

2004-05-06

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 145

WEDNESDAY, 6 DECEMBER 2006

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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 **VETERANS' AFFAIRS LEGISLATION AMENDMENT (STATEMENTS OF PRINCIPLES AND OTHER MEASURES) BILL 2006**
Mr Billson (Minister for Veterans' Affairs), pursuant to notice, presented a Bill for an Act to amend the law relating to veterans' entitlements and military rehabilitation and compensation, and for other purposes.
Document
Mr Billson presented an explanatory memorandum to the bill.
Bill read a first time.
Mr Billson moved—That the bill be now read a second time.
Debate adjourned (Mr G. M. O'Connor), and the resumption of the debate made an order of the day for the next sitting.
- 3 **MARITIME LEGISLATION AMENDMENT (PREVENTION OF AIR POLLUTION FROM SHIPS) BILL 2006**
Mrs D. M. Kelly (Parliamentary Secretary to the Minister for Transport and Regional Services), pursuant to notice, presented a Bill for an Act to amend the *Protection of the Sea (Prevention of Pollution from Ships) Act 1983*, and for other purposes.
Document
Mrs D. M. Kelly presented an explanatory memorandum to the bill.
Bill read a first time.
Mrs D. M. Kelly moved—That the bill be now read a second time.
Debate adjourned (Mr G. M. O'Connor), and the resumption of the debate made an order of the day for the next sitting.
- 4 **TREATIES—JOINT STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF DOCUMENT**
Dr Southcott (Chair) presented the following document:
Treaties—Joint Standing Committee—Report 81—Treaties tabled on 8 August 2006 (2)—Report, incorporating a dissenting report, November 2006.
Ordered to be made a Parliamentary Paper.
Dr Southcott and Mr Wilkie, by leave, made statements in connection with the report.
Dr Southcott moved—That the House take note of the report.
Debate adjourned, and the resumption of the debate made an order of the day for the next sitting.
- 5 **PROHIBITION OF HUMAN CLONING FOR REPRODUCTION AND THE REGULATION OF HUMAN EMBRYO RESEARCH AMENDMENT BILL 2006**
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 approximately 2.30 p.m., the debate was interrupted in accordance with the resolution agreed to yesterday, and the resumption of the debate made an order of the day for a later hour this day.

6 MINISTERIAL ARRANGEMENTS

Mr Howard (Prime Minister) informed the House that, during the absence overseas of Mr Nairn (Special Minister of State), Mr Abbott (Minister for Health and Ageing) would answer questions on his behalf.

7 QUESTIONS

Questions without notice being asked—

Member directed to leave

At 3.41 p.m. the Member for Oxley (Mr Ripoll) was directed, under standing order 94, to leave the Chamber for one hour for continual interjection, and he accordingly left the Chamber.

Questions without notice continued.

8 DOCUMENTS

The following documents were presented:

Department of Communications, Information Technology and the Arts—Report on the review of Division 376 of the *Income Tax Assessment Act 1997*—November 2006.

Department of the Environment and Heritage—Report—Australia—State of the Environment, 2006.

National Capital Authority—Report for 2005-06.

National Institute of Clinical Studies Limited—Report for 2005-06.

Sydney Airport Demand Management Act—Quarterly report on movement cap for Sydney airport—1 July to 30 September 2006.

Treaties—

Bilateral—Text, together with national interest analysis and annexures—Agreement between Australia and the Republic of Indonesia on the framework for security cooperation, done at Mataram, Lombok, on 13 November 2006.

Multilateral—Text, together with national interest analysis, regulation impact statement and annexures—Amendment, done at London on 2 November 2006, to Annex 1 to the 1996 protocol to the Convention on the Prevention of Marine Pollution by Dumping of Wastes and Other Matter, 1972.

9 DOCUMENT

The Speaker presented the following document:

Commonwealth Ombudsman—Activities in monitoring controlled operations conducted by the Australian Crime Commission and the Australian Federal Police for 2005-06.

10 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—AUSTRALIAN ENVIRONMENT AND WATER SUPPLIES

The House was informed that Mr Albanese had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The urgent need for the Federal Government to take action to protect and restore our precious natural environment and water supplies”.

The proposed discussion having received the necessary support—

Mr Albanese addressed the House.

Discussion ensued.

Discussion concluded.

11 PRIVILEGES COMMITTEE—REPORT—STATEMENT BY MEMBER

Mr C. P. Thompson (Chair) presented the following document:

Committee of Privileges—Report concerning an application from Mr Mike Berwick for the publication of a response to a reference made in the House of Representatives.

Mr C. P. Thompson, by leave, moved—That the report be agreed to.

Question—put and passed.

12 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS

Mrs Moylan (Chair) presented the following document:

Public Works—Parliamentary Standing Committee—Report—Extension and accommodation upgrade to the existing Chancery of the Australian Embassy in Beijing, China (Nineteenth report of 2006).

Ordered to be made a Parliamentary Paper.

Mrs Moylan and Mr B. P. O'Connor, by leave, made statements in connection with the report.

13 MATTERS REFERRED TO MAIN COMMITTEE

Mr Bartlett (Chief Government Whip), by leave, moved—That:

(1) the following bill be referred to the Main Committee for further consideration:

Energy Efficiency Opportunities Amendment 2006; and

(2) the following order of the day, committee and delegation reports, be referred to the Main Committee for debate:

Treaties—Joint Standing Committee—Report 81—Treaties tabled on 8 August 2006 (2)—Report, incorporating a dissenting report, November 2006—Motion to take note of the document: Resumption of debate.

Question—put and passed.

14 ELECTORAL AND REFERENDUM LEGISLATION AMENDMENT BILL 2006—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 Dutton (Minister for Revenue and Assistant Treasurer), by leave, the bill was read a third time.

15 LAW AND JUSTICE LEGISLATION AMENDMENT (MARKING OF PLASTIC EXPLOSIVES) BILL 2006—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 Dutton (Minister for Revenue and Assistant Treasurer), by leave, the bill was read a third time.

16 MESSAGES FROM THE SENATE

Messages from the Senate, 5 December 2006, were reported returning the following bills without amendment:

No. 429—Commonwealth Radioactive Waste Management Legislation Amendment 2006.

No. 430—Defence Legislation Amendment 2006.

17 PROHIBITION OF HUMAN CLONING FOR REPRODUCTION AND THE REGULATION OF HUMAN EMBRYO RESEARCH AMENDMENT BILL 2006

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.

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

AYES, 82

Mr Adams	Mr L. D. T. Ferguson	Dr Jensen	Mr Prosser
Mr Albanese	Mr M. J. Ferguson	Mr Johnson	Ms Roxon
Fran Bailey	Mr Fitzgibbon	Mr Keenan	Mr Ruddock
Mr Baird	Ms Gambaro	Mr Kerr	Mr Sawford
Mr Bevis	Mrs Gash	Ms King	Mr Sercombe
Mr Billson	Mr Georganas	Mr Laming	Mr S. F. Smith
Ms Bird	Ms George	Dr Lawrence	Mr Snowdon
Mrs B. K. Bishop	Mr Georgiou	Mrs Ley	Mr Somlyay
Ms J. Bishop	Mr Gibbons	Ms Livermore	Dr Southcott
Mr Broadbent	Ms Gillard	Mr McArthur*	Dr Stone
Mr Brough	Ms Grierson	Mr McClelland	Mr Swan
Mr Cobb	Mr Griffin	Mr Macfarlane	Mr Tanner
Ms Corcoran	Mr Haase	Ms Macklin	Mr C. P. Thompson
Mr Crean	Ms Hall*	Mr McMullan	Mr Tuckey
Mr Downer	Mr Hatton	Mrs May	Mr Turnbull
Mr Edwards	Mr Henry	Mr Melham	Ms Vamvakinou
Mrs Elliot	Ms Hoare	Mrs Moylan	Dr Washer
Ms A. L. Ellis	Mr Hockey	Dr Nelson	Mr Wilkie
Mrs Elson	Mr Hunt	Mr B. P. O'Connor	Mr Wood
Mr Entsch	Mrs Irwin	Ms Owens	
Mr Farmer	Mr Jenkins	Ms Plibersek	

NOES, 62

Mr Abbott	Mr Danby*	Mrs D. M. Kelly	Mr Robb
Mr Anderson	Mrs Draper	Jackie Kelly	Mr Rudd
Mr Andren	Mr Dutton	Mr Lloyd	Mr Schultz
Mr Andrews	Ms K. M. Ellis	Mr McGauran	Mr Scott
Mr Baker	Mr Emerson	Mrs Markus	Mr Secker
Mr Baldwin	Mr Fawcett	Mrs Mirabella	Mr Slipper
Mr Barresi	Mr M. D. Ferguson	Mr Murphy	Mr A. D. H. Smith
Mr Bartlett	Mr Forrest	Mr Neville	Mr K. J. Thomson
Mr Bowen	Mr Garrett	Mr G. M. O'Connor	Mr Truss
Ms A. E. Burke	Mr Hardgrave	Mr Pearce	Mr M. A. J. Vaile
Mr A. S. Burke	Mr Hartsuyker	Mr Price	Mrs D. S. Vale
Mr Byrne	Mr Hayes	Mr Pyne	Mr Vasta
Mr Cadman	Mr Howard	Mr Quick	Mr Wakelin
Mr Causley	Mrs Hull*	Mr Randall	Mr Windsor
Mr Ciobo	Mr Jull	Mr Richardson	
Mr Costello	Mr Katter	Mr Ripoll	

* Tellers

And so it was resolved in the affirmative—bill read a second time.

Consideration in detail

Bill, by leave, taken as a whole.

Mr M. D. Ferguson, by leave, moved amendments (1) and (2) together.

Debate ensued.

Document

Mr Abbott (Minister for Health and Ageing) presented the following document:

Prohibition of Human Cloning for Reproduction and the Regulation of Human Embryo Research Amendment Bill 2006—Effect of proposed amendments—Client memorandum from Parliamentary Library to Mr M. D. Ferguson, 6 December 2006.

Debate continued.

Question—That the amendments be agreed to—put.

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

AYES, 53

Mr Abbott	Mr Dutton	Jackie Kelly	Mr Schultz
Mr Anderson	Mr Emerson	Mr Lloyd	Mr Scott
Mr Andren	Mr Fawcett	Mr McGauran	Mr Secker
Mr Andrews	Mr M. D. Ferguson	Mrs Markus	Mr Slipper
Mr Baird	Mr Forrest	Mrs Mirabella	Mr A. D. H. Smith
Mr Baker	Mr Hardgrave	Mr Murphy	Mr Truss
Mr Baldwin	Mr Hartsuyker	Mr Neville	Mr M. A. J. Vaile
Mr Barresi	Mr Hayes	Mr G. M. O'Connor	Mrs D. S. Vale
Mr Bartlett	Mr Henry	Mr Pearce	Mr Vasta
Mr Byrne	Mr Howard	Mr Price*	Mr Wakelin
Mr Cadman	Mrs Hull*	Mr Pyne	Mr Windsor
Mr Ciobo	Mr Jull	Mr Richardson	
Mr Costello	Mr Katter	Mr Robb	
Mrs Draper	Mrs D. M. Kelly	Mr Rudd	

NOES, 76

Mr Adams	Mr L. D. T. Ferguson	Dr Jensen	Ms Plibersek
Mr Albanese	Mr M. J. Ferguson	Mr Johnson	Mr Prosser
Fran Bailey	Mr Fitzgibbon	Mr Keenan	Ms Roxon
Mr Bevis	Ms Gambaro	Mr Kerr	Mr Sawford
Mr Billson	Mrs Gash	Mr Laming	Mr Sercombe
Ms Bird	Mr Georganas	Dr Lawrence	Mr S. F. Smith
Mrs B. K. Bishop	Mr Georgiou	Mrs Ley	Mr Snowdon
Ms J. Bishop	Mr Gibbons	Ms Livermore	Mr Somlyay
Mr Broadbent	Ms Gillard	Mr McArthur*	Dr Southcott
Mr Brough	Ms Grierson	Mr McClelland	Dr Stone
Mr Cobb	Mr Griffin	Mr Macfarlane	Mr Swan
Ms Corcoran	Mr Haase	Ms Macklin	Mr Tanner
Mr Crean	Ms Hall*	Mr McMullan	Mr C. P. Thompson
Mr Edwards	Mr Hatton	Mrs May	Mr Tuckey
Mrs Elliot	Ms Hoare	Mr Melham	Mr Turnbull
Ms A. L. Ellis	Mr Hockey	Mrs Moylan	Ms Vamvakinou
Mrs Elson	Mr Hunt	Dr Nelson	Dr Washer
Mr Entsch	Mrs Irwin	Mr B. P. O'Connor	Mr Wilkie
Mr Farmer	Mr Jenkins	Ms Owens	Mr Wood

* Tellers

And so it was negatived.

Adjournment negatived

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

Mr Abbott (Leader of the House) requiring the question to be put immediately without debate—
Question—put and negatived.

Bill agreed to.

Consideration in detail concluded.

On the motion of Dr Washer, by leave, the bill was read a third time.

18 ADJOURNMENT

Mr Abbott (Leader of the House) moved—That the House do now adjourn.

Debate ensued.

Question—put and passed.

And then the House, at 7.57 p.m., adjourned until 9 a.m. tomorrow.

DOCUMENTS

The following documents were deemed to have been presented on 6 December 2006:

Australian Capital Territory (Planning and Land Management) Act—National Capital Plan—Amendments Nos 56, 59, 60, 61 [F2006L03950], [F2006L03952], [F2006L03955], [F2006L03970].

Civil Aviation Act—Civil Aviation Regulations—Instrument—2006 No. CASA 433 [F2006L03697].

Environment Protection and Biodiversity Conservation Act—Instruments under—

section 178—9 November 2006 [F2006L03937].

subsection 269A(7)—10 November 2006 [F2006L03887].

Recovery plans—

Buff-banded Rail (Cocos (Keeling) Islands) [F2006L03945].

Lister's Gecko and the Christmas Island Blind Snake [F2006L03939].

Medical Indemnity Act—Protocol under section 27A—2006 Medical indemnity (IBNR claims) [F2006L03940].

Migration Act—Migration Regulations—Instrument—2006 Occupations, locations, salaries, and relevant assessing authorities for the employer nomination scheme No. IMMI 06/078 [F2006L03925].

Trade Practices Act—Determination under section 152AQA—Pricing principles for the local carriage service, wholesale line rental service and public switched telephone originating and terminating access services [F2006L03892].

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Beazley, Mr Nairn and Mr Ticehurst.

I. C. HARRIS
Clerk of the House of Representatives

2004-05-06

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 145

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

WEDNESDAY, 6 DECEMBER 2006

1 The Main Committee met at 9.30 a.m.

2 **MEMBERS' STATEMENTS**

Members' statements were made.

3 **ELECTORAL AND REFERENDUM LEGISLATION AMENDMENT BILL 2006**

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 **LAW AND JUSTICE LEGISLATION AMENDMENT (MARKING OF PLASTIC EXPLOSIVES) BILL 2006**

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.

5 **ADJOURNMENT**

On the motion of Mr Hartsuyker, the Main Committee adjourned at 12.11 p.m.

The Deputy Speaker fixed 9.30 a.m. tomorrow for the next meeting of the Main Committee.

B. C. WRIGHT
Clerk of the Main Committee