

2002

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

## HOUSE OF REPRESENTATIVES

## NOTICE PAPER

No. 4

TUESDAY, 19 FEBRUARY 2002

*The House meets this day at 2 p.m.***GOVERNMENT BUSINESS****Orders of the day**

- 1 **CRIMINAL CODE AMENDMENT (ANTI-HOAX AND OTHER MEASURES) BILL 2002** (*Attorney-General*): Second reading—Resumption of debate (*from 13 February 2002—Mr McClelland*).
- 2 **STATES GRANTS (PRIMARY AND SECONDARY EDUCATION ASSISTANCE) AMENDMENT BILL 2002** (*Minister for Education, Science and Training*): Second reading—Resumption of debate (*from 14 February 2002—Mr Griffin*).
- 3 **WORKPLACE RELATIONS AMENDMENT (FAIR DISMISSAL) BILL 2002** (*Minister for Employment and Workplace Relations*): Second reading—Resumption of debate (*from 13 February 2002—Mr McClelland*).
- 4 **AUSTRALIAN CITIZENSHIP LEGISLATION AMENDMENT BILL 2002** (*Minister for Citizenship and Multicultural Affairs*): Second reading—Resumption of debate (*from 13 February 2002—Mr McClelland*).
- 5 **AIRPORTS AMENDMENT BILL 2002** (*Minister for Regional Services, Territories and Local Government*): Second reading—Resumption of debate (*from 14 February 2002—Mr Griffin*).
- 6 **MINISTERS OF STATE AMENDMENT BILL 2002** (*Parliamentary Secretary to the Minister for Finance and Administration*): Second reading—Resumption of debate (*from 14 February 2002—Mr Griffin*).
- 7 **COMMONWEALTH INSCRIBED STOCK AMENDMENT BILL 2002** (*Parliamentary Secretary to the Minister for Health and Ageing*): Second reading—Resumption of debate (*from 14 February 2002—Mr Albanese*).
- 8 **TAXATION LAWS AMENDMENT (FILM INCENTIVES) BILL 2002** (*Minister representing the Minister for Communications, Information Technology and the Arts*): Second reading—Resumption of debate (*from 14 February 2002—Mr Albanese*).
- 9 **ADDRESS IN REPLY TO THE GOVERNOR-GENERAL'S SPEECH**: Resumption of debate (*from 18 February 2002*) on the proposed Address in Reply.
- 10 **CHRISTMAS 2001 BUSHFIRES** Resumption of debate (*from 13 February 2002—Mr Abbott*) on the motion of Mr Howard—That this House:
  - (1) extends its sympathies to those Australians who suffered personal losses during the Christmas 2001 bushfires that raged across New South Wales;
  - (2) acknowledges the tireless commitment of the thousands of individuals from rural and metropolitan fire brigades, emergency and rescue services, ambulance services, the defence force, police, welfare groups, government agencies, councils and businesses from across the country who were involved in fighting these fires;
  - (3) expresses its enduring gratitude and admiration to these Australians, many of whom were volunteers, for their efforts and sacrifices and in particular acknowledges the bravery of those who risked their lives in fighting the fires; and
  - (4) recognises that the way that the community heroically pulled together in a time of crisis truly demonstrates the strength of the Australian spirit.

\* Notifications to which an asterisk (\*) is prefixed appear for the first time

† Debate to be adjourned to a future day at the conclusion of the time allotted.

- 11 **FAMILY AND COMMUNITY SERVICES LEGISLATION AMENDMENT (FURTHER SIMPLIFICATION OF INTERNATIONAL PAYMENTS) BILL 2002** (*Minister representing the Minister for Family and Community Services*): Second reading—Resumption of debate (*from 13 February 2002—Mr McClelland*).
- 12 **RADIOCOMMUNICATIONS (TRANSMITTER LICENCE TAX) AMENDMENT BILL 2002** (*Minister representing the Minister for Communications, Information Technology and the Arts*): Second reading—Resumption of debate (*from 14 February 2002—Mr Albanese*).
- 13 **MIGRATION LEGISLATION AMENDMENT (MIGRATION AGENTS) BILL 2002** (*Minister for Citizenship and Multicultural Affairs*): Second reading—Resumption of debate (*from 14 February 2002—Mr Albanese*).
- 14 **MIGRATION AGENTS REGISTRATION APPLICATION CHARGE AMENDMENT BILL 2002** (*Minister for Citizenship and Multicultural Affairs*): Second reading—Resumption of debate (*from 14 February 2002—Mr Albanese*).
- 15 **THERAPEUTIC GOODS AMENDMENT (MEDICAL DEVICES) BILL 2002** (*Parliamentary Secretary to the Minister for Health and Ageing*): Second reading—Resumption of debate (*from 14 February 2002—Mr Albanese*).
- 16 **THERAPEUTIC GOODS (CHARGES) AMENDMENT BILL 2002** (*Parliamentary Secretary to the Minister for Health and Ageing*): Second reading—Resumption of debate (*from 14 February 2002—Mr Albanese*).
- 17 **MARRIAGE AMENDMENT BILL 2002** (*Parliamentary Secretary to the Minister for Health and Ageing*): Second reading—Resumption of debate (*from 14 February 2002—Mr Albanese*).
- 18 **SEX DISCRIMINATION AMENDMENT (PREGNANCY AND WORK) BILL 2002** (*Parliamentary Secretary to the Minister for Health and Ageing*): Second reading—Resumption of debate (*from 14 February 2002—Mr Albanese*).
- 19 **DISABILITY DISCRIMINATION AMENDMENT BILL 2002** (*Parliamentary Secretary to the Minister for Health and Ageing*): Second reading—Resumption of debate (*from 14 February 2002—Mr Albanese*).
- 20 **APPROPRIATION BILL (NO. 3) 2001-2002** (*Parliamentary Secretary to the Minister for Finance and Administration*): Second reading—Resumption of debate (*from 14 February 2002—Mr Albanese*).
- 21 **APPROPRIATION BILL (NO. 4) 2001-2002** (*Parliamentary Secretary to the Minister for Finance and Administration*): Second reading—Resumption of debate (*from 14 February 2002—Mr Albanese*).
- 22 **APPROPRIATION (PARLIAMENTARY DEPARTMENTS) BILL (NO. 2) 2001-2002** (*Parliamentary Secretary to the Minister for Finance and Administration*): Second reading—Resumption of debate (*from 14 February 2002—Mr Albanese*).
- 23 **TAXATION LAWS AMENDMENT (SUPERANNUATION) BILL (NO. 1) 2002** (*Parliamentary Secretary to the Minister for Finance and Administration*): Second reading—Resumption of debate (*from 14 February 2002—Mr Griffin*).
- 24 **INCOME TAX (SUPERANNUATION PAYMENTS WITHHOLDING TAX) BILL 2002** (*Parliamentary Secretary to the Minister for Finance and Administration*): Second reading—Resumption of debate (*from 14 February 2002—Mr Griffin*).
- 25 **HIGHER EDUCATION LEGISLATION AMENDMENT BILL (NO. 1) 2002** (*Minister for Education, Science and Training*): Second reading—Resumption of debate (*from 14 February 2002—Mr Griffin*).
- 26 **STUDENT ASSISTANCE AMENDMENT BILL 2002** (*Minister for Education, Science and Training*): Second reading—Resumption of debate (*from 14 February 2002—Mr Griffin*).
- 27 **ROAD TRANSPORT CHARGES (AUSTRALIAN CAPITAL TERRITORY) AMENDMENT BILL 2002** (*Minister for Regional Services, Territories and Local Government*): Second reading—Resumption of debate (*from 14 February 2002—Mr Griffin*).
- 28 **INTERSTATE ROAD TRANSPORT CHARGE AMENDMENT BILL 2002** (*Minister for Regional Services, Territories and Local Government*): Second reading—Resumption of debate (*from 14 February 2002—Mr Griffin*).
- 29 **PRODUCTIVITY COMMISSION—REPORT—MOTION TO TAKE NOTE OF PAPER**: Resumption of debate (*from 14 February 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.
- 30 **ISSUES FROM THE ADVANCE TO THE FINANCE MINISTER AS A FINAL CHARGE—REPORT—MOTION TO TAKE NOTE OF PAPER**: Resumption of debate (*from 14 February 2002—Mr Swan*) on the motion of Mr Abbott—That the House take note of the paper.

- 31 **AGED CARE STANDARDS AND ACCREDITATION AGENCY—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 32 **OPERATION OF THE AGED CARE ACT 1997—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 33 **COMMISSIONER FOR COMPLAINTS—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 34 **PRIVATE HEALTH INSURANCE ADMINISTRATION COUNCIL—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 35 **AUSTRALIAN TRADE COMMISSION—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 36 **AUSTRALIAN TOURIST COMMISSION—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 37 **AUSTRALIAN INSTITUTE OF HEALTH AND WELFARE—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 38 **HEALTH INSURANCE COMMISSION—EQUITY AND DIVERSITY REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 39 **HEALTH SERVICES AUSTRALIA—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 40 **HEALTH INSURANCE COMMISSION —REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 41 **REPATRIATION MEDICAL AUTHORITY—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 42 **AUSTRALIAN HEARING SERVICES—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 43 **DEPARTMENT OF HEALTH AND AGED CARE—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 44 **MEDIBANK PRIVATE—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 45 **MEDIBANK PRIVATE—STATEMENT OF CORPORATE INTENT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 46 **PRIVATE HEALTH INSURANCE OMBUDSMAN—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 47 **OPERATIONS OF THE REGISTERED HEALTH BENEFITS ORGANISATIONS—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 48 **OPERATIONS OF THE REGISTERED HEALTH BENEFITS ORGANISATIONS—ERRATA—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.

- 49 **MEDICAL TRAINING REVIEW PANEL—REPORT—MOTION TO TAKE NOTE OF PAPER:** Resumption of debate (*from 13 February 2002—Dr Martin*) on the motion of Mr Abbott—That the House take note of the paper.
- 50 **PARLIAMENTARY PROCEEDINGS BROADCASTING AMENDMENT BILL 2002:** Second reading (*from 12 February 2002*).

### Contingent notices of motion

*Contingent on any bill being brought in and read a first time:* Minister to move—That so much of the standing orders be suspended as would prevent the second reading being made an order of the day for a later hour.

*Contingent on any report relating to a bill being received from the Main Committee:* Minister to move—That so much of the standing orders be suspended as would prevent the remaining stages being passed without delay.

*Contingent on any bill being agreed to at the conclusion of the consideration in detail stage:* Minister to move—That so much of the standing orders be suspended as would prevent the motion for the third reading being moved without delay.

*Contingent on any message being received from the Senate transmitting any bill for concurrence:* Minister to move—That so much of the standing orders be suspended as would prevent the bill being passed through all its stages without delay.

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## PRIVATE MEMBERS' BUSINESS

### Notices given for Tuesday, 19 February 2002

\*1 **MR MOSSFIELD:** To move—That this House:

- (1) notes that:
  - (a) Western Sydney is one of the fastest growing regions in Australia with a high proportion of young people;
  - (b) currently there is a negative perception of young people in Western Sydney, which is a mistaken view since Western Sydney is no different to any other region with regard to youth problems and youth achievements;
  - (c) there needs to be public recognition of the achievements of young people which is linked to high self esteem and minimises anti-social behaviour;
  - (d) lack of access to educational facilities, especially information technology, has resulted in an imbalance of academic achievements; and
  - (e) there is insufficient provision of community and recreational facilities for young people in Western Sydney;
- (2) urges the Government to:
  - (a) research methods of providing adequate access to computer facilities to the disadvantaged in Western Sydney in order to close the digital divide; and
  - (b) provide urgently needed youth community facilities in the Western Sydney area to address the social needs of young people; and
- (3) acknowledges the work of the Blacktown Youth Orientation in drafting this motion and bringing these issues to light. (*Notice given 18 February 2002.*)

\*2 **MR FORREST:** To move—That this House:

- (1) acknowledges the seriously depleted nature of rainfall patterns across south east Australia in the last decade;
- (2) recognises that adequate water availability is a limiting criterion for Australia's economic and population growth; and
- (3) encourages the implementation of water conservation projects, including capital upgrades for inefficient and wasteful water supply projects, increased public education on measures to conserve water and increased meteorological research into changing rainfall patterns and possible intervention measures. (*Notice given 18 February 2002.*)

- \*3 **MR SAWFORD:** To move—That this House:
- (1) acknowledges the collapse of the educational framework in Australian schools;
  - (2) recommends as a matter of urgency a return to a more structurally balanced curriculum; and
  - (3) notes that the current framework disadvantages boys in particular and children from disadvantaged migrant and indigenous backgrounds. (*Notice given 18 February 2002.*)
- \*4 **MR BARTLETT:** To move—That this House:
- (1) acknowledges the outstanding work of our emergency service and community organisations;
  - (2) thanks the unpaid and paid firefighters and support personnel for their work in saving life and property during the recent bushfires; and
  - (3) urges the relevant State and local government authorities to consider approaches to better reducing risks associated with fires. (*Notice given 18 February 2002.*)
- \*5 **MR HAASE:** To move—That this House:
- (1) recognises and acknowledges the contribution made to the Australian economy by people working in remote areas of Australia;
  - (2) recognises the disparity of services and increased cost of living faced by people working and living in remote areas of Australia;
  - (3) encourages and compensates people choosing to live and work in remote areas of Australia by increasing the taxation zone rebate to an adequate level; and
  - (4) discourages the practice of fly-in, fly-out employment by restricting the payment of taxation zone rebate to permanent residents in remote areas of Australia. (*Notice given 18 February 2002.*)
- \*6 **MR MCCLELLAND:** To present a bill for an Act to amend the *Corporations Act 2001* and the *Workplace Relations Act 1996*, and for related purposes. (*Notice given 18 February 2002.*)
- \*7 **MR McMULLAN:** To present a bill for an Act to provide small businesses with a simpler method of calculating Goods and Services Tax payments. (*Notice given 18 February 2002.*)
- \*8 **MR LATHAM:** To present a bill for an Act to amend the *Superannuation Guarantee (Administration) Act 1992*, and for related purposes. (*Notice given 18 February 2002.*)
- \*9 **MR KERR:** To move—That this House calls on the Government to:
- (1) establish a formal inquiry into poverty in Australia to review and update the information base established by the Henderson Inquiry; and
  - (2) advise regarding those measures most capable of reducing poverty and reducing the gap between rich and poor within the Australian community. (*Notice given 18 February 2002.*)
- \*10 **MR KERR:** To move—That this House expresses its concern at the growth of untargeted financial subsidies paid to the well off in the community and calls on the Treasurer to provide transparent information regarding the cost of tax concessions and direct payments to those who have high incomes in multiples of average weekly earnings. (*Notice given 18 February 2002.*)
- \*11 **MS GRIERSON:** To move—That this House calls on the Government to support improved quality of life for people with Alzheimer's disease and their carers by:
- (1) amending the Pharmaceutical Benefits Advisory Committee's eligibility requirements and conditions to include greater recognition of qualitative measures rather than quantitative measures; and
  - (2) allowing greater consideration of the advice of medical practitioners and carers involved in the daily management of patients to determine the continued eligibility for the use of the drug Aricept on the Pharmaceutical Benefits Scheme list. (*Notice given 18 February 2002.*)

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## Notices

- 1 **MR PRICE:** To move—
- (1) That a Standing Committee on Appropriations and Staffing be appointed to inquire into:
    - (a) proposals for the annual estimates and the additional estimates for the House of Representatives;
    - (b) proposals to vary the staff structure of the House of Representatives, and staffing and recruitment policies; and
    - (c) such other matters as are referred to it by the House;

- (2) That the committee shall:
  - (a) in relation to estimates—
    - (i) determine the amounts for inclusion in the parliamentary appropriation bills for the annual and the additional appropriations; and
    - (ii) report to the House upon its determinations prior to the consideration by the House of the relevant parliamentary appropriation bill; and
  - (b) in relation to staffing—
    - (i) make recommendations to the Speaker; and
    - (ii) report to the House on its determinations prior to the consideration by the House of the relevant parliamentary appropriation bill;
- (3) That the committee consist of the Speaker and 11 other members, 6 members to be nominated by the Chief Government Whip or Whips and 5 members to be nominated by the Chief Opposition Whip or Whips or any independent Member;
- (4) That the committee elect a Government member as its chair;
- (5) That the committee elect a deputy chairman who shall act as chair of the committee at any time when the chair is not present at a meeting of the committee, and at any time when the chair and deputy chair are not present at a meeting of the committee the members present shall elect another member to act as chairman at that meeting;
- (6) That the committee have power to appoint subcommittees consisting of 3 or more of its members and to refer to any subcommittee any matter which the committee is empowered to examine;
- (7) That the committee appoint the chair of each subcommittee who shall have a casting vote only, and at any time when the chair of a subcommittee is not present at a meeting of the subcommittee the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;
- (8) That the quorum of a subcommittee be a majority of the members of that subcommittee;
- (9) That members of the committee who are not members of a subcommittee may participate in the public proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;
- (10) That the committee or any subcommittee have power to send for persons, papers and records;
- (11) That the committee or any subcommittee have power to move from place to place;
- (12) That a subcommittee have power to adjourn from time to time and to sit during any sittings or adjournment of the House;
- (13) That the committee have leave to report from time to time; and
- (14) That the foregoing provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders. (*Notice given 12 February 2002. Notice will be removed from the Notice Paper unless called on on any of the next 8 sitting Mondays after 11 March 2002.*)

**2 MR PRICE:** To move—

- (1) That standing order 28B be amended by inserting the following paragraph after paragraph (b):
  - (*ba*) annual and additional estimates contained in the appropriation bills presented to the House shall stand referred for consideration by Members of the relevant committee (as determined in accordance with the provisions of paragraph (b) for the consideration of annual reports), and, for the purposes of this consideration:
    - (i) six Members of each committee, determined by the committee in each case, shall consider the estimates;
    - (ii) the Members of the committee selected to consider the estimates shall meet with Members of the relevant Senate legislation committee so that the Members and Senators may meet together for the purposes of considering the estimates;
    - (iii) members of the relevant House and Senate committees, when meeting together to consider estimates, shall choose a Member or a Senator to chair the joint meetings;
    - (iv) the provisions of Senate standing order 26 shall, to the extent that they are applicable, apply to the consideration of estimates under this paragraph, and

- (v) that, upon the completion of joint meetings at which evidence is received or written answers or additional information considered, it shall then be a matter for the Members of the relevant committee to consider the terms of any report to the House on the estimates.
- (2) That a message be sent to the Senate acquainting it of this resolution and requesting that it concur and take action accordingly. (*Notice given 12 February 2002. Notice will be removed from the Notice Paper unless called on on any of the next 8 sitting Mondays after 11 March 2002.*)

- 3 **MR PRICE:** To move—That the standing orders be amended by amending standing order 94 to read as follows:

**Closure of Member**

**94** A motion may be made that a Member who is speaking, except a Member giving a notice of motion or formally moving the terms of a motion allowed under the standing orders or speaking to a motion of dissent (from any ruling of the Speaker under standing order 100), “be not further heard”, and such question shall be put forthwith and decided without amendment or debate. (*Notice given 12 February 2002. Notice will be removed from the Notice Paper unless called on on any of the next 8 sitting Mondays after 11 March 2002.*)

- 4 **MR PRICE:** To move—That standing order 129 be omitted and the following standing order substituted:

**Presentation of petitions**

**129** At the time provided for the presentation of petitions, the following arrangements shall apply to the presentation of petitions certified to be in conformity with the standing orders:

- (a) in respect of each petition, the petitioner, or one of the petitioners, may present the petition to the House by standing at the Bar of the House and reading to the House the prayer of the petition, and
- (b) where a petitioner is not able to present the petition in accordance with paragraph (a) of this standing order, the Member who has lodged the petition may present it to the House by reading to the House the prayer of the petition. (*Notice given 12 February 2002. Notice will be removed from the Notice Paper unless called on on any of the next 8 sitting Mondays after 11 March 2002.*)

- 5 **MR PRICE:** To move—That the standing orders be amended by inserting the following standing order after standing order 143:

**Questions to committee chairs**

**143A** Questions may be put to a Member in his or her capacity as Chair of a committee of the House, or of a joint committee, in connection with the work or duties of the committee in question. (*Notice given 12 February 2002. Notice will be removed from the Notice Paper unless called on on any of the next 8 sitting Mondays after 11 March 2002.*)

- 6 **MR PRICE:** To move—That the standing orders be amended by inserting the following standing order after standing order 145:

**Questions without notice—Time limits**

**145A** During question time:

- (a) the asking of each question may not exceed 1 minute and the answering of each question may not exceed 4 minutes;
- (b) the asking of each supplementary question may not exceed 1 minute and the answering of each supplementary question may not exceed 1 minute; and
- (c) the time taken to make and determine points of order is not to be regarded as part of the time for questions and answers. (*Notice given 12 February 2002. Notice will be removed from the Notice Paper unless called on on any of the next 8 sitting Mondays after 11 March 2002.*)

- 7 **MR PRICE:** To move—That the following amendment to the standing orders be adopted for the remainder of this session:

**Questions from citizens**

**148A** (a) A Member may give notice of a question in terms proposed by a person who lives in the Member’s electoral division.

- (b) Notice of a question given under this standing order may show the name of the person who has proposed the question.
- (c) A Member may not give more than 25 notices of questions under this sessional order in a calendar year.
- (d) Nothing in this standing order may be taken to mean that a Member must give notice of a question proposed to the Member by a person who lives in the Member’s electoral division. (*Notice given*

*12 February 2002. Notice will be removed from the Notice Paper unless called on on any of the next 8 sitting Mondays after 11 March 2002.)*

- 8 **MRS CROSIO:** To present a bill for an Act to provide for the establishment of a scheme to guarantee the payment of wages and other accrued liabilities owed to employees in the event of employer insolvency, and for related purposes. (*Notice given 12 February 2002. Notice will be removed from the Notice Paper unless called on on any of the next 8 sitting Mondays after 11 March 2002.)*)

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**COMMITTEE AND DELEGATION REPORTS** (standing orders 101, 102A and 102C): Presentation and consideration of committee and delegation reports has precedence each Monday.

**PRIVATE MEMBERS' BUSINESS** (standing orders 101 and 104) has precedence from the conclusion of consideration of committee and delegation reports, being interrupted at 1.45 p.m. and then continuing for 1 hour after the presentation of petitions each Monday.

The **SELECTION COMMITTEE** is responsible for determining the order of precedence and allotting time for debate on consideration of committee and delegation reports and private Members' business. Any private Members' business not called on, or consideration of private Members' business or committee and delegation reports which has been interrupted and not re-accorded priority by the Selection Committee on any of the next 8 sitting Mondays, shall be removed from the Notice Paper (standing order 104B).

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## QUESTIONS ON NOTICE

On the first sitting day of each fortnight, a complete Notice Paper is published containing all unanswered questions. On subsequent days, only new questions for the sitting are included in the Notice Paper. The full text of all unanswered questions is available at:

[www.aph.gov.au/house/info/notpaper/qons.pdf](http://www.aph.gov.au/house/info/notpaper/qons.pdf).

### *Questions unanswered*

Nos 1-152.

### *19 February 2002*

\*153 **MR WILKIE:** To ask the Minister for Small Business and Tourism—

- (1) Of the \$5 million provided to the travel industry as part of the travel industry subsidy scheme, what is the breakdown of the allocation paid to each Australian State and Territory.
- (2) What were the destination details of those who received a subsidy.

\*154 **MS J. S. McFARLANE:** To ask the Treasurer—

- (1) Does the Australian Taxation Office's (ATO) Taxpayers' Charter explanatory booklet entitled "Treating you fairly and reasonably" contain a statement that it recognises individual circumstances, including previous history as a taxpayer and level of knowledge and understanding of the tax laws.
- (2) What criteria does the ATO use to ensure that individual taxpayers are treated individually.
- (3) Does the ATO have an internal policy document or set of procedures that outlines how this statement in the charter is to be put into practice.
- (4) How does the ATO monitor compliance to clauses in the taxpayers' charter.
- (5) In the instances of reassessing investors in Mass Marketed Tax Effective investments who have had rulings made against them, did the ATO look at every case individually.

\*155 **MS J. S. McFARLANE:** To ask the Treasurer—

- (1) When examining Mass Marketed Tax Effective Schemes in the process of preparing position papers, did the Australian Taxation Office (ATO) examine the original prospectuses of the various schemes; if so, which schemes; if not, why.
- (2) Did the ATO find differences between the original information contained in the prospectus and the actual operation of the schemes; if so, which schemes.
- (3) Did the ATO find evidence of round robin arrangements associated with the payment of management fees from a non-recourse loan facility available to investors in any of the schemes; if so, which schemes.
- (4) Did the ATO find any evidence of any illegal activities in relation to round robin schemes; if so, was this evidence passed on to Australian Securities Investments Commission (ASIC) or any other investigative or regulatory body; if not, why not.
- (5) Did the ATO find any evidence that investors had knowledge of round robin schemes that were contrary to the scheme's original prospectus.
- (6) What statutory requirements does the ATO have to refer suspected breaches of Corporations law to ASIC.
- (7) When examining tax effective schemes, did the ATO make any inquiries with any investors in schemes, other than the project manager and its directors, to determine their knowledge of, or consent to round robin arrangements; if so, how many investors were interviewed or queried and in what specific schemes did this occur.
- (8) Were steps taken by the ATO or any other agency to protect the rights of investors in regard to the financial viability of these schemes; if so, what steps were taken and in which schemes were they taken.

- (9) Did the ATO investigate international agreements being entered into by schemes that were claimed as managerial or marketing services to the scheme; if so, which schemes were involved in this type of activity and what was the result of these investigations.
- (10) In relation to international agreements being used as a round robin device by schemes, was there any investigation by the ATO that this type of arrangement may have constituted an activity with the dominant purpose of avoiding or evading taxation; if so, did the ATO proceed to disallow any tax deductions made by the management company in relation to the international arrangements and funding.
- (11) Did the ATO proceed to further investigate, prosecute or refer for prosecution any parties involved in these international transactions.
- (12) Did the ATO find any evidence that investors in schemes knowingly participated in or approved round robin transactions or international arrangements or funding; if so, on what basis did the ATO determine that penalty payments should be applied to those investors in their notices of reassessment.

\*156 **MS J. S. McFARLANE:** To ask the Treasurer—

- (1) In relation to the Australian Taxation Office (ATO) treatment of Mass Marketed Tax Effective Schemes, will he list the projects that the ATO has investigated and to which he has applied a Part IVA ruling.
- (2) Which projects is the ATO currently investigating.
- (3) Will he provide a list of the number of investors in each of these projects who have received amended assessments as a result of a Part IVA ruling.
- (4) In relation to (a) Budplan schemes, (b) Satcom, (c) Koala Hydroponics and (d) Maincamp, will he provide the number of participants in those schemes who were contacted by the ATO when preparing their position paper prior to the issuing of amended assessment.
- (5) How many submissions were made to the ATO by investors in (a) Budplan schemes, (b) Satcom, (c) Koala Hydroponics and (d) Maincamp in response to the ATO position paper.
- (6) In relation to these schemes, what time frame was spent by the ATO examining these submissions and what was the time frame between issuing the position paper and the issuing of amended assessments.

\*157 **MS J. S. McFARLANE:** To ask the Treasurer—

- (1) Has his attention been drawn to the existence of the Part IVA Panel at the Australian Taxation Office.
- (2) What is the specific role of the panel.
- (3) Is the panel a formal body; if so, what powers does it have.
- (4) Who are the members of the panel.
- (5) Who appoints the members of the panel.
- (6) How many meetings did the panel have in (a) 1996, (b) 1997, (c) 1998, (d) 1999, (e) 2000 and (f) 2001.
- (7) Are minutes kept of the meetings of the panel.
- (8) Are the minutes of these meetings readily available for scrutiny by the public.

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**I. C. HARRIS**

Clerk of the House of Representatives

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## COMMITTEES

*Unless otherwise shown, appointed for life of 40th Parliament*

### Standing

*Pursuant to standing orders*

**SELECTION:** Mr Causley, Mrs Crosio, Mr Danby, Mr Forrest, Mrs Gash, Mr Hawker, Mr Lloyd, Mr McArthur, Mr Neville, Mr Quick, Mr Wilkie.

### Joint Statutory

**ASIO, ASIS AND DSD:** Senator Calvert, Senator Sandy Macdonald, Senator Ray. *(Members to be appointed).*

**BROADCASTING OF PARLIAMENTARY PROCEEDINGS:** The Speaker, The President, Senator Knowles, Senator West. *(Members to be appointed).*

**CORPORATIONS AND SECURITIES:** Senator Brandis, Senator Chapman, Senator Conroy, Senator Cooney, Senator Murray. *(Members to be appointed).*

**NATIONAL CRIME AUTHORITY:** Senator George Campbell, Senator Denman, Senator Ferris, Senator Greig, Senator McGauran. *(Members to be appointed).*

**NATIVE TITLE AND THE ABORIGINAL AND TORRES STRAIT ISLANDER LAND FUND:** Senator Crossin, Senator Ferris, Senator Lees, Senator Mason, Senator McLucas. *(Members to be appointed).*

**PUBLIC ACCOUNTS AND AUDIT:** Senator Colbeck, Senator Crowley, Senator Hogg, Senator Murray, Senator Scullion, Senator Watson. *(Members to be appointed).*

**PUBLIC WORKS:** Senator Calvert, Senator Ferguson, Senator Forshaw. *(Members to be appointed).*

### Joint Standing

**ELECTORAL MATTERS** *(Formed 14 February 2002):* Senator Bartlett, Senator Ferris, Senator Mason, Senator Murray, Senator Ray. *(Members to be appointed).*

**FOREIGN AFFAIRS, DEFENCE AND TRADE** *(Formed 14 February 2002):* Senator Bourne, Senator Calvert, Senator Chapman, Senator Cook, Senator Evans, Senator Ferguson, Senator Gibbs, Senator Harradine, Senator Hutchins, Senator Sandy Macdonald, Senator Payne, Senator Schacht. *(Members to be appointed).*

**MIGRATION** *(Formed 14 February 2002):* Senator Bartlett, Senator Eggleston, Senator McKiernan, Senator Tierney. *(Members to be appointed).*

**NATIONAL CAPITAL AND EXTERNAL TERRITORIES** *(Formed 14 February 2002):* Senator Greig, Senator Crossin, Senator Lightfoot, Senator Lundy, Senator Watson. *(Members to be appointed).*

**TREATIES** *(Formed 14 February 2002):* Senator Bartlett, Senator Cooney, Senator Ludwig, Senator Mason, Senator McGauran, Senator Schacht, Senator Tchen. *(Members to be appointed).*

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## APPOINTMENTS TO STATUTORY BODIES

**ADVISORY COUNCIL ON AUSTRALIAN ARCHIVES:** *(Member to be appointed).*

**COUNCIL OF THE NATIONAL LIBRARY OF AUSTRALIA:** Mr M. J. Ferguson *(elected 12 August 1999, for a period of 3 years).*

**PARLIAMENTARY RETIRING ALLOWANCES TRUST:** Mr Charles *(appointed 24 June 1996)* and Mr McLeay *(appointed 23 November 1998).*

By authority of the House of Representatives