

2004-05-06-07

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 192

THURSDAY, 13 SEPTEMBER 2007

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

2 **PRIVILEGE—STATEMENT BY SPEAKER**

The Speaker referred to the matter of privilege raised by the Member for Grayndler on 12 September 2007 relating to remarks made by the Member for Moreton in the House on 11 September about an Australian Federal Police investigation of three Liberal Party Members of the House in Queensland.

The Speaker stated that there were no privilege issues in the matter raised by the member for Grayndler, and that he did not propose to give precedence to a motion to refer the matter to the Committee of Privileges.

3 **HEALTH LEGISLATION AMENDMENT BILL 2007**

Mr Abbott (Minister for Health and Ageing), pursuant to notice, presented a Bill for an Act to amend the law in relation to health and private health insurance, and for related purposes.

Document

Mr Abbott presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

4 **NATIONAL HEALTH SECURITY BILL 2007**

Mr Abbott (Minister for Health and Ageing), pursuant to notice, presented a Bill for an Act to provide for national health security, and for related purposes.

Document

Mr Abbott presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

5 **CRIMES LEGISLATION AMENDMENT (CHILD SEX TOURISM OFFENCES AND RELATED MEASURES) BILL 2007**

Mr Ruddock (Attorney-General), pursuant to notice, presented a Bill for an Act to amend the law relating to sexual offences against children, and for related purposes.

Document

Mr Ruddock presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

6 FINANCIAL SECTOR LEGISLATION AMENDMENT (REVIEW OF PRUDENTIAL DECISIONS) BILL 2007

Mr Dutton (Minister for Revenue and Assistant Treasurer), pursuant to notice, presented a Bill for an Act to amend the law relating to the financial sector, and for related purposes.

Document

Mr Dutton presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

7 TAX LAWS AMENDMENT (2007 MEASURES NO. 6) BILL 2007

Mr Dutton (Minister for Revenue and Assistant Treasurer) presented a Bill for an Act to amend the law relating to taxation, and for related purposes.

Document

Mr Dutton presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

8 FIT-OUT OF NEW LEASED PREMISES FOR THE AUSTRALIAN CUSTOMS SERVICE, BRISBANE, QLD—APPROVAL OF WORK

Mr Lindsay (Parliamentary Secretary to the Minister for Defence), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Fit-out of new leased premises for the Australian Customs Service, Brisbane, Queensland.

Question—put and passed.

9 FAMILY AND HUMAN SERVICES—STANDING COMMITTEE—REPORT—MOTION TO TAKE NOTE OF DOCUMENT—REFERENCE TO MAIN COMMITTEE

Mrs B. K. Bishop (Chair) presented the following documents:

Family and Human Services—Standing Committee—The winnable war on drugs: The impact of illicit drug use on families—

Report, incorporating a dissenting report, September 2007.

Minutes of proceedings.

Report ordered to be made a Parliamentary Paper.

Mrs B. K. Bishop 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.

Mrs B. K. Bishop, by leave, moved—That the order of the day be referred to the Main Committee for debate.

Question—put and passed.

10 NORTHERN TERRITORY NATIONAL EMERGENCY RESPONSE AMENDMENT (ALCOHOL) BILL 2007

The order of the day having been read for the second reading—

Document

Mr Brough (Minister for Families, Community Services and Indigenous Affairs) presented an explanatory memorandum to the bill.

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

Debate ensued.

Ms Macklin 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 notes that:

- (1) the *Little Children Are Sacred* report highlighted the link between alcohol and child sexual abuse;
- (2) measures must target the supply of alcohol, especially by grog runners, and do so in a way that is workable and effective;
- (3) supply measures should not be arbitrary, nor penalise those who consume alcohol responsibly and they should not place unnecessary burdens on either retailers or consumers;
- (4) measures dealing with consumption of alcohol in parks should not penalise responsible visitors who are there for legitimate recreational or tourism purposes;
- (5) Commonwealth measures should work in conjunction with local community alcohol management plans including those declaring dry areas;
- (6) the further development of agreed supply side measures with the Northern Territory Government, communities and the liquor industry in the Northern Territory are vital to reducing alcohol consumption and addressing alcohol abuse; and
- (7) improved access to rehabilitation services is necessary to help individuals to overcome alcohol abuse”.

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, and agreed to, after debate.

Consideration in detail concluded.

Leave granted for third reading to be moved immediately.

On the motion of Mr Brough, the bill was read a third time.

11 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, 17 September 2007.

Mr Causley, by leave, moved that the report be adopted.

Question—put and passed.

12 QUARANTINE AMENDMENT (COMMISSION OF INQUIRY) BILL 2007

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.

13 QUESTIONS

Questions without notice being asked—

Member directed to leave

At 2.13 p.m. the Member for Lilley (Mr Swan) was directed, under standing order 94, to leave the Chamber for one hour for disorderly behaviour, and he accordingly left the Chamber.

Questions without notice continuing—

Member directed to leave

At 2.18 p.m. the Member for Parramatta (Ms Owens) was directed, under standing order 94, to leave the Chamber for one hour for disorderly behaviour, and she accordingly left the Chamber.

Questions without notice continuing—

Member directed to leave

At 2.22 p.m. the Member for Swan (Mr Wilkie) was directed, under standing order 94, to leave the Chamber for one hour for continuing to interject after a warning had been given from the Chair, and he accordingly left the Chamber.

Questions without notice continuing—

Member directed to leave

At 2.49 p.m. the Member for Lyons (Mr Adams) was directed, under standing order 94, to leave the Chamber for one hour for continuing to interject after a warning had been given from the Chair, and he accordingly left the Chamber.

Questions without notice continuing—

Member directed to leave

At 2.55 p.m. the Member for Gellibrand (Ms Roxon) was directed, under standing order 94, to leave the Chamber for one hour for continuing to interject after a warning had been given from the Chair, and she accordingly left the Chamber.

Questions without notice continuing—

Members directed to leave

At 2.56 p.m. the Members for Cunningham (Ms Bird) and Calwell (Ms Vamvakinou) were directed, under standing order 94, to leave the Chamber for one hour for continuing to interject after a warning had been given from the Chair, and they accordingly left the Chamber.

Questions without notice continued.

14 DOCUMENT

The Speaker presented the following document:

Nuclear Facility Referendum—Letter from the Speaker of the Legislative Assembly of the Northern Territory forwarding a resolution of the Assembly and record of debate, 28 August 2007.

15 DOCUMENTS

The following documents were presented:

Australian Communications and Media Authority—Report—Local content levels investigation—June 2007.

Australian Crime Commission—Parliamentary Joint Committee—Report—Trafficking of women for sexual servitude—Supplementary report—Government response.

Corporations and Financial Services—Parliamentary Joint Committee—Report—Timeshare: The price of leisure—Government response.

Crimes Act 1914—Authorisations for the acquisition and use of assumed identities—Report for 2006-07—Australian Federal Police.

Foreign Affairs, Defence and Trade—Joint Standing Committee—Report—Review of Australia's relationship with Malaysia—Government response.

Health Services Australia—Statement of corporate intent for 2007-2010.

Intelligence and Security—Parliamentary Joint Committee—Reports—

Review of administration and expenditure: Australian intelligence organisations—Number 4: Recruitment and training—Government response, August 2007.

Review of the re-listing of Ansar al-Sunna, JeM, LeJ, EIJ, IAA, AAA and IMU as terrorist organisations—Government response.

National Capital and External Territories—Joint Standing Committee—Reports—

Norfolk Island financial sustainability—The challenge: sink or swim—Draft Government response, June 2007.

Quis custodiet ipsos custodes?: Inquiry into governance on Norfolk Island—Draft Government response, June 2007.

Norfolk Island electoral matters—Draft Government response, June 2007.

Treaties—Joint Standing Committee—Reports—

81st—Treaties tabled on 8 August 2006 (2)—Government response.

84th—Treaty tabled on 6 December 2006—Government response.

16 DOCUMENTS—MOTION TO TAKE NOTE OF DOCUMENTS

Mr Abbott (Leader of the House) moved—That the House take note of the following documents:

Australian Communications and Media Authority—Report—Local content levels investigation—June 2007.

Australian Crime Commission—Parliamentary Joint Committee—Report—Trafficking of women for sexual servitude—Supplementary report—Government response.

Intelligence and Security—Parliamentary Joint Committee—Reports—

Review of administration and expenditure: Australian intelligence organisations—Number 4: Recruitment and training—Government response, August 2007.

Review of the re-listing of Ansar al-Sunna, JeM, LeJ, EIJ, IAA, AAA and IMU as terrorist organisations—Government response.

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

17 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—AUSTRALIA'S FUTURE

The House was informed that Ms Gillard (Deputy Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The Government’s failure to properly plan for Australia’s challenges due to its focus on its own internal political fixes rather than the nation’s future”.

The proposed discussion having received the necessary support—

Ms Gillard addressed the House.

Discussion ensued.

Discussion concluded.

18 SUPERANNUATION LEGISLATION AMENDMENT BILL 2007—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 Dr Stone (Minister for Workforce Participation), by leave, the bill was read a third time.

19 AUSTRALIAN POSTAL CORPORATION AMENDMENT (QUARANTINE INSPECTION AND OTHER MEASURES) BILL 2007—REPORT FROM MAIN COMMITTEE

The 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 Nairn (Special Minister of State), by leave, the bill was read a third time.

20 MESSAGES FROM THE SENATE

Messages from the Senate, 13 September 2007, were reported returning the following bills without amendment:

No. 597—Maritime Legislation Amendment 2007.

No. 598—Sydney Harbour Federation Trust Amendment 2007.

No. 599—International Trade Integrity 2007.

No. 600—International Tax Agreements Amendment (No. 2) 2007.

No. 601—Financial Sector Legislation Amendment (Discretionary Mutual Funds and Direct Offshore Foreign Insurers) 2007.

No. 602—Corporations (National Guarantee Fund Levies) Amendment 2007.

No. 603—Financial Sector Legislation Amendment (Simplifying Regulation and Review) 2007.

No. 605—Product Stewardship (Oil) Amendment 2007.

No. 607—Building and Construction Industry Improvement Amendment (OHS) 2007.

21 MESSAGE FROM THE SENATE—NATIONAL HEALTH AMENDMENT (PHARMACEUTICAL BENEFITS) BILL 2007

Message No. 604, 13 September 2007, from the Senate was reported transmitting for the concurrence of the House a Bill for an Act to amend the *National Health Act 1953* in relation to the Pharmaceutical Benefits Scheme, and for other purposes.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting.

22 MESSAGE FROM THE SENATE—OFFSHORE PETROLEUM AMENDMENT (MISCELLANEOUS MEASURES) BILL 2007

Message No. 606, 13 September 2007, from the Senate was reported transmitting for the concurrence of the House a Bill for an Act to amend the *Offshore Petroleum Act 2006*, and for other purposes.

Bill read a first time.

Ordered—That the second reading be made an order of the day for the next sitting.

23 ADJOURNMENT

It being 4.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 5 p.m.—The Speaker adjourned the House until 12.30 p.m. next Monday.

DOCUMENTS

The following documents were deemed to have been presented on 13 September 2007:

Civil Aviation Act—

Civil Aviation Regulations—Direction—2007 No. CASA 344 [F2007L03640].

Civil Aviation Safety Regulations—Airworthiness Directive—Part 39-107—2007 10 September [F2007L03635].

Commonwealth Electoral Act and Referendum (Machinery Provisions) Act—Regulations—Select Legislative Instruments—2007 Nos 270, 271 [F2007L03545], [F2007L03546].

Extradition Act—Regulations—Select Legislative Instrument—2007 No. 269 [F2007L03552].

Financial Management and Accountability Act—Determination to vary and abolish a special account—2007 No. 20 [F2007L03672].

Health Insurance Act—Principles—2007 Health Insurance (Accredited pathology laboratories—Approval) Amendment (No. 2) [F2007L03584].

National Health Act—

Amendment determinations under—

sections 85, 85A and 88—2007 No. PB 69 [F2007L03612].

section 93—2007 No. PB 72 [F2007L03623].

Amendment special arrangements under subsection 100(1)—2007 Nos PB 73, PB 74 [F2007L03624], [F2007L03625].

Determination under subsections 9B(2) and (5)—2007 National Health (Immunisation program—Designated vaccines) No. 2 [F2007L03652].

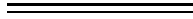
Primary Industries (Customs) Charges Act—Regulations—Select Legislative Instrument—2007 No. 261 [F2007L03526].

Primary Industries (Excise) Levies Act—Regulations—Select Legislative Instrument—2007 No. 262 [F2007L03524].

Primary Industries Levies and Charges Collection Act—Regulations—Select Legislative Instrument—2007 No. 263 [F2007L03527].

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Andren, Mr Baldwin, Mr Danby, Mr Katter, Mrs D. M. Kelly, Mr Lloyd, Mrs Markus and Mr Sercombe.



I. C. HARRIS
Clerk of the House of Representatives

2004-05-06-07

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 192

MAIN COMMITTEE**MINUTES OF PROCEEDINGS**

THURSDAY, 13 SEPTEMBER 2007



1 The Main Committee met at 9.30 a.m.

2 **MEMBERS' STATEMENTS**

Members' statements were made.

3 **SUPERANNUATION LEGISLATION AMENDMENT BILL 2007**

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 Griffin 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 notes that:

- (1) in the case of military schemes the restoration of a reversionary benefit, so called widow's pension to these schemes is not to apply from the same date as civilian schemes, 1 July 2003, but supports Labor's calls on the Government to apply the same date;
- (2) there is no provision to remove the tax increase that applies to members of the MSBS as a consequence of the recent Better Super changes but supports Labor's calls on the Government to remove the tax increase;
- (3) there is no provision to implement equality of treatment on reversionary benefits for interdependent couples, a promise made by the Government, but yet to be implemented;
- (4) there are a range of contemporary issues that need to be considered in the light of reforms to private sector superannuation over the last twenty years, including;
 - (a) indexation provision of pension entitlements;
 - (b) interdependent relationship reversionary pension;
 - (c) the tax increase that members of the MSBS will suffer as a consequence of the 1 July Better Super changes;
 - (d) salary sacrifice provision for the public sector;
 - (e) full portability for the public sector;
 - (f) the value of the 10% rebate for untaxed schemes and income tax treatment of non-super income at age 60 and tax treatment of foreign defined benefit schemes such as Australian staff working for the United Nations, again consequences of the 1 July Better Super changes;
 - (g) transition to retirement provisions; and
 - (h) tax treatment for class A military invalidity pensioners

and supports Labor's calls on the Government to further investigate all these matters with a view to updating; and
- (5) Treasury has a range of studies, modelling and reports on issues listed above that at the direction of government, despite numerous requests at Senate Estimates, it refuses to release and is keeping secret, and supports Labor's calls on all these to be released publicly”.

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. 343, 21 June 2007, 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.

4 AUSTRALIAN POSTAL CORPORATION AMENDMENT (QUARANTINE INSPECTION AND OTHER MEASURES) BILL 2007

The order of the day having been read for the second reading—

Document

Mr Nairn (Special Minister of State) presented an explanatory memorandum to the bill.

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

Debate ensued.

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 TRANSPORT AND REGIONAL SERVICES—STANDING COMMITTEE—MOTION TO TAKE NOTE OF DOCUMENT

The order of the day having been read for the resumption of the debate on the motion of Mr Neville—That the House take note of the document (*presented on 13 August 2007*), viz.—

Transport and Regional Services—Standing Committee—The great freight task: Is Australia's transport network up to the challenge?—Report, August 2007—

Debate resumed.

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

6 HEALTH AND AGEING—STANDING COMMITTEE—MOTION TO TAKE NOTE OF DOCUMENT

The order of the day having been read for the resumption of the debate on the motion of Mr Somlyay—That the House take note of the document (*presented on 9 August 2007*), viz.—

Health and Ageing—Standing Committee—The best start—Report on the inquiry into the health benefits of breastfeeding—August 2007—

Debate resumed.

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

7 ADJOURNMENT

Mr Neville moved—That the Main Committee do now adjourn.

Debate ensued.

Documents

Mr Randall, by leave, presented the following documents:

“Miners call for workplace changes in WA”—ABC television *7.30 Report*, 11 June 2007—Copies of letters from—

Mr Randall to Mr Mark Scott, Managing Director, Australian Broadcasting Corporation, 27 June 2007.

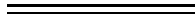
Mr Mark Scott to Mr Randall, 2 August 2007.

Peter Capon, District Inspector of Mines to The Registered Manager, BHP Billiton, Mt Whaleback, 16 August 2007.

Debate continued.

Question—put and passed.

At 1.05 p.m., the Deputy Speaker adjourned the Main Committee until 4 p.m. on Monday, 17 September 2007.



B. C. WRIGHT
Clerk of the Main Committee