No. 35: Thursday, 5 December 2019

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Family Assistance Legislation Amendment (Building on the Child Care Package) Bill 2019

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52 Counter-Terrorism Legislation Amendment (2019 Measures No. 1) Bill 2019

53 Committee membership

54 Foreign Affairs, Defence and Trade Legislation Committee—Additional information—Estimates

55 Rural and Regional Affairs and Transport References Committee—Government response—Air route service delivery to rural, regional and remote communities

56 Human Rights—Joint Statutory Committee—Report 6 of 2019

57 Australian parliamentary delegation to 64th Commonwealth Parliamentary Association Conference, Uganda and Qatar—Document

58 Next meeting of Senate and leave of absence

59 Adjournment

60 Attendance
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 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.]


Biosecurity Act 2015—
Biosecurity (First Point of Entry—Port of Coffs Harbour) Determination 2019 [F2019L01556].
Biosecurity (First Point of Entry—Port of Darwin) Determination 2019 [F2019L01560].
Biosecurity (First Point of Entry—Port of Geelong) Determination 2019 [F2019L01559].
Biosecurity (First Point of Entry—Port of Melbourne) Determination 2019 [F2019L01555].
Biosecurity (First Point of Entry—Port of Port Hedland) Determination 2019 [F2019L01557].
Biosecurity (First Point of Entry—Port of Sydney) Determination 2019 [F2019L01558].

Environment Protection and Biodiversity Conservation Act 1999—List of Specimens Taken to be Suitable for Live Import Amendment (Silvery Marmoset) Instrument 2019 [F2019L01563].

Export Control Act 1982—Export Control (Sheepmeat and Goatmeat Export to the European Union Tariff Rate Quotas) Order 2019 [F2019L01564].


Lands Acquisition Act 1989—Statement describing property acquired by agreement for specified purposes.

3 Committees—Leave to meet during sitting
Committees were authorised to meet during the sitting of the Senate today, as follows:

Human Rights—Joint Statutory Committee—private meeting otherwise than in accordance with standing order 33(1) from 9.40 am.
Rural and Regional Affairs and Transport References Committee—public meeting from 5 pm, to take evidence for the committee’s inquiry into the performance of Australia’s dairy industry and the profitability of Australian dairy farmers since deregulation.

Scrutiny of Bills—Standing Committee—private meeting otherwise than in accordance with standing order 33(1) from 9.35 pm.

4 Aged Care Legislation Amendment (New Commissioner Functions) Bill 2019

Order of the day read for the adjourned debate on the motion of the Assistant Minister for Forestry and Fisheries (Senator Duniam)—That this bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

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

In the committee

Bill taken as a whole by leave.

Senator Siewert moved the following amendments together by leave:

Schedule 2, page 31 (after line 19), after item 19, insert:

19A Paragraphs 56-1(k) and (l)

Repeal the paragraphs, substitute:

(k) to do the following:

(i) allow people acting for care recipients to have such access to the service as is specified in the User Rights Principles;

(ii) provide such people information relating to the residential care being provided by the service;

(l) to do the following:

(i) allow people acting for bodies that have been paid "advocacy grants under Part 5.5, or "community visitors grants under Part 5.6, to have such access to the service as is specified in the User Rights Principles;

(ii) provide such people information relating to the residential care being provided by the service;

19B Paragraph 56-2(j)

Repeal the paragraph, substitute:

(j) to do the following:

(i) allow people acting for bodies that have been paid "advocacy grants under Part 5.5 to have such access to the service as is specified in the User Rights Principles;

(ii) provide such people information relating to the home care being provided by the service;

19C Paragraphs 56-3(j) and (k)

Repeal the paragraphs, substitute:

(j) to do the following:
(i) allow people acting for care recipients to have such access to the service as is specified in the User Rights Principles;
(ii) provide such people information relating to the flexible care being provided by the service;

(k) to do the following:
   (i) allow people acting for bodies that have been paid "advocacy grants under Part 5.5 to have such access to the service as is specified in the User Rights Principles;
   (ii) provide such people information relating to the flexible care being provided by the service;

Schedule 2, page 49 (after line 14), after item 47, insert:

**47A At the end of section 18**

Add:

; (c) the performance of any assessment (however described) conducted, in accordance with the rules, for the purposes of accrediting an aged care service referred to in paragraph 19(a);
(d) the performance of any quality review conducted, in accordance with the rules, of a service referred to in paragraph 19(b);
(e) the performance of any monitoring, in accordance with the rules, of the quality of care and services provided by:
   (i) approved providers of an aged care service referred to in paragraph 19(c); or
   (ii) service providers of Commonwealth-funded aged care services;
(f) the performance of any electronic platform established by the Commonwealth to provide information relating to the provision of aged care services or Commonwealth-funded aged care service.

**47B At the end of subsection 21(2)**

Add:

; (c) the performance of any assessment (however described) conducted, in accordance with the rules, for the purposes of accrediting an aged care service referred to in paragraph 19(a);
(d) the performance of any quality review conducted, in accordance with the rules, of a service referred to in paragraph 19(b);
(e) the performance of any monitoring, in accordance with the rules, of the quality of care and services provided by:
   (i) approved providers of an aged care service referred to in paragraph 19(c); or
   (ii) service providers of Commonwealth-funded aged care services;
(f) the performance of any electronic platform established by the Commonwealth to provide information relating to the provision of aged care services or Commonwealth-funded aged care service.

Schedule 2, page 49 (after line 19), after item 48, insert:

**48A At the end of Division 3 of Part 7**

Add:

**59B Publicly available report on complaints etc. relating to approved providers and service providers**

(1) As soon as reasonably practicable after the end of each calendar month, the Commissioner must:
   (a) prepare a report setting out the matters mentioned in subsections (2) and (3); and
(b) make the report publicly available.

(2) For approved providers the Commissioner received complaints or information about, the report must set out:
   (a) the number of complaints or information received about each approved provider during the calendar month; and
   (b) the number of complaints or information received about each approved provider during a previous calendar month that were not resolved or dealt with by the end of the calendar month;
   (c) for each aged care responsibility that the complaints or information relates to—the number of complaints or information received relating to the responsibility; and
   (d) both:
      (i) the type of actions taken by the Commissioner to address the complaints, or to deal with the information, and
      (ii) the number of those types of actions taken.

(3) For service providers of Commonwealth-funded aged care services the Commissioner received a complaint or information about, the report must set out:
   (a) the number of complaints or information received about each service provider during the calendar month; and
   (b) the number of complaints or information received about each service provider during a previous calendar month that were not resolved or dealt with by the end of the calendar month; and
   (c) for each responsibility under the funding agreement that relates to the service that the complaints or information relates to—the number of complaints or information received relating to the responsibility; and
   (d) both:
      (i) the type of actions taken by the Commissioner to address the complaints, or to deal with the information, and
      (ii) the number of those types of actions taken.

(4) The report must not include personal information unless the inclusion of the personal information is necessary to identify the approved provider or service provider (as the case may be).

Debate ensued.

Question—That the amendments be agreed to—put.

The committee divided—

AYES, 11

Senators—

<table>
<thead>
<tr>
<th>Di Natale</th>
<th>Hanson-Young</th>
<th>Rice</th>
<th>Waters</th>
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<tr>
<td>Faruqi</td>
<td>McKim</td>
<td>Siewert*</td>
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<td>Griff</td>
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<td>Steele-John</td>
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Question negatived.

Senator Griff moved the following amendment:

Page 82 (after line 21), after Schedule 3, insert:

**Schedule 3A—Transparency of approved providers**

**Aged Care Act 1997**

1 **After section 9-2**

Insert:

**9-2A Obligation to provide Commissioner a report**

(1) As soon as practicable within 3 months after the end of a financial year, an approved provider must provide the *Quality and Safety Commissioner with a written report for each facility operated by the provider that provided residential care in the financial year.

(2) The report must include the following information:

(a) the total income received by the provider from the facility;

(b) the sources of that income;

(c) the total amount spent in the financial year;

(d) the total cost of care expenditure which includes the itemised cost of the following:

   (i) food and food supplements;

   (ii) medical products;

   (iii) continence aids;

(e) the total cost of accommodation;

(f) the total cost of staff members for each category of staff member referred to in subsection (3);

(g) the total cost of staff member training;

(h) the total amount of other operational expenditure itemised by category;

(i) any amount paid to a related body corporate within the meaning of section 50 of the *Corporations Act 2011*.

Note: Approved providers have a responsibility under Part 4.3 to comply with this obligation. Failure to comply with a responsibility can result in a sanction being imposed under Part 7A of the *Quality and Safety Commission Act*. The expenditure report provided under this section is made publicly available (see section 96-11).

(3) For the purposes of paragraph (2)(f), the categories of staff member are the following:

(a) registered nurses;

(b) enrolled nurses;
(c) personal care attendants;
(d) allied health staff;
(e) administrative staff;
(f) other staff members.

Note: The category of other staff members should be further broken down into appropriate categories.

(4) In this section:

staff member of an approved provider has the same meaning as in section 63-1AA.

2 After section 96-10

Insert:

96-11 Publication of reports by Commissioner

The Quality and Safety Commissioner must make publicly available the report provided to the Commissioner under section 9-2A.

Question—That the amendment be agreed to—put.

The committee divided—

AYES, 34

Senators—

Aires               Gallagher      O’Neill            Steele-John
Bilyk              Green         Patrick           Sterle
Brown              Griff         Polley            Urquhart
Carr               Hanson-Young Pratt             Walsh
Chisholm           Kitching      Rice              Waters
Ciccone*           Lambie        Sheldon          Watt
Di Natale          Lines         Siewert           Whish-Wilson
Faruqi             McAllister     Smith, Marielle Wong
Gallacher          McKim

NOES, 34

Senators—

Abetz              Colbeck        Hume              Roberts
Antic             Cormann       McDonald          Ruston
Bernardi          Davey*        McGrath          Ryan
Birmingham        Duniam        McKenzie         Scarr
Bragg             Fawcett       Molan             Seselja
Brockman          Fierravanti-Wells Paterson           Smith, Dean
Canavan           Hanson        Rennick          Stoker
Cash              Henderson      Reynolds         Van
Chandler           Hughes

*Tellers

The ayes and noes were equal and so the question was negatived.
Senator Griff moved the following amendment:

Page 82 (after line 21), after Schedule 3, insert:

**Schedule 3B—Staff to care recipient ratios**

*Aged Care Act 1997*

1 **After section 9-2**

Insert:

### 9-2B Obligation to notify Commissioner about staff to care recipient ratios

1. An approved provider must notify the *Quality and Safety Commissioner in relation to each facility operated by the provider that provided residential care, on each notification day for each rostered shift, ratios of:

   a. care recipients to whom residential care is being provided through that facility; and
   b. each category of staff member of the provider that provides a service connected with that facility.

   **Note:** Approved providers have a responsibility under Part 4.3 to comply with this obligation. Failure to comply with a responsibility can result in a sanction being imposed under Part 7A of the *Quality and Safety Commission Act*. Information notified under this section is made publicly available (see section 96-12).

2. In counting staff members for the purposes of this section, part-time staff members are to be taken into account as an appropriate fraction of a full-time equivalent.

3. For the purposes of subsection (1), a notification day is:

   a. the 4 days, in each year, specified in the regulations; or
   b. if no days are specified in the regulations for the purposes of paragraph (a)—each 1 January, 1 April, 1 July and 1 October.

4. For the purposes of subsection (1), the categories of staff member are the following:

   a. registered nurses;
   b. enrolled nurses;
   c. personal care attendants;
   d. allied health staff;
   e. other staff members involved in the delivery of care.

5. A notification under subsection (1) must be made:

   a. as soon as practicable after the day to which the notification relates; and
   b. no later than 21 days after that day.

6. The notification must be in the form approved by the Commissioner.

7. The notification may include an explanation by the approved provider in relation to any ratio notified. The explanation must not exceed 250 words in total.

   **Note:** If an explanation is provided, the explanation will be made publicly available: see section 96-12.

8. The Commissioner must cause a review of the operation of this section to be undertaken as soon as possible after the first anniversary of the commencement of this section.

9. The review must include a review of:

   a. the operation of subsection (3) and whether the ratios referred to in subsection (1) should include a measure of care recipient acuity levels, and whether the ratios should capture other days or times including Saturdays and Sundays; and
(b) whether there should be a requirement for providers to notify the Commissioner of significant changes between notification days of the ratios referred to in subsection (1) and whether such a requirement would create an unnecessary reporting burden on small providers.

(10) The Commissioner must give the Minister a written report of the review.

(11) The Minister must cause a copy of the report of the review to be tabled in each House of the Parliament within 15 sitting days of that House after the report is given to the Minister.

(12) In this section:

staff member of an approved provider has the same meaning as in section 63-1AA.

2 After section 96-10

Insert:

96-12 Publication of staff to care recipient ratio notifications

The *Quality and Safety Commissioner must make publicly available any information about staff to care recipient ratios of residential care services notified to the Commissioner under section 9-2B.

Question—That the amendment be agreed to—put.

The committee divided—

AYES, 12

Senators—

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

NOES, 41

Senators—

Abetz              Cormann         McCarthy*        Reynolds
Antic              Davey           McDonald         Ruston
Askew              Fawcett        McKenzie*        Scarr
Bragg              Fierravanti-Wells Mahon          Seselja
Brockman           Gallacher       Molan           Sheldon
Canavan            Green           O'Neill          Smith, Dean
Carr               Hanson          O'Sullivan       Smith, Marielle
Cash               Henderson       Paterson         Sterle
Chandler           Hughes          Pratt           Stoker
Ciccone            Hume           Rennick         Van
Colbeck

* Tellers

Question negatived.

Bill agreed to and reported without amendment.

On the motion of the Minister for Aged Care and Senior Australians (Senator Colbeck) the report from the committee was adopted and the bill read a third time.
Protection of the Sea (Prevention of Pollution from Ships) Amendment (Air Pollution) Bill 2019

Order of the day read for the adjourned debate on the motion of the Minister for Families and Social Services (Senator Ruston)—That this bill be now read a second time.

Debate resumed.

Senator Whish-Wilson moved the following amendment:

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

(a) notes that:
   (i) shipping could produce as much as 17% of global greenhouse gas emissions by 2050 if not mitigated,
   (ii) open-loop exhaust gas cleaning systems or scrubbers have been described as ‘cheat devices’ that enable compliance with sulphur-emission requirements while discharging contaminated washwater overboard,
   (iii) a range of jurisdictions including Belgium, China, Germany, Ireland, the United Arab Emirates and the United States have implemented restrictions on open-loop scrubbers, and
   (iv) without sulphur limits, ship pollution causes approximately 400,000 premature deaths from lung cancer and cardiovascular disease, and 14 million cases of childhood asthma each year; and

(b) calls on the Government to:
   (i) implement strict discharge standards, including appropriate independent monitoring, for any exhaust gas cleaning systems,
   (ii) advocate through the International Maritime Organization for stronger standards to protect our marine environment”.

Debate ensued.

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 31

Senators—

Ayers
Brown
Carr
Chisholm
Ciccone
Di Natale
Faruqi
Gallacher
Green
Griff
Hanson-Young
Kitching
Lines
McAllister
McCarthy*
McKim
O’Neill
Patrick
Polley
Pratt
Rice
Sheldon
Siewert
Smith, Marielle
Steele-John
Sterle
Urquhart
Walsh
Waters
Watt
Whish-Wilson
NOES, 33

Senators—

Antic
Askew
Bernardi
Bragg
Brockman*
Canavan
Cash
Chandler
Colbeck

Cormann
Davey
Duniam
F ierravanti-Wells
Hanson
Henderson
Hughes
Hume

Lambie
McDonald
McGrath
McKenzie
McMahon
O’Sullivan
Paterson
Rennick

Reynolds
Roberts
Ruston
Ryan
Seselja
Smith, Dean
Stoker
Van

* Tellers

Question negatived.
Main question put and passed.
Bill read a second time.
No amendments to the bill were circulated and no senator required that it be considered in committee.
On the motion of the Minister for Resources and Northern Australia (Senator Canavan) the bill was read a third time.

6 Education Legislation Amendment (Tuition Protection and Other Measures) Bill 2019

VET Student Loans (VSL Tuition Protection Levy) Bill 2019

Higher Education Support (HELP Tuition Protection Levy) Bill 2019

Order of the day read for the adjourned debate on the motion of the Assistant Minister for Forestry and Fisheries (Senator Duniam)—That these bills be now read a second time.

Debate resumed.

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.


On the motion of Senator Cash the following requests for amendments, taken together by leave, were agreed to:

That the House of Representatives be requested to make the following amendments:

Higher Education Support (HELP Tuition Protection Levy) Bill 2019:

Clause 5, page 3 (line 3), at the end of the definition of leviable provider, add “but does not include a provider covered by subsection (1A)”.
Clause 5, page 3 (after line 18), after subclause (1), insert:

(1A) A higher education provider is covered by this subsection if the provider is:
   (a) owned by the Commonwealth, a State or a Territory; or
   (b) established under one of the following:
       (i) the Technical and Further Education Commission Act 1990 (NSW);
       (ii) the Education and Training Reform Act 2006 (Vic.);
       (iii) the TAFE Queensland Act 2013 (Qld);
       (iv) the Vocational Education and Training Act 1996 (WA);
       (v) the TAFE SA Act 2012 (SA);
       (vi) the Training and Workforce Development Act 2013 (Tas.);
       (vii) the Canberra Institute of Technology Act 1987 (ACT).

Clause 7, page 4 (line 8), omit “(1) Unless the leviable provider is covered by subsection (3),
the”", substitute “The”.

Clause 7, page 4 (line 19) to page 5 (line 3), omit subclauses (2) and (3).

**VET Student Loans (VSL Tuition Protection Levy) Bill 2019:**

Clause 5, page 3 (line 2), at the end of the definition of leviable provider, add “but does not
include a provider covered by subsection (1A)”.

Clause 5, page 3 (after line 16), after subclause (1), insert:

(1A) An approved course provider is covered by this subsection if the provider is a registered
training organisation that is:
   (a) owned by the Commonwealth, a State or a Territory; or
   (b) established to provide vocational education or training under one of the following:
       (i) the Technical and Further Education Commission Act 1990 (NSW);
       (ii) the Education and Training Reform Act 2006 (Vic.);
       (iii) the TAFE Queensland Act 2013 (Qld);
       (iv) the Vocational Education and Training Act 1996 (WA);
       (v) the TAFE SA Act 2012 (SA);
       (vi) the Training and Workforce Development Act 2013 (Tas.);
       (vii) the Canberra Institute of Technology Act 1987 (ACT).

Clause 7, page 4 (line 8), omit “(1) Unless the leviable provider is covered by subsection (3),
the””, substitute “The”.

Clause 7, page 4 (line 19) to page 5 (line 4), omit subclauses (2) and (3).
Senator Faruqi moved the following amendment:

**Education Legislation Amendment (Tuition Protection and Other Measures) Bill 2019:**

Schedule 1, page 31 (after line 28), after item 48, insert:

48A After paragraph 55C(1)(a)

Insert:

(aa) a representative from the relevant vocational education or training bodies;

48B After subsection 55C(1)

Insert:

Volume for Board members appointed under paragraph (1)(aa)

(1A) A person is not eligible for appointment as a Board member under paragraph (1)(aa) unless:

(a) the Minister has given a notice in writing to each head of a relevant vocational education or training body:

(i) specifying the person the Minister is proposing to appoint; and

(ii) stating the reasons the Minister is proposing to appoint the person; and

(iii) inviting the head to make submissions, in writing, to the Minister within 28 days after receiving the notice; and

(b) the Minister has considered any submissions received within that period and is reasonably satisfied the person has the support of a majority of the heads of the relevant vocational education or training bodies.

(1B) A body established under the following to provide vocational education or training is a relevant vocational education or training body:

(a) the Technical and Further Education Commission Act 1990 (NSW);

(b) the Education and Training Reform Act 2006 (Vic.);

(c) the TAFE Queensland Act 2013 (Qld);

(d) the Vocational Education and Training Act 1996 (WA);

(e) the TAFE SA Act 2012 (SA);

(f) the Training and Workforce Development Act 2013 (Tas.);

(g) the Canberra Institute of Technology Act 1987 (ACT).

Debate ensued.

Question—That the amendment be agreed to—put and negatived.

The Education Legislation Amendment (Tuition Protection and Other Measures) Bill 2019 agreed to and the Higher Education Support (HELP Tuition Protection Levy) Bill 2019 and VET Student Loans (VSL Tuition Protection Levy) Bill 2019 agreed to subject to requests.

Bills reported accordingly.

On the motion of Senator Cash the report from the committee was adopted and the Education Legislation Amendment (Tuition Protection and Other Measures) Bill 2019 read a third time.
7  **Family Assistance Legislation Amendment (Building on the Child Care Package) Bill 2019**

Order of the day read for the adjourned debate on the motion of the Minister for Trade, Tourism and Investment (Senator Birmingham)—That this bill be now read a second time.

Debate resumed.

*At 11.45 am: Debate was interrupted while Senator Faruqi was speaking.*

8  **Notices**

The Chair of the Standing Committee for the Scrutiny of Delegated Legislation (Senator Fierravanti-Wells): To move 15 sitting days after today—

No. 1—That the Taxation Administration (Private Ancillary Fund) Guidelines 2019, made under the *Taxation Administration Act 1953*, be disallowed [F2019L01227].

No. 2—That the Broadcasting Services (Transmitter Access) Regulations 2019, made under the *Broadcasting Services Act 1992*, be disallowed [F2019L01248].

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

(a) notes that:

(i) the number of children using early learning services has risen over the past 10 years, from just below 35% in 2009 to nearly 45% in 2018,

(ii) there is inequity in access to early learning services – children living in remote areas, children who live in economically disadvantaged areas, children from Indigenous backgrounds, children from non-English speaking backgrounds, and those with disability are under-represented in early learning services,

(iii) Australia’s investment in early learning is below the Organisation for Economic Co-operation and Development average, and

(iv) the Australian Government’s investment in early learning per child has declined between 2016 and 2019; and

(b) calls on the Federal Government to:

(i) increase investment in early learning, and

(ii) work to close the access gap and ensure disadvantaged children have equal access to early learning. *(general business notice of motion no. 364)*

Senator Gallagher: To move on the next day of sitting—That when the Fair Work (Registered Organisations) Amendment (Ensuring Integrity No. 2) Bill 2019 is received from the House of Representatives, and a motion is moved for the second reading of the bill, debate on that motion shall be adjourned at the conclusion of the speech of the senator moving the motion and resumption of the debate shall be made an order of the day for the first day of sitting after all of the following have occurred, and the Senate passes a resolution affirming it is satisfied no further legislation is required to meet the requirements of the following paragraphs:

(a) a bill to establish a national integrity commission receives royal assent;

(b) legislation implementing all of the recommendations of the Royal Commission into Misconduct in the Banking, Superannuation and Financial Services Industry receives royal assent; and
(c) legislation implementing all of the interim recommendations of the Royal Commission into Aged Care Quality and Safety receives royal assent. *(general business notice of motion no. 365)*

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

(a) notes that Newstart is a poverty trap; and

(b) calls on the Federal Government to mark the new decade by immediately increasing the rate of Newstart and Youth Allowance. *(general business notice of motion no. 366)*

9 **Selection of Bills—Standing Committee—Report no. 10 of 2019**

The Chair of the Selection of Bills Committee (Senator Dean Smith) tabled the following report:

**SELECTION OF BILLS COMMITTEE**

**REPORT NO. 10 OF 2019**

1. The committee met in private session on Wednesday, 4 December 2019 at 7.25 pm.

2. The committee recommends that—

(a) the Crimes Legislation Amendment (Combatting Corporate Crime) Bill 2019 be *referred immediately* to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 19 February 2020;

(b) the *provisions* of the Export Control Bill 2019, the Export Control (Consequential Amendments and Transitional Provisions) Bill 2019, the Export Charges (Imposition—General) Amendment Bill 2019, the Export Charges (Imposition—Excise) Amendment Bill 2019 and the Export Charges (Imposition—Customs) Amendment Bill 2019 be *referred immediately* to the Rural and Regional Affairs and Transport Legislation Committee for inquiry and report by 7 February 2020;

(c) the *provisions* of the Family Law Amendment (Western Australia De Facto Superannuation Splitting and Bankruptcy) Bill 2019 be *referred immediately* to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 13 March 2020;

(d) contingent upon introduction in the House of Representatives, the *provisions* of the Federal Circuit and Family Court of Australia Bill 2019 and the Federal Circuit and Family Court of Australia (Consequential Amendments and Transitional Provisions) Bill 2019 be *referred immediately* to the Legal and Constitutional Affairs Legislation Committee but was unable to reach agreement on a reporting date;

(e) the National Consumer Credit Protection Amendment (Small Amount Credit Contract and Consumer Lease Reforms) Bill 2019 (No. 2) be *referred immediately* to the Economics Legislation Committee for inquiry and report by 6 April 2020;

(f) the National Integrity (Parliamentary Standards) Bill 2019 be *referred immediately* to the Finance and Public Administration Legislation Committee for inquiry and report by 16 April 2020;
(g) the provisions of the Offshore Petroleum and Greenhouse Gas Storage Amendment (Cross-boundary Greenhouse Gas Titles and Other Measures) Bill 2019 and the Offshore Petroleum and Greenhouse Gas Storage (Regulatory Levies) Amendment (Miscellaneous Measures) Bill 2019 be referred immediately to the Economics Legislation Committee for inquiry and report by 7 February 2020;

(h) the Saving Australian Dairy Bill 2019 be referred immediately to the Economics Legislation Committee for inquiry and report by 20 March 2020;

(i) the provisions of the Student Identifiers Amendment (Enhanced Student Permissions) Bill 2019 be referred immediately to the Education and Employment Legislation Committee for inquiry and report by 19 February 2020; and

(j) the Transport Security Amendment (Testing and Training) Bill 2019 be referred immediately to the Legal and Constitutional Affairs Legislation Committee for inquiry and report by 19 February 2020.

3. The committee recommends that the following bills not be referred to committees:

   - Commonwealth Registers Bill 2019
   - Treasury Laws Amendment (Registries Modernisation and Other Measures) Bill 2019
   - Business Names Registration (Fees) Amendment (Registries Modernisation) Bill 2019
   - Corporations (Fees) Amendment (Registries Modernisation) Bill 2019
   - National Consumer Credit Protection (Fees) Amendment (Registries Modernisation) Bill 2019
   - Financial Sector Reform (Hayne Royal Commission Response—Protecting Consumers (2019 Measures)) Bill 2019
   - Financial Sector Reform (Hayne Royal Commission Response—Stronger Regulators (2019 Measures)) Bill 2019
   - Public Governance, Performance and Accountability Amendment (Waiver of Debt and Act of Grace Payments) Bill 2019
   - Special Recreational Vessels Bill 2019
   - Telecommunications Amendment (Repairing Assistance and Access) Bill 2019
   - Trade Support Loans Amendment (Improving Administration) Bill 2019

The committee deferred consideration of the following bills to its next meeting:

   - Air Services Amendment Bill 2018
   - Australian Business Growth Fund Bill 2019
   - Constitution Alteration (Freedom of Expression and Freedom of the Press) 2019
   - Customs Amendment (Safer Cladding) Bill 2019
   - Discrimination Free Schools Bill 2018
The committee considered the following bill but was unable to reach agreement:
Australian Crime Commission Amendment (Special Operations and Special Investigations) Bill 2019.

Dean Smith
Chair
5 December 2019.

Senator Dean Smith moved—That the report be adopted.

The Minister for Families and Social Services (Senator Ruston) moved the following amendment:
At the end of the motion, add “and the Australian Crime Commission Amendment (Special Operations and Special Investigations) Bill 2019 not be referred to a committee”.

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

**AYES, 46**

**Senators—**
- Abetz  
- Antic  
- Askew  
- Ayres  
- Bernardi  
- Bilyk  
- Bragg  
- Brockman  
- Carr  
- Chandler  
- Colbeck  
- Cormann

Davey  
Duniam  
Fawcett  
Fierravanti-Wells  
Gallacher  
Gallagher  
Green  
Henderson  
Hughes  
Keneally  
Lambie  
Lines

McAllister  
McDonald  
McKenzie  
McMahon  
Molan  
O’Neill  
O’Sullivan  
Paterson  
Pratt  
Rennick  
Ruston

Ryan  
Scarr  
Sheldon  
Smith, Dean*  
Smith, Marielle  
Sterle  
Stoker  
Urquhart  
Van  
Walsh  
Wong

**NOES, 13**

**Senators—**
- Di Natale  
- Faruqi  
- Griff  
- Hanson

Hanson-Young  
McKim  
Patrick  

Rice  
Roberts  
Siewert*  

Steele-John  
Waters  
Whish-Wilson

* Tellers

Question agreed to.

Debate ensued.

Senator Gallagher moved the following amendment:

At the end of the motion, add “but in respect of the provisions of the Federal Circuit and Family Court of Australia Bill 2019 and the Federal Circuit and Family Court of Australia (Consequential Amendments and Transitional Provisions) Bill 2019, the Legal and Constitutional Affairs Legislation Committee report by 20 November 2020”.

Question—That the amendment be agreed to—put and passed.

Main question, as amended, put.

The Senate divided—

**AYES, 48**

**Senators—**
- Abetz  
- Antic  
- Askew  
- Ayres  
- Bernardi  
- Bilyk  
- Bragg  
- Brockman  
- Carr  
- Chandler  
- Ciccone

Cormann  
Lines  
McDonald  
McKenzie  
Duniam  
Fierravanti-Wells  
Gallacher  
Gallagher  
Green  
Henderson  
Hughes  
Lambie

Ryan  
Scarr  
Sheldon  
Smith, Dean*  
Smith, Marielle  
Sterle  
Stoker  
Urquhart  
Van  
Walsh  
Wong
NOES, 11

Senators—

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

*Tellers

Question agreed to.

10 Order of business—Rearrangement

The Minister for Families and Social Services (Senator Ruston) moved—That—

(a) the following government business orders of the day be considered from 12.45 pm today:
   No. 6 Communications Legislation Amendment (Deregulation and Other Measures) Bill 2019
   No. 7 Health Legislation Amendment (Data-matching and Other Matters) Bill 2019
   No. 8 Military Rehabilitation and Compensation Amendment (Single Treatment Pathway) Bill 2019
   No. 9 Telecommunications (Interception and Access) Amendment (Assistance and Access Amendments Review) Bill 2019
       Interactive Gambling Amendment (National Self-exclusion Register) Bill 2019
       National Self-exclusion Register (Cost Recovery Levy) Bill 2019 (subject to introduction and exemption); and

(b) government business be called on after consideration of the bills listed in paragraph (a) and considered till not later than 2 pm today.

Question put and passed.

Senator Ruston moved—That the order of general business for consideration today be as follows:

(a) general business notices of motion:
   no. 353—standing in the name of Senator Waters, relating to climate change, and
   no. 363—standing in the name of Senator Gallagher, relating to ministerial standards; and

(b) orders of the day relating to documents.

Question put and passed.

11 Scrutiny of Bills—Standing Committee—Scrutiny digest 10 of 2019

The Chair of the Standing Committee for the Scrutiny of Bills (Senator Polley) tabled the following report:

Scrutiny of Bills—Standing Committee—Scrutiny digest 10 of 2019, dated 5 December 2019.
12 **Consideration of legislation**

The Minister for Families and Social Services (Senator Ruston), pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 1—That the provisions of paragraphs (5) to (8) of standing order 111 not apply to the following bills, allowing them to be considered during this period of sittings:

- Australian Crime Commission Amendment (Special Operations and Special Investigations) Bill 2019
- Farm Household Support Amendment (Relief Measures) Bill (No. 2) 2019
- Interactive Gambling Amendment (National Self-exclusion Register) Bill 2019
- National Self-exclusion Register (Cost Recovery Levy) Bill 2019
- Special Recreational Vessels Bill 2019.

The question was divided at the request of Senator Siewert.

Question—That the provisions of paragraphs (5) to (8) of standing order 111 not apply to the Farm Household Support Amendment (Relief Measures) Bill (No. 2) 2019, Interactive Gambling Amendment (National Self-exclusion Register) Bill 2019 and National Self-exclusion Register (Cost Recovery Levy) Bill 2019—put and passed.

Question—That the provisions of paragraphs (5) to (8) of standing order 111 not apply to the Australian Crime Commission Amendment (Special Operations and Special Investigations) Bill 2019 and Special Recreational Vessels Bill 2019—put.

The Senate divided—

**AYES, 41**

Abetz
Antic
Askew
Bernardi
Bilyk
Bragg
Brockman
Brown
Carr
Chandler
Colbeck
Cormann
Duniam
Fawcett
Fierravanti-Wells
Gallacher
Gallagher
Green
Henderson
Hughes
Lines
McDonald
McKenzie
McMahon
Molan
O'Neill
O'Sullivan
Paterson
Pratt
Rennick
Ruston
Ryan
Scarr
Sheldon
Smith, Dean
Smith, Marielle
Sterle
Stoker
Van
Watt
Wong

**NOES, 12**

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

*Tellers

Question agreed to.
The Leader of the Opposition in the Senate (Senator Wong), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 346—That the Senate—

(a) notes the importance of ensuring that Australian Parliament House is a safe place to visit and work;

(b) notes longstanding security arrangements in Parliament House have evolved in recent years and that further changes are proposed, in particular, the operation of closed circuit television systems (CCTV) and the new Electronic Access Pass System;

(c) notes that these systems, like other security and information systems, are managed by the Department of Parliamentary Services, under the authority of the Presiding Officers, on behalf of the Parliament;

(d) notes that, under the Parliamentary Precincts Act 1988, the powers of the Presiding Officers to manage and control the precincts apply subject to relevant orders of the Houses, which means that the administration of these security and information systems is constrained by the powers, privileges and immunities of the Houses and their members;

(e) affirms that the collection, management and dissemination of information through the CCTV and Electronic Access Control System (EACS) is to be managed such that parliamentary privilege is protected;

(f) pursuant to paragraph (e), requests the Presiding Officers expedite protocols for the collection, management and dissemination of information through the EACS for adoption by the commencement of Parliament in 2020;

(g) notes the President’s advice, that as an interim arrangement, pending finalisation of the protocols referred to in paragraph (f), when the President is required to make a determination in relation to the release of CCTV footage or EACS data to an external agency, and in consultation with the Clerk considers that the release of such data may involve matters of privilege in relation to the functions or authority of the Senate or its committees in relation to the free performance of a senators’ duties, the President will consult the Deputy President prior to agreeing to the release of any CCTV footage or EACS data; and

(h) further notes the Senate’s previous resolution in December 2018, calling for an update on the MOU between the Attorney-General and the Presiding Officers, requests that this be expedited, and affirms this as a priority for 2020.

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

Statement by President: The President made a statement relating to the motion.

Statement by leave: Senator Wong, by leave, made a further statement relating to the motion.

Question put and passed.
Foreign Interference through Social Media—Select Committee—Appointment

The Leader of the Opposition in the Senate (Senator Wong), at the request of Senator McAllister and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 359—

(1) That a select committee, to be known as the Select Committee on Foreign Interference through Social Media, be established to inquire into and report on the risk posed to Australia’s democracy by foreign interference through social media, with particular reference to:
   (a) use of social media for purposes that undermine Australia’s democracy and values, including the spread of misinformation;
   (b) responses to mitigate the risk posed to Australia’s democracy and values, including by the Australian Government and social media platforms;
   (c) international policy responses to cyber-enabled foreign interference and misinformation;
   (d) the extent of compliance with Australian laws; and
   (e) any related matters.

(2) That the committee present its final report on or before the second sitting day of May 2022.

(3) That the committee consist of five senators, as follows:
   (a) two nominated by the Leader of the Government in the Senate;
   (b) two nominated by the Leader of the Opposition in the Senate; and
   (c) one nominated by minor party and independent senators.

(4) That:
   (a) participating members may be appointed to the committee on the nomination of the Leader of the Government in the Senate, the Leader of the Opposition in the Senate or any minority party or independent senator; and
   (b) participating members may participate in hearings of evidence and deliberations of the committee, and have all the rights of members of the committee, but may not vote on any questions before the committee.

(5) That the committee may proceed to the dispatch of business notwithstanding that not all members have been duly nominated and appointed and notwithstanding any vacancy.

(6) That the committee elect as chair one of the members nominated by the Leader of the Opposition in the Senate and as deputy chair one of the members nominated by the Leader of the Government in the Senate.

(7) That the deputy chair shall as act chair when the chair is absent from a meeting of the committee or the position of chair is temporarily vacant.

(8) That, in the event of an equality of voting, the chair, or the deputy chair when acting as chair, have a casting vote.
(9) That the committee and any subcommittee have power to send for and examine persons and documents, to move from place to place, to sit in public or in private, notwithstanding any prorogation of the Parliament or dissolution of the House of Representatives, and have leave to report from time to time its proceedings and the evidence taken and such interim recommendations as it may deem fit.

(10) That the committee have power to appoint subcommittees consisting of 3 or more of its members, and to refer to any such subcommittee any of the matters which the committee is empowered to consider.

(11) That the committee be provided with all necessary staff, facilities and resources and be empowered to appoint persons with specialist knowledge for the purposes of the committee with the approval of the President of the Senate.

(12) That the committee be empowered to print from day to day such papers and evidence as may be ordered by it, and a daily Hansard be published of such proceedings as take place in public.

Question put and passed.

15 Temporary Migration—Select Committee—Appointment

The Leader of the Opposition in the Senate (Senator Wong), at the request of Senator Keneally, amended general business notice of motion no. 360 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—

(1) That the Senate notes:

(a) that Australia has the second-largest migrant workforce in the world;
(b) that, according to Australian Population Research Institute, almost a fifth of the nation’s cleaners, store packers, and food and hospitality workers are on temporary migrant visas, and the number of migrants on the visas has jumped from 1.8 million to 2.2 million in the past four years;
(c) that due to their temporary status and threats of deportation, migrant workers are more often subject to exploitation, wage theft and even physical and sexual abuse; and
(d) as the Chair of the Parliamentary Joint Committee on Migration, Mr Wood, stated ‘Organised crime and illegitimate labour hire companies are using this loophole to bring out illegal workers who are often vulnerable and open to exploitation. This represents an orchestrated scam that enables these criminal elements to exploit foreign workers in Australia until their claims are finalised’.

(2) That a select committee, to be known as the Select Committee on Temporary Migration, be established to inquire into and report on the impact temporary migration has on the Australian economy, wages and jobs, social cohesion and workplace rights and conditions, with particular reference to:

(a) government policy settings, including their impact on the employment prospects and social cohesion of Australians;
(b) the impact of temporary skilled and unskilled migration on Australia’s labour market;
(c) policy responses to challenges posed by temporary migration;
whether permanent migration offers better long-term benefits for Australia’s economy, Australian workers and social cohesion;

(e) the impact of wage theft, breaches of workplace rights and conditions, modern slavery and human trafficking on temporary migrants; and

(f) any related matters.

(3) That the committee present its final report on or before 2 December 2020.

(4) That the committee consist of five senators, as follows:

(a) two nominated by the Leader of the Government in the Senate;

(b) two nominated by the Leader of the Opposition in the Senate; and

(c) one nominated by minor party and independent senators.

(5) That:

(a) participating members may be appointed to the committee on the nomination of the Leader of the Government in the Senate, the Leader of the Opposition in the Senate or any minority party or independent senator; and

(b) participating members may participate in hearings of evidence and deliberations of the committee, and have all the rights of members of the committee, but may not vote on any questions before the committee.

(6) That the committee may proceed to the dispatch of business notwithstanding that not all members have been duly nominated and appointed and notwithstanding any vacancy.

(7) That the committee elect as chair one of the members nominated by the Leader of the Opposition in the Senate and as deputy chair one of the members nominated by the Leader of the Government in the Senate.

(8) That the deputy chair shall act chair when the chair is absent from a meeting of the committee or the position of chair is temporarily vacant.

(9) That, in the event of an equality of voting, the chair, or the deputy chair when acting as chair, have a casting vote.

(10) That the committee and any subcommittee have power to send for and examine persons and documents, to move from place to place, to sit in public or in private, notwithstanding any prorogation of the Parliament or dissolution of the House of Representatives, and have leave to report from time to time its proceedings and the evidence taken and such interim recommendations as it may deem fit.

(11) That the committee have power to appoint subcommittees consisting of 3 or more of its members, and to refer to any such subcommittee any of the matters which the committee is empowered to consider.

(12) That the committee be provided with all necessary staff, facilities and resources and be empowered to appoint persons with specialist knowledge for the purposes of the committee with the approval of the President of the Senate.

(13) That the committee be empowered to print from day to day such papers and evidence as may be ordered by it, and a daily Hansard be published of such proceedings as take place in public.

Question put and passed.
16 **Marine Safety (Domestic Commercial Vessel) National Law Amendment (Improving Safety) Bill 2019**

Senator Sterle, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 348—That the following bill be introduced:


Question put and passed.

Senator Sterle presented the bill and moved—That this bill may proceed without formalities and be now read a first time.

Question put and passed.

Bill read a first time.

Senator Sterle moved—That this bill be now read a second time.

*Explanatory memorandum:* Senator Sterle, by leave, tabled an explanatory memorandum relating to the bill.

Debate adjourned till the next day of sitting, Senator Sterle in continuation.

17 **Australia’s emissions projections—Order for production of documents**

Senator Waters, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 349—That there be laid on the table by the Minister representing the Minister for Energy and Emissions Reduction, by no later than 3 pm on 5 December 2019, the following documents:

(a) written justification for why the Department of the Environment and Energy (the Department) is using the 5% target instead of the up to 15% 2020 target for the second Kyoto Protocol period to calculate the size of their 2030 Paris Nationally Determined Contributions abatement task, as reflected on page 2 of the *Climate Solutions Package* brochure, and on page 10 of *Australia’s emissions projections 2018*;

(b) written justification for why the Department is using the 5% target instead of the up to 15% 2020 target for the second Kyoto Protocol period to calculate the size of Australia’s Kyoto carryover credits, as reflected on page 2 of the *Climate Solutions Package* brochure, and on page 10 of *Australia’s emissions projections 2018*;

(c) any correspondence, emails, meeting notes, memos or any other documentation relating to whether the conditions, as outlined in the Cancun Agreement and subsequent Doha Amendment, for a target of up to a 15% emissions reduction on 2000 emissions by 2020 have or have not been met; and

(d) any correspondence, emails, meeting notes, memos or any other documentation relating to the choice of 5% over up to 15% reductions by 2020 as the baseline for either the calculation of the 2021-2030 abatement task or the size of Australia’s Kyoto Protocol period two carryover credits.

Question put and passed.
New South Wales bushfires

Senator Faruqi, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 350—That the Senate—

(a) notes with deep concern that:

(i) over a hundred fires continue to burn across New South Wales,

(ii) data from the New South Wales Department of Environment shows harmful pollutants in Sydney’s air are already over three times worse than at any moment in the past five years during bushfire season,

(iii) the toxicity of the air in some parts of Sydney is the equivalent of smoking between four and ten cigarettes a day,

(iv) particle pollution can trigger heart attacks, strokes, lung cancer and asthma attacks,

(v) New South Wales Health has stated that bushfires were to blame for an increase in people presenting to emergency departments with asthma and breathing difficulties, and

(vi) Mr Greg Mullins, the former chief of NSW Fire and Rescue, has stated that ‘climate change has supercharged the bushfire problem’ and that ‘if anyone tells you this is part of a normal cycle or we’ve had fires like this before smile politely and walk away, because they don’t know what they’re talking about’; and

(b) calls on the Federal Government to protect the health of the people of New South Wales and declare a climate emergency.

Question put.

The Senate divided—

AYES, 33

Senators—

Ayres  Gallacher  McKim  Smith, Marielle
Bilyk  Gallagher  O’Neill  Steele-John
Brown  Green  Patrick  Sterle
Carr  Griff  Polley  Urquhart*
Chisholm  Hanson-Young  Pratt  Walsh
Ciccone  Keneally  Rice  Waters
Di Natale  Kitching  Sheldon  Watt
Farrell  Lines  Siewert  Whish-Wilson
Faruqi
19 **Australia Day**

Senator Siewert, also on behalf of Senator Di Natale, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 351—that the Senate—

(a) acknowledges that:

(i) First Nations peoples are the Traditional Owners and Custodians of the land we call Australia,

(ii) 26 January marks over 230 years of on-going dispossession and oppression for First Nations peoples and is considered a day of mourning by many First Nations peoples,

(iii) by continuing to celebrate Australia Day on 26 January we deny the truth about our shared history, and

(iv) Australians come together and march on Invasion Day because they want to tell the truth about our shared history, and acknowledge the ongoing impacts of colonisation; and

(b) urges all Australians to:

(i) respectfully engage in conversations about what 26 January means to First Nations peoples, and

(ii) be in solidarity with First Nations people on this painful day by attending Invasion Day events in their regions.

*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 negatived.

20 **Tasmanian emergency food relief**

Senator Brown, also on behalf of Senators Bilyk, Lambie, Polley and Urquhart, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 352—that the Senate—

(a) recognises that a Tasmanian organisation, Loaves & Fishes, provides around 70% of emergency food relief in Tasmania, servicing over 200 community food programs and 38 school breakfast clubs;
acknowledges that Loaves & Fishes applied for but were excluded from receiving emergency food relief funding from the Commonwealth Government on the basis they are a local Tasmanian organisation;

recognises that Tasmania is the only State in the Commonwealth that does not have on-the-ground operations from all three emergency food relief providers that receive funding support from the Department of Social Services;

notes that, without Commonwealth Government funding of $150,000 a year, Loaves & Fishes will have to close their Hobart operation which supports 134 community food programs in the region, and since July 2018, has distributed more than 300,000 kilograms of fresh produce and produced over 55,000 ready to eat meals;

calls on the Federal Government to ensure that vulnerable Tasmanians and Tasmanian emergency food relief providers are not overlooked for Federal Government support; and

requests that the Federal Government act swiftly to resolve this matter, and that funding to support Tasmanians in need flow immediately.

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

Document: Senator Duniam tabled the following document:

Letter from the Minister for Families and Social Services (Senator Ruston) to the Chief Executive Officer, Loaves & Fishes Tasmania (Mr Hillier).

Question put and passed.

21 Australian Bravery Decorations

Senator McDonald, also on behalf of Senators Canavan, Chisholm, McGrath, Rennick, Scarr, Stoker and Watt, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 355—That the Senate—

(a) acknowledges all recent recipients of Australian Bravery Decorations;

(b) notes that the Bravery Medal is awarded for acts of bravery in hazardous circumstances;

(c) recognises the following Queensland recipients of the Bravery Medal: Miss Elizabeth Adams, Mr Craig Coleman, Sergeant Paul Cox, Mr Damond Gray, Mr Matthew Hassen, Mr Alan Lawry, and the late Mr Robert Pickersgill;

(d) notes that the Commendation for Brave Conduct is awarded for other acts of bravery which are considered worthy of recognition;

(e) recognises the following Queensland recipients of the Commendation for Brave Conduct: Mrs Vivienne Coleman, Warrant Officer Class Two James Cottle, Mr Robert Devlin, Mr Craig Hogarth, Mr Daniel McDonald, Mr Darryn Marshall, Sergeant Matthew O’Brien, Mr Roberto Serola, Mrs Kerry Seymour and Senior Constable Jay Shepherd;

(f) notes that the Group Bravery Citation is awarded for a collective act of bravery, by a group of persons in extraordinary circumstances that is considered worthy of recognition; and
recognises the following Queensland recipients of the Group Bravery Citation: Constable Richard Adderley, Sergeant Agnelle Bagetti, Senior Constable Jason Banks, Mr Cyril Cairns, Mr John Collins, Senior Constable Dale Cook, Mr James Ferguson, Mr Samuel Fouras, Master Vishaak Gangasandra, Dr Ashok Gangasandra Basavaraj, the late Mr Geoffrey Grant, Mr Christopher Holloway, Mr David Jefferson, Mr Michael Kindness, Mr Roy Koplick, Senior Constable Brendan O’Brien, Mr Richard Staples, Senior Constable Ashley Thompson and Mr John Verbeek.

Question put and passed.

22 End of financial year visa reports—Order for production of documents

Senator Urquhart, at the request of Senator Keneally and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 356—That there be laid on the table by the Minister representing the Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs, by no later than 12 pm on 9 December 2019, the detailed 2018-19 end of financial year reports for the migration, skilled temporary residents and visitors programs.

Question put and passed.

23 Agricultural market access

Senator McDonald, also on behalf of Senators Davey and McMahon, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 357—That the Senate—

(a) notes that:

(i) Australian farmers are highly productive, with each farmer producing enough food to feed 600 people, 150 at home and 450 overseas – feeding approximately 50 million people across the world each year,

(ii) Australia’s Free Trade Agreements (FTA) give our primary producers and exporters preferential access into the growing markets across Asia,

(iii) the Federal Government’s work to deliver FTA means that Australian farmers are poised to take advantage of the projected growth in Asia,

(iv) there is a high demand for Australia’s safe and nutritious agricultural products across our international markets,

(v) trade has lifted the real income of Australian households by over $8400 a year, and

(vi) in 2017-18, the Australian red meat and livestock industry created employment for around 404,800 people, of these, just over 172,400 people were directly employed in the industry – the industry was also responsible for the employment of a further 232,400 people in businesses servicing the red meat and livestock industry, and as this industry exports 60 % of product, six in every ten jobs relies on our ability to trade with the world;

(b) congratulates the Federal Government on the entry into force of major FTA across north Asia, including:

(i) the China FTA which has resulted in beef exports totalling $1.75 billion in 2018-19 – a 75% increase from $1 billion in 2017-18; in November 2019
alone, Australia’s chilled and frozen beef exports to China reached a new record high of 34,264 tonnes, 134% above November last year; dairy product exports totalling $1.7 billion in 2018-19 – a 54% increase from $1.1 billion in 2017-18,

(ii) the Japan FTA which has resulted in beef exports totalling $2.3 billion in 2018 – a 14% increase from $2 billion in 2017, cheese exports totalled $498 million in 2018 – a 17% increase over 2017, and

(iii) the Korean FTA which has resulted in beef exports totalling $1.37 billion in 2018 – a 25% increase from $1.1 billion in 2017;

(c) notes Indonesia’s demand for Australia’s quality clean, green produce will continue to be built on the back of demand from its increasingly affluent 260 million strong population – under IA CEPA, over 99% of Australian goods exports to Indonesia will enter duty free or under significantly improved and preferential arrangements; and

(d) supports the growth of Australian agriculture through the negotiation of preferential market access in export markets of the world.

Statements by leave: Senators Roberts and Steele-John, by leave, made statements relating to the motion.

Question put.

The Senate divided—

AYES, 50

Senators—
Abetz
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Askew
Ayres
Bernardi
Bilyk
Bragg
Brockman
Carr
Cash
Chandler
Colbeck
Cormann
Davey
Duniam
Farrell
Fawcett
Fierravanti-Wells
Gallacher
Gallagher
Green
Griff
Henderson
Hughes
Hume
Kitching
Lines
McCarthy
McDonald
McGrath
McKenzie
McMahon
Molan
O’Neill
O’Sullivan
Paterson
Polley
Pratt
Rennick
Ryan
Scarr
Smith, Dean*
Smith, Marielle
Stokes
Urquhart
Van
Walsh
Watt
Wong

NOES, 13

Senators—
Di Natale
Faruqi
Hanson
Hanson-Young
Lambie
McKim
Patrick
Siewert*
Rice
Roberts
Siewert*
Steene-John
Waters
Whish-Wilson

* Tellers

Question agreed to.
24 **Migration Amendment (Repairing Medical Transfers) Bill 2019—Negotiations—Proposed order for production of documents**

Senator McKim, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 358—That there be laid on the table by the Minister representing the Prime Minister, by the adjournment of the Senate on 5 December 2019, any communication, including attached documents, between ministers of the Government and Senator Lambie, or their staff, relating to negotiations between the aforementioned parties regarding the Migration Amendment (Repairing Medical Transfers) Bill 2019.

Question put.

The Senate divided—

**AYES, 33**

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**NOES, 33**

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* Tellers

The ayes and noes were equal and so the question was negatived.

25 **Murray-Darling Basin Plan**

Senator Hanson-Young, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 362—That the Senate—

(a) notes that mismanagement, water theft and allegations of corruption have undermined confidence in the Murray-Darling Basin Plan;

(b) rejects the National Party’s and Mr Barnaby Joyce’s assault on the Murray-Darling Basin Plan, the environment and South Australia; and

(c) calls on the Federal Government to support the delivery of water to South Australia under the Murray-Darling Basin Plan which is necessary for the survival of the River and the Lower Murray, and the communities that rely upon it.

_Statements by leave:_ The Assistant Minister for Forestry and Fisheries (Senator Duniam) and Senators Roberts and Patrick, by leave, made statements relating to the motion.
The question was divided at the request of Senator Ruston.

Question—That paragraphs (a) and (b) of the motion be agreed to—put.

The Senate divided—

**AYES, 35**

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**NOES, 32**

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*Tellers

Question agreed to.

Question—That paragraph (c) of the motion be agreed to—put.

The Senate divided—

**AYES, 44**

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<th>Askew</th>
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**NOES, 2**

| Senators        | Hanson       | Roberts*  |

*Tellers

Question agreed to.
26 **Notice**

Senator McCarthy, by leave, gave a notice as follows: To move on the next day of sitting—
That the Senate—

(a) notes that:

(i) the National Family Violence Prevention Legal Service Forum (the Forum) was established in May 2012, and is the peak body for 14 member organisations across Australia providing services under the Family Violence Prevention Legal Services (FVPLS) Program,

(ii) the FVPLS members provide culturally sensitive assistance to Indigenous victim-survivors of family violence and sexual assault,

(iii) the Forum works with members to develop tools for capacity building, good governance, professional development, training, data collection and evaluation, and

(iv) the Forum provides advice and input to government and ensures a unified FVPLS response to addressing Aboriginal and Torres Strait Islander family violence; and

(b) calls on the Federal Government to acknowledge the important work of the NFVPLS and not to cut funding to the network. (*general business notice of motion no. 367*)

27 **Committee membership**

The President informed the Senate he had received letters requesting changes in the membership of committees.

The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, moved—
That senators be discharged from and appointed to committees as follows:

**Community Affairs Legislation Committee**—

Discharged—
- Senator O’Neill
  - Participating member: Senator Polley

Appointed—
- Senator Polley
  - Participating member: Senator O’Neill

**Community Affairs References Committee**—

Discharged—
- Senator O’Neill
  - Participating member: Senator Ciccone

Appointed—
- Senator Ciccone
  - Participating member: Senator O’Neill
Environment and Communications Legislation Committee—
Discharged—
Senator Urquhart
Participating member: Senator Green
Appointed—
Senator Green
Participating member: Senator Urquhart

Foreign Interference through Social Media—Select Committee—
Appointed—
Senators Molan and Van
Participating members: Senators Abetz, Antic, Askew, Bragg, Brockman, Chandler, Davey, Fawcett, Fierravanti-Wells, Henderson, Hughes, McDonald, McGrath, McMahon, O’Sullivan, Paterson, Rennick, Scarr, Dean Smith, and Stoker

Temporary Migration—Select Committee—
Appointed—
Senators Chandler and Bragg
Participating members: Senators Abetz, Antic, Askew, Brockman, Davey, Fawcett, Fierravanti-Wells, Henderson, Hughes, McDonald, McGrath, McMahon, Molan, O’Sullivan, Paterson, Rennick, Scarr, Dean Smith, Stoker and Van

Treaties—Joint Standing Committee—
Discharged—Senator Bilyk
Appointed—Senator Ciccone.

Question put and passed.

28 Communications Legislation Amendment (Deregulation and Other Measures) Bill 2019
Order of the day read for the adjourned debate on the motion of the Minister for Trade, Tourism and Investment (Senator Birmingham)—That this bill be now read a second time.
Debate resumed.
Question put and passed.
Bill read a second time.
No amendments to the bill were circulated and no senator required that it be considered in committee.

Explanatory memorandum: The Assistant Minister for Forestry and Fisheries (Senator Duniam) tabled an addendum to the explanatory memorandum relating to the bill.
On the motion of Senator Duniam the bill was read a third time.
29 **Health Legislation Amendment (Data-matching and Other Matters) Bill 2019**

Order of the day read for the adjourned debate on the motion of the Minister for Resources and Northern Australia (Senator Canavan)—That this bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

No amendments to the bill were circulated and no senator required that it be considered in committee.

On the motion of the Assistant Minister for Forestry and Fisheries (Senator Duniam) the bill was read a third time.

30 **Military Rehabilitation and Compensation Amendment (Single Treatment Pathway) Bill 2019**

Order of the day read for the adjourned debate on the motion of the Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja)—That this bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

No amendments to the bill were circulated and no senator required that it be considered in committee.

On the motion of the Assistant Minister for Forestry and Fisheries (Senator Duniam) the bill was read a third time.

31 **Telecommunications (Interception and Access) Amendment (Assistance and Access Amendments Review) Bill 2019**

Order of the day read for the adjourned debate on the motion of the Minister for Trade, Tourism and Investment (Senator Birmingham)—That this bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

No amendments to the bill were circulated and no senator required that it be considered in committee.

On the motion of the Assistant Minister for Forestry and Fisheries (Senator Duniam) the bill was read a third time.
Interactive Gambling Amendment (National Self-exclusion Register) Bill 2019

National Self-exclusion Register (Cost Recovery Levy) Bill 2019

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

Message no. 133, dated 3 December 2019—A Bill for an Act to amend the Interactive Gambling Act 2001, and for other purposes.

Message no. 134, dated 3 December 2019—A Bill for an Act to impose a levy on persons who provide licensed interactive wagering services, and for related purposes.

The Assistant Minister for Forestry and Fisheries (Senator Duniam) 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.

On the motion of Senator Duniam the bills were debated and read a second time.

No amendments to the bills were circulated and no senator required that they be considered in committee.

On the motion of Senator Duniam the bills were read a third time.

Family Assistance Legislation Amendment (Building on the Child Care Package) Bill 2019

Order of the day read for the adjourned debate on the motion of the Minister for Trade, Tourism and Investment (Senator Birmingham)—That this bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

No amendments to the bill were circulated and no senator required that it be considered in committee.

On the motion of Senator Birmingham the bill was read a third time.

Treasury Laws Amendment (Reducing Pressure on Housing Affordability Measures) Bill 2019

Foreign Acquisitions and Takeovers Fees Imposition Amendment (Near-new Dwelling Interests) Bill 2019

Order of the day read for the adjourned debate on the motion of the Minister for Trade, Tourism and Investment (Senator Birmingham)—That these bills be now read a second time.

Debate resumed.

Question put and passed.

Bills read a second time.
No amendments to the bills were circulated and no senator required that they be considered in committee.

On the motion of the Minister for Finance (Senator Cormann) the bills were read a third time.

35 **Australian Crime Commission Amendment (Special Operations and Special Investigations) Bill 2019**

A message from the House of Representatives was reported transmitting for the concurrence of the Senate the following bill:


The Assistant Minister for Forestry and Fisheries (Senator Duniam) moved—That this bill may proceed without formalities and be now read a first time.

Question put and passed.

Bill read a first time.

Senator Duniam moved—That this bill be now read a second time.

Question put.

The Senate divided—

**AYES, 42**

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* Tellers

Question agreed to.

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

**In the committee**

Bill taken as a whole by leave.

Senator Patrick moved the following amendment:

Page 2 (after line 11), after clause 3, insert:
4 Review of this Act

(1) The Minister must cause an independent review to be conducted of the operation of the amendments made by this Act.

(2) The review must be commenced as soon as practicable after the end of 12 months after this Act commences.

(3) The persons who conduct the review must give the Minister a written report of the review within 6 months of the commencement of the review.

(4) The Minister must cause a copy of the report to be tabled in each House of Parliament within 15 sitting days of that House after the report is given to the Minister.

At 2 pm: The President resumed the Chair and the Temporary Chair of Committees (Senator Askew) reported progress.

36 Questions

Questions without notice were answered.

37 Routine of business—Variation

Leave refused: The Minister for Finance (Senator Cormann) sought leave to move a motion relating to the consideration of the legislation and routine of business for today. An objection was raised and leave was not granted.

Suspension of standing orders: Senator Cormann, pursuant to contingent notice, moved—That so much of the standing orders be suspended as would prevent him moving a motion to provide for the consideration of a matter, namely a motion to provide for that a motion relating to the consideration of legislation and routine of business for today may be moved immediately and determined without amendment or debate.

Closure: Senator Cormann moved—That the question be now put.

Question—That the question be now put—put.

The Senate divided—

AYES, 44

Abetz
Antic
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Canavan
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Chandler
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Colbeck
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Keneally
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Molan
O’Sullivan
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Watt
Wong

NOES, 13

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Faruqi
Griff
Hanson
Hanson-Young
McKim
Patrick
Rice
Roberts
Siewert*
Steene-John
Waters
Whish-Wilson

*Tellers
Question agreed to.

Question—That the motion to suspend standing orders be agreed to—put.

The Senate divided—

AYES, 34

Senators—

Antic
Askew
Bernardi
Bilyk
Birmingham
Bragg
Cash
Ciccone
Cormann

Davey
Farrell
Farrell
Gallagher
Gallagher
Green
Henderson
Hume
Keneally

Kitching
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McCarthy
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McMahon
O’Sullivan
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Ruston
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NOES, 13

Senators—

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Faruqi
Griff
Hanson-Yong
Hanson

Farrer
Henderson
McKim
Patrick
Rice
Roberts
Siewert*

Steele-John
Waters
Whish-Wilson

* Tellers

Question agreed to.

Senator Cormann moved—That a motion relating to the consideration of legislation and routine of business for today may be moved immediately and determined without amendment or debate.

Closure: Senator Cormann moved—That the question be now put.

Question—That the question be now put—put and passed.

Main question put and passed.

Senator Cormann moved—That—

(a) the following bills be called on at 4.30 pm and the questions on all remaining stages shall be put:

Australian Crime Commission Amendment (Special Operations and Special Investigations) Bill 2019
Farm Household Support Amendment (Relief Measures) Bill (No. 2) 2019
Special Recreational Vessels Bill 2019

(b) paragraph (a) of this order shall operate as a limitation of debate under standing order 142;

(c) divisions may take place after 4.30 pm for the purposes of the bills only; and

(d) after conclusion of consideration of the bills the routine of business shall be:

(i) ministerial statements,
(ii) end of 2019 sittings statements,
(iii) messages,
(iv) committee membership,
(v) a motion relating to the next meeting of the Senate and leave of absence for all senators,
The question was divided at the request of Senator Patrick.

Question—That paragraph (a) of the motion be agreed to in respect of the Farm Household Support Amendment (Relief Measures) Bill (No. 2) 2019 and the Special Recreational Vessels Bill 2019—put and passed.

Question—That paragraph (a) of the motion be agreed to in respect of the Australian Crime Commission Amendment (Special Operations and Special Investigations) Bill 2019—put.

The Senate divided—

**AYES, 34**

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**NOES, 11**

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* Tellers

Question agreed to.

Question—That the remainder of the motion be agreed to—put and passed.

**38 Motions to take note of answers**

The Leader of the Opposition in the Senate (Senator Wong) moved—That the Senate take note of the answer given by the Minister for Finance (Senator Cormann) to a question without notice asked by Senator Ayres today relating to aged care.

Question put and passed.

Debate ensued.

*At 3.30pm:* Debate was interrupted while Senator Scarr was speaking.

**39 Military Rehabilitation and Compensation Amendment (Single Treatment Pathway) Bill 2019—Statement by leave**

The Minister for Trade, Tourism and Investment (Senator Birmingham), by leave, made a statement relating to the bill that was considered earlier today.
40 Parliamentary Liaison Officer—Ms Debbie Arnold—Statements by leave
The Minister for Families and Social Services (Senator Ruston) and Senator Gallagher, by leave, made statements thanking the Senate Parliamentary Liaison Officer, Ms Debbie Arnold for her work over the past 3 years.

41 Australian dairy industry—Explanation by Minister
Pursuant to order (see entry no. 18, 4 December 2019), the Minister for Agriculture (Senator McKenzie) provided an explanation concerning the Australian dairy industry.

Senator Watt moved—That the Senate take note of the explanation.

Debate ensued.

At 4.30 pm: Pursuant to order (see entry no. 37), debate was interrupted while Senator Patrick was speaking.

42 Australian Crime Commission Amendment (Special Operations and Special Investigations) Bill 2019
Limitation of debate: The time allotted for the consideration of the bill expired.

Consideration resumed of the amendment moved by Senator Patrick (see entry no. 36)

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 11

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NOES, 33

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* Tellers

Question negatived.

The following amendment circulated by Centre Alliance was considered:

Page 2 (after line 11), after clause 3, insert:

5 Expiration of amendments

This Act ceases to be in force at the start of the day after the end of the period of 2 years beginning on the day the Australian Crime Commission Amendment (Special Operations and Special Investigations) Act 2019 commenced.
Question—That the amendment be agreed to—put.
The Senate divided—

AYES, 11

Senators—

Di Natale Hanson-Young Rice Waters
Faruqi McKinnon Siewert Whish-Wilson
Griff Patrick* Steele-John

NOES, 33

Senators—

Abetz Davey McAllister Roberts
Antic Fierravanti-Wells McCarthy* Ruston
Askew Gallagher McKenzie Ryan
Bragg Gallagher McMahon Smith, Dean
Brockman Green Molan Sterle
Canavan Henderson Paterson Stoker
Cash Hughes Pratt Van
Chandler Hume Rennick Walsh
Cormann

* Tellers

Question negatived.

Question—That subitem (2) of item 53 and items 54 to 56 of Schedule 1 stand as printed—put.
The Senate divided—

AYES, 34

Senators—

Abetz Cormann McAllister Ruston
Antic Davey McCarthy Ryan
Askew Duniam McKenzie Scarr
Birmingham Fierravanti-Wells McMahon Smith, Dean*
Bragg Gallagher Paterson Sterle
Brockman Gallagher Pratt Stoker
Canavan Henderson Rennick Van
Cash Hughes Roberts Walsh
Chandler Hume

NOES, 11

Senators—

Di Natale Hanson-Young Rice Waters
Faruqi McKinnon Siewert Whish-Wilson
Griff Patrick* Steele-John

* Tellers

Items and subitem agreed to.

Question—That the remaining stages of the bill be agreed to and the bill now be passed—put.
The Senate divided—

AYES, 34

Senators—

Abetz          Cormann          McAllister          Ruston
Antic          Davey            McCarthy          Ryan
Askew          Duniam           McKenzie          Scarr
Birmingham     Fieravanti-Wells  McMahon          Smith, Dean*
Bragg          Gallagher         Paterson          Steller
Brockman       Gallagher         Pratt            Stoker
Canavan        Henderson         Rennick          Van
Cash           Hughes           Roberts          Walsh
Chandler

NOES, 11

Senators—

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

*Tellers

Question agreed to.

Bill read a third time.

43 Farm Household Support Amendment (Relief Measures) Bill (No. 2) 2019

A message from the House of Representatives was reported transmitting for the concurrence of the Senate the following bill:

Message no. 130, dated 3 December 2019—A Bill for an Act to amend the Farm Household Support Act 2014, and for related purposes.

Limitation of debate: The time allotted for the consideration of the bill expired.

On the motion of the Minister for Agriculture (Senator McKenzie) the bill was read a first time.

The following amendment circulated by the Australian Greens was negatived:

Page 10 (after line 5), at the end of the Bill, add:

Schedule 5—Inquiries by the Productivity Commission

Farm Household Support Act 2014

1 After section 104

Insert:

104A Effectiveness of measures to address drought—Inquiries by the Productivity Commission

(1) By the day after this section commences, and afterwards at intervals of no longer than 3 years, the Productivity Minister must, under Part 3 of the Productivity Commission Act 1998, refer to the Productivity Commission for inquiry the following matters:

(a) the appropriateness, effectiveness and efficiency of business and income support measures, in particular the Farm Household Allowance, provided by Commonwealth, state and territory governments to help farmers, farm businesses and farm dependent rural small businesses manage drought;
(b) the extent to which the measures mentioned in paragraph (1)(a) assist farmers, farm
businesses and farm dependent rural small businesses to respond to the impact of
the climate emergency on drought;
(c) any impediments to farmers, farm businesses and farm dependent rural small
businesses improving their preparedness for periods of financial difficulty;
(d) the most appropriate, effective and efficient measures to help build the self-reliance
and preparedness to manage drought of farmers, farm businesses and farm
dependent rural small businesses;
(e) any related matters.

(2) In referring a matter to the Productivity Commission for inquiry under this section, the
Productivity Minister must:
(a) under paragraph 11(1)(a) of the Productivity Commission Act 1998, require the
Productivity Commission to hold hearings for the purposes of the inquiry; and
(b) under paragraph 11(1)(b) of that Act, specify the period ending 12 months after the
inquiry commences as the period within which the Productivity Commission must
submit its report on the inquiry; and
(c) under paragraph 11(1)(d) of that Act, require the Productivity Commission to make
recommendations in relation to the matters referred to in subsection (1).

Note: Under section 12 of the Productivity Commission Act 1998, the Productivity Minister must
cause a copy of the Productivity Commission’s report to be tabled in each House of the
Parliament.

(3) The Productivity Minister must not withdraw a reference under this section before the
Productivity Minister has received the report.

(4) For the purposes of paragraph 6(1)(a) of the Productivity Commission Act 1998, the
matters mentioned in subsection (1) are taken to be matters relating to industry, industry
development and productivity.

(5) In this section, Productivity Minister means the Minister administering the Productivity

Question—That the remaining stages of the bill be agreed to and the bill now be passed—
put and passed.

Bill read a third time.

44 Special Recreational Vessels Bill 2019

A message from the House of Representatives was reported transmitting for the
concurrence of the Senate the following bill:

Message no. 135, dated 4 December 2019—A Bill for an Act to allow special
recreational vessels to apply for temporary licences under the Coastal Trading
(Revitalising Australian Shipping) Act 2012, and for related purposes.

Limitation of debate: The time allotted for the consideration of the bill expired.

On the motion of the Minister for Finance (Senator Cormann) the bill was read a first
time.

Explanatory memorandum: Senator Cormann tabled a revised explanatory
memorandum relating to the bill.

Question—That the remaining stages of the bill be agreed to and the bill now be passed—
put and passed.

Bill read a third time.
45 Defence operations—Ministerial statement—Document
The Minister for Families and Social Services (Senator Ruston) tabled the following document:

2019 ministerial statement on defence operations—Ministerial statement by the Minister for Defence (Senator Reynolds), dated 5 December 2019.

Senator McCarthy moved—That the Senate take note of the documents.
Debate adjourned till the next day of sitting, Senator McCarthy in continuation.

46 Australia’s emissions projections—Order for production of documents—Documents
The Minister for Families and Social Services (Senator Ruston) tabled the following documents:

Australia’s emissions projections—Order agreed to earlier today (see entry no. 17)—Letter to the President of the Senate from the Minister for Trade, Tourism and Investment (Senator Birmingham), dated 5 December 2019, responding to the order, and attachments.

Senator McCarthy moved—That the Senate take note of the documents.
Debate adjourned till the next day of sitting, Senator McCarthy in continuation.

47 Misconduct in the Banking, Superannuation and Financial Services Industry—Royal Commission—Government response—Order for production of documents—Documents
The Minister for Families and Social Services (Senator Ruston) tabled the following documents:

Misconduct in the Banking, Superannuation and Financial Services Industry—Royal Commission—Government response—Order of 4 December 2019—Letter to the President of the Senate from the Minister for Finance (Senator Cormann), dated 5 December 2019, responding to the order, and attachment.

Senator McCarthy moved—That the Senate take note of the documents.
Debate adjourned till the next day of sitting, Senator McCarthy in continuation.

48 Education and Employment References Committee—Government response—Mental health of first responders, emergency workers and volunteers—Order for production of documents—Documents
The Minister for Families and Social Services (Senator Ruston) tabled the following documents:

Education and Employment References Committee—Government response—Mental health of first responders, emergency workers and volunteers—Order of 4 December 2019—Letter to the President of the Senate from the Minister for Employment, Skills, Small and Family Business (Senator Cash), dated 4 December 2019, responding to the order, and attachment.

Senator McCarthy moved—That the Senate take note of the documents.
Debate adjourned till the next day of sitting, Senator McCarthy in continuation.
49 Census questions—Sexual orientation and gender identification—Order for production of documents—Documents

The Minister for Families and Social Services (Senator Ruston) tabled the following documents:

Census questions—Sexual orientation and gender identification—Order of 4 December 2019—Letter to the President of the Senate from the Minister for Finance (Senator Cormann), dated 5 December 2019, responding to the order, and attachment.

Senator McCarthy moved—That the Senate take note of the documents.

Debate adjourned till the next day of sitting, Senator McCarthy in continuation.

50 End of 2019 sittings—Statements by leave

The Leader of the Government in the Senate (Senator Cormann), the Leader of the Opposition in the Senate (Senator Wong), the Leader of the Australian Greens in the Senate (Senator Di Natale), the Leader of The Nationals in the Senate (Senator McKenzie) and the President made statements relating to the end of the 2019 sittings.

51 Agricultural and Veterinary Chemicals Legislation Amendment (Australian Pesticides and Veterinary Medicines Authority Board and Other Improvements) Bill 2019
Australian Sports Anti-Doping Authority Amendment (Enhancing Australia’s Anti-Doping Capability) Bill 2019
Australian Sports Anti-Doping Authority Amendment (Sport Integrity Australia) Bill 2019
Fair Work (Registered Organisations) Amendment (Ensuring Integrity No. 2) Bill 2019

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

Message no. 132, dated 3 December 2019—A Bill for an Act to amend the law relating to agricultural and veterinary chemicals, and for related purposes.
Message no. 139, dated 5 December 2019—A Bill for an Act to amend the Fair Work (Registered Organisations) Act 2009, and for related purposes.

The Minister for Families and Social Services (Senator Ruston) 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 Ruston moved—That these bills be now read a second time.

Consideration of legislation: Pursuant to order, the debate was adjourned till the first day in the next period of sittings, 4 February 2020.
On the motion of Senator Ruston the bills were listed as separate orders of the day.

52 **Counter-Terrorism Legislation Amendment (2019 Measures No. 1) Bill 2019**

A message from the House of Representatives was reported returning the following bill without amendment:


53 **Committee membership**

The President informed the Senate he had received a letter nominating senators to be members of committees.

The Minister for Families and Social Services (Senator Ruston), by leave, moved—That senators be appointed to committees as follows:

**Autism—Select Committee—**

Appointed—

Senators Brown and Marielle Smith

Participating members: Senators Ayres, Bilyk, Carr, Chisholm, Ciccone, Dodson, Farrell, Gallacher, Gallagher, Green, Keneally, Kitching, Lines, McAllister, McCarthy, O’Neill, Polley, Sheldon, Sterle, Urquhart, Walsh, Watt and Wong

**Temporary Migration—Select Committee—**

Appointed—

Senators Ciccone and Walsh

Participating members: Senators Ayres, Bilyk, Brown, Carr, Chisholm, Dodson, Farrell, Gallacher, Gallagher, Green, Keneally, Kitching, Lines, McAllister, McCarthy, O’Neill, Polley, Sheldon, Marielle Smith, Sterle, Urquhart, Watt and Wong

**Foreign Interference through Social Media—Select Committee—**

Appointed—

Senators McAllister and Kitching


Question put and passed.

54 **Foreign Affairs, Defence and Trade Legislation Committee—Additional information—Estimates**

Senator Dean Smith, at the request of the Chair of the Foreign Affairs, Defence and Trade Legislation Committee (Senator Abetz), tabled the following documents:

Foreign Affairs, Defence and Trade Legislation Committee—
Additional estimates 2018-19—Additional information received between 5 July and 3 December 2019—Defence portfolio.
Budget estimates 2019-20 (Supplementary)—Hansard record of proceedings, documents presented to the committee and additional information.

55 Rural and Regional Affairs and Transport References Committee—Government response—Air route service delivery to rural, regional and remote communities
The Minister for Families and Social Services (Senator Ruston) tabled the following document:
Rural and Regional Affairs and Transport References Committee—Report—Operation, regulation and funding of air route service delivery to rural, regional and remote communities—Government response, dated December 2019.

56 Human Rights—Joint Statutory Committee—Report 6 of 2019
The Chair of the Parliamentary Joint Committee on Human Rights (Senator Henderson) tabled the following report:
Senator Henderson moved—That the Senate take note of the document.
Debate adjourned till the next day of sitting, Senator Henderson in continuation.

57 Australian parliamentary delegation to 64th Commonwealth Parliamentary Association Conference, Uganda and Qatar—Document
Senator McCarthy, by leave, tabled the following document:
64th Commonwealth Parliamentary Association Conference, Uganda and Qatar—Report of the Australian parliamentary delegation, 22 September to 1 October 2019.
Senator McCarthy moved—That the Senate take note of the document.
Debate adjourned till the next day of sitting, Senator McCarthy in continuation.

58 Next meeting of Senate and leave of absence
The Minister for Families and Social Services (Senator Ruston) moved—That—
(a) the Senate, at its rising, adjourn till Tuesday, 4 February 2020, at midday, or such other time as may be fixed by the President or, in the event of the President being unavailable, by the Deputy President, and that the time of meeting so determined shall be notified to each senator; and
(b) leave of absence be granted to every member of the Senate from the end of the sitting today, to the day on which the Senate next meets.
Question put and passed.
59 Adjournment
The President proposed the question—That the Senate do now adjourn.
The Senate adjourned at 5.20 pm till Tuesday, 4 February 2020 at midday.

60 Attendance
Present, all senators except Senator Payne (on leave).

RICHARD PYE
Clerk of the Senate