

2008

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 41

THURSDAY, 4 SEPTEMBER 2008

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

2 SAFE WORK AUSTRALIA BILL 2008

Ms Gillard (Minister for Employment and Workplace Relations), pursuant to notice, presented a Bill for an Act to establish Safe Work Australia, and for related purposes.

Documents

Ms Gillard presented an explanatory memorandum to the bill, and, by leave, presented the Inter-Governmental Agreement for Regulatory and Operational Reform in Occupational Health and Safety.

Bill read a first time.

Ms Gillard moved—That the bill be now read a second time.

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

3 SAFE WORK AUSTRALIA (CONSEQUENTIAL AND TRANSITIONAL PROVISIONS) BILL 2008

Ms Gillard (Minister for Employment and Workplace Relations), pursuant to notice, presented a Bill for an Act to deal with transitional and consequential matters in connection with the *Safe Work Australia Act 2008*, and for related purposes.

Document

Ms Gillard presented an explanatory memorandum to the bill.

Bill read a first time.

Ms Gillard moved—That the bill be now read a second time.

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

4 AUSTRALIAN RESEARCH COUNCIL AMENDMENT BILL 2008

Ms Gillard (Minister for Education), pursuant to notice, presented a Bill for an Act to amend *Australian Research Council Act 2001*, and for related purposes.

Document

Ms Gillard presented an explanatory memorandum to the bill.

Bill read a first time.

Ms Gillard moved—That the bill be now read a second time.

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

5 SAME-SEX RELATIONSHIPS (EQUAL TREATMENT IN COMMONWEALTH LAWS—GENERAL LAW REFORM) BILL 2008

Mr McClelland (Attorney-General), pursuant to notice, presented a Bill for an Act to address discrimination against same-sex couples and their children in Commonwealth laws, and for other purposes.

Document

Mr McClelland presented an explanatory memorandum to the bill.

Bill read a first time.

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

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

6 FIRST HOME SAVER ACCOUNTS (FURTHER PROVISIONS) AMENDMENT BILL 2008

Mr Swan (Treasurer) presented a Bill for an Act to amend the law relating to first home saver accounts, and for other purposes.

Document

Mr Swan presented an explanatory memorandum to the bill and to the First Home Saver Account Providers Supervisory Levy Imposition Bill 2008.

Bill read a first time.

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

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

7 FIRST HOME SAVER ACCOUNT PROVIDERS SUPERVISORY LEVY IMPOSITION BILL 2008

Mr Swan (Treasurer) presented a Bill for an Act to impose a levy in relation to the provision of first home saver accounts.

Bill read a first time.

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

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

8 MIGRATION AMENDMENT (NOTIFICATION REVIEW) BILL 2008

Mr L. D. T. Ferguson (Parliamentary Secretary for Multicultural Affairs and Settlement Services), pursuant to notice, presented a Bill for an Act to amend the law relating to migration, and for related purposes.

Document

Mr L. D. T. Ferguson presented an explanatory memorandum to the bill.

Bill read a first time.

Mr L. D. T. Ferguson moved—That the bill be now read a second time.

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

9 CONSTRUCTION OF THE AUSTRALIAN PAVILION AT THE SHANGHAI WORLD EXPO 2010, CHINA—APPROVAL OF WORK

Dr Kelly (Parliamentary Secretary for Defence Support), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Construction of the Australian Pavilion at the Shanghai World EXPO 2010, China.

Question—put and passed.

10 FIT-OUT OF NEW LEASED PREMISES FOR THE DEPARTMENT OF EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS AT BLOCK 9, SECTION 31, CANBERRA CITY—APPROVAL OF WORK

Dr Kelly (Parliamentary Secretary for Defence Support), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Fit-out of new leased premises for the Department of Education, Employment and Workplace Relations at Block 9, Section 31, Canberra City.

Question—put and passed.

11 BRIDGING OF KINGS AVENUE OVER PARKES WAY AT THE RUSSELL ROUNDABOUT, CANBERRA—APPROVAL OF WORK

Dr Kelly (Parliamentary Secretary for Defence Support), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Bridging of Kings Avenue over Parkes Way at the Russell roundabout, Canberra.

Question—put and passed.

12 CONSTRUCTION OF NEW WAREHOUSING FACILITIES AT WADSWORTH BARRACKS, EAST BANDIANA, VIC—APPROVAL OF WORK

Dr Kelly (Parliamentary Secretary for Defence Support), pursuant to notice, moved—That, in accordance with the provisions of the *Public Works Committee Act 1969*, it is expedient to carry out the following proposed work which was referred to the Parliamentary Standing Committee on Public Works and on which the committee has duly reported to Parliament: Construction of new warehousing facilities at Wadsworth Barracks, East Bandiana, Vic.

Question—put and passed.

13 PUBLIC WORKS—PARLIAMENTARY STANDING COMMITTEE—REFERENCE OF WORK—AUSTRALIAN WAR MEMORIAL EASTERN PRECINCT DEVELOPMENT AND NATIONAL SERVICE MEMORIAL, CANBERRA

Dr Kelly (Parliamentary Secretary for Defence Support), 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: Australian War Memorial Eastern Precinct Development and National Service Memorial, Canberra.

Question—put and passed.

14 PRIVILEGES AND MEMBERS' INTERESTS COMMITTEE—REPORT

Mr Raguse (Chair) presented the following document:

Privileges and Members' Interests Committee—Report concerning an application from Professor David Flint for the publication of a response to a reference made in the House of Representatives.

Mr Raguse, by leave, moved—That the report be agreed to.

Question—put and passed.

15 TREATIES—JOINT STANDING COMMITTEE—REPORT—STATEMENT BY MEMBER

Mr K. J. Thomson (Chair) presented the following document:

Treaties—Joint Standing Committee—Report—Report 93: Treaties tabled on 12 March and 14 May 2008.

Ordered to be made a Parliamentary Paper.

Mr K. J. Thomson, by leave, made a statement in connection with the report.

16 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. Having considered documents presented to the Parliament since 26 June, it recommends that the following be made Parliamentary Papers:

Australia and the International Financial Institutions—Report 2006-07.

Australian Law Reform Commission—Report No. 108—For your information—Australian Privacy Law and Practice—

Volume 1.

Volume 2.

Volume 3.

Productivity Commission—Report No. 43—The market for retail tenancy leases in Australia—Inquiry report.

CHRIS HAYES MP

Chair

4 September 2008

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

17 MIGRATION LEGISLATION AMENDMENT BILL (NO. 1) 2008

The order of the day having been read for the second reading—Mr L. D. T. Ferguson (Parliamentary Secretary for Multicultural Affairs and Settlement Services) moved—That the bill be now read a second time.

Document

Mr L. D. T. Ferguson presented an explanatory memorandum to the bill.

Debate ensued.

Question—put and passed—bill read a second time.

Leave granted for third reading to be moved immediately.

On the motion of Mr L. D. T. Ferguson, the bill was read a third time.

18 SOCIAL SECURITY AND VETERANS' ENTITLEMENTS LEGISLATION AMENDMENT (SCHOOLING REQUIREMENTS) BILL 2008

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.

Question—put and passed—bill read a second time.

Message from the Governor-General

Message No. 75, 29 August 2008, from His Excellency the Governor-General was announced recommending an appropriation for the purposes of the bill.

Leave granted for third reading to be moved immediately.

On the motion of Ms Macklin (Minister for Families, Housing, Community Services and Indigenous Affairs), the bill was read a third time.

19 AUSLINK (NATIONAL LAND TRANSPORT) AMENDMENT BILL 2008

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 Truss (Leader of the Nationals) addressing the House—

It being 2 p.m., the debate was interrupted in accordance with standing order 97, Mr Truss 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.

20 QUESTIONS

Questions without notice being asked—

Member directed to leave

At 2.32 p.m. the Member for Dickson (Mr Dutton) was directed, under standing order 94, to leave the Chamber for one hour for disorderly behaviour, and he accordingly left the Chamber.

Questions without notice continuing—

Document

Mr Albanese (Minister for Infrastructure, Transport, Regional Development and Local Government) presented the following document:

Budget allocation for the Toowoomba Bypass project—Letter from Mr Macfarlane to Mr Albanese, 9 May 2008.

Questions without notice continuing—

Document

Mr Tanner (Minister for Finance and Deregulation) presented the following document:

Budget Report—Newsletter from the Federal Member for Higgins, Mr Costello.

Questions without notice continuing—

Member directed to leave

At 3.40 p.m. the Member for Curtin (Ms J. Bishop—Deputy Leader of the Opposition) was directed, under standing order 94, to leave the Chamber for one hour for disorderly behaviour, and she accordingly left the Chamber.

Questions without notice continued.

21 MEMBERS DIRECTED TO LEAVE THE CHAMBER

At 4.09 p.m. the Member for Grayndler (Mr Albanese—Leader of the House) and the Member for North Sydney (Mr Hockey) were directed, under standing order 94, to leave the Chamber for one hour for disorderly behaviour, and they accordingly left the Chamber.

22 THE AUSTRALIAN ECONOMY AND GLOBAL CONDITIONS—MINISTERIAL STATEMENT

Mr Swan (Treasurer), by leave, made a ministerial statement relating to the Australian economy and global conditions.

Suspension of standing and sessional orders—Time for speech

Mr Swan, by leave, moved—That so much of the standing and sessional orders be suspended as would prevent Mr Turnbull speaking for a period not exceeding seventeen minutes.

Question—put and passed.

Mr Turnbull addressing the House—

Adjournment negatived

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

Dr Kelly (Parliamentary Secretary for Defence Support) requiring the question to be put immediately without debate—

Question—put and negatived.

Mr Turnbull continued to address the House.

23 ADJOURNMENT

Dr Kelly (Parliamentary Secretary for Defence Support) moved—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 5 p.m.—The Speaker adjourned the House until 12 noon on Monday, 15 September 2008.

DOCUMENTS

The following documents were deemed to have been presented on 4 September 2008:

A New Tax System (Goods and Services Tax) Act—Determinations—2008—

Waiver of adjustment note requirement (Corporate card statements)—No. 1 [F2008L03346].

Waiver of tax invoice requirement—

Corporate card statements (No. 1) [F2008L03345].

Visa purchasing card (No. 2) [F2008L03348].

AusLink (National Land Transport) Act—Variation under section 88—2008 AusLink Roads to Recovery list (No. 6) F2008L03240].

Australian Capital Territory (Planning and Land Management) Act—Declaration of National Land—Revocation—5 August 2008 [F2008L03241].

Australian Citizenship Act 2007—Instrument of delegation and authorisation—2008 No. IMMI 08/055 [F2008L03347].

Australian Film Television and Radio School Act—Determination—Degrees, diplomas and certificates—2008 No. 3 [F2008L03293].

Broadcasting Services Act—

Direction under section 171—2008 Broadcasting services (Anti-siphoning monitoring) No. 1—Amendment (No.1) [F2008L03362].

Variation—2008 Licence area plan for Mudgee (Radio) [F2008L03234].

Charter of the United Nations Act—Regulations—Select Legislative Instrument—2008 No. 177 [F2008L03068].

Civil Aviation Act—Civil Aviation Regulations—Instrument—2008 No. CASA 422 [F2008L03049].

Corporations Act—Auditing standard—2008 Amendment ASA 1 [F2008L03239].

Customs Act—Regulations—Select Legislative Instruments—2008 Nos 173, 174 [F2008L03226], [F2008L03224].

Defence Act—Regulations—Select Legislative Instrument—2008 No. 175 [F2008L03070].

Defence Service Homes Act—Regulations—Select Legislative Instrument—2008 No. 176 [F2008L03075].

Financial Sector (Collection of Data) Act—Determination of reporting standards under section 13—2008 No. 59 [F2008L03321].

Fisheries Management Act—Northern Prawn Fishery Management Plan 1995—Direction—2008 No. 121 [F2008L03358].

Higher Education Support Act—Higher education provider—Notice of approval—2008 No. 8 [F2008L03247].

Lands Acquisition Legislation Amendment Act 2008—Proclamation under subsection 2 (1) fixing 3 September 2008 as the day on which Schedules 1 to 3 to the Act commence [F2008L03227].

Migration Act—Migration Agents Regulations—Migration Agents (Continuing Professional Development) Notices—2008—

Attendance at a seminar, workshop, conference or lecture, No. MN36-08c [F2008L03394].

Miscellaneous activities, No. MN36-08f [F2008L03396].

Preparation of material for presentation, No. MN36-08e [F2008L03395].

Military Rehabilitation and Compensation Act—Instrument—2008 MRCA treatment principles—Incorporated documents update, No. M18 [F2008L03320].

National Health Act—Amendment special arrangements under section 100—2008 No. PB 91 [F2008L03282].

Patents Act—Regulations—Select Legislative Instrument—2008 No. 178 [F2008L03228].

Protection of the Sea (Harmful Anti-fouling Systems) Act—Marine Order—2008 No. 8 [F2008L03232].

Remuneration Tribunal Act—Remuneration Tribunal Determination—2008 No. 17 [F2008L03405].

Taxation Administration Act—Regulations—Select Legislative Instrument—2008 No. 179 [F2008L03220].

Trade Practices Act—Consumer Product Safety Standards—2008 Consumer protection notice Nos 9, 10 [F2008L03233], [F2008L03230].

ATTENDANCE

All Members attended (at some time during the sitting) except Mr Butler, Mr Byrne, Mr Costello, Ms K. M. Ellis, Mr Garrett, Ms King*, Mr Laming, Mr McMullan and Mrs Mirabella*.

* On leave

I. C. HARRIS
Clerk of the House of Representatives

2008

HOUSE OF REPRESENTATIVES
SUPPLEMENT TO VOTES AND PROCEEDINGS

No. 41

MAIN COMMITTEE

MINUTES OF PROCEEDINGS

THURSDAY, 4 SEPTEMBER 2008

1 The Main Committee met at 9.30 a.m.

2 **MEMBERS' CONSTITUENCY STATEMENTS**

Members' constituency statements being made—

Petition

Mr Secker presented the following petition approved by the Standing Committee on Petitions:

Mobile phone coverage at Walker Flat—489 petitioners.

Members' constituency statements continued.

3 **INTERNATIONAL TAX AGREEMENTS AMENDMENT BILL (NO. 1) 2008**

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.

Question—put and passed—bill read a second time.

Leave granted for the question on the report to be put immediately.

Question—That the bill be reported to the House without amendment—put and passed.

4 **ADJOURNMENT**

Ms Hall moved—That the Main Committee do now adjourn.

Debate ensued.

Question—put and passed.

At 1 p.m., the Deputy Speaker adjourned the Main Committee until 6.40 p.m. on Monday, 15 September 2008.

B. C. WRIGHT
Clerk of the Main Committee