

2008-09

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

VOTES AND PROCEEDINGS

No. 81

TUESDAY, 10 MARCH 2009

1 The House met, at 2 p.m., pursuant to adjournment. The Speaker (Mr Jenkins) took the Chair, and read Prayers.

2 MINISTERIAL ARRANGEMENTS

Mr Rudd (Prime Minister) informed the House that, during the absence overseas of Mr Garrett (Minister for the Environment, Heritage and the Arts), Mr A. S. Burke (Minister for Agriculture, Fisheries and Forestry) would answer questions on his behalf.

3 QUESTIONS

Questions without notice being asked—

Member directed to leave

At 3.15 p.m. the Member for Swan (Mr Irons) 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—

Documents

Mr A. S. Burke (Minister for Agriculture, Fisheries and Forestry) presented the following documents:

Banana imports from the Philippines—Media releases by the then Minister for Agriculture, Fisheries and Forestry, Mr Truss—

Philippines bananas application to be carefully scrutinised, 3 July 2000.

Filipino media reports about bananas not true, 28 March 2002.

4 AUDITOR-GENERAL'S REPORT

The Speaker presented the following document:

Auditor-General—Audit report No. 24 of 2008–2009—Performance audit—The administration of contracting arrangements in relation to government advertising to November 2007: Department of the Prime Minister and Cabinet; Department of Finance and Deregulation; Department of Education, Employment and Workplace Relations; Department of Health and Ageing; Attorney-General's Department.

Ordered to be made a Parliamentary Paper.

5 DOCUMENTS

The following documents were presented:

Australian Electoral Commission—Report—2009 Redistribution of Tasmania into electoral divisions.

Department of the Environment, Water, Heritage and the Arts—Energy use in the Australian Government's operations—Report for 2006-07.

IIF Investments Pty Limited, IIF (CM) Investments Pty Limited, IIF BioVentures Pty Limited, IIF Foundation Pty Limited, IIF Neo Pty Limited—Report for 2007-08.

Regional Telecommunications Independent Review Committee—Regional telecommunications review: Framework for the future—Government response, March 2009.

6 DOCUMENT—MOTION TO TAKE NOTE OF DOCUMENT

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

Australian Electoral Commission—Report—2009 Redistribution of Tasmania into electoral divisions.

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

7 AUSTRALIA–KOREA FREE TRADE AGREEMENT—MINISTERIAL STATEMENT

Mr Crean (Minister for Trade), by leave, made a ministerial statement relating to the Australia–Korea Free Trade Agreement and presented the following document:

Views expressed in public consultations for participation in FTA negotiations with the Republic of Korea.

Suspension of standing and sessional orders—Time for speech

Mr Crean, by leave, moved—That so much of the standing and sessional orders be suspended as would prevent Mr Truss (Leader of the Nationals) speaking in reply to the ministerial statement for a period not exceeding 19½ minutes.

Question—put and passed.

Mr Truss addressed the House.

8 INTERNATIONAL WOMEN’S DAY—MINISTERIAL STATEMENT

Ms Plibersek (Minister for the Status of Women), by leave, made a ministerial statement relating to International Women’s Day.

Suspension of standing and sessional orders—Time for speech

Ms Plibersek, by leave, moved—That so much of the standing and sessional orders be suspended as would prevent Mrs Mirabella speaking in reply to the ministerial statement for a period not exceeding 12 minutes.

Question—put and passed.

Mrs Mirabella addressed the House.

9 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—JOB CREATION

The House was informed that Mr Turnbull (Leader of the Opposition) had proposed that a definite matter of public importance be submitted to the House for discussion, namely, “The failure of the Government to position the Australian economy for job creation”.

The proposed discussion having received the necessary support—

Mr Turnbull addressed the House.

Discussion ensued.

The time allotted under standing order 1 having expired, the discussion was interrupted.

10 FOREIGN AFFAIRS, DEFENCE AND TRADE—JOINT STANDING COMMITTEE

Mr Albanese (Leader of the House), by leave, moved—That:

- (1) paragraph (2) of the resolution of appointment of the Joint Standing Committee on Foreign Affairs, Defence and Trade be amended to read:

“That the committee consist of 34 members, 13 Members of the House of Representatives to be nominated by the Government Whip or Whips, nine Members of the House of Representatives to be nominated by the Opposition Whip or Whips or by any independent Member, five Senators to be nominated by the Leader of the Government in the Senate, five Senators to be nominated by the Leader of the Opposition in the Senate and two Senators to be nominated by any minority group or groups or independent Senator or independent Senators”; and

- (2) a message be sent to the Senate acquainting it of this resolution and requesting its concurrence.

Question—put and passed.

11 FOREIGN AFFAIRS, DEFENCE AND TRADE—JOINT STANDING COMMITTEE

The House was informed that the Chief Opposition Whip had nominated Ms J. Bishop (Deputy Leader of the Opposition) to be a member of the Joint Standing Committee on Foreign Affairs, Defence and Trade in place of Mrs Mirabella.

Mr Albanese (Leader of the House), by leave, moved—That Mrs Mirabella be discharged from the Joint Standing Committee on Foreign Affairs, Defence and Trade and that, in her place, Ms J. Bishop be appointed a member of the committee.

Question—put and passed.

12 MESSAGE FROM THE GOVERNOR-GENERAL—ASSENT TO BILLS

A message from Her Excellency the Governor-General was announced informing the House that Her Excellency, in the name of Her Majesty, had assented to the following bills:

25 February 2009—Message No. 158—

Auditor-General Amendment 2009.

Corporations Amendment (No. 1) 2009.

Migration Legislation Amendment (No. 1) 2009.

13 BILLS REFERRED TO MAIN COMMITTEE

Mr Price (Chief Government Whip), by leave, moved—That:

(1) the Australian Energy Market Amendment (AEMO and Other Measures) Bill 2009 be referred to the Main Committee for further consideration; and

(2) unless otherwise ordered, at the adjournment of the House for this sitting, the following bills stand referred to the Main Committee for further consideration:

Appropriation (No. 5) 2008-2009; and

Appropriation (No. 6) 2008-2009.

Question—put and passed.

14 APPROPRIATION BILL (NO. 5) 2008-2009

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 Champion addressing the House—

15 ADJOURNMENT

It being 8.30 p.m.—The question was proposed—That the House do now adjourn.

Debate ensued.

The House continuing to sit until 9 p.m.—The Deputy Speaker adjourned the House until 9 a.m. tomorrow.

DOCUMENTS

The following documents were deemed to have been presented on 10 March 2009:

A New Tax System (Family Assistance) (Administration) Act—

Determination—2009 Public interest certificate guidelines—DEEWR (No. 1) [F2009L00728].

Rules—2009 Child care benefit—Statements (No. 1) [F2009L00812].

A New Tax System (Goods and Services Tax) Act—Regulations—Select Legislative Instrument—2009 No. 29 [F2009L00679].

Air Navigation Act—Regulations—Select Legislative Instrument—2009 No. 23 [F2009L00564].

Australian Communications and Media Authority Act—Direction under section 14—2009 MF NAS transmitter licences (No. 1) [F2009L00687].

Australian Research Council Act—Funding rules for funding commencing in 2010—Discovery indigenous researchers development [F2009L00733].

Aviation Transport Security Act—Regulations—Select Legislative Instrument—2009 No. 24 [F2009L00695].

Civil Aviation Act—

Civil Aviation Orders—2009—

82.1—Amendment (No. 1) [F2009L00209].

82.3—Amendment (No. 2) [F2009L00210].

82.5—Amendment (No. 2) [F2009L00211].

Civil Aviation Regulations—

Civil Aviation Order—2009 Civil Aviation Order 20.18 Amendment (No. 1) [F2009L00213].

Directions—2009 Nos CASA 41, CASA 62 [F2009L00208], [F2009L00244].

Exemptions—2009 Nos CASA EX09, CASA EX11, CASA EX12, CASA EX 13, CASA EX14, CASA EX15, CASA EX17, CASA EX19 [F2009L00519], [F2009L00655], [F2009L00656], [F2009L00659], [F2009L00666], [F2009L00686], [F2009L00694], [F2009L00707].

Instructions—2009 Nos CASA 68, CASA 84 [F2009L00261], [F2009L00487].

Permission—2009 No. CASA 85 [F2009L00657].

Civil Aviation Safety Regulations—Airworthiness Directives under—

Part 39-105—

AD/BAe 146—No. 137 [F2009L00823].

AD/CESSNA 180—No. 95 [F2009L00754].

AD/CESSNA 400—No. 118 [F2009L00737].

AD/ECUREUIL—No. 134—Amendment (No. 1) [F2009L00830].

AD/PC-12—No. 56 [F2009L00738].

Part 39-107—AD/AIRCON—No. 14—Amendment (No. 3) [F2009L00753].

Regulations—Select Legislative Instrument—2009 No. 25 [F2009L00696].

Commonwealth Electoral Act—Australian Electoral Commission—Certificate pursuant to section 46—17 February 2009.

Corporations Act—ASIC Class Order—2009 No. 27 [F2009L00869].

Customs Act—Orders—Tariff Concession—

2008—Nos 0822805, 0823071, 0823268, 0823269, 0823645, 0823710, 0823744, 0824041, 0824210, 0824211, 0824445, 0825245, 0825491, 0825492, 0825493, 0825494, 0825942, 0826090, 0826313, 0826387, 0826501, 0826747, 0826801 0827254, 0827541, 0827894, 0827895, 0827976, 0828159, 0828473, 0828507, 0828777, 0828808, 0829724, 0829750, 0829754, 0829775, 0829880, 0829885, 0829888, 0830752, 0831427, 0831634, 0831993, 0832748, 0833359, 0833360, 0833536, 0833614 0833616, 0833618, 0833621, 0833622, 0833811, 0833885, 0833964, 0833985, 0833986, 0834340, [F2009L00411], [F2009L00413], [F2009L00596], [F2009L00595], [F2009L00628], [F2009L00594], [F2009L00627], [F2009L00590], [F2009L00587], [F2009L00593], [F2009L00586], [F2009L00404], [F2009L00401], [F2009L00403], [F2009L00402], [F2009L00592], [F2009L00653], [F2009L00400], [F2009L00385], [F2009L00396], [F2009L00397], [F2009L00376], [F2009L00395], [F2009L00377], [F2009L00384], [F2009L00383], [F2009L00346], [F2009L00382], [F2009L00375], [F2009L00398], [F2009L00365], [F2009L00374], [F2009L00337], [F2009L00386], [F2009L00326], [F2009L00327], [F2009L00311], [F2009L00626], [F2009L00312], [F2009L00329], [F2009L00625], [F2009L00537], [F2009L00552], [F2009L00553], [F2009L00568], [F2009L00572], [F2009L00573], [F2009L00569], [F2009L00561], [F2009L00529], [F2009L00571], [F2009L00562], [F2009L00566], [F2009L00576], [F2009L00575], [F2009L00581], [F2009L00582], [F2009L00580], [F2009L00570].

2009—Nos 0834390, 0834655, 0836430, 0837500, 0837701, 0837710, 0837713, 0837716, 0837913, 0838135, 0838255, 0838256, 0838257, 0839003, 0839507, 0839714, 0840067, 0840099, 0840195, 0840196, 0840224, 0840248, 0840490 [F2009L00554], [F2009L00555], [F2009L00556], [F2009L00522], [F2009L00523], [F2009L00524], [F2009L00540], [F2009L00541], [F2009L00538], [F2009L00525], [F2009L00526], [F2009L00528], [F2009L00551], [F2009L00567], [F2009L00543], [F2009L00527], [F2009L00539], [F2009L00650], [F2009L00544], [F2009L00545], [F2009L00648], [F2009L00649], [F2009L00651].

Defence Act—Determinations under section 58B—2009 Nos 11, 12, 13, 14, 15.

- Defence Force (Home Loans Assistance) Act—Declaration of warlike service—Operation KRUGER—11 February 2009 [F2009L00726].
- Environment Protection and Biodiversity Conservation Act—Instruments under section 303DC—25 February 2009 [5] [F2009L00730], [F2009L00732], [F2009L0720], [F2009L00721], [F2009L00729].
- Family Law Act—Rules of Court—Select Legislative Instrument—2009 No. 33 [F2009L00685].
- Financial Management and Accountability Act—
Determinations—
Abolishing a special account—2009 No. 6 [F2009L00755].
Establishing a special account—2009 Nos 5, 7, 8 [F2009L00719], [F2009L00841], [F2009L00843].
Varying and abolishing a special account—2009 Nos 4, 9 [F2009L00718], [F2009L00845].
Regulations—Select Legislative Instrument—2009 No. 32 [F2009L00708].
- Financial Sector (Collection of Data) Act—Determination of reporting standards under section 13—2009 No. 1 [F2009L00706].
- Health Insurance Act—Determinations under section 3C—2009 Faecal incontinence and Peutz-Jeghers Syndrome [F2009L00704].
- Higher Education Support Act—VET provider—Notice of approval—2009 No. 9 [F2009L00700].
- Income Tax Assessment Act 1936*—Regulations—Select Legislative Instrument—2009 No. 30 [F2009L00616].
- Interstate Road Transport Charge Act—Regulations—Select Legislative Instrument—2009 No. 26 [F2009L00701].
- Members of Parliament (Life Gold Pass) Act—Regulations—Select Legislative Instrument—2009 No. 21 [F2009L00702].
- Migration Act—
Migration Agents Regulations—Migration Agents (Continuing Professional Development) Notices—2009—
Attendance at a seminar, workshop, conference or lecture, No. MN09-09c [F2009L00723].
Private study of audio, video or written material, No. MN09-09b [F2009L00724].
Migration Regulations—Instruments—2009—
Specifications of addresses, No. IMMI 09/003 [F2009L00824].
Travel agents for PRC citizens applying for tourist visas, No. IMMI 09/015 [F2009L00709].
Regulations—Select Legislative Instrument—2009 No. 22 [F2009L00689].
- Military Rehabilitation and Compensation Act—Determination—2009 Warlike service (No. 1) [F2009L00725].
- Motor Vehicle Standards Act—Determinations—2009—
Vehicle standard (Australian design rule 35/02—Commercial vehicle brake systems)—Amendment (No. 1) [F2009L00773].
Vehicle standard (Australian design rule 4/04—Seatbelts)—Amendment (No. 2) [F2009L00703].
Vehicle standard (Australian design rule 5/05—Anchorages for seatbelts)—Amendment (No. 1) [F2009L00705].
- National Greenhouse and Energy Reporting Act—Regulations—Select Legislative Instrument—2009 No. 28 [F2009L00711].
- National Health Act—Amendment determinations under section 84AG—2009 No. PB 19 [F2009L00739].
- Parliamentary Service Act—Parliamentary Service Commissioner's SES Guidelines—2009 [F2009L00788].
- Payment Systems (Regulation) Act—Access regime—2009 ATM system [F2009L00710].
- Private Health Insurance Act—Rules—2009 Prostheses—Amendment (No. 1) [F2009L00768].
- Protection of the Sea (Prevention of Pollution from Ships) Act—Regulations—Select Legislative Instrument—2009 No. 27 [F2009L00698].
- Public Service Act—Public Service Commissioner's Directions—2009 Amendment (No. 1).
- Radiocommunications (Receiver Licence Tax) Act—Determination—2009 Amendment (No. 1) [F2009L00735].
- Radiocommunications (Transmitter Licence Tax) Act—Determination—2009 Amendment (No. 1) [F2009L00734].

Radiocommunications Act—Plan Variation—2008 Digital radio channels—Western Australia (No. 1) [F2009L00100]—Revised explanatory statement.

Schools Assistance Act—Guidelines—2009 Proposal to vary socio-economic status (SES) scores [F2009L00727].

Social Security (Administration) Act—Specifications—2009 Deductible portion—
section 123XI [F2009L00826].
section 123XPA [F2009L00828].

Student Assistance Act—Regulations—Select Legislative Instrument—2009 No. 20 [F2009L00715].

Taxation Administration Act—Rulings—2009—
CR Nos 6, 7.
PR Nos 1, 2, 3, 4.

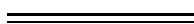
Telecommunications Act 1997—Regulations—Select Legislative Instrument—2009 No. 31 [F2009L00697].

Therapeutic Goods Act—Order under section 10—2009 Standard for tampons—Menstrual (No. 82) [F2009L00756].



ATTENDANCE

All Members attended (at some time during the sitting) except Mr Abbott, Mr Farmer, Mr Garrett, Mr McMullan and Dr Nelson.



I. C. HARRIS

Clerk of the House of Representatives