

2004

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 4

MONDAY, 29 NOVEMBER 2004

1 The House met, at 12.30 p.m., pursuant to adjournment. The Speaker (the Honourable David Hawker) took the Chair, and read Prayers.

2 OATH OF ALLEGIANCE BY MEMBER

Ms Panopoulos made and subscribed the oath of allegiance required by law.

3 ADDRESS IN REPLY TO THE GOVERNOR-GENERAL'S SPEECH

The order of the day having been read for the resumption of the debate on the question—That the following Address in Reply to the speech of His Excellency the Governor-General be agreed to:

May it please Your Excellency:

We, the House of Representatives of the Commonwealth of Australia, in Parliament assembled, desire to express our loyalty to our Most Gracious Sovereign, and to thank Your Excellency for the speech which you have been pleased to address to Parliament—

Debate resumed.

Mr Cadman addressing the House—

It being 1.45 p.m., the debate was interrupted in accordance with the resolution agreed to on 18 November 2004, and the resumption of the debate made an order of the day for a later hour this day.

4 MEMBERS' STATEMENTS

Members' statements were made.

5 DEATH OF FORMER SENATOR (JANINE HAINES)

The Speaker informed the House of the death, on 20 November 2004, of Janine Haines, AM, a former Senator for the State of South Australia from 1977 to 1978 and 1981 to 1990, and a former Leader of the Australian Democrats.

Mr Anderson (Acting Prime Minister), Mr Latham (Leader of the Opposition), Mr Costello (Treasurer), Ms Macklin (Deputy Leader of the Opposition) and Mr Downer (Minister for Foreign Affairs), by indulgence, paid tribute to the deceased.

As a mark of respect to the memory of the deceased all Members present stood, in silence.

6 MINISTERIAL ARRANGEMENTS

Mr Anderson (Acting Prime Minister) informed the House that, during the absence abroad of Mr Howard (Prime Minister), he would answer questions on his behalf.

7 QUESTIONS

Questions without notice were asked.

8 PETITIONS

Petitions lodged for presentation were announced.

9 ADDRESS IN REPLY TO THE GOVERNOR-GENERAL'S SPEECH

The order of the day having been read for the resumption of the debate on the question—That the Address in Reply to the speech of His Excellency the Governor-General be agreed to (*see item No. 3, page 45*)—

Debate resumed.

Mr Snowdon addressing the House—

The debate was interrupted in accordance with the resolution agreed to on 18 November 2004, and the resumption of the debate made an order of the day for a later hour this day.

10 GRIEVANCE DEBATE

Pursuant to the resolution of the House of 18 November 2004, the order of the day having been read—

Question proposed—That grievances be noted.

Debate ensued.

Documents

Mr Windsor, by leave, presented the following documents:

National Centre of Science, Information and Communication Technology and Mathematics Education for Rural and Regional Australia—Funding assistance for University of New England, Armidale, July and August 2004 (9);

Grace Munro Centre, Bundarra—Official opening, December 2004 (5).

Question—That grievances be noted—put and passed.

11 MESSAGE FROM THE SENATE—CORPORATIONS AND FINANCIAL SERVICES—PARLIAMENTARY JOINT COMMITTEE—PROPOSED POWERS AND PROCEEDINGS

The following message from the Senate was reported:

Message No. 4

Mr Speaker

The Senate informs the House of Representatives that it concurs in the resolution transmitted to the Senate by message no. 4 of the House of Representatives relating to the appointment of the Parliamentary Joint Committee on Corporations and Financial Services, subject to paragraph (a) of the resolution being amended to read as follows:

- (a) That the committee consist of 10 members drawn from the House of Representatives and the Senate, with 5 nominated from the Government party, including at least 1 Member of the House of Representatives to be nominated by the Government Whip or Whips and at least 1 Senator to be nominated by the Leader of the Government in the Senate; four nominated from the Opposition party, including at least 1 Member of the House of Representatives to be nominated by the Opposition Whip or Whips and at least 1 Senator to be nominated by the Leader of the Opposition in the Senate; and 1 Senator to be nominated by any minority groups or independent Senators.

The Senate requests the concurrence of the House in the variation to the resolution of appointment of the committee.

Paul Calvert

President

The Senate

29 November 2004

Ordered—That the message be considered at the next sitting.

12 MESSAGE FROM THE SENATE

Message No. 3, 18 November 2004, from the Senate was reported acquainting the House that the Senate concurs with the resolutions of the House as contained in messages Nos 3 and 5 to 10, relating to the appointment of the following joint committees:

Australian Crime Commission.

Electoral Matters.

Foreign Affairs, Defence and Trade.
 Migration.
 National Capital and External Territories.
 Native Title and the Aboriginal and Torres Strait Islander Land Fund.
 Treaties.

13 ADDRESS IN REPLY TO THE GOVERNOR-GENERAL'S SPEECH

The order of the day having been read for the resumption of the debate on the question—That the Address in Reply to the speech of His Excellency the Governor-General be agreed to (*see item No. 3, page 45*)—

Debate resumed.

Dr Southcott addressing the House—

14 ADJOURNMENT

It being 9 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 9.30 p.m.—The Speaker adjourned the House until tomorrow at 2 p.m.

DOCUMENTS

The following documents were deemed to have been presented on 29 November 2004:

A New Tax System (Family Assistance) Act—Determination—2004 Child Care Benefit (Work/ Training/ Study Test Exemption) Amendment (No. 1).

Air Services Act—Directions under section 16—31 August 2004.

Commonwealth Authorities and Companies Act—Notice under section 45—Commonwealth Membership of Bundanon Trust.

Currency Act—Determination—2004 Currency (Perth Mint) (No. 4).

Defence Act—Determinations under section 58B—2004 Nos 44, 45, 46.

Designs Act—Regulations—Statutory Rules 2004 No. 325.

Environment Protection and Biodiversity Conservation Act—Notice under section 33—Accreditation of a plan for a declaration.

Excise Act—Regulations—Statutory Rules 2004 No. 329.

Export Control Act—Export Control (Orders) Regulations—2004 Export Control (Fees) Amendment Orders—(No. 4).

Family Law (Superannuation) Regulations—Approvals—2004 Family Law (Superannuation) (Methods and factors for valuing particular superannuation interests) Amendment (No. 5).

Family Law Act—Regulations—Statutory Rules 2004 No. 319.

Federal Magistrates Act—Regulations—Statutory Rules 2004 No. 320.

Financial Management and Accountability Act—Determinations—2004 Nos 17, 18, 19, 20.

Fisheries Management Act—

Heard Island and McDonald Islands Fishery Management Plan Amendment—2004 (No. 1).

Northern Prawn Fishery Management Plan 1995—

Determination—No. NPDF 02.

Direction—No. NPDF 82.

Fisheries Management Act and Fishing Levy Act—Regulations—Statutory Rules 2004 No. 318.

Health Insurance Act—Regulations—Statutory Rules 2004 No. 324.

Income Tax Assessment Act—Regulations—Statutory Rules 2004 No. 330.

Lands Acquisition Act—

Statement under section 125—November 2004.

Statement under sub-section 40(3)—November 2004.

Military Superannuation and Benefits Act—Declaration—2004 Military Superannuation and Benefits (Eligible Member).

National Health Act—Determinations under paragraph (bj) of Schedule 1—2004 Nos PHB 18, PHB 19, PHB 20.

Navigation Act—Marine Orders—2004 No. 10.

Nuclear Non-Proliferation (Safeguards) Act—Regulations—Statutory Rules 2004 No. 323.

Ozone Protection and Synthetic Greenhouse Gas Management Act—Notice of grant of exemptions under Section 40—1 October 2004.

Petroleum (Submerged Lands) Act—Regulations—Statutory Rules 2004 No. 326.

Petroleum (Submerged Lands) Fees Act—Regulations—Statutory Rules 2004 No. 327.

Petroleum (Submerged Lands) (Registration Fees) Act—Regulations—Statutory Rules 2004 No. 328.

Radiocommunications Act—Australian Radiofrequency Spectrum Plan—10 November 2004.

Remuneration Tribunal Act—Regulations—Statutory Rules 2004 No. 321.

Renewable Energy (Electricity) Act—Regulations—Statutory Rules 2004 No. 322.

Social Security Act—Determination—2004 Social Security (Class of Visas—Newly arrived resident's waiting period for special benefit) (No. 2).

Superannuation Industry (Supervision) Act—Statement under subsection 230A(1)—Application for financial—Oak Breeze Pty Ltd.

Taxation Administration Act—

Determinations—2004—No. TD 63

Rulings—

2002—No. PR 142 (Withdrawal).

2003—No. PR 67 (Withdrawal).

2004—Nos CR 120, CR 121, CR 122, CR 123, CR 124, CR 125, CR 126, CR 127, CR 128, MT 1 PR 103, PR 104, PR 105, PR 106, PR 108.

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Billson, Mr Garrett, Mr Howard, Mr Katter, Mrs D. M. Kelly, Jackie Kelly, Mrs May and Mr Sawford.

I. C. HARRIS
Clerk of the House of Representatives