

2010-11

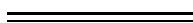
THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 71

THURSDAY, 22 SEPTEMBER 2011



1 The House met, at 9 a.m., pursuant to adjournment. The Speaker (Mr Jenkins) took the Chair, made an acknowledgement of country and read Prayers.

2 **MESSAGE FROM THE SENATE**

Message No. 218, 21 September 2011, from the Senate was reported informing the House of the following resolution agreed to by the Senate:

That the time for the presentation of the report of the Joint Standing Committee on Electoral Matters on the funding of political parties and election campaigns be extended to 1 December 2011.

3 **VETERANS' AFFAIRS LEGISLATION AMENDMENT (PARTICIPANTS IN BRITISH NUCLEAR TESTS) BILL 2011**

Mr Snowdon (Minister for Veterans' Affairs), pursuant to notice, presented a Bill for an Act to amend the *Veterans' Entitlements Act 1986* and other legislation, and for related purposes.

Document

Mr Snowdon presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

4 **EDUCATION SERVICES FOR OVERSEAS STUDENTS LEGISLATION AMENDMENT (TUITION PROTECTION SERVICE AND OTHER MEASURES) BILL 2011**

Mr Garrett (Minister for School Education, Early Childhood and Youth), pursuant to notice, presented a Bill for an Act relating to education services for overseas students, and for related purposes.

Document

Mr Garrett presented an explanatory memorandum to the bill and to the Education Services for Overseas Students (Registration Charges) Amendment (Tuition Protection Service) Bill 2011 and Education Services for Overseas Students (TPS Levies) Bill 2011.

Bill read a first time.

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

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

5 **EDUCATION SERVICES FOR OVERSEAS STUDENTS (REGISTRATION CHARGES) AMENDMENT (TUITION PROTECTION SERVICE) BILL 2011**

Mr Garrett (Minister for School Education, Early Childhood and Youth) presented a Bill for an Act to amend the *Education Services for Overseas Students (Registration Charges) Act 1997*, and for related purposes.

Bill read a first time.

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

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

6 EDUCATION SERVICES FOR OVERSEAS STUDENTS (TPS LEVIES) BILL 2011

Mr Garrett (Minister for School Education, Early Childhood and Youth) presented a Bill for an Act to impose the requirement to pay TPS levies, and for related purposes.

Bill read a first time.

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

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

7 MARITIME LEGISLATION AMENDMENT BILL 2011

Mr Albanese (Minister for Infrastructure and Transport), pursuant to notice, presented a Bill for an Act to amend the law relating to the marine environment and to ships, and for related purposes.

Document

Mr Albanese presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

8 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—HMAS ALBATROSS REDEVELOPMENT, NOWRA, NSW

Mr Gray (Special Minister of State), 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: HMAS Albatross redevelopment, Nowra, New South Wales.

Question—put and passed.

9 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—ROYAL AUSTRALIAN AIR FORCE BASE EAST SALE REDEVELOPMENT, SALE, VIC

Mr Gray (Special Minister of State), 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: Royal Australian Air Force Base East Sale redevelopment, Sale, Victoria.

Question—put and passed.

10 DOCUMENT—STATEMENT

Mr Snowdon (Minister for Indigenous Health) presented the following document:

Draft copy of the Tobacco Plain Packaging Regulations 2011.

Mr Snowdon, by leave, made a statement in connection with the document.

11 MIGRATION LEGISLATION AMENDMENT (OFFSHORE PROCESSING AND OTHER MEASURES) BILL 2011

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 Bandt moved, as an amendment—That all the words after “That” be omitted with a view to substituting the following words: “the House declines to give the bill a second reading and calls on the Government to end offshore processing and process all asylum seekers’ claims for protection onshore.”

Debate continued.

Mr Katter addressing the House—

It being 1.45 p.m., the debate was interrupted in accordance with standing order 43, Mr Katter was granted leave to continue his speech when the debate is resumed, and the resumption of the debate made an order of the day for a later hour this day.

12 MEMBERS' STATEMENTS

Members' statements were made.

13 QUESTIONS

Questions without notice being asked—

Member directed to leave

At 2.21 p.m. the Member for Cowan (Mr Simpkins) was directed, under standing order 94, to leave the Chamber for one hour for interjecting and he accordingly left the Chamber.

Questions without notice continued.

14 SELECTION COMMITTEE—REPORT

The Speaker presented the following document:

Selection Committee—Report No. 33 relating to private Members' business and the consideration of bills introduced 19 to 22 September 2011.

15 AUDITOR-GENERAL'S REPORTS

The Speaker presented the following documents:

Auditor-General—

Australian National Audit Office—Report for 2010-11.

Audit report No. 7 of 2011-2012—Performance audit—Establishment, implementation and administration of the Infrastructure Employment Projects stream of the Jobs Fund: Department of Infrastructure and Transport.

Reports ordered to be made Parliamentary Papers.

16 DOCUMENTS—MOTION TO TAKE NOTE OF DOCUMENTS

Mr Albanese (Leader of the House) presented the following documents:

Intelligence and Security—Parliamentary Joint Committee—Review of administration and expenditure—No. 8: Australian intelligence agencies—Government response.

Medibank Private—Report for 2010-11.

Reserve Bank of Australia—

Equity and diversity—Report for 2010-11.

Payments System Board—Report for 2010-11.

Report for 2010-11.

Sydney Airport Demand Management Act—Quarterly report on movement cap for Sydney airport for the period 1 April to 30 June 2011.

Treaties—Joint Standing Committee—Report 116: Treaties tabled on 24 and 25 November 2010, 9 February and 1 March 2011 and Treaties referred on 16 November 2010 (part 3)—Government response.

and moved—That the House take note of the documents.

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

17 PUBLICATIONS COMMITTEE—REPORT

Mr Hayes (Chair) presented the following document:

PUBLICATIONS COMMITTEE REPORT

The Publications Committee reports that it has met in conference with the Publications Committee of the Senate.

The Committee, having considered documents presented to Parliament since 25 August 2011, recommends that the following be made a Parliamentary Paper:

Privacy Act 1988—Report on the operation of the Act for 2009-10—Correction.

CHRIS HAYES

Chair

22 September 2011

On the motion of Mr Hayes, by leave, the report was agreed to.

18 PROPOSED DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—CARBON TAX

The House was informed that Mrs B. K. Bishop had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The impact of the carbon tax on the cost of living”.

The proposed discussion having received the necessary support—

Mrs B. K. Bishop rising to address the House—

Mr Albanese (Leader of the House) moved—That the business of the day be called on.

Question—put.

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

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Mr Adams	Mr Dreyfus	Dr M. J. Kelly	Ms Plibersek
Mr Albanese	Mrs Elliot	Ms King	Mr Ripoll
Ms Bird	Ms Ellis	Dr Leigh	Ms Rishworth
Mr Bowen	Dr Emerson	Ms Livermore	Ms Rowland
Mr Bradbury	Mr L. D. T. Ferguson	Mr Lyons	Ms Saffin
Ms Brodtmann	Mr Fitzgibbon	Mr McClelland	Mr Shorten
Ms A. E. Burke	Mr Garrett	Ms Macklin	Mr Sidebottom
Mr A. S. Burke	Mr Georganas	Mr Marles	Mr S. F. Smith
Mr Butler	Mr Gibbons	Mr Melham	Ms Smyth
Mr Byrne	Ms Gillard	Mr Mitchell	Mr Snowdon
Mr Champion	Mr Gray	Mr Murphy	Mr C. R. Thomson
Mr Cheeseman	Ms Grierson	Mr Neumann	Ms Vamvakinou
Mr Clare	Mr Griffin	Mr Oakeshott	Mr Wilkie
Ms Collins	Ms Hall*	Mr O'Connor	Mr Windsor
Mr Combet	Mr Hayes	Ms O'Neill	Mr Zappia
Mr Crean	Mr Husic*	Ms Owens	
Mr Danby	Mr S. P. Jones	Ms Parke	
Mrs D'Ath	Mr Katter	Mr Perrett	

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Mr Abbott	Mr Entsch	Mr Laming	Mr Ruddock
Mr Alexander	Mr Fletcher	Ms Ley	Mr Schultz
Mr K. J. Andrews	Mr Forrest	Mr McCormack	Mr Secker*
Mrs K. L. Andrews	Mr Frydenberg	Ms Marino	Mr Simpkins
Mr Baldwin	Ms Gambaro	Mrs Markus	Mr Slipper
Mr Bandt	Mrs Gash	Mr Matheson	Mr A. D. H. Smith
Mr Billson	Mrs Griggs	Mrs Mirabella	Mr Somlyay
Mrs B. K. Bishop	Mr Haase	Mr Morrison	Dr Southcott
Ms J. I. Bishop	Mr Hartsuyker	Mr Neville	Dr Stone
Mr Briggs	Mr A. G. Hawke	Mr O'Dowd	Mr Tehan
Mr Broadbent	Mr Hockey	Mrs Prentice	Mr Truss
Mr Buchholz	Mr Hunt	Mr Pyne	Mr Tudge
Mr Chester	Mr Irons	Mr Ramsey	Mr Turnbull
Mr Christensen	Dr Jensen	Mr Randall	Mr van Manen
Mr Cobb	Mr E. T. Jones	Mr Robb	Mr Vasta
Mr Coulton*	Mr Keenan	Mr Robert	Dr Washer
Mr Crook	Mr C. Kelly	Mr Wyatt Roy	Mr Wyatt

* Tellers

Pairs

Mr Rudd	Mr Macfarlane
Mr Symon	Ms O'Dwyer
Mr Swan	Mr Scott
Ms Roxon	Mr Dutton
Mr K. J. Thomson	Mr Ciobo
Mr M. J. Ferguson	Mrs Moylan

And so it was resolved in the affirmative.

19 MIGRATION LEGISLATION AMENDMENT (OFFSHORE PROCESSING AND OTHER MEASURES) BILL 2011

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 Bandt, viz.*—That all the words after “That” be omitted with a view to substituting the following words: “the House declines to give the bill a second reading and calls on the Government to end offshore processing and process all asylum seekers’ claims for protection onshore.”

Debate resumed.

Ms Gambaro addressing the House—

20 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 2 p.m. on Tuesday, 11 October 2011.

DOCUMENTS

The following documents were deemed to have been presented on 22 September 2011:

Environment Protection and Biodiversity Conservation Act—Instrument under section 184—12 September 2011 [F2011L01929].

Higher Education Support Act—VET provider—

Notice of approval—2011 No. 19 [F2011L01932].

Revocation of approval—19 September 2011 [F2011L01933].

Remuneration Tribunal Act—Remuneration Tribunal—Determinations—2011 Nos 19, 20 [F2011L01930], [F2011L01931].

ATTENDANCE

All Members attended (at some time during the sitting) except *Mr Ciobo, Mr Dutton, Mr M. J. Ferguson, Mrs Moylan, Ms Roxon, Mr Rudd, Mr Swan, Mr Symon and *Mr K. J. Thomson.

* On leave

B. C. WRIGHT
Clerk of the House of Representatives

2010-11

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 71

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

THURSDAY, 22 SEPTEMBER 2011

1 The Main Committee met at 9.30 a.m.

2 **MEMBERS' CONSTITUENCY STATEMENTS**

Members' constituency statements were made.

3 **NATIONAL BROADBAND NETWORK—JOINT 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 Albanese—That the House take note of the document (*presented on 12 September 2011*), viz.—

National Broadband Network—Joint Standing Committee—Review of the rollout of the National Broadband Network (First report)—Report, incorporating a dissenting report, August 2011—

Debate resumed.

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

4 **SAM STOSUR—STATEMENTS**

By indulgence, further statements were made.

5 **ADJOURNMENT**

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

Debate ensued.

Question—put and passed.

At 1.01 p.m., the Deputy Speaker adjourned the Main Committee until 9.30 a.m. on Wednesday, 12 October 2011.

DAVID ELDER
Clerk of the Main Committee