

HOUSE OF REPRESENTATIVES

SELECTION COMMITTEE

REPORT No. 42

Committee and delegation business

and

private Members' business

15 February 2012

MEMBERS OF THE COMMITTEE

Chair	Hon P N Slipper MP, Speaker
Members	Mr A P Bandt MP
	Mr M M Coulton MP, Nationals Whip
	Hon W G Entsch MP, Chief Opposition Whip
	Hon J L Fitzgibbon MP, Chief Government Whip
	Ms J G Hall MP
	Mr E N Husic MP
	Mr R J M Oakeshott MP
	Hon P M Ruddock MP
	Ms J A Saffin MP
	Mr P D Secker MP
	Ms A E Burke MP, Deputy Speaker

Secretary	Ms C Surtees
Committee support	Mr J Rees
	Mr D Pecar
	Mr J Sherd
	Mr B McCulloch

Report relating to the consideration of committee and delegation business and of private Members' business

1. The committee met in private session on Tuesday, 14 February 2012.
2. The committee determined the order of precedence and times to be allotted for consideration of committee and delegation business and of private Members' business on Monday, 27 February 2012, as follows:

Items for House of Representatives Chamber (10.10 am to 12 noon)

COMMITTEE AND DELEGATION BUSINESS

Presentation and statements

1 Standing Committee on Agriculture, Resources, Fisheries and Forestry

Advisory report on the Wild Rivers (Environmental Management) Bill 2011

The Committee determined that statements on the report may be made — all statements to conclude by 10:15 a.m.

Speech time limits —

Mr Adams— 5 minutes.

[Minimum number of proposed Members speaking = 1 x 5 mins]

2 Standing Committee on Agriculture, Resources, Fisheries and Forestry

Environment Protection and Biodiversity Conservation Amendment (Mining, Petroleum and Water Resources) Bill 2011 — Inquiry

The Committee determined that statements on the inquiry may be made — all statements to conclude by 10:25 a.m.

Speech time limits —

Mr Adams— 5 minutes.

Next Member speaking — 5 minutes.

[Minimum number of proposed Members speaking = 2 x 5 mins]

3 Parliamentary Joint Committee on the Australian Commission for Law Enforcement Integrity

Report on the 2010-11 Australian Commission for Law Enforcement Integrity Annual Report

The Committee determined that statements on the report may be made — all statements to conclude by 10:30 a.m.

Speech time limits —

Ms Parke— 5 minutes.

[Minimum number of proposed Members speaking = 1 x 5 mins]

4 Joint Standing Committee on Foreign Affairs, Defence and Trade

Review of the Defence Annual Report 2009-2010 — Report

The Committee determined that statements on the report may be made — all statements to conclude by 10:40 a.m.

Speech time limits —

Mr Danby— 5 minutes.

Next Member speaking — 5 minutes.

[Minimum number of proposed Members speaking = 2 x 5 mins]

5 Standing Committee on Health and Ageing

Report on the inquiry into the registration processes and support for overseas trained doctors

The Committee determined that statements on the report may be made — all statements to conclude by 10:50 a.m.

Speech time limits —

Mr Georganas— 5 minutes.

Next Member speaking — 5 minutes.

[Minimum number of proposed Members speaking = 2 x 5 mins]

6 Delegation report

Report of the Australian Parliamentary Delegation to the 57th annual session of the NATO Parliamentary Assembly

The Committee determined that statements on the report may be made — all statements to conclude by 11:00 a.m.

Speech time limits —

Mr Champion— 5 minutes.

Next Member speaking — 5 minutes.

[Minimum number of proposed Members speaking = 2 x 5 mins]

PRIVATE MEMBERS' BUSINESS

Notices

- 1 MR BANDT:** To present a Bill for an Act to amend the *Fair Work Act 2009*, and for related purposes (*Fair Work (Job Security and Fairer Bargaining) Amendment Bill 2012*) (*Notice given 23 November 2011*).

Presenter may speak for a period not exceeding 10 minutes — pursuant to standing order 41.

- 2 MR ABBOTT:** To move—That this House:

- (1) notes that:
- (a) the Fair Work Australia investigation into the Health Services Union and Member for Dobell commenced in 2009;
 - (b) the investigation started with the Industrial Registrar in January 2009 and was taken over by Fair Work Australia when it commenced operation in June 2009;
 - (c) Fair Work Australia representatives said the investigation would be completed by the end of 2011, with Fair Work Australia Director Terry Nassios telling a Senate Estimates committee in May 2011 that the investigation should be completed by 'the latter half of this year' and Bernadette O'Neill, the Acting General Manager, saying in October 2011 that 'Mr Nassios has advised me that he still expects to complete his investigations by the end of this year';
 - (d) the investigation remains ongoing despite an employee of the Australian Government Solicitor, Craig Rawson, being provided with a letter containing 'proposed findings' in December 2010; and
 - (e) the investigation into the Health Services Union and the Member for Dobell has taken more than three years and is yet to be completed; and
- (2) calls on the Government to provide an assurance that there has been no political interference in the Fair Work Australia investigation into the Health Services Union and the Member for Dobell. (*Notice given 14 February 2012*).

Time allotted — remaining private Members' business time prior to 12 noon

Speech time limits —

Mr Abbott— 10 minutes.

Next 3 Members speaking — 10 minutes each.

Other Members — 5 minutes each.

[Minimum number of proposed Members speaking = 4 x 10 mins + 2 x 5 mins]

The Committee determined that consideration of this matter should continue on a future day.

Items for House of Representatives Chamber (8 to 9.30 pm)

PRIVATE MEMBERS' BUSINESS

Notices—continued

3 MR SECKER: To move—That this House:

(1) notes that:

- (a) Australia currently permits the import of orange juice concentrate from Brazil;
- (b) the United States has moved to ban imports of Brazilian orange juice concentrate due to traces of the fungicide Carbendazim being found in some juice concentrates from Brazil;
- (c) in January 2010, the Australian Pesticides and Veterinary Medicines Authority (APVMA) suspended some agricultural production uses of Carbendazim, including use on all citrus fruits;
- (d) in 2011 the APVMA completed its preliminary review finding of Carbendazim which has proposed removing many uses of this chemical; and
- (e) the APVMA has proposed a change to remove the Maximum Residue Limits in the Australia New Zealand Food Standards Code that permits Carbendazim residues in some foods, including citrus products; and

(2) calls on the Government to instruct the Australian Quarantine and Inspection Service to increase the testing on imported juice concentrate to ensure Carbendazim is not present at levels which risk public health. (*Notice given 14 February 2012*).

Time allotted — 50 minutes

Speech time limits —

Mr Secker— 10 minutes.

Next Member speaking — 10 minutes.

Other Members — 5 minutes each.

[Minimum number of proposed Members speaking = 2 x 10 mins + 6 x 5 mins]

The Committee determined that consideration of this matter should continue on a future day.

4 MR RUDDOCK: To move—That this House:

- (1) express its deep regret at the death on 28 January 2012 of the late Most Venerable Thich Phuoc Hue OAM, the Spiritual Leader of the Phuoc Hue Buddhist Monastery and leader of the Vietnamese Buddhist community in Australia;
- (2) places on record its appreciation of his long and meritorious public service; and
- (3) tenders its profound sympathy to the Vietnamese Buddhist community in its bereavement. (*Notice given 8 February 2012*).

Time allotted — remaining private Members' business time prior to 9.30 pm

Speech time limits —

Mr Ruddock— 10 minutes.

Next Member speaking — 10 minutes.

Other Members — 5 minutes each.

[Minimum number of proposed Members speaking = 2 x 10 mins + 4 x 5 mins]

The Committee determined that consideration of this matter should continue on a future day.

Items for Main Committee (approx 11 am to approx 1.30 pm)

PRIVATE MEMBERS' BUSINESS

Notices

- 1 DR WASHER:** To move—That the following standing order be added after standing order 31:

31A Automatic adjournment at 11 pm

- (a) Notwithstanding standing order 31, at 11 pm, unless otherwise ordered, the Speaker shall interrupt proceedings and adjourn the House until the time of its next meeting.
- (b) If there is a division in progress when proceedings are interrupted in accordance with paragraph that division, and any consequent division, shall be completed.
- (c) If business being debated is not disposed of when proceedings are interrupted in accordance with paragraph (a), the business shall be listed on the Notice Paper for the next sitting. (*Notice given 7 February 2012*).

Time allotted — 40 minutes

Speech time limits —

Dr Washer— 10 minutes.

Next Member speaking — 10 minutes.

Other Members — 5 minutes each.

[Minimum number of proposed Members speaking = 2 x 10 mins + 4 x 5 mins]

The Committee determined that consideration of this matter should continue on a future day.

Orders of the day

1 MARRIAGE AMENDMENT BILL 2012 (*Mr S. P. Jones*): Second reading (*from 13 February 2012*)

Time allotted — 60 minutes

Speech time limits —

Mr S. P. Jones— 10 minutes.

Next 5 Members speaking — 10 minutes each.

[Minimum number of proposed Members speaking = 6 x 10 mins]

The Committee determined that consideration of this matter should continue on a future day.

Notices—continued

2 MR BANDT: To move—That this House:

- (1) resolves that a new Australian sovereign wealth fund should be established; and
- (2) requires the Treasurer to present to the House no later than 26 October 2012, a report from the Productivity Commission detailing options as to:
 - (a) how the fund should be established;
 - (b) the fund's revenue and expenditure;
 - (c) the fund's objects and governance structures; and
 - (d) any other relevant matters. (*Notice given 7 February 2012*).

Time allotted — 30 minutes

Speech time limits —

Mr Bandt— 5 minutes.

Other Members — 5 minutes each.

[Minimum number of proposed Members speaking = 6 x 5 mins]

The Committee determined that consideration of this matter should continue on a future day.

3 MS HALL: To move—That this House:

- (1) notes that:
 - (a) 29 February 2012 marks Teal Ribbon Day, which:
 - (i) is part of the month long national campaign throughout February to raise awareness of the symptoms of ovarian cancer; or
 - (ii) aims to raise awareness among Australian women of the symptoms of ovarian cancer;
 - (b) more than 1200 Australian women will be diagnosed with ovarian cancer this year, and one in 77 will develop ovarian cancer in their lifetime;

- (2) notes with concern that:
 - (a) the prognosis for women diagnosed with ovarian cancer is generally poor due to the advanced stage of most ovarian cancers at the time of diagnosis; and
 - (b) over 800 women will lose their battle with ovarian cancer each year, equivalent to one woman every 11 hours;
- (3) acknowledges that there is no screening program or detection test for ovarian cancer, and that the Pap smear will not detect the disease;
- (4) recognises that:
 - (a) ovarian cancer is not a silent disease and that all women experience symptoms, even in the early stages of the cancer; and
 - (b) the four most common symptoms are:
 - (i) abdominal or pelvic pain;
 - (ii) increased abdominal size or persistent abdominal bloating;
 - (iii) needing to urinate often or urgently; and
 - (iv) difficulty eating or feeling full quickly;
- (5) understands that every Australian woman needs to know the symptoms of ovarian cancer; and
- (6) asks all Members to show their support by wearing a teal ribbon on Teal Ribbon Day. (*Notice given 7 February 2012*).

Time allotted — remaining private Members' business time prior to approximately 1.30 pm
Speech time limits —

Ms Hall — 5 minutes.

Other Members — 5 minutes each.

[Minimum number of proposed Members speaking =
 4 x 5 mins]

The Committee determined that consideration of this matter should continue on a future day.

Items for Main Committee (approx 6.30 to 9 pm)

PRIVATE MEMBERS' BUSINESS

Notices—continued

4 MR SCOTT: To move—That this House:

- (1) notes that:
 - (a) the Australian Year of the Farmer 2012 provides an opportunity to celebrate such achievements and to further strengthen the connections between rural and urban Australia;
 - (b) Australian farming families play a vital role in our society and it is important that we all recognise how much farming affects our lives;
 - (c) Australian farmers have a central role in delivering domestic and global food security;

- (d) Australian farming families and the associated agricultural industries are involved in producing, processing, handling and selling products from 136,000 farms across the country; and
 - (e) Australian farms and the industries that support them generate more than \$405 billion each year; and
- (2) calls on members of the House to recognise:
- (a) the Australian Year of the Farmer and the vital role that Australian farming families and their associated agricultural industries play in keeping our nation fed, clothed and sheltered; and
 - (b) the significant contribution that Australian agriculture makes to the nation's economy. (*Notice given 14 February 2012*).

Time allotted — 60 minutes

Speech time limits —

Mr Scott— 10 minutes.

Next 3 Members speaking — 10 minutes each.

Other Members — 5 minutes each.

[Minimum number of proposed Members speaking =
4 x 10 mins + 4 x 5 mins]

*The Committee determined that consideration
of this matter should continue on a future day.*

5 MS SAFFIN: To move—That this House:

- (1) recognises, on 13 February 2012, the fourth anniversary of the apology to the Stolen Generations;
- (2) affirms the sentiment expressed by this House on 13 February 2008, as a significant step to build a new relationship between Indigenous and non-Indigenous Australians and recognise the suffering caused by past injustices;
- (3) expresses its support for members of the Stolen Generations and for the activities happening across Australia on 13 February to mark the anniversary of the apology;
- (4) recognises the significant efforts of groups including the National Stolen Generations Alliance and the National Sorry Day Committee to support and work for the interests of members of the Stolen Generations;
- (5) notes the new special collection that will be established in the Parliamentary Library of historical documents presented by the National Sorry Day Committee, which documents our nation's shared journey toward reconciliation and the ongoing process of healing and justice for members of the Stolen Generations. (*Notice given 9 February 2012*).

Time allotted — 20 minutes

Speech time limits —

Ms Saffin— 5 minutes.

Other Members — 5 minutes each.

[Minimum number of proposed Members speaking =
4 x 5 mins]

*The Committee determined that consideration
of this matter should continue on a future day.*

6 MR OAKESHOTT: To move—that this House

- (1) supports the unanimous recommendations contained in the report of January 2012, titled ‘Recognising Aboriginal and Torres Strait Islander Peoples in the Constitution: Report of the Expert Panel’ and
- (2) calls on the Prime Minister to hold a referendum on Saturday 24 November 2012 that will:
 - (a) repeal section 25 of the Constitution;
 - (b) repeal section 51 (xxvi) of the Constitution; and
 - (c) contain a new section, ‘section 51A’ along the following lines:

Section 51A Recognition of Aboriginal and Torres Strait Islander peoples

Recognising that the continent and its islands now known as Australia were first occupied by Aboriginal and Torres Strait Islander peoples;

Acknowledging the continuing relationship of Aboriginal and Torres Strait Islander peoples with their traditional lands and waters;

Respecting the continuing cultures, languages and heritage of Aboriginal and Torres Strait Islander peoples; and

Acknowledging the need to secure the advancement of Aboriginal and Torres Strait Islander peoples;

the Parliament shall, subject to this Constitution, have power to make laws for the peace, order and good government of the Commonwealth with respect to Aboriginal and Torres Strait Islander peoples;

- (3) proposes together, the repeal of section 51 (xxvi) and insertion of section 51A;
- (4) inserts a new section, ‘section 116A’, along the following lines:

Section 116A Prohibition of racial discrimination

(1) The Commonwealth, a State or a Territory shall not discriminate on the grounds of race, colour or ethnic or national origin.

(2) Subsection (1) does not preclude the making of laws or measures for the purpose of overcoming disadvantage, ameliorating the effects of past discrimination, or protecting the cultures, languages or heritage of any group.

- (5) inserts a new section, ‘section 127A’, along the following lines:

Section 127A Recognition of languages

(1) The national language of the Commonwealth of Australia is English.

(2) The Aboriginal and Torres Strait Islander languages are the original Australian languages, a part of our national heritage. (*Notice given 8 February 2012*).

Time allotted — 20 minutes

Speech time limits —

Mr Oakeshott— 5 minutes.

Other Members — 5 minutes each.

[Minimum number of proposed Members speaking
= 4 x 5 mins]

*The Committee determined that consideration
of this matter should continue on a future day.*

7 MR ZAPPIA: To move— That this House:

- (1) notes that the General Motors Holden plant in Elizabeth is an iconic South Australian industry directly employing around 2,500 people;
- (2) acknowledges the important contribution the General Motors Holden Elizabeth plant makes to the South Australian economy and to the broader Australian manufacturing industry;
- (3) recognises the importance of the visit to Detroit in January 2012 by the Minister for Manufacturing, Senator the Hon. Kim Carr, and South Australian Premier, the Hon. Jay Weatherill, in securing the long term future of the General Motors Holden Elizabeth plant, and commends both of them for their efforts in support of the jobs of thousands of South Australians; and
- (4) condemns the Coalition for the uncertainty being created by its policy to cut \$500 million from the auto industry. (*Notice given 8 February 2012*).

Time allotted — Remaining private Members' business time prior to 9pm.

Speech time limits —

Mr Zappia— 10 minutes.

Next Member speaking — 10 minutes.

Other Members — 5 minutes each.

[Minimum number of proposed Members speaking =
2 x 10 mins + 6 x 5 mins]

The Committee determined that consideration of this matter should continue on a future day.

3. The committee recommends that the following items of private Members' business listed on the notice paper be voted on:

Orders of the day –

Wild Rivers (Environmental Management) Bill 2011 (Mr Abbott)

Migration Legislation Amendment (The Bali Process) Bill 2012 (Mr Oakeshott)

Gambling reform (Mr Oakeshott)

Microbrewery refunds (Mr Oakeshott)

Payment of GST revenues to local government (Mr Oakeshott).

Peter Slipper
Chair

15 February 2012