr Hardgrave	Dr Nelson	Mr M. A. J. Vaile
Mr Brough	Mr Hartsuyker*	Ms Panopoulos	Mrs D. S. Vale
Mr Cadman	Mr Hawker	Mr Pearce	Mr Wakelin
Mr Cameron	Mr Hockey	Mr Prosser	Dr Washer
Mr Charles	Mrs Hull	Mr Pyne	Mr Williams
Mr Ciobo	Mr Hunt	Mr Randall	Mr Windsor
Mr Cobb	Mr Johnson	Mr Ruddock	Ms Worth
Mr Costello	Mr Jull	Mr Schultz	

NOES, 56

Mr Albanese	Mr Evans	Ms C. F. King	Mr Quick*
Mr Andren	Mr M. J. Ferguson	Mr Latham	Mr Ripoll
Mr Beazley	Ms George	Ms Livermore	Ms Roxon
Mr Bevis	Mr Gibbons	Mr McClelland	Mr Rudd
Mr Brereton	Ms Gillard	Ms J. S. McFarlane	Mr Sawford
Ms Burke	Ms Grierson	Ms Macklin	Mr Sciacca
Mr Byrne	Mr Griffin	Mr McLeay	Mr Sercombe*
Ms Corcoran	Ms Hall	Mr Melham	Mr Sidebottom
Mr Cox	Mr Hatton	Mr Mossfield	Mr S. F. Smith
Mrs Crosio	Ms Hoare	Mr Murphy	Mr Swan
Mr Danby*	Mrs Irwin*	Mr B. P. O'Connor	Mr Tanner
Mr Edwards	Ms Jackson	Mr G. M. O'Connor	Mr K. J. Thomson
Ms Ellis	Mr Jenkins	Ms Plibersek	Mr Wilkie
Mr Emerson	Mr Kerr	Mr Price	Mr Zahra

* Tellers

And so it was resolved in the affirmative.

Mr Cameron presented reasons, which were circulated, and are as follows:

*Reasons of the House of Representatives for disagreeing to the amendment of the Senate
Amendment 27*

This amendment would amend the *Superannuation Industry (Supervision) Act 1993* to insert a definition of 'partner', alter the definitions of 'dependant' and 'spouse', and alter the covenants included in governing rules of superannuation funds to specifically deal with same-sex relationships.

The superannuation surcharge rate reduction measure is aimed at removing the disincentive facing those individuals able to save for their retirement. Therefore the House considers that the measure being dealt with by this Bill only applies to an individual. The measure does not distinguish between eligible individuals in same-sex relationships or any other relationships. The surcharge rate reduction will benefit a surchargeable gay or lesbian person, as it will a surchargeable married or single heterosexual person. Therefore the House considers that this amendment is not necessary because there is no possible discrimination in respect of the operation of this Bill.

On the broader issue of payment of death benefits, superannuation fund trustees can already take into account same-sex partners when distributing death benefits, as they do with other dependent relationships. The *Superannuation Industry (Supervision) Act 1993* already provides that superannuation funds may cash the benefits of a deceased member in favour of either or both the member's legal personal representative or one or more of the member's dependants. A dependant is ordinarily interpreted to include those partly financially dependent or financially inter-dependent with the member. Therefore, same-sex partners can usually access the death benefits of their partner where the dependency test is met and the House considers that this amendment is not necessary.

Additionally, where cohabiting persons have joint financial commitments, and financial dependency is shown, the death benefits paid to the partner of the deceased member are concessionally taxed. This is the same concessional tax treatment that is afforded to any dependant, whether they are husband or wife, same-sex partner, parent or child of the deceased. Also then for this reason the House considers that this amendment is not necessary.

On the motion of Mr Cameron, the reasons were adopted.

18 MESSAGE FROM THE GOVERNOR-GENERAL—SUPERANNUATION (GOVERNMENT CO-CONTRIBUTION FOR LOW INCOME EARNERS) BILL 2003

Message No. 174, 10 September 2003, from His Excellency the Governor-General was announced recommending an appropriation for the purpose of amendments to a Bill for an Act to provide for contributions to be made towards the superannuation of low income earners, and for related purposes.

19 MESSAGE FROM THE SENATE—SUPERANNUATION (GOVERNMENT CO-CONTRIBUTION FOR LOW INCOME EARNERS) BILL 2003

Message No. 338, 7 October 2003, from the Senate was reported returning the Superannuation (Government Co-contribution for Low Income Earners) Bill 2003 and requesting the House to amend the Bill as indicated by schedule A annexed. The Senate informed the House that the amendments indicated by schedule B annexed have been made by the Senate.

Ordered—That the amendments requested by the Senate be considered forthwith.

On the motion of Mr Cameron (Parliamentary Secretary to the Treasurer), the requested amendments were made.

20 MESSAGE FROM THE SENATE—SUPERANNUATION (GOVERNMENT CO-CONTRIBUTION FOR LOW INCOME EARNERS) (CONSEQUENTIAL AMENDMENTS) BILL 2003

Message No. 339, 7 October 2003, from the Senate was reported returning the Superannuation (Government Co-contribution for Low Income Earners) (Consequential Amendments) Bill 2003 with amendments.

Ordered—That the amendments be considered forthwith.

On the motion of Mr Cameron (Parliamentary Secretary to the Treasurer), amendments Nos 1 to 6 and 8 to 11 were disagreed to.

Mr Cameron presented reasons, which were circulated, and are as follows:

Reasons of the House of Representatives for disagreeing to the amendments of the Senate

Amendments 1 to 6 and 8 to 11

These amendments would amend the *Superannuation (Government Co-contribution for Low Income Earners) (Consequential Amendments) Bill 2003* to insert, and in some cases replace, definitions within various superannuation and taxation legislation for ‘dependant’, ‘interdependency relationship’, ‘partner’, ‘spouse’, and include covenants in the governing rules of superannuation funds to specifically deal with same-sex relationships.

The superannuation Co-contribution for low-income earners is aimed at boosting the superannuation savings of low-income earners. Therefore the House considers that the measure being dealt with by this Bill only applies to an individual. The measure does not distinguish between eligible individuals in same-sex relationships or any other relationships. The Co-contribution will be available to an eligible gay or lesbian person, as it will be to an eligible married person or eligible single heterosexual person. Therefore the House considers that these amendments are not necessary because there is no possible discrimination in respect of the operation of this Bill.

On the broader issue of payment of death benefits, superannuation fund trustees can already take into account same-sex partners when distributing death benefits, as they do with other dependent relationships. The *Superannuation Industry (Supervision) Act 1993* already provides that superannuation funds may cash the benefits of a deceased member in favour of either or both the member’s legal personal representative or one or more of the member’s dependants. A dependant is ordinarily interpreted to include those partly financially dependent or financially inter-dependent with the member. Therefore, same-sex partners can usually access the death benefits of their partner where the dependency test is met and the House considers that these amendments are not necessary.

Additionally, where cohabiting persons have joint financial commitments, and financial dependency is shown, the death benefits paid to the partner of the deceased member are concessionally taxed. This is the same concessional tax treatment that is afforded to any dependant, whether they are husband or wife, same-sex partner, parent or child of the deceased. Also then for this reason the House considers that these amendments are not necessary.

On the motion of Mr Cameron, the reasons were adopted.

On the motion of Mr Cameron, amendments Nos 7 and 12 were agreed to.

21 SPAM BILL 2003

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 Billson addressing the House—

22 ADJOURNMENT

It being 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 a.m.

PAPERS

The following papers were deemed to have been presented on 8 October 2003:

Albury-Wodonga Development Corporation—Determination under section 5A(1), 1 October 2003.

Higher Education Funding Act—Determination—2003 No. T18.

Lands Acquisition Act—

Statement under sub-section 40(3), October 2003.

Statement under section 125(5), October 2003.

Natural Heritage Trust of Australia Act and Natural Resources Management (Financial Assistance) Act—Bilateral agreement to deliver the natural heritage trust extension between the Commonwealth of Australia and the State of New South Wales, August 2003.

Safety, Rehabilitation and Compensation Act—Declaration, 23 September 2003.

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Georgiou, Dr Kemp, Mr P. E. King, Dr Lawrence, Mr Neville, Ms O'Byrne, Mr Snowdon*, Mr C. P. Thompson and Ms Vamvakinou.

* On leave

I. C. HARRIS

Clerk of the House of Representatives

2002-03

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 124

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

WEDNESDAY, 8 OCTOBER 2003

1 The Main Committee met at 9.40 a.m.

2 MEMBERS' STATEMENTS

Members' statements were made.

3 CIVIL AVIATION AMENDMENT BILL 2003

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 by Mr M. J. Ferguson who moved, as an amendment—That all words after “That” be omitted with a view to substituting the following words: “whilst not declining to give the Bill a second reading, the House condemns the Government for its failure to match its promises in respect of air safety with comparable decisions, as demonstrated by its:

- (1) refusal to overturn a decision to close the air traffic control terminal control units in Perth, Adelaide, Cairns and Sydney;
- (2) failure to deliver an effective and rigorous aviation security regime for the travelling public and those living under flight paths, especially in regional Australia;
- (3) taking a great risk with the lives of the travelling public by outsourcing the design of Australian airspace to enthusiastic amateurs; and
- (4) approach to aerservices which demonstrate, in the case of Bankstown, Hoxton Park, Camden and Point Cook airports, an approach which reveals a grab for cash, rather than a priority to aviation safety”.

Debate continued.

Suspension of sitting

At 10.33 a.m., a division having been called in the House, the proceedings were suspended.

Resumption of sitting

At 10.46 a.m., the proceedings were resumed.

Debate continued.

Suspension of sitting

At 11.11 a.m., a division having been called in the House, the proceedings were suspended.

Resumption of sitting

At 11.22 a.m., the proceedings were resumed.

Debate continued.

Suspension of sitting

At 11.47 a.m., a division having been called in the House, the proceedings were suspended.

Resumption of sitting

At 11.57 a.m., the proceedings were resumed.

Debate continued.

Amendment negatived.

Question—That the Bill be now read a second time—put and passed—Bill read a second time.

Consideration in detail

Bill, by leave, taken as a whole.

Paper

Mrs D. M. Kelly (Parliamentary Secretary to the Minister for Trade) presented a supplementary explanatory memorandum to the Bill.

On the motion of Mrs D. M. Kelly, by leave, Government amendments (1) to (13) were made together.

Bill, as amended, agreed to.

Consideration in detail concluded.

Ordered—That the Bill be reported to the House with amendments.

4 ADJOURNMENT

On the motion of Mrs D. M. Kelly (Parliamentary Secretary to the Minister for Trade), the Main Committee adjourned at 1.02 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