

2010-11

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 83

THURSDAY, 24 NOVEMBER 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 SPEAKER—PROPOSED RESIGNATION

The Speaker informed the House that it was his intention to tender his resignation as Speaker of the House of Representatives to Her Excellency the Governor-General later this day.

3 AFGHANISTAN—MINISTERIAL STATEMENT

Mr S. F. Smith (Minister for Defence), by leave, made a ministerial statement relating to Afghanistan.

Suspension of standing and sessional orders—Time for speech

Mr Dreyfus (Parliamentary Secretary for Climate Change and Energy Efficiency), by leave, moved—That so much of the standing and sessional orders be suspended as would prevent Mr Robert speaking in reply to the ministerial statement for a period not exceeding 16 minutes.

Question—put and passed.

Mr Robert addressed the House.

4 CORPORATIONS AMENDMENT (FURTHER FUTURE OF FINANCIAL ADVICE MEASURES) BILL 2011

Mr Shorten (Minister for Financial Services and Superannuation), pursuant to notice, presented a Bill for an Act to amend the law in relation to financial products, and for related purposes.

Document

Mr Shorten presented an explanatory memorandum to the bill.

Bill read a first time.

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

Debate adjourned (Mr A. D. H. Smith), and the resumption of the debate made an order of the day for the next sitting.

5 MURRAY-DARLING BASIN REFORM—MINISTERIAL STATEMENT

Mr A. S. Burke (Minister for Sustainability, Environment, Water, Population and Communities), by leave, made a ministerial statement relating to the Murray-Darling Basin reform.

Suspension of standing and sessional orders—Time for speech

Mr A. S. Burke, by leave, moved—That so much of the standing and sessional orders be suspended as would prevent Mr Macfarlane speaking in reply to the ministerial statement for a period not exceeding 11 minutes.

Question—put and passed.

Mr Macfarlane addressed the House.

6 PEOPLE TRAFFICKING—MINISTERIAL STATEMENT

Mr O'Connor (Minister for Home Affairs), by leave, made a ministerial statement relating to the Government's response to people trafficking.

Suspension of standing and sessional orders—Time for speech

Mr O'Connor, by leave, moved—That so much of the standing and sessional orders be suspended as would prevent Mr Keenan speaking in reply to the ministerial statement for a period not exceeding 14 minutes.

Question—put and passed.

Mr Keenan addressed the House.

7 JOINT SELECT COMMITTEE ON CYBER-SAFETY—SENATE'S RESOLUTION

The order of the day having been read for the consideration of message No. 204, 15 September 2011, from the Senate—

Mr Shorten (Minister for Financial Services and Superannuation) moved—That the House concur with the resolution relating to the Joint Select Committee on Cyber-Safety.

Question—put and passed.

8 PUBLICATIONS COMMITTEE—REPORT—STATEMENT BY MEMBER

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 3 November 2011, recommends that the following be made Parliamentary Papers:

Aboriginal and Torres Strait Islander Social Justice Commissioner—Reports for 2010-11—

Native title.

Social justice.

Australian Electoral Commission—Funding and disclosure report—Election 2010.

Australian Fisheries Management Authority—Report for 2010-11.

Australian Human Rights Commission—Reports—

No. 46—Yousefi family v Commonwealth of Australia.

Review into the treatment of women at the Australian Defence Force Academy—Phase 1, October 2011.

Australian Institute of Health and Welfare—Report for 2010-11.

Australian Prudential Regulation Authority—Report for 2010-11.

Commonwealth Ombudsman—Activities under Part V of the *Australian Federal Police Act 1979*—Report for 2010-11.

Defence Housing Australia—Report for 2010-11.

Grains Research and Development Corporation—Report for 2010-11.

Great Barrier Reef Marine Park Authority—Report for 2010-11.

High Court of Australia—Report for 2010-11.

Indigenous Land Corporation—Report for 2010-11.

Private Health Insurance Administration Council—Report for 2010-11.

Repatriation Medical Authority—Report for 2010-11.

Rural Industries Research and Development Corporation—Report for 2010-11.

Safe Work Australia—Report for 2010-11.

Services Trust Funds—Report for 2010-11.

Telecommunications (Interception and Access) Act 1979—Report on the operation of the Act for 2010-11—Corrigendum.

Tiwi Land Council—Report for 2010-11.

Torres Strait Regional Authority—Report for 2010-11.

Wheat Exports Australia—Report for 2010-11.

CHRIS HAYES

Chair

24 November 2011

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

Mr Hayes, by leave, made a statement in connection with the report.

9 NATIONAL BROADBAND NETWORK—JOINT STANDING COMMITTEE—REPORT—STATEMENTS BY MEMBERS—MOTION TO TAKE NOTE OF DOCUMENT—REFERENCE TO MAIN COMMITTEE

Mr Oakeshott (Chair) presented the following documents:

National Broadband Network—Joint Standing Committee—Review of the rollout of the National Broadband Network (Second report)—

Report, incorporating a dissenting report, November 2011.

Minutes of proceedings.

In accordance with standing order 39(f) the report was made a Parliamentary Paper.

Mr Oakeshott, Mrs D’Ath, Mr Turnbull and Mr Hartsuyker, by leave, made statements in connection with the report.

Mr Oakeshott moved—That the House take note of the report.

In accordance with standing order 39, the debate was adjourned, and the resumption of the debate made an order of the day for the next sitting.

Mr Oakeshott, by leave, moved—That the order of the day be referred to the Main Committee for debate.

Question—put and passed.

10 PUBLIC ACCOUNTS AND AUDIT—JOINT COMMITTEE—REPORTS—STATEMENT BY MEMBER—MOTION TO TAKE NOTE OF DOCUMENTS—REFERENCE TO MAIN COMMITTEE

Mr Oakeshott (Chair) presented the following documents:

Public Accounts and Audit—Joint Committee—

Report 427: Inquiry into national funding agreements—Report, November 2011.

Report 428: Review of Auditor-General’s reports Nos 16 to 46 (2010-11)—Report, November 2011.

Report 422: Review of the 2009-10 Defence Materiel Organisation Major Projects report—Government response.

In accordance with standing order 39(f) the reports were made Parliamentary Papers.

Mr Oakeshott, by leave, made a statement in connection with the reports.

Mr Oakeshott moved—That the House take note of the reports.

In accordance with standing order 39, the debate was adjourned, and the resumption of each debate made an order of the day for the next sitting.

Mr Oakeshott, by leave, moved—That the orders of the day be referred to the Main Committee for debate.

Question—put and passed.

11 ORDERS OF THE DAY RETURNED TO THE HOUSE

On the motion of Mr Albanese (Leader of the House), the following Main Committee orders of the day, private Members’ business, were returned to the House for further consideration and the resumption of each debate made an order of the day for a later hour this day:

No. 7—Occasional care child care funding;

No. 8—Dairy industry; and

No. 9—Boycotts, Divestment and Sanctions campaign against Israel.

12 SUSPENSION OF STANDING AND SESSIONAL ORDERS—PRIVATE MEMBERS' BUSINESS

Mr Albanese (Leader of the House), by leave, moved—That so much of the standing and sessional orders be suspended as would prevent the following items of private Members' business being called on and considered immediately in the following order:

Bombing of Darwin—Order of the day No. 18;

Dairy industry—Order of the day;

Boycotts, Divestment and Sanctions campaign against Israel—Order of the day;

Occasional care child care funding—Order of the day; and

GST revenue for Western Australia—Order of the day No. 9.

Question—put and passed.

13 BOMBING OF DARWIN

The order of the day having been read for the resumption of the debate on the motion of Mrs Griggs—That this House:

- (1) acknowledges 19 February 1942 as the day Darwin was bombed and marks the first time Australia was militarily attacked by enemy forces;
- (2) reflects upon the significant loss of life of Australian Defence personnel and civilians during the attacks and casualties of the bombings;
- (3) recognises that the attack remained a secret for many years and that even today, many Australians are unaware of the bombing of Darwin and the significant damage and loss of life which resulted;
- (4) also recognises the campaign of coordinated bombings against northern Australia involving 97 Japanese attacks from Darwin, to Broome and Wyndham in the west, to Katherine in the south, to Townsville in the east over the period February 1942 to November 1943; and
- (5) calls for 19 February of each year to be Gazetted as 'Bombing of Darwin Day' and be named a Day of National Significance by the Governor-General—

Debate resumed.

Question—That the motion be agreed to—put and passed.

14 DAIRY INDUSTRY

The order of the day having been read for the resumption of the debate on the motion of Mr Broadbent—That this House notes the importance of the dairy industry to the health and well being of Australia—

Question—That the motion be agreed to—put and passed.

15 BOYCOTTS, DIVESTMENT AND SANCTIONS CAMPAIGN AGAINST ISRAEL

The order of the day having been read for the resumption of the debate on the motion of Ms J. I. Bishop—That this House:

- (1) condemns the:
 - (a) Boycotts, Divestment and Sanctions campaign against Israel; and
 - (b) targeting of Max Brenner chocolate cafes as part of this campaign;
- (2) rejects this tactic as counterproductive to the promotion of the rights of Palestinians;
- (3) reiterates Australia's support for the two-state solution and the right of the Israeli and Palestinian people to live peacefully within internationally recognised borders; and
- (4) urges the leaders of the Israeli and Palestinian people to resume direct negotiations—

Question—That the motion be agreed to—put and passed.

16 OCCASIONAL CARE CHILD CARE FUNDING

The order of the day having been read for the resumption of the debate on the motion of Ms Ley—That this House:

- (1) notes that:
- (a) in the 2010-11 Budget, the Gillard Government has not considered the implications of removing Commonwealth funding for Occasional Care Child Care; and
 - (b) the consequence of ceasing this funding has caused Australian families real hardship as they struggle to find alternative sources of child care;
- (2) acknowledges that:
- (a) there are no other Commonwealth funded forms of child care to fill this void; and
 - (b) withdrawal of this funding has resulted in job losses in the industry; and
- (3) calls on the Government to reinstate Commonwealth funding for Occasional Care Child Care—
Question—That the motion be agreed to—put and passed.

17 GST REVENUE FOR WESTERN AUSTRALIA

The order of the day having been read for the resumption of the debate on the motion of Mr Crook—
That this House:

- (1) notes that:
- (a) Goods and Services Tax (GST) revenues are distributed to the States and Territories in accordance with a formula driven by Horizontal Fiscal Equalisation (HFE) principles and are legislated for in the *Federal Financial Relations Act 2009*;
 - (b) for 2010-11, Western Australia received just 68 per cent of what it would have received if GST revenue was distributed across Australia on a per capita basis—the lowest relativity applied to any State since the formula was introduced; and
 - (c) every other State and Territory, by contrast, received not less than 91 per cent of what it would have received if GST revenue was distributed evenly across Australia; and
- (2) calls on the Government to amend the Act to stipulate a minimum GST revenue-sharing relativity of 75 per cent, which would allow continuing respect for the principles of HFE, but with proper recognition for population, and without Western Australia being unfairly penalised for its disproportionate contribution to our national economic prosperity.

—*And on the amendment moved thereto by Dr Washer, viz.*—That the House: deletes paragraph (2) of the motion and substitutes:

- (2) calls on the Government to refer the matter of the minimum share of GST allocated to Western Australia to the GST Distribution Review for further consideration and analysis—

Question—That the amendment be agreed to—put.

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

AYES, 40

Mr Alexander	Mr Fletcher	Ms Marino	Mr Simpkins
Mr Baldwin	Ms Gambaro	Mrs Markus	Mr A. D. H. Smith
Mr Billson	Mrs Griggs	Mr Matheson	Mr Somlyay
Mrs B. K. Bishop	Mr Hartsuyker	Mr O'Dowd	Mr Tehan
Ms J. I. Bishop	Mr Hockey	Mrs Prentice	Mr Truss
Mr Briggs	Dr Jensen	Mr Pyne	Mr Tudge
Mr Broadbent	Mr Keenan	Mr Wyatt Roy	Mr Turnbull
Mr Coulton*	Mr C. Kelly	Mr Schultz	Mr Vasta
Mr Dutton	Ms Ley	Mr Scott	Dr Washer
Mr Entsch	Mr McCormack	Mr Secker*	Mr Wyatt

NOES, 74

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

* Tellers

Pairs

Ms Gillard	Mr Abbott
Mr K. J. Thomson	Mr Ciobo
Mr McClelland	Mr Haase
Ms O’Neill	Mrs K. L. Andrews

And so it was negatived.

Question—That the motion be agreed to—put.

The House divided and only Mr Crook and Mr Katter voting “Aye”, the Acting Speaker (Mr Slipper) declared the question resolved in the negative.

18 MESSAGES FROM THE SENATE

Messages from the Senate, 23 November 2011, were reported returning the following bills without amendment:

No. 268—Parliamentary Service Amendment (Parliamentary Budget Officer) 2011.

No. 269—Tax Laws Amendment (2011 Measures No. 8) 2011.

No. 270—Higher Education Support Amendment (No. 2) 2011.

No. 271—National Residue Survey (Excise) Levy Amendment (Deer) 2011.

No. 272—Indigenous Affairs Legislation Amendment (No. 2) 2011.

No. 273—Defence Legislation Amendment 2011.

19 MESSAGE FROM THE SENATE—FAMILY LAW LEGISLATION AMENDMENT (FAMILY VIOLENCE AND OTHER MEASURES) BILL 2011

Message No. 263, 22 November 2011, from the Senate was reported returning the Family Law Legislation Amendment (Family Violence and Other Measures) Bill 2011 with amendments.

Ordered—That the amendments be considered immediately.

Mr Albanese moved—That the amendments be agreed to.

Question—put.

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

AYES, 72

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

NOES, 68

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

* Tellers

Pairs

Ms Gillard	Mr Abbott
Mr K. J. Thomson	Mr Ciobo
Mr McClelland	Mr Haase
Ms O’Neill	Mrs K. L. Andrews

And so it was resolved in the affirmative.

20 PRIVILEGES AND MEMBERS’ INTERESTS COMMITTEE—DOCUMENT

Ms A. E. Burke (Chair) presented the following document:

Privileges and Members’ Interests Committee—Register of Members’ Interests for the 43rd Parliament—Notifications of alterations of interests received during the period 7 July 2011 and 23 November 2011.

21 POSTPONEMENT OF NOTICE

Ordered—That notice No. 2, government business, be postponed until a later hour this day.

22 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—DEVELOPMENT AND CONSTRUCTION OF HOUSING FOR THE DEPARTMENT OF DEFENCE AT ERMINGTON, 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: Development and construction of housing for the Department of Defence at Ermington, New South Wales.

Question—put and passed.

23 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—DEVELOPMENT AND CONSTRUCTION OF HOUSING FOR THE DEPARTMENT OF DEFENCE AT RASMUSSEN, TOWNSVILLE, QLD

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: Development and construction of housing for the Department of Defence at Rasmussen, Townsville, Queensland.

Question—put and passed.

Suspension of sitting

At 12.03 p.m., the Acting Speaker left the Chair.

Resumption of sitting

At 12.43 p.m., the sitting resumed.

24 SPEAKER—RESIGNATION—ACCEPTANCE BY GOVERNOR-GENERAL

The following communication from Her Excellency the Governor-General was received, and was read at the Table by the Clerk:

I desire to inform the House of Representatives that I have received a letter dated 24 November 2011 from Mr Harry Jenkins MP tendering his resignation as Speaker of the House of Representatives, and that I have accepted his resignation.

Accordingly, I invite the House to elect a new Speaker.

QUENTIN BRYCE
Governor-General

Government House
Canberra
24 November 2011

25 ELECTION OF SPEAKER

Mr Melham, addressing himself to the Clerk, proposed to the House for its Speaker Mr Slipper, and moved—That he do take the Chair of this House as Speaker, which motion was seconded by Mr Danby.

Mr Slipper informed the House that he accepted nomination.

Mr Pyne, addressing himself to the Clerk, proposed to the House for its Speaker Ms A. E. Burke, and moved—That she do take the Chair of this House as Speaker, which motion was seconded by Mr Hartsuyker.

Ms A. E. Burke informed the House that she did not accept nomination.

Mr Pyne, addressing himself to the Clerk, proposed to the House for its Speaker Mr Adams, and moved—That he do take the Chair of this House as Speaker, which motion was seconded by Mr Hartsuyker.

Mr Adams informed the House that he did not accept nomination.

Mr Pyne, addressing himself to the Clerk, proposed to the House for its Speaker Mr Sidebottom, and moved—That he do take the Chair of this House as Speaker, which motion was seconded by Mr Hartsuyker.

Mr Sidebottom informed the House that he did not accept nomination.

Mr Pyne, addressing himself to the Clerk, proposed to the House for its Speaker Ms Bird, and moved—That she do take the Chair of this House as Speaker, which motion was seconded by Mr Hartsuyker.

Ms Bird informed the House that she did not accept nomination.

Mr Pyne, addressing himself to the Clerk, proposed to the House for its Speaker Ms Livermore, and moved—That she do take the Chair of this House as Speaker, which motion was seconded by Mr Hartsuyker.

Ms Livermore informed the House that she did not accept nomination.

Mr Pyne, addressing himself to the Clerk, proposed to the House for its Speaker Mr Georganas, and moved—That he do take the Chair of this House as Speaker, which motion was seconded by Mr Hartsuyker.

Mr Georganas informed the House that he did not accept nomination.

Mr Pyne, addressing himself to the Clerk, proposed to the House for its Speaker Mr Murphy, and moved—That he do take the Chair of this House as Speaker, which motion was seconded by Mr Hartsuyker.

Mr Murphy informed the House that he did not accept nomination.

Mr Pyne, addressing himself to the Clerk, proposed to the House for its Speaker Ms Vamvakinou, and moved—That she do take the Chair of this House as Speaker, which motion was seconded by Mr Hartsuyker.

Ms Vamvakinou informed the House that she did not accept nomination.

Mr Pyne, addressing himself to the Clerk, proposed to the House for its Speaker Mrs D’Ath, and moved—That she do take the Chair of this House as Speaker, which motion was seconded by Mr Hartsuyker.

Mrs D’Ath informed the House that she did not accept nomination.

There being no further proposal Mr Slipper was declared elected as Speaker and Mr Melham and Mr Danby conducted him to the Chair.

Mr Slipper returned his acknowledgments to the House for the honour it had been pleased to confer upon him by choosing him to be its Speaker, and thereupon sat down in the Chair.

Ms Gillard (Prime Minister), Mr Abbott (Leader of the Opposition), Mr Oakeshott, Mr Bandt, and Mr Truss (Leader of The Nationals) congratulated the Speaker, who expressed his thanks.

26 PRESENTATION OF THE SPEAKER

Ms Gillard (Prime Minister) stated that she had been advised Her Excellency the Governor-General would set a time to receive the Speaker.

27 ELECTION OF DEPUTY SPEAKER

Mr Byrne moved—That Ms A. E. Burke be elected Deputy Speaker of this House, which motion was seconded by Mr Gibbons.

Mr Pyne moved—That Mr Scott be elected Deputy Speaker of this House, which motion was seconded by Mr Hartsuyker.

There being no further proposal—

The House proceeded to ballot; and the ballot being concluded, the Speaker reported the result, as follows:

Ms A. E. Burke 72 votes

Mr Scott 71 votes

Ms A. E. Burke was thereupon declared elected as Deputy Speaker.

Ms Gillard (Prime Minister) congratulated Ms A. E. Burke, who made an acknowledgment to the House.

28 QUESTIONS

Questions without notice being asked—

Mr Abbott (Leader of the Opposition) asked leave to move a motion of censure.

Objection being raised—leave not granted.

Suspension of standing and sessional orders moved

Mr Abbott (Leader of the Opposition) moved—That so much of the standing and sessional orders be suspended as would prevent the Member for Warringah moving immediately—That this House censure the Prime Minister for presiding over a deceptive, dysfunctional and directionless government.

Debate ensuing—

Member directed to leave

At 2.37 p.m. the Member for Cowan (Mr Simpkins) 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.

Debate continuing—

Member directed to leave

At 2.38 p.m. the Member for Dickson (Mr Dutton) 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.

Debate continuing—

Member directed to leave

At 2.39 p.m. the Member for Casey (Mr A. D. H. Smith) 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.

Debate continuing—

Member directed to leave

At 2.40 p.m. the Member for Dawson (Mr Christensen) 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.

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

Question—put.

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

AYES, 65

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

NOES, 73

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

* Tellers

Pairs

Mr K. J. Thomson	Mr Ciobo
Mr McClelland	Mr Haase
Ms O'Neill	Mrs K. L. Andrews

And so it was negatived.

 Questions without notice concluded.
29 DOCUMENTS

The following documents were presented:

Aboriginal and Torres Strait Islander Affairs—House of Representatives Standing Committee—Doing time - Time for doing: Indigenous youth in the criminal justice system—Government response.

Aged Care Act 1997—Report on the operation of the Act for 2010-11.

Australian Institute of Health and Welfare—Australia's welfare—Report for 2011.

Australian Public Service Commission—State of the service—Report for 2010-11.

Department of Defence—Special purpose flights—Schedules for the period January to June 2011.

Department of Finance and Deregulation—Reports—

Former parliamentarians' expenditure on entitlements paid by the department for the period January to June 2011.

Parliamentarians' expenditure on entitlements paid by the department for the period January to June 2011.

Parliamentarians' overseas study travel reports for the period January to June 2011—

Volume 1.

Volume 2.

Education and Employment—House of Representatives Standing Committee—School libraries and teacher librarians in 21st century Australia—Government response.

Finance—Advance to the Finance Minister—Issues from the Advances under the annual Appropriation Acts—Report for 2010-11.

Outback Stores Pty Ltd—Report for 2010-11.

Royal Australian Navy Central Canteens Board—Report for 2010-11.

Superannuation (Government Co-contribution for Low Income Earners) Act 2003—Quarterly report on the operation of the Act for the period 1 April to 30 June 2011, together with report for 2010-11.

Treaties—*Bilateral*—*Text, together with national interest analysis*—Exchange of notes constituting an agreement to extend the agreement between the Government of Australia and the Government of the United States of America concerning the conduct of scientific balloon flights for civil research purposes of 16 February 2006, done at Canberra.

30 DOCUMENTS—MOTION TO TAKE NOTE OF DOCUMENTS

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

Aboriginal and Torres Strait Islander Affairs—House of Representatives Standing Committee—Doing time - Time for doing: Indigenous youth in the criminal justice system—Government response.

Australian Public Service Commission—State of the service—Report for 2010-11.

Department of Defence—Special purpose flights—Schedules for the period January to June 2011.

Department of Finance and Deregulation—Reports—

Former parliamentarians' expenditure on entitlements paid by the department for the period January to June 2011.

Parliamentarians' expenditure on entitlements paid by the department for the period January to June 2011.

Parliamentarians' overseas study travel reports for the period January to June 2011—

Volume 1.

Volume 2.

Education and Employment—House of Representatives Standing Committee—School libraries and teacher librarians in 21st century Australia—Government response.

Finance—Advance to the Finance Minister—Issues from the Advances under the annual Appropriation Acts—Report for 2010-11.

Superannuation (Government Co-contribution for Low Income Earners) Act 2003—Quarterly report on the operation of the Act for the period 1 April to 30 June 2011, together with report for 2010-11.

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

31 DOCUMENT

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

Regional Australia—Standing Committee—Of drought and flooding rains: Inquiry into the impact of the Guide to the Murray-Darling Basin Plan—Government response.

32 LEAVE OF ABSENCE TO ALL MEMBERS

Mr Albanese (Leader of the House) moved—That leave of absence be given to every Member of the House of Representatives from the determination of this sitting of the House to the date of its next sitting.

Question—put and passed.

33 DOCUMENT

The Speaker presented the following document:

Committee reports—Schedule of outstanding Government responses to the reports of House of Representatives and joint committees, incorporating reports tabled and details of Government responses made in the period between 7 July 2011, the date of the last schedule, and 23 November 2011.

34 MESSAGE FROM THE SENATE

Message No. 274, 24 November 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 12 December 2011.

35 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—POLICIES

The House was informed that Mr Abbott (Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The urgent need for better policies after four years of divided and directionless government”.

The proposed discussion having received the necessary support—

Mr Abbott addressed the House.

Discussion ensued.

Discussion concluded.

36 MESSAGE FROM THE SENATE

Message No. 275, 24 November 2011, from the Senate was reported returning the Safety, Rehabilitation and Compensation Amendment (Fair Protection for Firefighters) Bill 2011 without amendment.

37 CORPORATIONS AND FINANCIAL SERVICES—PARLIAMENTARY JOINT COMMITTEE—REPORTS—MOTION TO TAKE NOTE OF DOCUMENTS—REFERENCE TO MAIN COMMITTEE

Mr Ripoll (Chair) presented the following documents:

Corporations and Financial Services—Parliamentary Joint Committee—
Statutory oversight of the Australian Securities and Investments Commission—
Report, November 2011.

Evidence received by the Committee.

Inquiry into the collapse of Trio Capital—Interim report, November 2011.

In accordance with standing order 39(f) the reports were made Parliamentary Papers.

Mr Ripoll moved—That the House take note of the reports.

In accordance with standing order 39, the debate was adjourned, and the resumption of each debate made an order of the day for the next sitting.

Mr Ripoll, by leave, moved—That the orders of the day be referred to the Main Committee for debate.

Question—put and passed.

38 ADJOURNMENT NEGATIVED

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

Mr S. F. Smith (Minister for Defence) requiring the question to be put immediately without debate—

Question—put and negatived.

39 SELECTION COMMITTEE—REPORT

The Speaker presented the following document:

Selection Committee—Report No. 39 relating to the consideration of bills introduced 21 to 24 November 2011.

40 ADJOURNMENT

Mr S. F. Smith (Minister for Defence) moved—That the House do now adjourn.

Question—put and passed.

And then the House, at 5.15 p.m., adjourned until 2 p.m. on Tuesday, 7 February 2012.

DOCUMENTS

The following documents were deemed to have been presented on 24 November 2011:

A New Tax System (Family Assistance) (Administration) Act—Determination—2011 Child care benefit (Eligibility of child care services for approval and continued approval)—Amendment (No. 2) [F2011L02402].

Business Names Registration Act—Regulations—Select Legislative Instrument—2011 No. 214 [F2011L02406].

Business Names Registration (Fees) Act—Regulations—Select Legislative Instrument—2011 No. 213 [F2011L02408].

Business Names Registration (Transitional and Consequential Provisions) Act—Regulations—Select Legislative Instrument—2011 No. 215 [F2011L02409].

Charter of the United Nations Act—Charter of the United Nations (Sanctions—Iran) Regulations—Determination—2011 Export sanctioned goods list—Amendment (No. 1) [F2011L02403].

Civil Aviation Act—Civil Aviation Safety Regulations—Exemption—2011 No. CASA EX123 [F2011L02405].

Customs Act—Orders—Tariff Concession Revocation—2011 No. 185 [F2011L02404].

Federal Financial Relations Act—Determination under section 9—General purpose financial assistance—2011 No. 31 [F2011L02346].

Health Insurance Act—Regulations—Select Legislative Instrument—2011 No. 226 [F2011L02407].

Parliamentary Entitlements Act—Advice under paragraph 18(a)—1 November 2011.

Renewable Energy (Electricity) Act—Regulations—Select Legislative Instrument—2011 No. 222 [F2011L02410].

Veterans' Entitlements Act—

Determination—2011 Guidelines for determining whether income stream is asset-test exempt [F2011L02400].

Principles—2011 Retention of exemption for asset-test exempt income streams [F2011L02401].

ATTENDANCE

All Members attended (at some time during the sitting) except Mrs K. L. Andrews, *Mr Ciobo, Mr Haase, Mr McClelland, Ms O'Neill 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. 83

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

THURSDAY, 24 NOVEMBER 2011

1 The Main Committee met at 9.31 a.m.

2 MEMBERS' CONSTITUENCY STATEMENTS

Members' constituency statements being made—

Petition

Ms Ellis presented the following petition approved by the Standing Committee on Petitions:
Better Start for Children with Disability (Better Start) initiative—2,261 petitioners.

Suspension of meeting

At 10.02 a.m., the Deputy Speaker left the Chair.

Resumption of meeting

At 10.30 a.m., the Deputy Speaker resumed the Chair.

3 POSTPONEMENT OF ORDER OF THE DAY

Ordered—That order of the day No. 1, committee and delegation reports, be postponed until a later hour this day.

4 AGRICULTURE, RESOURCES, FISHERIES AND FORESTRY—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 Adams—
That the House take note of the document (*presented on 23 November 2011*), viz.—

Agriculture, Resources, Fisheries and Forestry—Standing Committee—Seeing the forest through the trees: Inquiry into the future of the Australian Forestry Industry—Report, November 2011—

Mr Adams, by leave, addressed the Main Committee without closing the debate.

Debate continuing—

Suspension of meeting

At 11.30 a.m., a division having been called in the House, the proceedings were suspended.

Resumption of meeting

At 12.04 p.m., the proceedings were resumed.

Debate continued.

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

5 NATIONAL CAPITAL AND EXTERNAL TERRITORIES—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 Simpkins—That the House take note of the document (*presented on 23 November 2011*), viz.—

National Capital and External Territories—Joint Standing Committee—Etched in stone? Inquiry into the administration of the *National Memorials Ordinance 1928*—Report, November 2011—

Debate resumed.

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

6 ADJOURNMENT

On the motion of Dr Leigh, the Main Committee adjourned at 12.24 p.m.

The Deputy Speaker fixed 9.30 a.m. on Wednesday, 8 February 2012 for the next meeting of the Main Committee.

DAVID ELDER
Clerk of the Main Committee