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1 Meeting of Senate

The Senate met at 9.30 am. The President (Senator the Honourable Scott Ryan) took the chair, read prayers and made an acknowledgement of country.

2 Documents

The following document was tabled pursuant to standing order 61(1)(b):

Government document


The Clerk tabled the following documents pursuant to statute:

[Legislative instruments are identified by a Federal Register of Legislation (FRL) number. An explanatory statement is tabled with an instrument unless otherwise indicated by an asterisk.]


3 Committees—Leave to meet during sittings

Committees were authorised to hold private meetings otherwise than in accordance with standing order 33(1) during the sittings of the Senate, as follows:

- Treaties—Joint Standing Committee—Monday, 29 July 2019, from 11 am.

4 Future Drought Fund Bill 2019

Future Drought Fund (Consequential Amendments) Bill 2019

Order of the day read for the adjourned debate on the motion of the Minister for Finance (Senator Cormann)—That these bills be now read a second time—and on the amendment moved by Senator Gallagher:

At the end of the motion, add “but the Senate:

(a) condemns the Government for its failure over six years to develop and implement a comprehensive and effective policy to assist rural and regional communities facing severe drought conditions; and

(b) notes that the inferior response contained in the bill requires the abolition of the Building Australia Fund, which could be used to build road, rail, and other vital infrastructure—including water infrastructure—in these very same rural and regional communities”.

Debate resumed.

Question—That the amendment be agreed to—put.
The Senate divided—

AYES, 32

Senators—

Ayres  Faruqi  McAllister  Smith, Marielle
Bilyk  Gallacher  McCarthy  Steele-John
Brown  Gallacher  McKim  Sterle
Carr  Green  O’Neill  Urquhart*
Ciccone  Hanson-Young  Pratt  Walsh
Di Natale  Kitching  Rice  Waters
Dodson  Lambie  Sheldon  Watt
Farrell  Lines  Siewert  Whish-Wilson

NOES, 37

Senators—

Abetz  Davey  McDonald  Reynolds
Antic  Duniam  McGrath  Roberts
Askew  Fawcett  McKenzie  Ruston
Bernardi  Fierravanti-Wells  McMahon  Ryan
Birmingham  Fifield  O’Sullivan  Scarr
Bragg  Griff  Paterson  Sinodinos
Brockman*  Hanson  Patrick  Smith, Dean
Chandler  Hughes  Payne  Stoker
Colbeck  Hume  Rennick  Van

* Tellers

Question negatived.

Senator Rice moved the following amendment:

At the end of the motion, add “but the Senate:

(a) notes that the placement of a 10 per cent royalty on projects subject to the petroleum resource rent tax (PRRT), creditable against PRRT liabilities, and treated as a deductible expense in calculating company tax, would raise $4.9 billion, in real terms, within two years; and

(b) calls on the Government to bring forward legislation to introduce a Commonwealth royalty on oil and gas projects for the purposes of the Future Drought Fund in recognition that the oil and gas industry are contributing to more severe and prolonged droughts”.

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 10

Senators—

Di Natale  Lambie  Siewert*  Waters
Faruqi  McKim  Steele-John  Whish-Wilson
Hanson-Young  Rice
Senator Waters moved the following amendment:

At the end of the motion, add “but the Senate notes that free or unlimited water entitlements given to fossil fuel companies by State and Territory governments, while farmers struggle with drought conditions, significantly undermines the effectiveness of any drought response by:

(a) depriving farmers of water;
(b) exacerbating droughts; and
(c) worsening climate change which further exacerbates droughts”.

Question—That the amendment be agreed to—put.

The Senate divided—

**AYES,** 10

- Di Natale
- Faruqi
- Hanson-Young
- Lambie
- McKim
- Siewert*
- Steele-John
- Whish-Wilson
- Rice

**NOES,** 54

- Abetz
- Antic
- Askew
- Ayres
- Bernardi
- Bilyk
- Birmingham
- Bragg
- Brockman
- Carr
- Chandler
- Ciccone
- Colbeck
- Cormann
- Davey
- Dodson
- Duniam
- Farrell
- Fawcett
- Fieravanti-Wells
- Fifield
- Gallacher
- Gallagher
- Green
- Griff
- Hanson
- Hughes
- Hume
- Kitching
- McAllister
- McDonald
- McCarthy*
- McGraith
- Mckenzie
- McMahon
- O'Neill
- O'Sullivan
- O'Neill
- Payton
- Pratt
- Rennick
- Reynolds
- Roberts
- Ryan
- Scarr
- Sheldon
- Sinodinos
- Smith, Dean
- Smith, Marielle
- Van
- Walsh

* Tellers

Question negatived.
Senator Whish-Wilson moved the following amendment:

At the end of the motion, add “but the Senate:

(a) notes that the Bureau of Meteorology has stated that:
   (i) the current drought in the Murray-Darling Basin is the most severe in
   120 years of records, and
   (ii) climate change is a significant cause of the severity of the drought; and

(b) calls on the Government to recognise that we are in the middle of a climate
   crisis which has implications for droughts in this country”.

Question—That the amendment be agreed to—put.

The Senate divided—

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<th>AYES, 11</th>
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* Tellers

Question negatived.

Main question put and passed.

Bills read a second time.

The Senate resolved itself into committee for the consideration of the bills.

**In the committee**

Bills, taken together and as a whole by leave, debated.

Senator Rice moved the following amendments together by leave:

**Future Drought Fund Bill 2019:**

Page 21 (after line 24), after clause 22, insert:

22A **Arrangements etc. are legislative instruments**

(1) The following are legislative instruments:
   (a) an arrangement made under section 21;
   (b) an agreement made under section 22.
Despite regulations made for the purposes of paragraph 44(2)(b) of the Legislation Act 2003, section 42 (disallowance) of that Act applies to an instrument mentioned in subsection (1).

Clause 36E, page 36 (lines 4 to 9), omit subclause (1), substitute:

1. Before the Drought Minister first makes either an arrangement or a grant under section 21, the Drought Minister must:
   a. request the Committee to advise the Drought Minister about whether the proposed design of the program of arrangements or grants to be made under that section is consistent with the Drought Resilience Funding Plan; and
   b. have regard to any advice that the Committee has given to the Drought Minister under this section in relation to the proposed design.

Clause 36H, page 36 (after line 25), after subclause (1), insert:

1A Before the Drought Minister appoints a person as a member of the Committee, the process set out in sections 36HA and 36HB must be satisfied.

Page 37 (after line 15), after clause 36H, insert:

36HA Nominations from the public for appointments of members of the Committee

1. The Drought Minister must publish a written notice on the Agriculture Department’s website requesting members of the public to nominate persons to be appointed as a member of the Committee within a period specified in the notice.

2. If the Drought Minister receives any nominations within the specified period, the Drought Minister must have regard to those nominations before publishing a notice under section 36HB proposing the appointment of a person as a member of the Committee.

36HB Consultation on proposed appointments of members of the Committee

1. The Drought Minister must publish a written notice:
   a. stating the person the Drought Minister proposes to appoint as a member of the Committee; and
   b. stating whether the person had been nominated by a member of the public (see section 36HA); and
   c. setting out the reasons the Drought Minister is satisfied the person is suitable to be appointed as a member of the Committee; and
   d. requesting written submissions be made in relation to the proposed appointment within 30 days after the notice’s publication.

2. The Drought Minister must have regard to any submissions made within those 30 days in determining whether to appoint the person as a member of the Committee.

Debate ensued.

Question—That the amendments be agreed to—put.
The committee divided—

AYES, 10

Senators—

Di Natale  Lambie  Siewert*  Waters
Faruqi    McKim    Steele-John  Whish-Wilson
Hanson-Young  Rice

NOES, 42

Senators—

Abetz    Cormann  McAllister  Rennick
Antic    Davey    McCarthy*  Reynolds
Askew     Duniam  McDonald    Roberts
Ayres    Fawcett  McGrath    Ruston
Bernardi Gallacher  McMahon    Scarr
Bilyk     Gallagher  O’Neill    Sheldon
Bragg     Green    O’Sullivan  Smith, Dean
Brockman  Griff    Paterson    Steele
Chandler  Hanson    Patrick    Stoker
Ciccone  Hughes    Pratt    Van
Colbeck  Hume

* Tellers

Question negatived.

Senator Rice moved the following amendments together by leave:

Future Drought Fund Bill 2019:

Clause 4, page 3 (lines 1 to 4), omit the paragraph beginning “The balance of the Building Australia Fund”.

Clause 5, page 5 (lines 4 to 10), omit the definitions of Building Australia Fund and Building Australia Fund Special Account.

Clause 9, page 10 (lines 7 to 10), omit the paragraph beginning “The balance of the Building Australia Fund”.

Clause 17, page 16 (line 33), omit “; or”, substitute “.”.

Clause 17, page 16 (lines 34 to 36), omit subparagraph (f)(iii).

Debate ensued.

Question—That the amendments be agreed to—put.

The committee divided—

AYES, 11

Senators—

Di Natale  Hanson-Young  Rice  Waters
Faruqi    Lambie    Siewert*  Whish-Wilson
Hanson    McKim    Steele-John
NOES, 43

Senators—

Antic  Davey  Lines  Ruston
Askew  Duniam  McAllister  Scarr
Ayres  Fierravanti-Wells  McCarthy  Sheldon
Bilyk  Gallagher  McMahon  Smith, Dean
Bragg  Gallagher  McAllister  Smith, Marielle
Brockman  Green  O’Neill  Stoker
Canavan  Griff  O’Sullivan  Urquhart
Chandler  Hughes  Paterson  Van
Ciccone*  Hume  Patrick  Walsh
Colbeck  Keneally  Pratt  Watt
Cormann  Kitching  Rennick  * Tellers

Question negatived.

Question—That the Future Drought Fund Bill 2019 stand as printed—divided at the request of Senator Rice, in respect of clauses 11, 12 and 64.

Question—That the clauses stand as printed—put.

The committee divided—

AYES, 42

Senators—

Antic  Davey  Lines  Ruston
Askew  Duniam  McAllister  Scarr
Ayres  Fierravanti-Wells  McCarthy  Sheldon
Bilyk  Gallagher  McMahon  Smith, Dean
Bragg  Gallagher  McAllister  Smith, Marielle
Brockman  Green  O’Neill  Stoker
Canavan  Griff  O’Sullivan  Urquhart
Chandler  Hughes  Paterson  Van
Ciccone*  Hume  Patrick  Walsh
Colbeck  Keneally  Pratt  Watt
Cormann  Kitching  Rennick  * Tellers

Clauses agreed to.

Senator Rice moved the following amendments together by leave:

**Future Drought Fund Bill 2019:**

Clause 5, page 8 (after line 25), after the definition of *person*, insert:

> prohibited financial asset: a financial asset is a prohibited financial asset if the financial asset includes an interest in a body corporate that produces fossil fuels.

Clause 39, page 41 (line 23), at the end of subclause (1), add “that are not prohibited financial assets”.

Clause 41, page 43 (line 30) to page 44 (line 6), omit subclause (7), substitute:

(7) A direction under subsection (1) is a legislative instrument.
(8) Despite regulations made for the purposes of paragraphs 44(2)(b) and 54(2)(b) of the Legislation Act 2003, section 42 (disallowance) and Part 4 of Chapter 3 (sunsetting) of that Act apply to a direction under subsection (1).

Heading to clause 54, page 50 (line 25), at the end of the heading, add “etc.”.

Clause 54, page 50 (line 31), at the end of subclause (1), add:
; or (c) an asset held by the Board as an investment of the Future Drought Fund is, or has become, a prohibited financial asset.

Question—That the amendments be agreed to—put.

The committee divided—

AYES, 9

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NOES, 45

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* Tellers

Question negatived.

Senator Rice moved the following amendment:

**Future Drought Fund Bill 2019:**

Page 22 (after line 29), after clause 25, insert:

**25A Consistency with the Water Act 2007**

(1) Before making an arrangement or a grant under section 21 that affects Basin water resources (within the meaning of the Water Act 2007), the Drought Minister must request the Murray-Darling Basin Authority provide written advice as to whether the arrangement or grant is consistent with the objects of the Water Act 2007.

(2) The Authority must provide the written advice requested by the Drought Minister as soon as reasonably practicable after receiving the request.

(3) The Drought Minister may make the arrangement or grant if the Authority advises the arrangement or grant is consistent with the objects of the Water Act 2007.

(4) The Drought Minister must cause the publication of the Authority’s advice on the Agriculture Department’s website as soon as reasonably practicable after receiving the advice.
Question—That the amendment be agreed to—put.
The committee divided—

AYES, 12

Senators—
Di Natale  Hanson-Young  Patrick  Steele-John
Faruq  Lamble  Rice  Waters
Griff  McKim  Siewert*  Whish-Wilson

NOES, 31

Senators—
Antic  Davey  McDonald  Seselja
Askew  Fieravanti-Wells  McGrath  Sinodinos
Bernardi  Gallacher  McMahon  Smith, Dean
Bragg  Gallagher  O’Sullivan  Smith, Marielle
Brockman  Hanson  Payne  Stoker
Chandler  Hughes  Pratt  Urquhart*
Colbeck  Hume  Rennick  Walsh
Cormann  Kitching  Scarr

* Tellers

Question negatived.
On the motion of Senator Patrick, the following amendment was agreed to:

Future Drought Fund Bill 2019:
Clause 36H, page 37 (lines 12 to 15), omit subclause (4), substitute:

(4) In appointing a person as a member of the Committee, the Drought Minister must ensure, as far as practicable, the following:
(a) there is a balance of gender, knowledge and skills among members of the Committee;
(b) the membership of the Committee represents a balance of different regions across Australia affected, or that could be affected, by drought.

The Future Drought Fund Bill 2019 reported with amendment and the Future Drought Fund (Consequential Amendments) Bill 2019 reported without amendment.

On the motion of Senator Cormann the report from the committee was adopted.
Senator Cormann moved—that these bills be now read a third time.
Question put.
The Senate divided—

**AYES, 44**

Senators—

- Antic
- Askew
- Ayres
- Bilyk
- Bragg
- Brockman
- Chandler
- Chisholm
- Colbeck
- Cormann
- Davey
- Duniam
- Fieravanti-Wells
- Gallacher
- Green
- Griff
- Hanson
- Hughes
- Kitching
- Lambie
- McCarthy
- McDonald
- McGraith*
- McMahon
- O’Neill
- O’Sullivan
- Payne
- Pratt
- Rennick
- Roberts
- Scarr
- Seselja
- Sheldon
- Simondinos
- Smith, Dean
- Smith, Marielle
- Sterle
- Stoker
- Van
- Walsh
- Wong

**NOES, 9**

Senators—

- Di Natale
- Faruqi
- Hanson-Young
- McKim
- Siewert*
- Steele-John
- Waters
- Whish-Wilson

* Tellers

Question agreed to.

Bills read a third time.

*After 12.45 pm—*

5 **Senators’ statements**

Senators made statements.

*At 2 pm—*

6 **Questions**

Questions without notice were answered.

The Leader of the Opposition in the Senate (Senator Wong), by leave, tabled the following documents:


Further questions without notice were answered.

7 **Motions to take note of answers**

Senator McAllister moved—That the Senate take note of the answers given by the Minister for Trade, Tourism and Investment (Senator Birmingham) and the Minister for Finance (Senator Cormann) to questions without notice asked by the Leader of the Opposition in the Senate (Senator Wong) and Senator O’Neill today relating to ministerial standards.

Debate ensued.

Question put and passed.
The Leader of the Australian Greens (Senator Di Natale) moved—that the Senate take note of the answer given by the Minister for Foreign Affairs (Senator Payne) to a question without notice asked by Senator Di Natale today relating to human rights in China.

Question put and passed.

8 Notices
The Minister for Resources and Northern Australia (Senator Canavan): To move on the next day of sitting—that the following bill be introduced: A Bill for an Act to amend legislation relating to intellectual property, and for related purposes, *Intellectual Property Laws Amendment (Productivity Commission Response Part 2 and Other Measures) Bill 2019*.

The Minister for Trade, Tourism and Investment (Senator Birmingham): To move on the next day of sitting—that the following bill be introduced: A Bill for an Act to amend the *Tertiary Education Quality and Standards Agency Act 2011*, and for related purposes. *Tertiary Education Quality and Standards Agency Amendment Bill 2019*.

The Minister for Families and Social Services (Senator Ruston): To move on the next day of sitting—that the following bill be introduced: A Bill for an Act to amend the *National Disability Insurance Scheme Act 2013*, and for related purposes. *National Disability Insurance Scheme Amendment (Streamlined Governance) Bill 2019*.

Senator Hanson-Young: To move on the next day of sitting—that the Senate—

(a) notes that:

(i) there is no safe solution to storing the vast amounts of hazardous nuclear waste created by reactors,

(ii) constructing nuclear power stations is hugely expensive, costing billions of dollars, and often far exceeding the original estimate,

(iii) estimates indicate a typical nuclear reactor uses millions of litres of water per day,

(iv) the Fukushima disaster in 2011 resulted in the evacuation of 160,000 people and, some two years later, 81,000 evacuees remained displaced over concerns of radiological effects,

(v) the Chernobyl disaster contaminated a radius of 30 km from the reactor explosion, resulting in the forced resettlement of hundreds of thousands of people, and

(vi) Australian law prohibits the development of nuclear power; and

(b) reaffirms its support for Section 140A (No approval for certain nuclear installations) of the *Environment Protection and Biodiversity Conservation Act 1999*. (general business notice of motion no. 51)

Senators Steele-John and Brown: To move on the next day of sitting—

(1) That the Senate—

(a) notes:

(i) that Mr John Ryan AM, and Ms Barbara Bennett PSM, are recognised for their long and distinguished public service careers,

(ii) that however, as key decision makers of public service institutions which will be the subject of investigation and examination during the Royal Commission into Violence, Abuse, Neglect and Exploitation of People with Disability, they have significant and
unmanageable conflicts of interest which are highly likely to jeopardise the integrity of the Royal Commission,

(iii) that over 60 disability organisations have called for the resignation and removal of these two individuals as commissioners for the Royal Commission,

(iv) that these organisations have created a set of six criteria to guide the government in the appointment of replacement commissioners,

(v) the 1500 individuals who have signed a petition calling for both Mr Ryan and Ms Bennett to step down—many individuals and advocates from the disability community, including former People with Disability Australia President, Mr Craig Wallace, have said they will not give evidence to the Royal Commission should these individuals remain, and

(vi) that it is essential that disabled people, their families, and their organisations have confidence in the processes and recommendations of the Royal Commission; and

(b) calls on the Federal Government to immediately remove Mr Ryan and Ms Bennett as Commissioners, and replace them with individuals who meet the positive criteria set out by the disability community.

(2) That a message be sent to the House of Representatives seeking its concurrence in this resolution. (general business notice of motion no. 52)

Senator Patrick: To move on the next day of sitting—That—

(a) answers to outstanding questions taken on notice in relation to the 2018-19 additional estimates and the 2019-20 Budget estimates, and which remained unanswered at the beginning of the 46th Parliament, be provided to legislation committees by 31 July 2019; and

(b) for the purposes of standing order 74(5), the day set for answering each of the unanswered questions is 31 July 2019. (general business notice of motion no. 53)

Senator Keneally: To move on the next day of sitting—That there be laid on the table by the Minister representing the Minister for Home Affairs, by no later than 12.45 pm on 31 July 2019, the completed strategic review of the Home Affairs portfolio as announced in the 2018-19 Budget. (general business notice of motion no. 54)

The Leader of the Australian Greens (Senator Di Natale): To move on the next day of sitting—That there be laid on the table by the Minister representing the Minister for Industry, Science and Technology, by no later than 2 pm on 1 August 2019, the report by Cadence Economics, commissioned by the Department of Industry, Innovation and Science, in relation to the costs and benefits of responding to climate change. (general business notice of motion no. 55)

Senator Griff: To move on the next day of sitting—That the Senate—

(a) notes that:

(i) today marks the 25th anniversary since the introduction of poker machines in pubs and clubs in South Australia,

(ii) despite numerous recommendations by the Commonwealth Productivity Commission (PC) and other inquiries, there has been no meaningful poker machine reform in terms of harm minimisation,

(iii) according to the PC’s 2010 report into gambling, 15% of regular poker machine players are so-called ‘problem gamblers’ with approximately
40-60% of spending on poker machines coming from ‘problem gamblers’;

(iv) the PC’s 2010 report highlighted the significant social cost of gambling – estimated at that time to be at least $4.7 billion,

(v) despite having only 0.3% of the world’s population, Australia reportedly has 6% of the world’s conventional gaming machines and 18% of its poker machines, and

(vi) Australians lose approximately $24 billion per year on gambling, a figure which is more than any other nation; and

(b) calls on the Federal Government to:

(i) recognise the ongoing harm that gambling causes, which varies from emotional to financial costs, and commit to meaningful harm minimisation, and

(ii) instruct the Commonwealth Productivity Commission to conduct a new inquiry to provide an updated perspective on gambling and propose relevant recommendations. (general business notice of motion no. 56)

The Leader of the Opposition in the Senate (Senator Wong): To move on the next day of sitting—That the following matters be referred to the Environment and Communications References Committee for inquiry and report by 11 October 2019:

(a) whether a compliance investigation by the Department of the Environment and Energy in relation to the Natural Temperate Grassland of the South Eastern Highlands ecological community has been adversely affected by the actions of the Member for Hume, Mr Taylor, the former Minister for the Environment and Energy, Mr Frydenberg, or any other persons;

(b) whether the conduct of Mr Taylor and Mr Frydenberg in relation to the compliance investigation, represents a proper and disinterested exercise of their responsibilities under the laws of the Commonwealth and the Statement of Ministerial Standards; and

(c) any related matters.

9 Postponements

Business was postponed as follows:

Business of the Senate notice of motion no. 1 standing in the name of Senator Waters for today, proposing a reference to the Finance and Public Administration References Committee, postponed till 29 July 2019.

Business of the Senate notice of motion no. 2 standing in the name of the Chair of the Community Affairs References Committee (Senator Siewert) for today, proposing a reference to the Community Affairs References Committee, postponed till 25 July 2019.

General business notice of motion no. 50 standing in the name of the Leader of the Australian Greens (Senator Di Natale) for today, relating to detentions in China, postponed till 25 July 2019.
10 Malaysia Airlines flight MH17—Fifth anniversary

Senator Urquhart, at the request of Senator Bilyk and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 42—That the Senate—

(a) notes that 17 July 2019 marked the fifth anniversary since Malaysia Airlines Flight MH17 was shot down over eastern Ukraine;

(b) expresses its deepest sympathy to the families of the 298 innocent passengers and crew, including 38 who called Australia home, who were killed in this tragedy;

(c) commends the work of the Australian Federal Police for their integral role in the Joint Investigation Team (JIT);

(d) welcomes the announcement of the JIT supporting the prosecution of three Russians and one Ukrainian for their alleged roles in the downing of MH17;

(e) calls on Russia to do everything in its power to ensure that the four men charged with this crime can stand trial in the Netherlands; and

(f) expresses its support for ongoing efforts by authorities in Australia, Ukraine, Malaysia, Belgium and the Netherlands to bring those responsible for this horrendous crime to justice.

Question put and passed.

11 Rural Doctors Workforce Agency—Order for production of document

Senator Patrick, also on behalf of Senator Griff, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 43—That the Senate—

(a) notes that:

(i) the Department of Health funds the Rural Doctors Workforce Agency (RDWA) to deliver Rural Health Workforce Support Activity in South Australia,

(ii) the RDWA completes an annual Health Workforce Needs Assessment in consultation with a Health Workforce Stakeholder Group in South Australia,

(iii) the town of Kimba has been without a resident doctor for more than one year, and

(iv) the lack of a resident doctor in rural, regional and remote areas is a common problem across South Australia; and

(b) orders that there be laid on the table by the Minister representing the Minister for Health, by no later than 4.30 pm on 25 July 2019, the most recent annual RDWA Health Workforce Needs Assessment.

Question put and passed.
12 **2019 State of Origin—New South Wales**

Senator Urquhart, at the request of Senators Keneally, Ayres, McAllister, O’Neill, Sheldon, Bragg, Davey, Faruqi, Fierravanti-Wells, Hughes, Payne, Sinodinos and Seselja and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 45—That the Senate—

(a) notes the contribution that rugby league makes to the health and enjoyment of Australians; and

(b) congratulates:

(i) the New South Wales (NSW) Blues for winning the 2019 State of Origin series,

(ii) NSW coach, Mr Brad Fittler, for being the second Blues coach to win back-to-back series;

(iii) NSW captain, Mr Boyd Cordner, for leading the Blues to back-to-back series victories for the first time since 2005;

(iv) NSW fullback, Mr James Tedesco, for winning the Wally Lewis Medal for Player of Origin series;

(v) NSW halfback, Mr Mitchell Pearce, and winger, Mr Blake Ferguson, for setting up the passage of play for Mr Tedesco’s match winning try; and

(vi) all Blues’ players, coaches and support staff.

Question put and passed.

13 **Live exports**

Senator Faruqi, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 49—That the Senate—

(a) notes that:

(i) the Australian Government has committed to the public release of summary reports from independent observers on live export ships,

(ii) following the release of the first report in November 2018, the then Minister for Agriculture and Water Resources, Mr Littleproud MP, stated that “full transparency is the only way to build public trust in any industry” and that “the Australian public must have trust in the integrity and regulation of the live export trade. Reports from Independent Observers are a huge part of building this trust”, and

(iii) to date, less than half of the Independent Observer summary reports from 2018 have been finalised and publicly released, and no 2019 reports have been released; and

(b) calls on the Federal Government to:

(i) commit to transparency in the live exports industry,

(ii) release the outstanding Independent Observer summary reports, and

(iii) commit to release future Independent Observer summary reports in a timely manner.

*Statements by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam) and Senator Gallagher, by leave, made statements relating to the motion.

Question put and passed.
14 Bills—Restoration to Notice Paper
The Leader of Pauline Hanson’s One Nation (Senator Hanson), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 44—

(1) That so much of the standing orders be suspended as would prevent this resolution having effect.

(2) That the following bills be restored to the Notice Paper and consideration of each of the bills resume at the stage reached in the 45th Parliament:
   Human Services Amendment (Photographic Identification and Fraud Prevention) Bill 2019
   Plebiscite (Future Migration Level) Bill 2018.

Question put and passed.

15 Nuclear waste site—South Australia
Senator Hanson-Young, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 48—That the Senate—

(a) notes that recent reports that the proposed nuclear waste dump site in South Australia will be expanded, covering at least 160 hectares, an increase of 60%, are deeply troubling given the lack of consultation; and

(b) calls on the Minister representing the Minister for Industry, Science and Technology, Senator Canavan, to provide a full explanation of the current plans for the nuclear waste dump site, and to clarify exactly how large it will be and what level of waste it will hold.

Statements by leave: The Assistant Minister for Forestry and Fisheries (Senator Duniam) and Senator Gallagher, by leave, made statements relating to the motion.

Question put and passed.

16 Great Barrier Reef—Queensland
Senator Waters, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 46—That the Senate—

(a) notes that:

(i) on 17 July 2019, the Great Barrier Reef Marine Park Authority released a Position Statement on Climate Change, which stated: ‘climate change is the greatest threat to the Great Barrier Reef. Only the strongest and fastest possible actions to decrease global greenhouse gas emissions will reduce the risks and limit the impacts of climate change on the Reef’...

(ii) in an address to the British Parliament on 9 July 2019, Sir David Attenborough criticised Australia for not taking the risks of climate change seriously, and imperilling the Great Barrier Reef,
(iii) at its meeting in 2015, the UNESCO World Heritage Committee gave the Australian Government five years to address the state of the Great Barrier Reef before it re-considered whether to include it on the World Heritage In Danger list – the Australian Government is due to submit a report addressing the protection of the Reef’s Outstanding Universal Value to avert an In Danger listing by 1 December 2019,

(iv) scientific reports confirm that approximately half of the shallow water coral of the Great Barrier Reef has been lost since 2016 due to successive coral bleaching incidents,

(v) the Association of Marine Park Tourism Operators has signed a Reef Climate Declaration that acknowledges climate change as “the single biggest threat to the Great Barrier Reef” and states that “Australia must join the rest of the world to rapidly phase out coal and other fossil fuels and transition to renewable energy”.

(vi) the Great Barrier Reef supports approximately 64,000 jobs and generates $6.4 billion for the Australian economy annually,

(vii) the science and the economics are clear that these jobs are at risk if strong action is not taken immediately to reduce greenhouse gas emissions and limit global temperature rises to 1.5°C, and

(viii) fossil fuel companies have donated nearly $5 million to the Liberals, The Nationals and Labor parties over the past four years; and

(b) calls on the Federal Government to:

(i) affirm the advice of the Great Barrier Reef Marine Park Authority that climate change is the greatest threat to the Great Barrier Reef,

(ii) direct Mr Warren Entsch, Special Envoy for the Great Barrier Reef, to prioritise actions that reduce greenhouse gas emissions,

(iii) implement a climate policy that accelerates actions to limit global warming to 1.5°C to protect the Great Barrier Reef,

(iv) take all action necessary to properly protect the Great Barrier Reef and avoid the UNESCO World Heritage Committee needing to place the Great Barrier Reef on the World Heritage In Danger list,

(v) revoke all federal approvals for the Adani Carmichael mine and not approve any new coal in Australia, and

(vi) develop a clear plan to move towards 100% clean energy, including a plan for a just transition for Australia’s regional workforces affected by climate change so that regional economies can thrive and workers are protected, and ban corporate donations to political parties from the fossil fuel industry, an industry which financially benefits from this Government’s lack of action on climate change.

Statement by leave: The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put.

The Senate divided—

AYES, 9

Senators—

Di Natale  McKim  Siewert*  Waters
Faruqi  Rice  Steele-John  Whish-Wilson
Hanson-Young
NOES, 43

Senators—

Abetz  Duniam  McCarthy  Scarr
Antic  Fawcett  McDonald  Sheldon
Askew  Fierravanti-Wells  McMahon  Smith, Dean
Ayres  Gallagher  O’Neill  Smith, Marielle
Bilyk  Gallagher  O’Sullivan  Sterle
Bragg  Green  Patrick  Stoker
Brockman  Griff  Pratt  Urquhart*
Canavan  Hanson  Rennick  Van
Chandler  Hughes  Roberts  Walsh
Colbeck  Hume  Ruston  Watt
Davey  Lines  Ryan

* Tellers

Question negatived.

17 **Newstart and youth allowance**

Senator Siewert amended general business notice of motion no. 47 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes:

(i) that the rate of Newstart for single people without children is $555.70 per fortnight,

(ii) that the Federal Government has taken action to address deeming rates acknowledging that part-pensioners were struggling,

(iii) that the Salvation Army’s 2018 Economic and Social Impact Survey found that after paying for accommodation, Newstart recipients were left with $17 a day,

(iv) the findings of an analysis by the Australian National University’s Professor Peter Whiteford, that Newstart is the second lowest unemployment payment in the OECD if we look at the replacement rate, and

(v) that the Anglicare Rental Affordability Snapshot 2019 found there were zero affordable rentals for a single person on Newstart or Youth Allowance in any major Australian city; and

(b) urges the Federal Government to immediately increase the single rate of Newstart and Youth Allowance.

Question put.

The Senate divided—

AYES, 34

Senators—

Aires  Gallacher  O’Neill  Steele-John
Bilyk  Green  Patrick  Sterle
Brown  Griff  Pratt  Urquhart*
Carr  Hanson  Rice  Walsh
Ciccone  Hanson-Young  Roberts  Waters
Di Natale  Kitching  Sheldon  Watt
Dodson  Lines  Stewart  Whish-Wilson
Faruq  McCarthy  Smith, Marielle  Wong
Gallacher  McKim
NOES, 32

Senators—

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* Tellers

Question agreed to.

18 **Discussion of matter of public importance—Immigration—Border security**

The President informed the Senate that the following matter of public importance submitted by Senator Roberts under standing order 75 had been selected for discussion today:

> The flawed and dangerous Medevac legislation, which undermines Australia’s border security and must be urgently repealed.

The proposal was supported by four senators and the matter was discussed.

*At 5 pm—*

19 **First speeches**

Pursuant to order, Senators Bragg and Ciccone made their first speeches.

20 **Documents—Consideration**

The document tabled earlier today (see entry no. 2) was considered as follows:

Motion to take note of document no. 1 moved by Senator Urquhart. Consideration to resume on Thursday at general business.

21 **Committee reports and government responses—Tabling and consideration**

Senator Brockman, at the request of the Acting Chair of the Standing Committee for the Scrutiny of Bills (Senator Dean Smith), tabled the following report:


The Chair of the Standing Committee on Regulations and Ordinances (Senator Fierravanti-Wells) tabled the following report:


Senator Fierravanti-Wells moved—that the Senate take note of the report.

Question put and passed.
The Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja) tabled the following document:


Ministerial standards—Answer to question—Document

The Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja) tabled the following document:

Ministerial standards—Answer to question—Letter to the President of the Senate from the Minister for Trade, Tourism and Investment (Senator Birmingham), dated 24 July 2019, providing information concerning a question without notice asked by the Leader of the Opposition in the Senate (Senator Wong) on 23 July 2019.

Committee membership

The Acting Deputy President (Senator Sterle) informed the Senate that the President had received letters requesting changes in the membership of committees.

The Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja), by leave, moved—That senators be discharged from and appointed to committees as follows:

Effectiveness of the Australian Government’s Northern Australia agenda—Select Committee—

Appointed—

Senators McDonald and Dean Smith
Participating members: Senators Abetz, Antic, Askew, Bragg, Brockman, Chandler, Davey, Fawcett, Fierravanti-Wells, Fifield, Hughes, McGrath, McMahon, O’Sullivan, Paterson, Rennick, Scarr, Sinodinos, Stoker and Van

Electoral Matters—Joint Standing Committee—

Appointed—Participating members for the committee’s inquiry into the 2019 election: Senators Abetz, Antic, Bragg, Brockman, Chandler, Davey, Fawcett, Fierravanti-Wells, Fifield, Hughes, McDonald, McMahon, O’Sullivan, Paterson, Rennick, Scarr, Sinodinos, Dean Smith, Stoker and Van

Environment and Communications References Committee—

Appointed—

Substitute member: Senator Hanson-Young to replace Senator Rice for the committee’s inquiry into the disclosure and reporting of sensitive and classified information
Participating member: Senator Rice

Multi-Jurisdictional Management and Execution of the Murray Darling Basin Plan—Select Committee—

Appointed—

Senators Brockman and Davey
Participating members: Senators Abetz, Antic, Askew, Bragg, Chandler, Fawcett, Fierravanti-Wells, Fifield, Hughes, McDonald, McGrath, McMahon, O’Sullivan, Paterson, Rennick, Scarr, Sinodinos, Dean Smith, Stoker and Van
National Broadband Network—Joint Standing Committee—
Appointed—Participating members: Senators Abetz, Askew, Bragg, Brockman, Chandler, Fawcett, Fierravanti-Wells, Fifield, Hughes, McDonald, McGrath, McMahon, O’Sullivan, Paterson, Rennick, Scarr, Sinodinos, Dean Smith, Stoker and Van.
Question put and passed.

24 Committee membership
Messages from the House of Representatives were reported informing the Senate of changes in the membership of joint committees, as follows:
Message no. 20, dated 23 July 2019—
Appointed—
Joint Standing Committee on Electoral Matters—
Mr Dick, Mr Pasin, Mr Stevens, Ms Thwaites and Mrs Wicks
Joint Standing Committee on Foreign Affairs, Defence and Trade—
Mr KJ Andrews, Mr Champion, Mr Connelly, Mr Drum, Mr Gorman, Mr Hastie, Mr Hayes, Mr Hill, Mr Khalil, Dr McVeigh, Mr Ted O’Brien, Mr Pasin, Mr Pitt, Mr Sharma, Mr Snowdon, Ms Swanson, Mr Thompson, Mr Vasta, Ms Vamvakinou and Mr Wallace
Joint Standing Committee on Migration—
Mr Alexander, Mr Georganas, Mr Hill, Mr Leeser, Dr Martin and Ms Vamvakinou
Joint Standing Committee on the National Broadband Network—
Dr Allen, Mr Connelly, Mr BK Mitchell, Mr Pasin, Mrs Phillips, Mr Simmonds, Ms Templeman and Mr Watts
Joint Standing Committee on the National Capital and External Territories—
Mr Hogan, Mr Pearce, Mr DPB Smith, Mr Snowdon, Mr Stevens and Mr Pitt
Joint Standing Committee on the National Disability Insurance Scheme—
Mr KJ Andrews, Ms Coker, Dr Martin, Ms Payne and Mr Wallace
Joint Standing Committee on Northern Australia—
Mr Christensen, Mr Entsch, Mr Fitzgibbon, Mr Snowdon and Mr Thompson
Joint Standing Committee on the Parliamentary Library—
Dr Allen, Mr Byrne, Ms Claydon, Ms Liu, Mr Pearce, Mr Ramsey and Ms Stanley
Joint Standing Committee on Trade and Investment Growth—
Dr Allen, Mr Christensen, Ms Kearney, Dr Mulino and Mr Ramsey
Joint Standing Committee on Treaties—
Mr Broadbent, Mr Palinski, Ms Flint, Mr Khalil, Dr McVeigh, Mr Sharma, Ms Thwaites, Mr JH Wilson and Mr TR Wilson
Parliamentary Standing Committee on Public Works—
Ms LM Chesters, Mr DPB Smith and Mr Zappia
Discharged—
Parliamentary Standing Committee on Public Works—
Mr Goodenough.
Message no. 21, dated 23 July 2019—

Appointed—

Parliamentary Joint Committee on Corporations and Financial Services—
  Mr Falinski, Mr Georganas, Mr Gorman, Ms Hammond and Mr van Manen

Joint Committee on the Broadcasting of Parliamentary Proceedings—
  Ms Bird, Mr Christensen, Mr Entsch, Mr Simmonds and Ms Templeman

Parliamentary Joint Committee on Human Rights—
  Dr Webster, Ms Hammond, Mr Goodenough and Mr Perrett

Parliamentary Joint Committee on Law Enforcement—
  Dr Aly, Mr Conaghan, Mrs Elliot, Mr LS O’Brien and Mr C Kelly

Parliamentary Joint Committee on the Australian Commission for Law Enforcement Integrity—
  Mr Conaghan, Mrs Elliot, Mr Laming, Mr Pasin and Mr Zappia

Joint Committee of Public Accounts and Audit—
  Ms Bell, Dr Gillespie, Mr Hill, Ms Thwaites, Mr Vasta, Mr Watts, Mrs Wicks, Mr RJ Wilson and Mr Zimmerman

Parliamentary Standing Committee on Public Works—
  Mr Goodenough, Mr Joyce, Dr McVeigh and Mr RJ Wilson.

25 Counter-Terrorism (Temporary Exclusion Orders) Bill 2019

Counter-Terrorism (Temporary Exclusion Orders) (Consequential Amendments) Bill 2019

Messages from the House of Representatives were reported transmitting for the concurrence of the Senate the following bills:

Message no. 18, dated 23 July 2019—A Bill for an Act to protect the community from terrorism by providing for temporary exclusion orders, and for related purposes.


The Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja) moved—That these bills may proceed without formalities, may be taken together and be now read a first time.

Question put and passed.

Bills read a first time.

Senator Seselja moved—That these bills be now read a second time.

Debated ensued.

At 7.20 pm: Debate was interrupted while the Leader of the Australian Greens (Senator Di Natale) was speaking.
Notice

Senator Dodson gave a notice of motion as follows: To move on the next day of sitting—That the following matter be referred to the Economics References Committee for inquiry and report by 27 March 2020:

The impact of the level of Newstart and related payments and supports on poverty, inequality, the ability of people to secure work, and the economy, including:

(a) the adequacy of payments and their impact on people’s standard of living and opportunities;
(b) the economic cost of long-term unemployment, underemployment, poverty and inequality;
(c) the economic benefits – including job creation, locally and nationally – of increasing and improving payments and supports, and decreasing poverty and inequality;
(d) the impact of geography, age and other characteristics on the number of people receiving payments, long-term unemployment and poverty;
(e) the impact of payment rates on peoples’ ability to fulfil activity requirements and secure employment or training;
(f) the structural causes of long term unemployment and long-term reliance on Newstart;
(g) the impact of the rate of payments and related policies on older job seekers, young people, First Nations Australians and people with disability;
(h) the most effective strategies for improving payments and supports, taking into account:
   (i) the changing nature of work and insecure work,
   (ii) the need to ensure an adequate standard of living, relieve poverty and ensure supports are targeted at those most in need,
   (iii) the cost of safe and secure housing,
   (iv) the specific needs of people from varying cohorts, for example, age, single parents, long-term unemployed, and those impacted by structural economic change,
   (v) interactions with other payments and services, including the loss of any increased payments through higher rents and costs,
   (vi) interactions with activity requirements,
   (vii) the need to ensure strong incentives to work, train and study, and
   (viii) the cost and fiscal sustainability of any changes;
(i) the relative merits of alternative investments in health, education, housing and other programs to improve outcomes; and
(j) other related matters.
27 Adjournment
The Acting Deputy President (Senator Faruqi) proposed the question—That the Senate do now adjourn.
Debate ensued.
The Senate adjourned at 7.40 pm till Thursday, 25 July 2019 at 9.30 am.

28 Attendance
Present, all senators except Senators Cash* and Polley* (*on leave).

RICHARD PYE
Clerk of the Senate

Published by authority of the Senate