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1 MEETING OF SENATE

The Senate met at 9.30 am. The President (Senator the Honourable Margaret Reid) took the chair and read prayers.

2 GOVERNMENT DOCUMENTS

The following government documents were tabled:

Australian Competition and Consumer Commission—Reports—

Changes in the prices paid for telecommunications services in Australia 1996-97 to 1999-2000.

Telecommunications competitive safeguards and Telstra's compliance with the price control arrangements 1999-2000.

Department of Defence—Special purpose flights—Schedule for the period 1 July to 31 December 2000.

Judge Advocate General—Report for 2000.

Pharmaceutical Benefits Pricing Authority—Pharmaceutical Industry Investment Program—Report for 1999-2000.

3 APPROPRIATION (HIH ASSISTANCE) BILL 2001

Order of the day read for the adjourned debate on the motion of the Minister for Regional Services, Territories and Local Government (Senator Ian Macdonald)—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, agreed to.

Bill to be reported without amendment.

The Acting Deputy President (Senator Calvert) resumed the chair and the Temporary Chair of Committees (Senator Hogg) reported accordingly.

On the motion of the Parliamentary Secretary to the Minister for Communications, Information Technology and the Arts (Senator Ian Campbell) the report from the committee was adopted and the bill read a third time.

4 ORDER OF BUSINESS—REARRANGEMENT

The Parliamentary Secretary to the Minister for Communications, Information Technology and the Arts (Senator Ian Campbell) moved—That intervening business be postponed till after consideration of government business order of the day no. 6 (Appropriation (Parliamentary Departments) Bill (No. 1) 2001-2002 and two related bills).

Question put and passed.

5 APPROPRIATION (PARLIAMENTARY DEPARTMENTS) BILL (NO. 1) 2001-2002

APPROPRIATION BILL (NO. 1) 2001-2002

APPROPRIATION BILL (NO. 2) 2001-2002

Order of the day read for the adjourned debate on the motion of the Minister for Regional Services, Territories and Local Government (Senator Ian Macdonald)—That these bills be now read a second time.

Question put and passed.

Bills read a second time.

On the motion of the Parliamentary Secretary to the Minister for Communications, Information Technology and the Arts (Senator Ian Campbell) the bills were read a third time.

6 TAXATION LAWS AMENDMENT BILL (NO. 3) 2001

Order of the day read for the adjourned debate on the motion of the Minister for Regional Services, Territories and Local Government (Senator Ian Macdonald)—That this bill be now read a second time.

Debate resumed.

Senator Murray moved the following amendment:

At the end of the motion, add “but the Senate calls on the Government:

- (a) to ensure that forms and guides in respect of the Business Activity Statement or other reporting mechanisms are written in plain English; and
- (b) to establish appropriate consultation processes in relation to such matters”.

Debate ensued.

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

Main question, as amended, 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 Brown moved the following amendment:

Page 91 (after line 10), at the end of the bill, add:

Schedule 6—Other matters

Income Tax Assessment Act 1997

1 Section 116-25 (cell at table item D1, fourth column)

Omit “None”, substitute “See section 116-82”.

2 After section 116-80

Insert:

116-82 Special rule for amounts received under RFA Private Forest Reserve Program

If you, as a landowner, receive an amount under the Regional Forest Agreements Private Forest Reserve Program as consideration for placing a restrictive covenant on your land title, the amount is not *capital proceeds for the purposes of this Part.

3 Application

The amendments made by items 1 and 2 apply to assessments for the 2000-2001 income year and later income years.

Debate ensued.

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

Bill further debated and agreed to.

Bill to be reported without amendment.

The Acting Deputy President (Senator Hogg) resumed the chair and the Temporary Chair of Committees (Senator Chapman) reported accordingly.

On the motion of the Assistant Treasurer (Senator Kemp) the report from the committee was adopted and the bill read a third time.

7 VOCATIONAL EDUCATION AND TRAINING FUNDING AMENDMENT BILL 2001

Order of the day read for the adjourned debate on the motion of the Parliamentary Secretary to the Minister for Communications, Information Technology and the Arts (Senator Ian Campbell)—That this bill be now read a second time.

Senator Carr moved the following amendment:

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

- (a) notes with concern that the Government has failed to provide appropriate support for vocational education and training by cutting \$240 million from TAFE, and contributing no growth funding for 5 years, thereby restricting training opportunities and damaging the quality of training; and
- (b) condemns the Government for allowing the Australian National Training Authority Agreement to lapse by:
 - (i) failing to make a realistic offer of funding, and
 - (ii) finally offering an amount of funding which is even lower than the amount of previous funding cuts and which fails to adequately address the needs of Australian vocational education and training”.

Debate ensued.

At 12.45 pm: Debate was interrupted while Senator Buckland was speaking.

8 MATTERS OF PUBLIC INTEREST

Matters of public interest were discussed.

Suspension of sitting: On the motion of the Parliamentary Secretary to the Minister for Transport and Regional Services (Senator Boswell) the sitting of the Senate was suspended till 2 pm.

At 2 pm—

9 QUESTIONS

Questions without notice were answered.

10 TAXATION—FAMILY BENEFIT PAYMENTS—ANSWERS TO QUESTIONS

Senator Evans moved—That the Senate take note of the answers given by the Minister for Family and Community Services (Senator Vanstone) to questions without notice asked today relating to taxation and family benefit payments.

Debate ensued.

Question put and passed.

11 ENVIRONMENT—RENEWABLE ENERGY—ANSWER TO QUESTION

Senator Allison moved—That the Senate take note of the answer given by the Minister for the Environment and Heritage (Senator Hill) to a question without notice asked by Senator Allison today relating to renewable energy.

Question put and passed.

12 PETITIONS

The following 5 petitions, lodged with the Clerk by the senators indicated, were received:

Senator Bartlett, from 20 petitioners, requesting that the Senate support the phasing out of prawn trawling in the Great Barrier Reef World Heritage Area by 2005.

Senator O'Brien, from 49 petitioners, requesting that the Senate oppose the deregulation of Australia's postal service and support the expansion of the community service obligations of Australia Post.

Senator O'Brien, from 22 petitioners, requesting that the Senate take action to make public the National Youth Roundtable Outcomes Packages and call on the Government to renew its commitment to implementing Youth Roundtable recommendations.

Senator O'Brien, from 20 petitioners, requesting that the Senate reject the proposed changes to the Safety, Rehabilitation and Compensation Act and the Occupational Health and Safety Act.

Senator O'Brien, from 17 petitioners, requesting that the Senate take action to establish a national register, provide funding for research and ensure the fair assessment of Myalgic Encephalomyelitis/Chronic Fatigue Syndrome/Fibromyalgia Syndrome disability claims.

13 NOTICES

Notices of motion:

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

(a) notes that:

- (i) 1 July 2001 marks the 69th birthday of the Australian Broadcasting Corporation (ABC), which commenced its first broadcast at 8 pm on 1 July 1932,
- (ii) the then Prime Minister, Joseph Lyons, proclaimed that the ABC was committed to 'serve all sections and to satisfy the diversified tastes of the public',
- (iii) the Australian Broadcasting Corporation Act, proclaimed in 1983, embodied that statement in section 6 of the Act, the ABC Charter, which is equally relevant today as it was then, and continues to enable the ABC to provide a range of quality programs and services, which meet the diverse range of interests of Australian audiences, and
- (iv) the ABC's role and functions have been expanded and extended over the years to include: a national classic music network (Classic FM); a national youth network (Triple J); a national specialist radio network (Radio National); a parliamentary and news network (PNN); a local radio service in 48 regional centres and in each capital city throughout Australia; an international shortwave service (Radio Australia); an online, multimedia Internet service; ABC shops and centres; and the national television network; and

(b) congratulates the ABC, and its dedicated staff over many years of continued service, for reaching this milestone.

The Chairman of the Standing Committee for the Scrutiny of Bills (Senator Cooney): To move on the next day of sitting—That the following matter be referred to the Standing Committee for the Scrutiny of Bills for inquiry and report by 28 February 2002:

The application of absolute and strict liability offences in Commonwealth legislation, with particular reference to:

- (a) the merit of making certain offences ones of absolute or strict liability;
- (b) the criteria used to characterise an offence, or an element of an offence, as appropriate for absolute or strict liability;
- (c) whether these criteria are applied consistently to all existing and proposed Commonwealth offences; and
- (d) how these criteria relate to the practice in other Australian jurisdictions, and internationally.

The Parliamentary Secretary to the Minister for Communications, Information Technology and the Arts (Senator Ian Campbell): To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to amend legislation relating to the environment, and for related purposes. *Environmental Legislation Amendment Bill (No. 2) 2001*.

The Chair of the Rural and Regional Affairs and Transport Legislation Committee (Senator Crane): To move on the next day of sitting—That the time for the presentation of the report of the Rural and Regional Affairs and Transport Legislation Committee on the import risk assessment on New Zealand apples be extended to 23 July 2001.

Senator Collins: To move on the next day of sitting—That there be laid on the table, by the Minister representing the Minister for Employment Services, no later than immediately after motions to take note of answers on 28 June 2001, a copy of the following documents:

- (a) a full copy of the interim report of the investigation undertaken by the Department of Employment, Workplace Relations and Small Business into allegations of impropriety by Leonie Green and Associates, as raised in the Employment, Workplace Relations, Small Business and Education Committee's hearing of 4 June 2001, which the Minister for Employment Services has undertaken to provide to the Parliament;
- (b) all documents provided to the Minister for Employment Services on his visit to the offices of Leonie Green and Associates on 10 April 2001; and
- (c) all notes, diary entries or file notes in relation to the visit by the Minister for Employment Services to the offices of Leonie Green and Associates on 10 April 2001.

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

- (a) notes that:
 - (i) 2 July 2001 is the 35th anniversary of French nuclear weapons testing at the Mururoa Atoll, and
 - (ii) 5 years ago all members and senators from all parties joined in condemning the French tests at Mururoa; and
- (b) urges the Government to:
 - (i) renew its opposition to nuclear weapons testing and proliferation in the international arena, and
 - (ii) exercise the greatest diligence in repairing the damage to land and people caused by exposure to the British nuclear weapons testing in Australia in the 1950s.

The Parliamentary Secretary to the Minister for Communications, Information Technology and the Arts (Senator Ian Campbell): To move on the next day of sitting—That on Thursday, 28 June 2001:

- (a) the hours of meeting shall be 9.30 am to 6 pm and 7.30 pm to adjournment;
- (b) consideration of general business and consideration of committee reports, government responses and Auditor-General's reports under standing order 62(1) and (2) not be proceeded with;
- (c) the routine of business from 7.30 pm till the adjournment shall be government business only;
- (d) divisions may take place after 7.30 pm; and
- (e) the question for the adjournment of the Senate shall not be proposed till a motion for the adjournment is moved by a minister.

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

- (a) expresses deep sadness and concern at the death of three people in Port Moresby following student protests;
- (b) recognises the right of Papua New Guinea (PNG) to plan its future without selling major public assets; and

- (c) calls on the international funding and banking agencies to aid PNG's debt repayments by requiring foreign logging, mining, fishing and tourism companies, including BHP, to pay a fair and adequate royalty for their exploitation of this small, but beautiful, nation's resources.

Senator Murray: To move on 7 August 2001—That the following bill be introduced: A Bill for an Act to implement Article 25 of the International Covenant on Civil and Political Rights so that elections for State legislatures shall be by equal suffrage. ***State Elections (One Vote, One Value) Bill 2001***.

The Parliamentary Secretary to the Minister for Communications, Information Technology and the Arts (Senator Ian Campbell): To move on the next day of sitting—That the provisions of paragraphs (5) to (7) of standing order 111 not apply to the following bills, allowing them to be considered during this period of sittings:

Alcohol Education and Rehabilitation Account Bill 2001
 Broadcasting Legislation Amendment Bill (No. 2) 2001
 Migration Legislation Amendment (Immigration Detainees) Bill 2001
 Passenger Movement Charge Amendment Bill 2001.

Documents: Senator Ian Campbell tabled the following documents:

Consideration of legislation—Statements of reasons [4] for introduction and passage of certain bills in the 2001 winter sittings.

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

(a) notes:

- (i) the adverse consequences of a delay in the passing of the Innovation and Education Amendment Legislation Bill 2001 upon the development of Australia's capacity as a leading nation in innovation and its competitiveness internationally in research, and
- (ii) that the Australian Labor Party and the Australian Democrats have delayed this bill by agreeing to an extension of the tabling date of the Employment, Workplace Relations, Small Business and Education Legislation Committee report into the bill until the final day of the winter parliamentary sittings;
- (b) criticises this delay, which will mean a setback in the amount of time that universities, the Australian Research Council, postgraduate students, research faculties within universities and other institutions have to implement measures under the Federal Government's \$2.9 billion 'Backing Australia's Ability' program; and
- (c) calls on all parties to back this legislation, which will provide the groundwork for Australia's future in the 21st century.

Senator Brown: To move on the next day of sitting—That the Senate congratulates President Wahid of Indonesia on the success of his visit to Australia and the friendly and positive impression he has left, which enhances relationships between our nations.

Contingent notice of motion: Senator Carr: To move (contingent on the Innovation and Education Legislation Amendment Bill 2001 being read a second time)—That it be an instruction to the committee of the whole that:

- (a) the committee divide the Innovation and Education Legislation Amendment Bill 2001 (the parent bill) into three separate bills as follows:
 - (i) a bill dealing with extra funding for research and higher education, comprising clauses 1 to 3 and Schedule 1 of the parent bill,
 - (ii) a bill dealing with extra funding for primary and secondary education, comprising Schedule 2 of the parent bill, and
 - (iii) a bill dealing with the postgraduate education loan scheme, limits on student debts to the Commonwealth and electronic communications with students, comprising Schedules 3, 4 and 5 of the parent bill; and
- (b) the committee amend the title of the first bill and add enacting words and provisions for titles and commencement to the second and third bills.

14 ORDER OF BUSINESS—REARRANGEMENT

Senator Calvert, by leave, moved—That the presentation of the report of the Selection of Bills Committee be postponed till a later hour.

Question put and passed.

15 POSTPONEMENTS

Items of business were postponed as follows:

General business notice of motion no. 945 standing in the name of Senator Cook for today, relating to the establishment of a select committee on the impacts of the new tax system, postponed till 6 August 2001.

General business notice of motion no. 881 standing in the name of Senator Greig for today, relating to shark finning and unsustainable shark fishing, postponed till 28 June 2001.

16 PUBLIC INTEREST DISCLOSURE BILL 2001

Senator Murray, pursuant to notice of motion not objected to as a formal motion, moved—That the following bill be introduced:

A Bill for an Act to encourage the disclosure of conduct adverse to the public interest in the public sector, and for related purposes.

Question put and passed.

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

On the motion of Senator O'Brien the debate was adjourned till the next day of sitting.

17 ABORIGINES—NORTHERN TERRITORY LEGISLATION

Senator Brown, also on behalf of Senator Ridgeway, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that:

(i) provisions in the Northern Territory's Public Order and Anti-Social Conduct Bill will impact primarily on indigenous people, and

(ii) the legislation:

(A) gives police the power to determine acceptable behaviour,

(B) allows confiscation of property in certain circumstances,

(C) removes private property rights in certain circumstances,

(D) allows certain areas of private habitation to be declared places of 'anti-social conduct' for up to 12 months, and

(E) gives police the right to move people from private and public places in certain circumstances; and

(b) calls on the Northern Territory Government to take a responsible approach and withdraw the bill.

Question put and passed.

**18 ENVIRONMENT, COMMUNICATIONS, INFORMATION TECHNOLOGY AND THE ARTS
REFERENCES COMMITTEE—REFERENCE**

Senator Brown, pursuant to notice of motion not objected to as a formal motion, moved—That the following matter be referred to the Environment, Communications, Information Technology and the Arts References Committee for inquiry and report by 25 September 2001:

The development and implementation of options for methods of appointment to the board of the Australian Broadcasting Corporation (ABC) that would enhance public confidence in the independence and representativeness of the ABC as the national broadcaster.

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

Question put and passed.

**19 FOREIGN AFFAIRS, DEFENCE AND TRADE REFERENCES COMMITTEE—EXTENSIONS OF
TIME TO REPORT**

Senator O'Brien, at the request of the Chair of the Foreign Affairs, Defence and Trade References Committee (Senator Hogg) and pursuant to notice of motion not objected to as a formal motion, moved—That the time for the presentation of reports of the Foreign Affairs, Defence and Trade References Committee be extended as follows:

(a) the second report on the examination of developments in contemporary Japan and the implications for Australia—to 23 August 2001; and

(b) the disposal of Defence properties—to 23 August 2001.

Question put and passed.

20 DRUG ACTION WEEK

Senator Lees, pursuant to notice of motion not objected to as a formal motion, moved—
That the Senate—

(a) notes that:

- (i) the week of 25 June to 29 June 2001 marks the inaugural Drug Action Week, organised by the Alcohol and Other Drugs Council of Australia,
- (ii) events planned include open days, seminars, report launches, film nights and public meetings,
- (iii) alcohol and tobacco remain the biggest sources of drug-related death and health problems in Australia,
- (iv) around 3 600 Australians die each year due to the effects of alcohol, representing 16 per cent of all drug-related deaths and 2.8 per cent of all deaths in Australia,
- (v) the cost to the community is estimated at \$4.5 billion, and
- (vi) in Australia there is a worrying trend to younger people initiating drug use;

(b) congratulates the Alcohol and Other Drugs Council of Australia and other government and non-government agencies for the outstanding work they do in raising awareness of the broad range of harms associated with the misuse of drugs, and in promoting public debate about good practice strategies for reducing drug-related harm; and

(c) acknowledges the launch of the National Indigenous Substance Misuse Council at Parliament House, Canberra on 28 June 2001.

Question put and passed.

21 WORKPLACE RELATIONS AMENDMENT REGULATIONS—MOTION FOR DISALLOWANCE

Senator Collins, pursuant to notice of motion not objected to as a formal motion, moved—
That the Workplace Relations Amendment Regulations 2000 (No. 3), as contained in Statutory Rules 2000 No. 328 and made under the *Workplace Relations Act 1996*, be disallowed.

Statements by leave: Senator Murray, the Parliamentary Secretary to the Minister for Transport and Regional Services (Senator Boswell) and Senator Collins, by leave, made statements relating to the motion.

Question put and passed. All government senators, by leave, recorded their votes for the noes.

22 SCRUTINY OF BILLS—STANDING COMMITTEE—8TH REPORT AND ALERT DIGEST NO. 8 OF 2001

Senator Denman, at the request of the Chairman of the Standing Committee for the Scrutiny of Bills (Senator Cooney), tabled the following report and document:

8th report of 2001, dated 27 June 2001.

Alert Digest No. 8 of 2001, dated 27 June 2001.

Report ordered to be printed on the motion of Senator Denman.

23 AUDITOR-GENERAL—AUDIT REPORT NO. 53 OF 2000-2001—DOCUMENT

The Acting Deputy President (Senator George Campbell) tabled the following document:

Auditor-General—Performance audit—Commonwealth management of leased office property (Report No. 53 of 2000-2001).

24 EDUCATION—DOCUMENT

The Acting Deputy President (Senator George Campbell) tabled the following document:

Education—Letter to the President of the Senate from the Minister for Financial Services and Regulation (Mr Hockey) responding to the resolution of the Senate of 5 April 2001, dated 26 June 2001.

Senator Carr, by leave, moved—That the Senate take note of the document.

Question put and passed.

25 HOURS OF MEETING AND ROUTINE OF BUSINESS—VARIATION

The Parliamentary Secretary to the Minister for Communications, Information Technology and the Arts (Senator Ian Campbell), by leave, moved—That on Wednesday, 27 June 2001—

- (a) the hours of meeting shall be 9.30 am to 6.30 pm, and 7.30 pm to 11.10 pm;
- (b) the routine of business from 7.30 pm to 10.30 pm, shall be government business orders of the day relating to the:
 - Interactive Gambling Bill 2001,
 - Migration Legislation Amendment (Immigration Detainees) Bill 2001 (subject to introduction),
 - Passenger Movement Charge Amendment Bill 2001 (subject to introduction),
 - Alcohol Education and Rehabilitation Account Bill 2001 (subject to introduction), and
 - Health Legislation Amendment (Medical Practitioners' Qualifications and Other Measures) Bill 2001,second reading speeches only;
- (c) if a division is called for after 7.30 pm, the matter before the Senate shall be adjourned till the next day of sitting at a time fixed by the Senate; and
- (d) the question for the adjournment of the Senate shall be proposed at 10.30 pm.

Debate ensued.

Question put and passed.

**26 ENVIRONMENT, COMMUNICATIONS, INFORMATION TECHNOLOGY AND THE ARTS
LEGISLATION COMMITTEE—ADDITIONAL INFORMATION—ADDITIONAL ESTIMATES
2000-01**

Senator McGauran, at the request of the Chair of the Environment, Communications, Information Technology and the Arts Legislation Committee (Senator Eggleston), tabled additional information received by the committee (Additional estimates 2000-01—vols 1-4).

27 PARLIAMENTARY COMMITTEE REPORTS—GOVERNMENT RESPONSE—PRESIDENT’S REPORT ON GOVERNMENT RESPONSES OUTSTANDING

The Minister for Industry, Science and Resources (Senator Minchin) tabled the following document:

Government response to the schedule of parliamentary committee reports tabled by the President of the Senate on 7 December 2000, dated 27 June 2001.

28 DOCUMENTS

The following documents were tabled by the Clerk:

Lands Acquisition Act—Statements describing property acquired by agreement under sections 40 and 125 of the Act for specified public purposes [2].

Safety, Rehabilitation and Compensation Act—Notice under paragraph 16(6)(c)—Notice No. 2 of 2001.

Social Security Act—Social Security (Threshold Rates) Determination 2001.

29 ALCOHOL EDUCATION AND REHABILITATION ACCOUNT BILL 2001

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

Message no. 797, dated 26 June 2001—A Bill for an Act to establish the Alcohol Education and Rehabilitation Account, and for related purposes.

The Minister for Industry, Science and Resources (Senator Minchin) moved—That this bill may proceed without formalities and be now read a first time.

Question put and passed.

Bill read a first time.

Consideration of legislation: Senator Minchin, by leave, moved—That the provisions of paragraphs (5) to (7) of standing order 111 not apply to the bill, allowing it to be considered during this period of sittings.

Question put and passed.

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

On the motion of Senator Denman the debate was adjourned.

Senator Minchin moved—That the resumption of the debate be made an order of the day for a later hour.

Debate ensued.

Question put and passed.

30 MIGRATION LEGISLATION AMENDMENT (IMMIGRATION DETAINEES) BILL 2001

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

Message no. 795, dated 26 June 2001—A Bill for an Act to amend the law relating to migration, and for related purposes.

The Minister for Industry, Science and Resources (Senator Minchin) moved—That this bill may proceed without formalities and be now read a first time.

Question put and passed.

Bill read a first time.

Consideration of legislation: Senator Minchin, by leave, moved—That the provisions of paragraphs (5) to (7) of standing order 111 not apply to the bill, allowing it to be considered during this period of sittings.

Question put and passed.

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

Explanatory memorandum and document: Senator Minchin tabled a revised explanatory memorandum relating to the bill, and the following document:

Draft protocol for powers in relation to visitors to immigration detention centres.

On the motion of Senator Denman the debate was adjourned.

On the motion of Senator Minchin the resumption of the debate was made an order of the day for a later hour.

31 CUSTOMS LEGISLATION AMENDMENT AND REPEAL (INTERNATIONAL TRADE MODERNISATION) BILL 2001

A message from the House of Representatives was reported agreeing to the amendments made by the Senate to the following bill:

Message no. 796, dated 26 June 2001—Customs Legislation Amendment and Repeal (International Trade Modernisation) Bill 2001.

32 ELECTORAL MATTERS—JOINT STANDING COMMITTEE—CHANGES IN MEMBERSHIP

A message from the House of Representatives was reported acquainting the Senate with changes in the membership of the Joint Standing Committee on Electoral Matters, as follows:

Message no. 794, dated 26 June 2001—Mr Danby and Mr Melham in place of Mr McClelland and Mr L Ferguson.

33 FOREIGN AFFAIRS, DEFENCE AND TRADE LEGISLATION COMMITTEE—REPORT—ESTIMATES 2001-02

Pursuant to order, Senator McGauran, at the request of the Chair of the Foreign Affairs, Defence and Trade Legislation Committee (Senator Sandy Macdonald), tabled the following report and documents:

Foreign Affairs, Defence and Trade Legislation Committee—2000-01 estimates—Report, dated June 2001 and *Hansard* record of the committee's proceedings [4 vols].

Report ordered to be printed on the motion of Senator McGauran.

34 FOREIGN AFFAIRS, DEFENCE AND TRADE LEGISLATION COMMITTEE—ADDITIONAL INFORMATION—ADDITIONAL ESTIMATES 2000-01

Senator McGauran, at the request of the Chair of the Foreign Affairs, Defence and Trade Legislation Committee (Senator Sandy Macdonald), tabled additional information received by the committee (Additional estimates 2000-01—vols 1 and 2).

35 LEGAL AND CONSTITUTIONAL LEGISLATION COMMITTEE—REPORT—MEASURES TO COMBAT SERIOUS AND ORGANISED CRIME BILL 2001

Pursuant to order, Senator McGauran, at the request of the Chair of the Legal and Constitutional Legislation Committee (Senator Payne), tabled the following report and documents:

Measures to Combat Serious and Organised Crime Bill 2001, dated June 2001, *Hansard* record of the committee's proceedings [4 vols], documents presented to the committee and submissions [11].

Report ordered to be printed on the motion of Senator McGauran.

36 VOCATIONAL EDUCATION AND TRAINING FUNDING AMENDMENT BILL 2001

Order of the day read for the adjourned debate on the motion of the Parliamentary Secretary to the Minister for Communications, Information Technology and the Arts (Senator Ian Campbell)—That this bill be now read a second time—*and on the amendment moved by Senator Carr (see entry no. 7).*

Debate resumed.

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

Main question, as amended, 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, agreed to.

Bill to be reported without amendment.

The Acting Deputy President (Senator George Campbell) resumed the chair and the Temporary Chair of Committees reported accordingly.

On the motion of the Minister for Industry, Science and Resources (Senator Minchin) the report from the committee was adopted and the bill read a third time.

37 INTERACTIVE GAMBLING BILL 2001

Order of the day read for the adjourned debate on the motion of the Parliamentary Secretary to the Minister for Communications, Information Technology and the Arts (Senator Ian Campbell)—That this bill be now read a second time—*and on the amendment moved by Senator Bishop:*

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

- (a) condemns the Government for introducing an unworkable, internally inconsistent and hypocritical bill which:
 - (i) does not provide strong regulation of interactive gambling as the most practical and effective way of reducing social harm arising from gambling,
 - (ii) may exacerbate problem gambling in Australia by barring access to regulated online gambling services with in-built safeguards but allows access to unregulated offshore on-line gambling sites that do not offer consumer protection or probity,
 - (iii) does not extend current regulatory and consumer protection requirements applying to off-line and land-based casinos, clubs or wagering venues to online casinos and online wagering facilities,
 - (iv) damages Australia’s international reputation for effective consumer protection laws and strong, workable gambling regulations,
 - (v) singles out one form of gambling in an attempt to create the impression of placating community concern about the adverse social consequences of gambling but does not address more prevalent forms of gambling in Australian society, and
 - (vi) is not technology neutral or technically feasible; and
- (b) calls on the Government to show national leadership on this issue by:
 - (i) addressing harm minimisation and consumer protection as well as criminal issues that may arise from online gambling,
 - (ii) ensuring a quality gambling product through financial probity checks on providers and their staff,
 - (iii) maintaining the integrity of games and the proper working of gaming equipment,
 - (iv) providing mechanisms to exclude those not eligible to gamble under Australian law,
 - (v) implementing problem gambling controls, such as exclusion from facilities, expenditure thresholds, no credit betting, and the regular provision of transaction records,
 - (vi) introducing measures to minimise any criminal activity linked to interactive gambling,
 - (vii) providing effective privacy protection for online gamblers,
 - (viii) containing social costs by ensuring that adequate ongoing funds are available to assist those with gambling problems,
 - (ix) addressing revenue issues that impact upon state government decisions relating to interactive gambling,
 - (x) establishing consistent standards for all interactive gambling operators,
 - (xi) examining international protocols with the aim of achieving multilateral agreements on sports betting and other forms of interactive gambling,

- (xii) ensuring appropriate standards in advertising, in particular, to prevent advertising from targeting minors,
- (xiii) investigating mechanisms to ensure that some of the benefits of online gambling accrue more directly to the local community,
- (xiv) working with state and territory governments to ensure that online and interactive gambling operators meet the highest standards of probity and auditing through licensing agreements,
- (xv) seeking co-regulation of interactive gambling by establishing a national regulatory framework that provides consumer safeguards and industry codes of practice, and
- (xvi) coordinating the development of a co-regulatory regime through the Ministerial Council comprising of relevant state and federal ministers”.

Debate resumed.

Documents: Senator Tambling, by leave, tabled the following documents:

Interactive Gambling Bill 2001—Copies of—

Letters from the Northern Territory Minister for Racing, Gaming and Licensing (Mr Baldwin) to—

Minister for Communications, Information Technology and the Arts (Senator Alston), dated 1 March 2001.

Senator [form letter], dated 15 June 2001.

Northern Territory Legislative Assembly *Hansard*, dated 5 June 2001—Ministerial statement by Northern Territory Minister for Racing, Gaming and Licensing (Mr Baldwin).

Debate continued.

On the motion of Senator Ian Campbell the debate was adjourned till the next day of sitting.

At 7.30 pm—

38 MIGRATION LEGISLATION AMENDMENT (IMMIGRATION DETAINEES) BILL 2001

Order of the day read for the adjourned debate on the motion of the Minister for Industry, Science and Resources (Senator Minchin)—That this bill be now read a second time.

Debate resumed.

On the motion of the Parliamentary Secretary to the Minister for Health and Aged Care (Senator Tambling) the debate was adjourned till the next day of sitting.

39 PASSENGER MOVEMENT CHARGE AMENDMENT BILL 2001

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

Message no. 742, dated 27 June 2001—A Bill for an Act to amend the *Passenger Movement Charge Act 1978*, and for related purposes.

The Parliamentary Secretary to the Minister for Health and Aged Care (Senator Tambling) moved—That this bill may proceed without formalities and be now read a first time.

Question put and passed.

Bill read a first time.

Consideration of legislation: Senator Tambling, by leave, moved—That the provisions of paragraphs (5) to (7) of standing order 111 not apply to the bill, allowing it to be considered during this period of sittings.

Debate ensued.

Question put and passed.

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

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

On the motion of Senator O'Brien the debate was adjourned.

On the motion of Senator Tambling the resumption of the debate was made an order of the day for a later hour.

40 HEALTH LEGISLATION AMENDMENT (MEDICAL PRACTITIONERS' QUALIFICATIONS AND OTHER MEASURES) BILL 2001

Order of the day read for the adjourned debate on the motion of the Minister for Regional Services, Territories and Local Government (Senator Ian Macdonald)—That this bill be now read a second time.

Debate resumed.

On the motion of the Minister for Justice and Customs (Senator Ellison) the debate was adjourned till the next day of sitting.

41 PASSENGER MOVEMENT CHARGE AMENDMENT BILL 2001

Order of the day read for the adjourned debate on the motion of the Parliamentary Secretary to the Minister for Health and Aged Care (Senator Tambling)—That this bill be now read a second time.

Debate resumed.

On the motion of the Minister for Justice and Customs (Senator Ellison) the debate was adjourned till the next day of sitting.

42 DAIRY PRODUCE LEGISLATION AMENDMENT (SUPPLEMENTARY ASSISTANCE) BILL 2001

A message from the House of Representatives was reported as follows:

Message no. 741, dated 27 June 2001—Dairy Produce Legislation Amendment (Supplementary Assistance) Bill 2001, indicating that the House has not made the amendment requested by the Senate, but has made amendments in place of the requested amendment.

On the motion of the Minister for Justice and Customs (Senator Ellison) consideration of the message in committee of the whole was made an order of the day for the next day of sitting.

43 ADJOURNMENT

The Minister for Justice and Customs (Senator Ellison) moved—That the Senate do now adjourn.

Debate ensued.

The Senate adjourned at 10.07 pm till Thursday, 28 June 2001 at 9.30 am.

44 ATTENDANCE

Present, all senators except Senators Bolkus, Cook*, Lundy*, Patterson and West (* on leave).

HARRY EVANS
Clerk of the Senate