

2004-05

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 53

WEDNESDAY, 7 SEPTEMBER 2005

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

2 **SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED**

Mr Beazley (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Leader of the Opposition moving that: This House decline to deal with any bill or proposal about Telstra until after the completion of the Australian Security and Investment Commission's inquiry relating to the Howard Government's cover up of vital information about Telstra's woefully inadequate services, major lack of investment in the nation's future and its financially irresponsible and unsustainable practice of paying dividends from reserves.

Closure of Member

Mr Pearce (Parliamentary Secretary to the Treasurer) moved—That the Member be no longer heard.

Question—put.

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

AYES, 76

Mr Abbott	Mrs Draper	Mr Laming	Mr Ruddock
Mr Anderson	Mrs Elson	Mrs Ley	Mr Schultz
Mr Andrews	Mr Entsch	Mr Lindsay	Mr Scott
Fran Bailey	Mr Farmer	Mr Lloyd	Mr Secker
Mr Baird	Mr Fawcett	Mr McArthur*	Mr Slipper
Mr Baker	Mr M. D. Ferguson	Mr McGauran	Mr A. D. H. Smith
Mr Baldwin	Mr Forrest*	Mrs Markus	Mr Somlyay
Mr Barresi	Ms Gambaro	Mrs May	Dr Southcott
Mr Bartlett	Mr Georgiou	Mrs Moylan	Dr Stone
Mr Billson	Mr Haase	Mr Nairn	Mr Ticehurst
Mrs B. K. Bishop	Mr Hardgrave	Dr Nelson	Mr Tollner
Ms J. Bishop	Mr Hartsuyker	Mr Neville	Mr Truss
Mr Broadbent	Mr Henry	Ms Panopoulos	Mr Tuckey
Mr Brough	Mr Hockey	Mr Pearce	Mr Turnbull
Mr Cadman	Dr Jensen	Mr Prosser	Mr M. A. J. Vaile
Mr Causley	Mr Johnson	Mr Pyne	Mr Vasta
Mr Ciobo	Mr Keenan	Mr Randall	Mr Wakelin
Mr Cobb	Mrs D. M. Kelly	Mr Richardson	Dr Washer
Mr Downer	Jackie Kelly	Mr Robb	Mr Wood

NOES, 57

Mr Adams	Mr Emerson	Mr Katter	Mr Ripoll
Mr Andren	Mr L. D. T. Ferguson	Mr Kerr	Ms Roxon
Mr Beazley	Mr M. J. Ferguson	Ms C. King	Mr Rudd
Mr Bevis	Mr Fitzgibbon	Ms Livermore	Mr Sawford
Ms Bird	Mr Garrett	Mr McClelland	Mr Sercombe
Mr Bowen	Mr Georganas	Ms Macklin	Mr S. F. Smith
Ms A. E. Burke	Ms George	Mr McMullan	Mr Snowdon
Mr Byrne	Ms Gillard	Mr Melham	Mr Swan
Ms Corcoran	Ms Grierson	Mr Murphy	Mr Tanner
Mr Crean	Mr Griffin	Mr B. P. O'Connor	Ms Vamvakinou
Mr Danby*	Ms Hall*	Mr G. M. O'Connor	Mr Wilkie
Mr Edwards	Mr Hayes	Ms Owens	Mr Windsor
Mrs Elliot	Ms Hoare	Ms Plibersek	
Ms A. L. Ellis	Mrs Irwin	Mr Price	
Ms K. M. Ellis	Mr Jenkins	Mr Quick	

* Tellers

And so it was resolved in the affirmative.

Mr S. F. Smith (seconder) addressing the House—

Closure of Member

Mr Pearce moved—That the Member be no longer heard.

Question—put.

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

AYES, 77

Mr Abbott	Mrs Elson	Mr Lindsay	Mr Scott
Mr Anderson	Mr Entsch	Mr Lloyd	Mr Secker
Mr Andrews	Mr Farmer	Mr McArthur*	Mr Slipper
Fran Bailey	Mr Fawcett	Mr Macfarlane	Mr A. D. H. Smith
Mr Baird	Mr M. D. Ferguson	Mr McGauran	Mr Somlyay
Mr Baker	Mr Forrest*	Mrs Markus	Dr Southcott
Mr Baldwin	Ms Gambaro	Mrs May	Dr Stone
Mr Barresi	Mr Georgiou	Mrs Moylan	Mr Ticehurst
Mr Bartlett	Mr Haase	Mr Nairn	Mr Tollner
Mr Billson	Mr Hardgrave	Dr Nelson	Mr Truss
Mrs B. K. Bishop	Mr Hartsuyker	Mr Neville	Mr Tuckey
Ms J. Bishop	Mr Henry	Ms Panopoulos	Mr Turnbull
Mr Broadbent	Mr Hockey	Mr Pearce	Mr M. A. J. Vaile
Mr Brough	Dr Jensen	Mr Prosser	Mr Vasta
Mr Cadman	Mr Johnson	Mr Pyne	Mr Wakelin
Mr Causley	Mr Keenan	Mr Randall	Dr Washer
Mr Ciobo	Mrs D. M. Kelly	Mr Richardson	Mr Wood
Mr Cobb	Jackie Kelly	Mr Robb	
Mr Downer	Mr Laming	Mr Ruddock	
Mrs Draper	Mrs Ley	Mr Schultz	

NOES, 57

Mr Adams	Mr Emerson	Mr Katter	Mr Ripoll
Mr Andren	Mr L. D. T. Ferguson	Mr Kerr	Ms Roxon
Mr Beazley	Mr M. J. Ferguson	Ms C. King	Mr Rudd
Mr Bevis	Mr Fitzgibbon	Ms Livermore	Mr Sawford
Ms Bird	Mr Garrett	Mr McClelland	Mr Sercombe
Mr Bowen	Mr Georganas	Ms Macklin	Mr S. F. Smith
Ms A. E. Burke	Ms George	Mr McMullan	Mr Snowdon
Mr Byrne	Ms Gillard	Mr Melham	Mr Swan
Ms Corcoran	Ms Grierson	Mr Murphy	Mr Tanner
Mr Crean	Mr Griffin	Mr B. P. O'Connor	Ms Vamvakinou
Mr Danby*	Ms Hall*	Mr G. M. O'Connor	Mr Wilkie
Mr Edwards	Mr Hayes	Ms Owens	Mr Windsor
Mrs Elliot	Ms Hoare	Ms Plibersek	
Ms A. L. Ellis	Mrs Irwin	Mr Price	
Ms K. M. Ellis	Mr Jenkins	Mr Quick	

* Tellers

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 Speaker, Mr Hawker, in the Chair)—

AYES, 57

Mr Adams	Mr Emerson	Mr Katter	Mr Ripoll
Mr Andren	Mr L. D. T. Ferguson	Mr Kerr	Ms Roxon
Mr Beazley	Mr M. J. Ferguson	Ms C. King	Mr Rudd
Mr Bevis	Mr Fitzgibbon	Ms Livermore	Mr Sawford
Ms Bird	Mr Garrett	Mr McClelland	Mr Sercombe
Mr Bowen	Mr Georganas	Ms Macklin	Mr S. F. Smith
Ms A. E. Burke	Ms George	Mr McMullan	Mr Snowdon
Mr Byrne	Ms Gillard	Mr Melham	Mr Swan
Ms Corcoran	Ms Grierson	Mr Murphy	Mr Tanner
Mr Crean	Mr Griffin	Mr B. P. O'Connor	Ms Vamvakinou
Mr Danby*	Ms Hall*	Mr G. M. O'Connor	Mr Wilkie
Mr Edwards	Mr Hayes	Ms Owens	Mr Windsor
Mrs Elliot	Ms Hoare	Ms Plibersek	
Ms A. L. Ellis	Mrs Irwin	Mr Price	
Ms K. M. Ellis	Mr Jenkins	Mr Quick	

NOES, 77

Mr Abbott	Mrs Elson	Mr Lindsay	Mr Scott
Mr Anderson	Mr Entsch	Mr Lloyd	Mr Secker
Mr Andrews	Mr Farmer	Mr McArthur*	Mr Slipper
Fran Bailey	Mr Fawcett	Mr Macfarlane	Mr A. D. H. Smith
Mr Baird	Mr M. D. Ferguson	Mr McGauran	Mr Somlyay
Mr Baker	Mr Forrest*	Mrs Markus	Dr Southcott
Mr Baldwin	Ms Gambaro	Mrs May	Dr Stone
Mr Barresi	Mr Georgiou	Mrs Moylan	Mr Ticehurst
Mr Bartlett	Mr Haase	Mr Nairn	Mr Tollner
Mr Billson	Mr Hardgrave	Dr Nelson	Mr Truss
Mrs B. K. Bishop	Mr Hartsuyker	Mr Neville	Mr Tuckey
Ms J. Bishop	Mr Henry	Ms Panopoulos	Mr Turnbull
Mr Broadbent	Mr Hockey	Mr Pearce	Mr M. A. J. Vaile
Mr Brough	Dr Jensen	Mr Prosser	Mr Vasta
Mr Cadman	Mr Johnson	Mr Pyne	Mr Wakelin
Mr Causley	Mr Keenan	Mr Randall	Dr Washer
Mr Ciobo	Mrs D. M. Kelly	Mr Richardson	Mr Wood
Mr Cobb	Jackie Kelly	Mr Robb	
Mr Downer	Mr Laming	Mr Ruddock	
Mrs Draper	Mrs Ley	Mr Schultz	

* Tellers

And so it was negatived.

3 STUDENT ASSISTANCE LEGISLATION AMENDMENT BILL 2005

Dr Nelson (Minister for Education, Science and Training), pursuant to notice, presented a Bill for an Act to amend legislation relating to assistance for students, and for related purposes.

Bill read a first time.

Dr Nelson moved—That the bill be now read a second time.

Document

Dr Nelson presented an explanatory memorandum to the bill.

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

4 TELECOMMUNICATIONS LEGISLATION AMENDMENT (FUTURE PROOFING AND OTHER MEASURES) BILL 2005

Mr McGauran (Minister representing the Minister for Communications, Information Technology and the Arts), pursuant to notice, presented a Bill for an Act to amend the law relating to telecommunications, and for other purposes.

Bill read a first time.

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

Document

Mr McGauran presented an explanatory memorandum to the bill.

Debate adjourned (Mr Crean), and the resumption of the debate, by leave, made an order of the day for a later hour this day.

5 TELECOMMUNICATIONS (CARRIER LICENCE CHARGES) AMENDMENT (INDUSTRY PLANS AND CONSUMER CODES) BILL 2005

Mr McGauran (Minister representing the Minister for Communications, Information Technology and the Arts) presented a Bill for an Act to amend the *Telecommunications (Carrier Licence Charges) Act 1997*, and for other purposes.

Bill read a first time.

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

Document

Mr McGauran presented an explanatory memorandum to the bill.

Debate adjourned (Mr Crean), and the resumption of the debate, by leave, made an order of the day for a later hour this day.

6 MESSAGE FROM THE GOVERNOR-GENERAL—APPROPRIATION (REGIONAL TELECOMMUNICATIONS SERVICES) BILL 2005-2006

Message No. 101, 6 September 2005, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the bill.

Mr McGauran (Minister representing the Minister for Communications, Information Technology and the Arts) presented a Bill for an Act to appropriate money out of the Consolidated Revenue Fund for the ordinary annual services of the Government in relation to regional telecommunications services, and for related purposes.

Bill read a first time.

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

Debate adjourned (Mr Crean), and the resumption of the debate, by leave, made an order of the day for a later hour this day.

7 SUSPENSION OF STANDING AND SESSIONAL ORDERS MOVED

Mr Windsor moved—That so much of the standing and sessional orders be suspended as would prevent the Member for New England from moving the following motion immediately: That this House:

- (1) bring forward the debate on the Private Members' bill—Fuel Quality Standards (Ethanol content) Amendment Bill 2005;
- (2) acknowledges the skyrocketing fuel prices across the nation;
- (3) recognises the lowest fuel price in Australia is at Mount Warren Park which has 85% of its petrol sales being E10;
- (4) acknowledges the health issues being impacted on by current makeup of petrol in Australia and recognises the Australian Medical Association's call for a 10% ethanol mandate for health and environmental purposes;
- (5) acknowledges the value of mandating ethanol in petrol to alleviating some of these health and environmental problems;
- (6) acknowledges the cost of investment opportunity lost through the continued delay in the process of giving security and direction to proponents of the ethanol industry;
- (7) acknowledges the value of the development of the ethanol industry to the economies of rural and regional communities as well as the national economy;
- (8) acknowledges the time being eaten into the excise exemption period granted by this place to encourage investors in new ethanol projects;
- (9) acknowledges that the Federal Government already mandates the makeup of petrol through its removal of lead from petrol and the reduction of sulphur in diesel and therefore can mandate the inclusion of ethanol in petrol;
- (10) acknowledges that through the scaling up of the inclusion of ethanol in petrol the developing ethanol industry will be able to supply the Australian domestic market needs without the need for importing ethanol from overseas; and
- (11) recognises that the Renewable Energy Target put in place by the Government in 2001 has not and will not be achieved by voluntary renewable energy targets.

Closure of Member

Mr Pearce (Parliamentary Secretary to the Treasurer) moved—That the Member be no longer heard.

Question—put

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

AYES, 77

Mr Abbott	Mrs Elson	Mrs Ley	Mr Scott
Mr Anderson	Mr Entsch	Mr Lindsay	Mr Secker
Mr Andrews	Mr Farmer	Mr Lloyd	Mr Slipper
Fran Bailey	Mr Fawcett	Mr McArthur*	Mr A. D. H. Smith
Mr Baird	Mr M. D. Ferguson	Mr Macfarlane	Mr Somlyay
Mr Baker	Mr Forrest*	Mr McGauran	Dr Southcott
Mr Baldwin	Ms Gambaro	Mrs Markus	Dr Stone
Mr Barresi	Mr Georgiou	Mrs May	Mr Ticehurst
Mr Bartlett	Mr Haase	Mrs Moylan	Mr Tollner
Mr Billson	Mr Hardgrave	Mr Nairn	Mr Truss
Mrs B. K. Bishop	Mr Hartsuyker	Mr Neville	Mr Tuckey
Ms J. Bishop	Mr Henry	Ms Panopoulos	Mr Turnbull
Mr Broadbent	Mr Hockey	Mr Pearce	Mr M. A. J. Vaile
Mr Brough	Mrs Hull	Mr Prosser	Mr Vasta
Mr Cadman	Dr Jensen	Mr Pyne	Mr Wakelin
Mr Causley	Mr Johnson	Mr Randall	Dr Washer
Mr Ciobo	Mr Keenan	Mr Richardson	Mr Wood
Mr Cobb	Mrs D. M. Kelly	Mr Robb	
Mr Downer	Jackie Kelly	Mr Ruddock	
Mrs Draper	Mr Laming	Mr Schultz	

NOES, 53

Mr Adams	Ms K. M. Ellis	Mrs Irwin	Ms Plibersek
Mr Andren	Mr Emerson	Mr Katter	Mr Price
Mr Beazley	Mr L. D. T. Ferguson	Mr Kerr	Mr Quick
Mr Bevis	Mr M. J. Ferguson	Ms C. King	Mr Ripoll
Ms Bird	Mr Fitzgibbon	Dr Lawrence	Ms Roxon
Mr Bowen	Mr Garrett	Ms Livermore	Mr Rudd
Ms A. E. Burke	Mr Georganas	Mr McClelland	Mr Sawford
Mr Byrne	Ms George	Ms Macklin	Mr Snowdon
Ms Corcoran	Ms Grierson	Mr McMullan	Ms Vamvakinou
Mr Crean	Mr Griffin	Mr Melham	Mr Wilkie
Mr Danby*	Ms Hall*	Mr Murphy	Mr Windsor
Mr Edwards	Mr Hatton	Mr B. P. O'Connor	
Mrs Elliot	Mr Hayes	Mr G. M. O'Connor	
Ms A. L. Ellis	Ms Hoare	Ms Owens	

* Tellers

And so it was resolved in the affirmative.

Mr Katter (seconder) addressing the House—

Closure of Member

Mr Pearce moved—That the Member be no longer heard.

Question—put.

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

AYES, 77

Mr Abbott	Mrs Elson	Mrs Ley	Mr Scott
Mr Anderson	Mr Entsch	Mr Lindsay	Mr Secker
Mr Andrews	Mr Farmer	Mr Lloyd	Mr Slipper
Fran Bailey	Mr Fawcett	Mr McArthur*	Mr A. D. H. Smith
Mr Baird	Mr M. D. Ferguson	Mr Macfarlane	Mr Somlyay
Mr Baker	Mr Forrest*	Mr McGauran	Dr Southcott
Mr Baldwin	Ms Gambaro	Mrs Markus	Dr Stone
Mr Barresi	Mr Georgiou	Mrs May	Mr Ticehurst
Mr Bartlett	Mr Haase	Mrs Moylan	Mr Tollner
Mr Billson	Mr Hardgrave	Mr Nairn	Mr Truss
Mrs B. K. Bishop	Mr Hartsuyker	Mr Neville	Mr Tuckey
Ms J. Bishop	Mr Henry	Ms Panopoulos	Mr Turnbull
Mr Broadbent	Mr Hockey	Mr Pearce	Mr M. A. J. Vaile
Mr Brough	Mrs Hull	Mr Prosser	Mr Vasta
Mr Cadman	Dr Jensen	Mr Pyne	Mr Wakelin
Mr Causley	Mr Johnson	Mr Randall	Dr Washer
Mr Ciobo	Mr Keenan	Mr Richardson	Mr Wood
Mr Cobb	Mrs D. M. Kelly	Mr Robb	
Mr Downer	Jackie Kelly	Mr Ruddock	
Mrs Draper	Mr Laming	Mr Schultz	

NOES, 53

Mr Adams	Ms K. M. Ellis	Mrs Irwin	Ms Plibersek
Mr Andren	Mr Emerson	Mr Katter	Mr Price
Mr Beazley	Mr L. D. T. Ferguson	Mr Kerr	Mr Quick
Mr Bevis	Mr M. J. Ferguson	Ms C. King	Mr Ripoll
Ms Bird	Mr Fitzgibbon	Dr Lawrence	Ms Roxon
Mr Bowen	Mr Garrett	Ms Livermore	Mr Rudd
Ms A. E. Burke	Mr Georganas	Mr McClelland	Mr Sawford
Mr Byrne	Ms George	Ms Macklin	Mr Snowdon
Ms Corcoran	Ms Grierson	Mr McMullan	Ms Vamvakinou
Mr Crean	Mr Griffin	Mr Melham	Mr Wilkie
Mr Danby*	Ms Hall*	Mr Murphy	Mr Windsor
Mr Edwards	Mr Hatton	Mr B. P. O'Connor	
Mrs Elliot	Mr Hayes	Mr G. M. O'Connor	
Ms A. L. Ellis	Ms Hoare	Ms Owens	

* Tellers

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, 53

Mr Adams	Ms K. M. Ellis	Mrs Irwin	Ms Plibersek
Mr Andren	Mr Emerson	Mr Katter	Mr Price
Mr Beazley	Mr L. D. T. Ferguson	Mr Kerr	Mr Quick
Mr Bevis	Mr M. J. Ferguson	Ms C. King	Mr Ripoll
Ms Bird	Mr Fitzgibbon	Dr Lawrence	Ms Roxon
Mr Bowen	Mr Garrett	Ms Livermore	Mr Rudd
Ms A. E. Burke	Mr Georganas	Mr McClelland	Mr Sawford
Mr Byrne	Ms George	Ms Macklin	Mr Snowdon
Ms Corcoran	Ms Grierson	Mr McMullan	Ms Vamvakinou
Mr Crean	Mr Griffin	Mr Melham	Mr Wilkie
Mr Danby*	Ms Hall*	Mr Murphy	Mr Windsor
Mr Edwards	Mr Hatton	Mr B. P. O'Connor	
Mrs Elliot	Mr Hayes	Mr G. M. O'Connor	
Ms A. L. Ellis	Ms Hoare	Ms Owens	

NOES, 78

Mr Abbott	Mrs Elson	Mrs Ley	Mr Schultz
Mr Anderson	Mr Entsch	Mr Lindsay	Mr Scott
Mr Andrews	Mr Farmer	Mr Lloyd	Mr Secker
Fran Bailey	Mr Fawcett	Mr McArthur*	Mr Slipper
Mr Baird	Mr M. D. Ferguson	Mr Macfarlane	Mr A. D. H. Smith
Mr Baker	Mr Forrest*	Mr McGauran	Mr Somlyay
Mr Baldwin	Ms Gambaro	Mrs Markus	Dr Southcott
Mr Barresi	Mr Georgiou	Mrs May	Dr Stone
Mr Bartlett	Mr Haase	Mrs Moylan	Mr Ticehurst
Mr Billson	Mr Hardgrave	Mr Nairn	Mr Tollner
Mrs B. K. Bishop	Mr Hartsuyker	Dr Nelson	Mr Truss
Ms J. Bishop	Mr Henry	Mr Neville	Mr Tuckey
Mr Broadbent	Mr Hockey	Ms Panopoulos	Mr Turnbull
Mr Brough	Mrs Hull	Mr Pearce	Mr M. A. J. Vaile
Mr Cadman	Dr Jensen	Mr Prosser	Mr Vasta
Mr Causley	Mr Johnson	Mr Pyne	Mr Wakelin
Mr Ciobo	Mr Keenan	Mr Randall	Dr Washer
Mr Cobb	Mrs D. M. Kelly	Mr Richardson	Mr Wood
Mr Downer	Jackie Kelly	Mr Robb	
Mrs Draper	Mr Laming	Mr Ruddock	

* Tellers

And so it was negatived.

8 TAX LAWS AMENDMENT (2005 MEASURES NO. 5) 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 Mr Fitzgibbon 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) the mismanagement of the legislative program by continuing to introduce tax bills with significant errors and anomalies requiring costly and cumbersome legislative correction;
- (2) creating uncertainty for the small business sector by again changing debt equity provisions; and
- (3) failing to bring forward a cognate bill to deal with all necessary changes to the consolidation regime”.

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. 102, 18 August 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, and agreed to, after debate.

Consideration in detail concluded.

On the motion of Mr Brough (Minister for Revenue and Assistant Treasurer), by leave, the bill was read a third time.

9 WORKPLACE RELATIONS AMENDMENT (BETTER BARGAINING) 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.

Consideration in detail

Bill, by leave, taken as a whole.

Document

Mr Andrews (Minister for Employment and Workplace Relations) presented a supplementary explanatory memorandum to the bill.

On the motion of Mr Andrews, by leave, Government amendments (1) to (4) were made together, after debate.

Question—That the bill, as amended, be agreed to—put.

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

AYES, 81

Mr Abbott	Mrs Elson	Mrs Ley	Mr Scott
Mr Anderson	Mr Entsch	Mr Lindsay	Mr Secker
Mr Andrews	Mr Farmer	Mr Lloyd	Mr Slipper
Fran Bailey	Mr Fawcett	Mr McArthur*	Mr A. D. H. Smith
Mr Baird	Mr M. D. Ferguson	Mr Macfarlane	Mr Somlyay
Mr Baker	Mr Forrest*	Mr McGauran	Dr Southcott
Mr Baldwin	Ms Gambaro	Mrs Markus	Dr Stone
Mr Barresi	Mr Georgiou	Mrs May	Mr Ticehurst
Mr Bartlett	Mr Haase	Mrs Moylan	Mr Tollner
Mr Billson	Mr Hardgrave	Mr Nairn	Mr Truss
Mrs B. K. Bishop	Mr Hartsuyker	Dr Nelson	Mr Tuckey
Ms J. Bishop	Mr Henry	Mr Neville	Mr Turnbull
Mr Broadbent	Mr Hockey	Ms Panopoulos	Mr M. A. J. Vaile
Mr Brough	Mrs Hull	Mr Pearce	Mr Vasta
Mr Cadman	Mr Hunt	Mr Prosser	Mr Wakelin
Mr Causley	Dr Jensen	Mr Pyne	Dr Washer
Mr Ciobo	Mr Johnson	Mr Randall	Mr Windsor
Mr Cobb	Mr Keenan	Mr Richardson	Mr Wood
Mr Downer	Mrs D. M. Kelly	Mr Robb	
Mrs Draper	Jackie Kelly	Mr Ruddock	
Mr Dutton	Mr Laming	Mr Schultz	

NOES, 56

Mr Adams	Ms K. M. Ellis	Ms Hoare	Mr G. M. O'Connor
Mr Andren	Mr Emerson	Mrs Irwin	Ms Owens
Mr Beazley	Mr L. D. T. Ferguson	Mr Jenkins	Ms Plibersek
Mr Bevis	Mr M. J. Ferguson	Mr Katter	Mr Price
Ms Bird	Mr Fitzgibbon	Mr Kerr	Mr Quick
Mr Bowen	Mr Garrett	Ms C. King	Mr Ripoll
Ms A. E. Burke	Mr Georganas	Dr Lawrence	Ms Roxon
Mr Byrne	Ms George	Ms Livermore	Mr Rudd
Ms Corcoran	Ms Gillard	Mr McClelland	Mr Sawford
Mr Crean	Ms Grierson	Ms Macklin	Mr Sercombe
Mr Danby*	Mr Griffin	Mr McMullan	Mr S. F. Smith
Mr Edwards	Ms Hall*	Mr Melham	Mr Snowdon
Mrs Elliot	Mr Hatton	Mr Murphy	Mr Tanner
Ms A. L. Ellis	Mr Hayes	Mr B. P. O'Connor	Ms Vamvakinou

* Tellers

And so it was resolved in the affirmative.

Consideration in detail concluded.

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

10 HEALTH INSURANCE AMENDMENT (MEDICARE SAFETY-NETS) 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.

11 QUESTIONS

Questions without notice being asked—

Suspension of standing and sessional orders moved

Mr Beazley (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Leader of the Opposition moving forthwith—That this House censure the Howard Government for failing to ensure that Telstra shareholders and the Australian community were properly informed that:

- (1) Telstra's services have seriously declined;
 - (2) Telstra's investment in new technology has been totally inadequate;
 - (3) share buy backs and special dividend payments have bled Telstra's investment program of \$3.65 billion; and
 - (4) Telstra has been using reserves to pay dividends;
- despite being made aware of these matters by the company.

Debate ensued.

Member directed to leave

At 3.05 p.m. the Member for Oxley (Mr Ripoll) was directed, under standing order 94, to leave the Chamber for one hour for continuing to interject after a general warning had been given from the Chair, and he accordingly left the Chamber.

Debate continued.

The time allowed by standing order 1 for debate on the motion having expired—

Question—put.

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

AYES, 59

Mr Adams	Ms K. M. Ellis	Mrs Irwin	Ms Plibersek
Mr Albanese	Mr Emerson	Mr Jenkins	Mr Price
Mr Andren	Mr L. D. T. Ferguson	Mr Katter	Mr Quick
Mr Beazley	Mr M. J. Ferguson	Mr Kerr	Ms Roxon
Mr Bevis	Mr Fitzgibbon	Ms C. King	Mr Rudd
Ms Bird	Mr Garrett	Dr Lawrence	Mr Sawford
Mr Bowen	Mr Georganas	Ms Livermore	Mr Sercombe
Ms A. E. Burke	Ms George	Mr McClelland	Mr S. F. Smith
Mr Byrne	Ms Gillard	Ms Macklin	Mr Snowdon
Ms Corcoran	Ms Grierson	Mr McMullan	Mr Swan
Mr Crean	Mr Griffin	Mr Melham	Mr Tanner
Mr Danby*	Ms Hall*	Mr Murphy	Ms Vamvakinou
Mr Edwards	Mr Hatton	Mr B. P. O'Connor	Mr Wilkie
Mrs Elliot	Mr Hayes	Mr G. M. O'Connor	Mr Windsor
Ms A. L. Ellis	Ms Hoare	Ms Owens	

NOES, 77

Mr Abbott	Mr Dutton	Mr Laming	Mr Schultz
Mr Anderson	Mrs Elson	Mrs Ley	Mr Scott
Mr Andrews	Mr Entsch	Mr Lindsay	Mr Secker
Fran Bailey	Mr Farmer	Mr Lloyd	Mr Slipper
Mr Baird	Mr Fawcett	Mr McArthur*	Mr A. D. H. Smith
Mr Baker	Mr M. D. Ferguson	Mr Macfarlane	Mr Somlyay
Mr Baldwin	Mr Forrest*	Mr McGauran	Dr Southcott
Mr Barresi	Ms Gambaro	Mrs Markus	Dr Stone
Mr Bartlett	Mr Georgiou	Mrs May	Mr Ticehurst
Mr Billson	Mr Haase	Mrs Moylan	Mr Tollner
Mrs B. K. Bishop	Mr Hardgrave	Mr Nairn	Mr Truss
Ms J. Bishop	Mr Hartsuyker	Dr Nelson	Mr Tuckey
Mr Broadbent	Mr Henry	Mr Neville	Mr M. A. J. Vaile
Mr Brough	Mr Hockey	Ms Panopoulos	Mr Vasta
Mr Cadman	Mr Howard	Mr Pearce	Mr Wakelin
Mr Causley	Mr Hunt	Mr Prosser	Dr Washer
Mr Ciobo	Dr Jensen	Mr Pyne	Mr Wood
Mr Cobb	Mr Johnson	Mr Randall	
Mr Downer	Mr Keenan	Mr Robb	
Mrs Draper	Mrs D. M. Kelly	Mr Ruddock	

* Tellers

And so it was negatived.

Questions without notice concluded.

12 DOCUMENT

The following document was presented:

ASC Pty Ltd—Statement of corporate intent 2005-2008.

13 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—TELSTRA

The House was informed that Mr Beazley (Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The failure of the Government to accurately inform the Australian people of the true state of Telstra”.

The proposed discussion having received the necessary support—

Mr Beazley addressed the House.

Discussion ensued.

Discussion concluded.

14 MESSAGE FROM THE GOVERNOR-GENERAL—ASSENT TO BILL

A message from His Excellency the Governor-General was announced informing the House that His Excellency, in the name of Her Majesty, had assented to the following bill:

6 September 2005—Message No. 103—Human Services Legislation Amendment 2005.

15 MESSAGES FROM THE SENATE

Messages from the Senate, 7 September 2005, were reported returning the following bills without amendment:

Message—

No. 188—Building and Construction Industry Improvement 2005.

No. 189—Building and Construction Industry Improvement (Consequential and Transitional) 2005.

16 MAIN COMMITTEE—DAY OF NEXT MEETING

The Deputy Speaker reported that Thursday, 8 September 2005, at 9.30 a.m., had been fixed for the next meeting of the Main Committee.

17 TELECOMMUNICATIONS LEGISLATION AMENDMENT (FUTURE PROOFING AND OTHER MEASURES) 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.

Mr Forrest addressing the House—

18 ADJOURNMENT

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

Debate ensued.

Question—put and passed.

And then the House, at 8 p.m., adjourned until 9 a.m. tomorrow.

DOCUMENTS

The following documents were deemed to have been presented on 7 September 2005:

Broadcasting Services Act—Notice—2005 Reservation of capacity for national radio broadcasting services (No. 1) [F2005L02491].

Civil Aviation Act—Civil Aviation Safety Regulations—Airworthiness Directives—Part 39-105—2005 2 (2) September [F2005L02508], [F2005L02510].

Customs Act—Instruments of approval—2005 Nos CEO 45, CEO 46, CEO 48 [F2005L02490], [F2005L02496], [F2005L02498].

Social Security Act—Determinations—2005—

Family and community services (Tasmanian Motor Accidents Insurance Board ‘future care payments’) [F2005L02463].

Family and community services (Victorian Transport Accident Commission ‘attendant care service’ and ‘post acute support’) [F2005L02464].

Social security (Tasmanian Motor Accidents Insurance Board ‘future care payments’ exemption) (DEWR) [F2005L02460].

Social security (Victorian Transport Accident Commission ‘attendant care service’ and ‘post acute support’ exemption) (DEWR) [F2005L02456].

ATTENDANCE

All Members attended (at some time during the sitting) except Mr T. S. Burke, Mr Costello, Mrs Gash, Mr Gibbons, Mr Jull*, Mr C. P. Thompson, Mr K. J. Thomson and Mrs D. S. Vale.

* On leave

B. C. WRIGHT
Acting Clerk of the House of Representatives

2004-05

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 53

MAIN COMMITTEE**MINUTES OF PROCEEDINGS**

WEDNESDAY, 7 SEPTEMBER 2005

1 The Main Committee met at 9.30 a.m.

2 MEMBERS' STATEMENTS

Members' statements were made.

Suspension of sitting

At 9.48 a.m., a division having been called in the House, the proceedings were suspended.

Resumption of sitting

At 10.06 a.m., the proceedings were resumed.

Absence of quorum

At 10.07 a.m., the Deputy Speaker suspended the sitting due to the lack of a quorum.

R. J. McCLELLAND
Clerk of the Main Committee