

2004-05

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

**VOTES AND PROCEEDINGS**

No. 28

WEDNESDAY, 11 MAY 2005

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- 1 The House met, at 9 a.m., pursuant to adjournment. The Speaker (the Honourable David Hawker) took the Chair, and read Prayers.
- 2 **SOCIAL SECURITY LEGISLATION AMENDMENT (ONE-OFF PAYMENTS FOR CARERS) BILL 2005**  
 Mrs Ley (Parliamentary Secretary—Children and Youth Affairs), pursuant to notice, presented a Bill for an Act to provide for one-off payments to carers, and for related purposes.  
 Bill read a first time.  
 Mrs Ley moved—That the bill be now read a second time.  
*Document*  
 Mrs Ley presented an explanatory memorandum to the bill.  
 Debate adjourned (Mr McClelland), and the resumption of the debate, by leave, made an order of the day for a later hour.
- 3 **AUSTRALIAN TECHNICAL COLLEGES (FLEXIBILITY IN ACHIEVING AUSTRALIA'S SKILLS NEEDS) BILL 2005**  
 Mr Hardgrave (Minister for Vocational and Technical Education), for Dr Nelson (Minister for Education, Science and Training), pursuant to notice, presented a Bill for an Act to introduce business, industry and community leadership in the flexible provision of skills training and education for young Australians through granting financial assistance for establishing and operating Australian Technical Colleges, and for related purposes.  
 Bill read a first time.  
 Mr Hardgrave moved—That the bill be now read a second time.  
*Document*  
 Mr Hardgrave presented an explanatory memorandum to the bill.  
 Debate adjourned (Mr McClelland), and the resumption of the debate made an order of the day for the next sitting.
- 4 **SKILLING AUSTRALIA'S WORKFORCE BILL 2005**  
 Mr Hardgrave (Minister for Vocational and Technical Education), for Dr Nelson (Minister for Education, Science and Training), pursuant to notice, presented a Bill for an Act to grant financial assistance to the States and to other persons for vocational education and training, and for related purposes.  
 Bill read a first time.  
 Mr Hardgrave moved—That the bill be now read a second time.  
*Document*  
 Mr Hardgrave presented an explanatory memorandum to the bill.  
 Debate adjourned (Ms Macklin—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.

**5 SKILLING AUSTRALIA'S WORKFORCE (REPEAL AND TRANSITIONAL PROVISIONS) BILL 2005**

Mr Hardgrave (Minister for Vocational and Technical Education), for Dr Nelson (Minister for Education, Science and Training), pursuant to notice, presented a Bill for an Act to repeal certain Acts relating to vocational education and training, to deal with transitional matters arising from the repeal of those Acts, and for related purposes.

Bill read a first time.

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

*Document*

Mr Hardgrave presented an explanatory memorandum to the bill.

Debate adjourned (Ms Macklin—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.

**6 HEALTH LEGISLATION AMENDMENT (AUSTRALIAN COMMUNITY PHARMACY AUTHORITY) BILL 2005**

Ms J. Bishop (Minister for Ageing), for Mr Abbott (Minister for Health and Ageing), pursuant to notice, presented a Bill for an Act to amend legislation relating to health, and for related purposes.

Bill read a first time.

Ms J. Bishop moved—That the bill be now read a second time.

*Document*

Ms J. Bishop presented an explanatory memorandum to the bill.

Debate adjourned (Ms Macklin—Deputy Leader of the Opposition), and the resumption of the debate made an order of the day for the next sitting.

**7 SOCIAL SECURITY AMENDMENT (EXTENSION OF YOUTH ALLOWANCE AND AUSTUDY ELIGIBILITY TO NEW APPRENTICES) BILL 2005**

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 Ms Macklin (Deputy Leader of the Opposition) 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) creating a skills crisis through a continued failure to provide the necessary training opportunities for all Australians during their nine long years in office;
- (2) their failure to ensure the quality of training in the New Apprenticeships Scheme;
- (3) ignoring the alarmingly low completion rates among New Apprentices; and

calls on the Government to provide apprentices on Youth Allowance and Austudy the same income bank entitlements as full time students”.

Debate continued.

Amendment negatived.

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. 65, 14 March 2005, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the bill.

*Consideration in detail*

Bill, by leave, taken as a whole.

*Document*

Mr Hardgrave (Minister for Vocational and Technical Education) presented a supplementary explanatory memorandum to the bill.

On the motion of Mr Hardgrave, by leave, Government amendments (1) and (2) were made together, after debate.

Bill, as amended, agreed to.

Consideration in detail concluded.

On the motion of Mr Hardgrave, by leave, the bill was read a third time.

**8 SOCIAL SECURITY LEGISLATION AMENDMENT (ONE-OFF PAYMENTS FOR CARERS) BILL 2005**

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 Administrator*

Message No. 66, 10 May 2005, from His Excellency the Administrator was announced recommending an appropriation for the purposes of the bill.

Leave granted for third reading to be moved immediately.

On the motion of Mrs Ley (Parliamentary Secretary—Children and Youth Affairs), the bill was read a third time.

**9 CUSTOMS TARIFF AMENDMENT BILL (NO. 1) 2005**

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 immediately.

On the motion of Mr Hunt (Parliamentary Secretary to the Minister for the Environment and Heritage), the bill was read a third time.

**10 CRIMINAL CODE AMENDMENT (SUICIDE RELATED MATERIAL OFFENCES) BILL 2005**

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 immediately.

On the motion of Mr Ruddock (Attorney-General), the bill was read a third time.

**11 TAX LAWS AMENDMENT (IMPROVEMENTS TO SELF ASSESSMENT) BILL (NO. 1) 2005**

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 immediately.

On the motion of Mr Cobb (Parliamentary Secretary to the Minister for Transport and Regional Services), the bill was read a third time.

**12 SHORTFALL INTEREST CHARGE (IMPOSITION) BILL 2005**

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 immediately.

On the motion of Mr Cobb (Parliamentary Secretary to the Minister for Transport and Regional Services), the bill was read a third time.

**13 WORKPLACE RELATIONS AMENDMENT (EXTENDED PROHIBITION OF COMPULSORY UNION FEES) BILL 2005**

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

#### 14 QUESTIONS

Questions without notice were asked.

#### 15 DOCUMENTS

The following documents were presented:

Australian Communications Authority—National Relay Service—Performance report for 2003-04.

Australian Radiation Protection and Nuclear Safety Agency—Quarterly report of the Chief Executive Officer for period 1 October to 31 December 2004.

Interactive Gambling Act 2001—Report on the operation of the prohibition on interactive gambling advertisements, January to December 2003 and January to December 2004.

Treaties—

*Bilateral—Text, together with national interest analysis and annexures—*

Agreement between the Government of Australia and the Government of the Republic of Korea on Cooperation in the Fields of Energy and Mineral Resources done at Canberra on 30 August 2004.

Agreement between the Government of Australia and the Government of the Republic of Singapore concerning the Use of Shoalwater Bay Training Area and the Use of Associated Facilities in Australia.

Mutual recognition agreement on Conformity Assessment in Relation to Medicines Good manufacturing Practice Inspection and Certification between the Government of Australia and the Government of Canada done at Canberra on 16 March 2005.

*Multilateral—Text, together with national interest analysis and annexures—*

Amendments to Annex III [2005] ATS 9, and additional Annex VI [2005] ATNIF 5, to the Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade, done at Rotterdam on 10 September 1998 (Geneva, 24 September 2004).

Final Protocol and Partial Revision of the 2001 Radio Regulations, as incorporated in the International Telecommunications Union Final Acts of the World Radiocommunication Conference (WRC-03), done at Geneva on 4 July 2004 [2005] ATNIF 4.

Measure 1 (2003) Secretariat of the Antarctic Treaty, adopted at Madrid, Spain on 20 June 2003, under the Antarctic Treaty, done at Washington on 1 December 1959 [2005] ATNIF 03.

#### 16 DOCUMENT—MOTION TO TAKE NOTE OF DOCUMENT

Mr McGauran (Deputy Leader of the House) moved—That the House take note of the following document:

Australian Radiation Protection and Nuclear Safety Agency—Quarterly report of the Chief Executive Officer for period 1 October to 31 December 2004.

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

#### 17 SUSPENSION OF STANDING ORDER 31

Mr McGauran (Deputy Leader of the House), by leave, moved—That standing order 31 (automatic adjournment of the House) be suspended for Thursday, 12 May 2005.

Question—put and passed.

#### 18 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—TAX AND WELFARE POLICIES

The House was informed that Mr Fitzgibbon had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The decision of the Government to waste the opportunity to invest in economic and social reform in order to implement unfair tax and welfare policies”.

The proposed discussion having received the necessary support—

Mr Fitzgibbon addressed the House.

Discussion ensued.

Discussion concluded.

**19 MATTER REFERRED TO MAIN COMMITTEE**

Mr Bartlett (Chief Government Whip), by leave, moved—That the following order of the day be referred to the Main Committee for debate:

Employment, Workplace Relations and Workforce Participation—Standing Committee—Working for Australia's future: Increasing participation in the workforce—Report—Motion to take note of document: Resumption of debate.

Question—put and passed.

**20 PAYMENT SYSTEMS (REGULATION) AMENDMENT BILL 2005—REPORT FROM MAIN COMMITTEE**

The Deputy Speaker reported that the bill had been fully considered by the Main Committee and agreed to without amendment, and presented a certified copy of the bill.

Bill agreed to.

On the motion of Mr Macfarlane (Minister for Industry, Tourism and Resources), by leave, the bill was read a third time.

**21 HIGHER EDUCATION LEGISLATION AMENDMENT (2005 MEASURES NO. 2) BILL 2005—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 Macfarlane (Minister for Industry, Tourism and Resources), by leave, the bill was read a third time.

**22 ADVISORY COUNCIL ON AUSTRALIAN ARCHIVES**

Mr Macfarlane (Minister for Industry, Tourism and Resources), by leave, moved—That, in accordance with the provisions of section 10 of the *Archives Act 1983*, this House appoints Mr Somlyay as a member of the Advisory Council on Australian Archives for a period of three years.

Question—put and passed.

**23 SELECTION COMMITTEE—REPORT**

Mr Causley (Chair) presented the following document:

Selection Committee—Report relating to the consideration of committee and delegation reports and private Members' business on Monday, 23 May 2005.

**24 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—CSIRO ENTOMOLOGY BIOSCIENCE LABORATORY AT BLACK MOUNTAIN, CANBERRA, ACT**

Dr Stone (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: CSIRO Entomology Bioscience Laboratory at Black Mountain, Canberra, ACT.

Question—put and passed.

**25 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—RESERVE BANK OF AUSTRALIA BUSINESS RESUMPTION SITE AT BAULKHAM HILLS IN SYDNEY, NSW**

Dr Stone (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: Reserve Bank of Australia Business Resumption Site at Baulkham Hills in Sydney, NSW.

Question—put and passed.

**26 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—HOLSWORTHY PROGRAM—SPECIAL OPERATIONS WORKING ACCOMMODATION AND BASE REDEVELOPMENT STAGE 1, HOLSWORTHY, NSW**

Dr Stone (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: Holsworthy Program—Special Operations Working Accommodation and Base Redevelopment Stage 1, Holsworthy, NSW.

Question—put and passed.

**27 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—REDEVELOPMENT OF KOKODA BARRACKS, CANUNGRA, QLD**

Dr Stone (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: Redevelopment of Kokoda Barracks, Canungra, Qld.

Question—put and passed.

**28 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—UPGRADE OF PATROL BOAT FACILITIES, DARWIN NAVAL BASE, NT**

Dr Stone (Parliamentary Secretary to the Minister for Finance and Administration), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, the following proposed work be referred to the Parliamentary Standing Committee on Public Works for consideration and report: Upgrade of Patrol Boat Facilities, Darwin Naval Base, NT.

Question—put and passed.

**29 WORKPLACE RELATIONS AMENDMENT (EXTENDED PROHIBITION OF COMPULSORY UNION FEES) BILL 2005**

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 immediately.

On the motion of Mr Andrews (Minister for Employment and Workplace Relations), the bill was read a third time.

**30 POSTPONEMENT OF BUSINESS**

Ordered—That business intervening before order of the day No. 8, government business, be postponed until a later hour this day.

**31 SEX DISCRIMINATION AMENDMENT (TEACHING PROFESSION) BILL 2004**

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 Snowdon addressing the House—

**32 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 Deputy Speaker adjourned the House until tomorrow at 9 a.m.

**DOCUMENT**

The following document was deemed to have been presented on 11 May 2005:

Census and Statistics Act—Australian Bureau of Statistics—Statement—2005 No. 3.

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**ATTENDANCE**

All Members attended (at some time during the sitting) except Mrs Draper, Mrs Hull, Mr Jull\* and Ms Roxon\*.

\* On leave

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**I. C. HARRIS**

Clerk of the House of Representatives

2004-05

**HOUSE OF REPRESENTATIVES**  
**SUPPLEMENT TO VOTES AND PROCEEDINGS**

No. 28

**MAIN COMMITTEE**

**MINUTES OF PROCEEDINGS**

WEDNESDAY, 11 MAY 2005

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1 The Main Committee met at 9.40 a.m.

2 **MEMBERS' STATEMENTS**

Members' statements were made.

3 **PAYMENT SYSTEMS (REGULATION) AMENDMENT BILL 2005**

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 the question on the report to be put immediately.

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

4 **HIGHER EDUCATION LEGISLATION AMENDMENT (2005 MEASURES NO. 2) BILL 2005**

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. 64, 18 February 2005, 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 immediately.

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

5 **CIVIL AVIATION AMENDMENT BILL 2005**

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

Debate resumed.

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

6 **ADJOURNMENT**

On the motion of Mr Wakelin, the Main Committee adjourned at 1.01 p.m.

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

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**B. C. WRIGHT**  
Clerk of the Main Committee