THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

JOURNALS OF THE SENATE

No. 19

THURSDAY, 10 FEBRUARY 2011

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1 MEETING OF SENATE

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

2 SOCIAL SECURITY AMENDMENT (INCOME SUPPORT FOR REGIONAL STUDENTS) BILL 2010

Order of the day read for the adjourned debate on the motion of Senator Nash—That this bill be now read a second time.

Debate resumed.

Senator Hanson-Young moved the following amendment:

At the end of the motion, add “but:

(a) the Senate is of the opinion that these reforms should be funded through a reconfigured mining resource rent tax that would generate sufficient additional revenue to cover the costs, replacing the Education Investment Fund as the source of the funds as proposed in the explanatory memorandum to the bill; and

(b) a message be sent to the House of Representatives informing it of this resolution and requesting its concurrence in the resolution”.

Debate ensued.

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 5

Senators—

Brown, Bob
Hanson-Young
Ludlam
Milne
Siewert (Teller)

NOES, 50

Senators—

Adams
Barnett
Bernardi
Bilyk
Bishop
Bowtell
Boyce
Brown, Carol
Bushby
Cameron
Carr
Cash
Collins
Conroy
Coonan
Cormann
Crossin
Eggleston
Farrell
Ferguson
Fielding
Furner
Hogg
Hurley
Johnston
Joyce
Kroger
Lundy
Macdonald
Marshall
Mason
McEwen (Teller)
McGauran
Moore
Nash
O’Brien
Parry
Payne
Pratt
Ronaldson
Ryan
Scullion
Stephens
Sterle
Troeth
Trood
Williams
Wortley
Xenophon

Question negatived.

Main question put.
The Senate divided—

AYES, 33

Senators—

Abetz
Adams
Back
Barnett
Bernardi
Boswell
Boyce
Brandis
Bushby (Teller)
Cash
Cormann
Eggleston
Ferguson
Fielding
Fifield
Fisher
Heffernan
Joyce
Kroger
Macdonald
Mason
McGauran
Minchin
Nash
Parry
Payne
Ronaldson
Ryan
Scullion
Troeth
Williams
Xenophon

NOES, 31

Senators—

Arbib
Bilyk
Bishop
Brown, Bob
Brown, Carol
Cameron
Carr
Collins
Conroy
Crossin
Faulkner
Forshaw
Furner
Hanson-Young
Hogg
Hurley
Hutchins
Ludlam
Lundy
Marshall
McEwen (Teller)
Milne
Moore
O’Brien
Polley
Pratt
Sherry
Siewert
Stephens
Sterle
Wortley

Question agreed to.

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, debated and agreed to.

Bill to be reported without amendment.

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

On the motion of Senator Nash the report from the committee was adopted.

Senator Nash moved—That this bill be now read a third time.

Question put.

The Senate divided—

AYES, 35

Senators—

Adams
Back
Barnett
Bernardi
Boswell
Boyce
Bushby (Teller)
Cash
Colbeck
Coonan
Cormann
Eggleston
Ferguson
Fierravanti-Wells
Fifield
Fisher
Heffernan
Johnston
Joyce
Kroger
Macdonald
Mason
McGauran
Minchin
Nash
Parry
Payne
Ronaldson
Ryan
Scullion
Troeth
Trood
Williams
Xenophon
NOES, 33

Senators—
Arbib
Bilyk
Bishop
Brown, Bob
Brown, Carol
Cameron
Collins
Conroy
Crossin
Farrell
Faulkner
Feeney
Forshaw
Furner
Hanson
Hanson-Young
Hogg
Hurley
Hutchins
Ludlam
Lundy
Marshall
McEwen (Teller)
McLucas
Sterle
Milne
Moore
O’Brien
Polley
Pratt
Sherry
Siewert
Stephens
Sterle
Wortley

Question agreed to.
Bill read a third time.

3 PETITIONS

The following 3 petitions, lodged with the Clerk by the senators indicated, were received:

Senator Colbeck, from 1 136 petitioners, requesting that the Senate support a motion relating to the service provided by the Sisters of Charity Outreach for mental health.

Senator Humphries, from 3 petitioners, requesting that the Senate take action to ensure priority for Christians as immigrants and refugees.

Senator Stephens, from 33 petitioners, requesting that the Senate take action to uphold the definition of marriage as defined in the Marriage Act 1961.

Statement by leave: Senator Colbeck, by leave, made a statement relating to a petition concerning the Sisters of Charity Outreach service.

4 NOTICES

Notices of motion:

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

(a) notes that:

(i) while Victoria, New South Wales, South Australia, Western Australia and the Australian Capital Territory all insure public assets with a comprehensive disaster cover obtained on the international re-insurance market, Queensland, the Northern Territory and Tasmania do not,

(ii) the recent comments by the Prime Minister (Ms Gillard) that Queensland’s lack of insurance cover for its public assets was a ‘matter for Queensland’, are obviously incorrect, given that the flood levy will be borne by the majority of taxpayers, and

(iii) the extent to which the Commonwealth reimburses the states and territories for expenditure related to natural disaster relief and recovery, as set out by the Natural Disaster Relief and Recovery Arrangements, does not take into consideration whether a state or territory has taken out insurance cover; and

(b) calls on the Government to:

(i) reveal the Commonwealth Government’s insurance arrangements for its infrastructure,
(ii) transparently estimate what the cost to the Commonwealth Government would have been had the Queensland Government purchased reinsurance to cover the cost of damage to public infrastructure caused by recent natural disasters,

(iii) table all communication between the Commonwealth and the Queensland, Northern Territory and Tasmanian Governments relating to their lack of natural disaster reinsurance for public infrastructure, since the 2007 election, and

(iv) consider how future Natural Disaster Relief and Recovery Arrangements can take into consideration the extent to which the state and territory governments are insured against damage to public infrastructure caused by natural disasters. (general business notice of motion no. 172)

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

(a) notes that:

(i) in 2006 the Australian Greens instigated an inquiry by the Standing Committee on Rural and Regional Affairs and Transport into Australia’s future oil supply and alternative transport fuels,

(ii) neither the former Howard Government, the former Rudd Government nor the Gillard Government have implemented the nine recommendations of that inquiry’s tripartite report, with only ‘Recommendation 6’ relating to incentives for fuel efficient vehicles even having been considered,

(iii) following a series of whistleblower leaks, the International Energy Agency in 2010 for the first time publicly acknowledged the real threat of peak oil, and

(iv) a series of diplomatic cables released by Wikileaks and published in the week beginning 6 February 2011 reveals growing confidence that Saudi Arabian oil reserves have been overstated by as much as 40 per cent and that the world’s biggest oil exporter may not be able to supply enough oil to the global market to prevent prices rising dramatically; and

(b) calls on the Government immediately to develop a national plan to respond to the challenge of peak oil and Australia’s dependence on imported foreign oil. (general business notice of motion no. 173)

Senator Xenophon: To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to amend the Customs Act 1901 in relation to anti-dumping duties, and for related purposes. Customs Amendment (Anti-Dumping) Bill 2011. (general business notice of motion no. 174)

Intention to withdraw: Senator McEwen, at the request of the Chairman of the Standing Committee on Regulations and Ordinances (Senator Stephens) and pursuant to standing order 78, gave notice of Senator Stephens’ intention, at the giving of notices on the next day of sitting, to withdraw business of the Senate notices of motion nos 1, 2, 3 and 4 standing in the name of Senator Stephens for 12 sitting days after today for the disallowance of the following instruments:


Australian Wine and Brandy Corporation (Annual General Meeting of the Industry) Amendment Regulations 2010 (No. 1), as contained in Select Legislative Instrument 2010 No. 218 and made under the Australian Wine and Brandy Corporation Act 1980.


Senator McEwen, by leave, made a statement relating to the notice of intention.

5 **ROUTINE OF BUSINESS—VARIATION**

The Parliamentary Secretary for Disabilities and Carers (Senator McLucas), by leave, moved—That consideration of general business under standing order 57(1)(d)(x) shall not be proceeded with today.

Question put and passed.

6 **PRIVATE SENATORS’ BILLS—CONSIDERATION**

The Parliamentary Secretary for Disabilities and Carers (Senator McLucas) moved—That the following general business orders of the day be considered on Thursday, 3 March 2011 under the temporary order relating to the consideration of private senators’ bills:


No. 31 Protecting Children from Junk Food Advertising (Broadcasting Amendment) Bill 2010.

No. 22 Environment Protection (Beverage Container Deposit and Recovery Scheme) Bill 2010.

Question put and passed.

7 **POSTPONEMENTS**

The following items of business were postponed:

Business of the Senate notice of motion no. 1 standing in the names of Senators Fisher and Ludlam for today, proposing a reference to the Environment and Communications References Committee, postponed till 28 February 2011.

General business notice of motion no. 27 standing in the name of the Leader of the Australian Greens (Senator Bob Brown) for today, proposing the introduction of the Food Standards Amendment (Truth in Labelling Laws) Bill 2010, postponed till 24 March 2011.

General business notice of motion no. 76 standing in the name of the Leader of the Australian Greens (Senator Bob Brown) for today, proposing an amendment to standing order 104, postponed till 22 August 2011.

8 **COMMUNICATIONS—COMMUNITY RADIO STATION 4ZZZ-FM—35TH ANNIVERSARY**

Senator Moore, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 163—That the Senate—

(a) notes that:

(i) 8 December 2010 was the 35th anniversary of the first official broadcast of community radio station 4ZZZ-FM from studios at the University of Queensland,

(ii) 4ZZZ was the first FM stereo radio station in Queensland, the first community broadcaster in Australia with journalists accredited by the then Australian Journalists Association and the first mass-audience format community broadcaster in Australia, and
(iii) 4ZZZ has provided, and continues to provide, an important means of exposure for many Brisbane musicians and artists and an important independent local outlet for information and news;

(b) congratulates all those involved in establishing and maintaining this pioneering community-based radio station now broadcasting from studios in Fortitude Valley in Brisbane; and

(c) expresses support for the ongoing development of community broadcasting in Australia as an important component in ensuring the community has access to a diverse and adequate range of information and entertainment.

Question put and passed.

9 NATIONAL VOCATIONAL EDUCATION AND TRAINING REGULATOR (CONSEQUENTIAL AMENDMENTS) BILL 2011
HIGHER EDUCATION SUPPORT AMENDMENT (NO. 1) BILL 2011

The Parliamentary Secretary for Disabilities and Carers (Senator McLucas), at the request of the Minister for Tertiary Education, Skills, Jobs and Workplace Relations (Senator Evans) and pursuant to notices of motion not objected to as formal motions, moved government business notices of motion nos 1 and 2—That the following bills be introduced:

A Bill for an Act to deal with consequential matters arising from the enactment of the National Vocational Education and Training Regulator Act 2011, and for related purposes.

A Bill for an Act to amend the Higher Education Support Act 2003, and for related purposes.

Question put and passed.

Senator McLucas presented the bills and 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 McLucas moved—That these bills be now read a second time.


Consideration of legislation: Pursuant to order, the debate was adjourned and the resumption of the debate made an order of the day for the first day in the next period of sittings.

Senator McLucas moved—That the bills be listed on the Notice Paper as separate orders of the day.

Question put and passed.
10 WILD RIVERS (ENVIRONMENTAL MANAGEMENT) BILL 2011

Senator Scullion amended general business notice of motion no. 170 by leave and, 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 protect the interests of Aboriginal people in the management, development and use of native title land situated in wild river areas, and for related purposes.

Question put and passed.

Senator Scullion 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 Scullion moved—that this bill be now read a second time.

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

11 COMMUNITY AFFAIRS REFERENCES COMMITTEE—EXTENSION OF TIME TO REPORT

The Chair of the Community Affairs References Committee (Senator Siewert), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 171—that the time for the presentation of the report of the Community Affairs References Committee on the Commonwealth contribution to former forced adoption policies be extended to 30 June 2011.

Question put and passed.

12 WOMEN—REPRESENTATION OF WOMEN IN NATIONAL PARLIAMENTS

The Leader of the Australian Greens (Senator Bob Brown), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 169—that the Senate—

(a) promotes the increased representation of women in national parliaments in the interest of gender equality and women’s empowerment, as reflected in the Millennium Development Goals;

(b) agrees that women are under-represented in almost all national parliaments around the world;

(c) accepts that the advancement of women raises the status and value of women in society and their work;

(d) supports the participation of women in democratic institutions to improve political and policy outcomes;

(e) backs efforts to improve women’s access to parliamentary life; and

(f) congratulates the Government of Papua New Guinea (PNG) for championing efforts to increase the number of women elected to the PNG Parliament.

Question put and passed.
13 SUPERANNUATION—PRODUCTIVITY COMMISSION REPORT—ORDER FOR PRODUCTION OF DOCUMENT

Senator Cormann, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 162—that the Senate—

(a) notes:

(i) the response by the Chairman of the Productivity Commission to an order of the Senate seeking a report by the Commission on the design of a process for the selection and ongoing review of the superannuation funds, which was agreed to by the Senate on 16 November 2010,

(ii) that in a letter to the Clerk of the Senate the Chairman of the Productivity Commission expressed the view that in his understanding ‘such a report would need to be commissioned by the Assistant Treasurer’,

(iii) that like the Australian Information Commissioner, the Chairman of the Productivity Commission appears to have confused a legitimate order of a House of the Australian Parliament for the production of a document, with a request to perform a specific function under his enabling statute, and

(iv) with increasing concern this recently emerging trend of statutory agencies established by the Parliament failing to understand valid orders of the Senate and thereby threatening to interfere with the free exercise by the Senate of its authority and functions;

(b) advises the Productivity Commissioner as follows:

(i) that under section 49 of the Constitution the Senate has the undisputed power to order the production of documents necessary for its information, a power which encompasses documents already in existence and documents required to be created for the purpose of complying with the order,

(ii) this power may be modified only by express statutory declaration, as required by section 49 of the Constitution,

(iii) nothing in the Productivity Commission Act 1998 is expressed as a declaration for the purpose of section 49 that would have the effect of limiting the exercise of the power by the Houses of the Commonwealth Parliament in respect of the Productivity Commission,

(iv) multiple resolutions of the Senate affirm the principle that information may be withheld from it only following consideration by the Senate of a properly founded claim of public interest immunity, and

(v) the Senate has on numerous occasions exercised its power to require statutory agencies and officers to produce information in response to orders; and

(c) again orders the Productivity Commission to provide the report requested by the Senate consistent with its order agreed to on 16 November 2010.

Question put and passed.
14 ECONOMICS REFERENCES COMMITTEE—REFERENCE
Senator Xenophon, also on behalf of Senators Colbeck and Milne, pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 2—That the following matter be referred to the Economics References Committee for inquiry and report by 15 April 2011:

The impact on the Australian dairy industry supply chain of the recent decision by Coles supermarket (followed by Woolworths, Aldi and Franklins) to heavily discount the price of milk (to $1 per litre) and other dairy products on the Australian dairy industry, with particular reference to:

(a) wholesale milk prices;
(b) the decrease in Australian production of milk from 11 billion litres in 2004 to 9 billion litres in 2011, of which only 25 per cent is drinking milk;
(c) whether such a price reduction is anti-competitive;
(d) the suitability of the framework contained in the Horticulture Code of Conduct to the Australian dairy industry;
(e) the recommendations of the 2010 Economics References Committee report, Milking it for all it’s worth – competition and pricing in the Australian dairy industry and how these have progressed;
(f) the need for any legislative amendments; and
(g) any other related matters.

Senator Nash, by leave, moved the following amendment:
Omit paragraph (a), substitute:
(a) farm gate, wholesale and retail milk prices;

Question—That the amendment be agreed to—put and passed.
Main question, as amended, put and passed.

15 RURAL AFFAIRS AND TRANSPORT REFERENCES COMMITTEE—REFERENCE
Senator Xenophon, pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 3—That the following matter be referred to the Rural Affairs and Transport References Committee for inquiry and report by 15 April 2011:

The impact of the decision by the South Australian Government to forward-sell the state’s $2.8 billion timber assets on the state’s economy, timber industry and on jobs and any other broader impacts, with particular reference to:

(a) the likelihood of regional job losses;
(b) the flow-on effects to communities in timber-reliant regions;
(c) the potential for the private buyer not to consider local impacts;
(d) the potential for reduced value-adding locally and increased off-shoring; and
(e) any other related matters.

Question put and passed.

16 HEALTH—MENTAL HEALTH—SISTERS OF CHARITY OUTREACH SERVICE
Senator Colbeck, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 164—That the Senate—

(a) recognises:
   (i) the important, unique and successful service provided by Sisters of Charity Outreach to the Devonport community, and
   (ii) the strong desire of the Devonport and wider communities to retain this vital mental health service;
(b) seeks that:

(i) the Prime Minister (Ms Gillard) meet her promise that a re-elected Labor Government would make mental health a priority, and

(ii) the Government re-consider its decision not to extend funding for the Sisters of Charity Outreach service beyond the current 4-year period; and

(c) calls on the Government to provide $1.25 million over 3 years for this vital northwest Tasmanian health service.

Statement by leave: The Parliamentary Secretary for Disabilities and Carers (Senator McLucas), by leave, made a statement relating to the motion.

Question put and passed.

17 FINANCE—BANKS

Senator Xenophon, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 165—That the Senate—

(a) notes that:

(i) the Government has initiated a feasibility study into full account portability, due for completion by 30 June 2011, examining options that will make it easier for Australians to find a better banking deal, and

(ii) the inquiry of the Economics References Committee into competition within the Australian banking sector has heard substantial evidence that Australians are frustrated by the difficulties of switching their transaction accounts to get a better banking deal;

(b) recognises that simple steps making it easier for Australians to switch banks can be taken immediately, allowing consumers to save money through a better deal without delay; and

(c) calls on the Government to support steps requiring banks to provide a simple, single-form, one-step process for customers to move their transaction accounts to the bank of their choice, including all debits and credits.

Senator Cormann, by leave, moved the following amendment:

Omit paragraph (b).

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 40

Senators—

Adams
Barnett
Bilyk
Bishop
Boyce
Brown, C (Teller)
Bushby
Cameron
Cash
Colbeck
Cormann
Crossin
Eggleston
Farrell
Feeney
Ferguson
Fierravanti-Wells
Fifield
Forshaw
Furner
Hogg
Hurley
Hutchins
Kroger
Lundy
Marshall
McEwen
McLucas
Minchin
Moore
Nash
O’Brian
Parry
Polley
Pratt
Ryan
Stephens
Sterle
Williams
Wortley
NOES, 7

Senators—
Brown, Bob
Fielding
Hanson-Young
Ludlam
Milne
Siewert (Teller)
Xenophon

Question agreed to.

The Parliamentary Secretary for Disabilities and Carers (Senator McLucas), by leave, moved the following amendment:

Paragraph (c), omit “, single-form, one-step”.

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 40

Senators—
Adams
Barnett
Bilyk
Bishop
Boyce
Brown, C (Teller)
Bushby
Cameron
Cash
Colbeck

Cormann
Crossin
Eggleston
Farrell
Feeney
Ferguson
Fierravanti-Wells
Fifield
Forshaw
Furner

Hogg
Hurley
Hutchins
Kroger
Lundy
Marshall
McEwen
McLucas
Minchin
Moore

Parry
Pratt
Ryan
Stephens
Sterle
Williams
Wortley

NOES, 7

Senators—
Brown, Bob
Fielding
Hanson-Young
Ludlam
Milne
Siewert (Teller)
Xenophon

Question agreed to.

Main question, as amended, put and passed.

18 Industry—Dairy Industry and Milk Prices

Senator Milne, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 168—That the Senate—

(a) notes:

(i) the move by Coles and Woolworths to significantly discount the price of home brand milk, and

(ii) the difficulties faced by the dairy industry across the country in part because of the duopoly of Coles and Woolworths over a long period of time;

(b) recalls the tripartite recommendations from the relevant 2010 Senate committee reports to seriously examine marketplace activities which impact adversely on the dairy industry;

(c) notes that section 49 of the Trade Practices Act 1974 pertaining to anti-price discrimination measures was removed; and

(d) calls on the Government to reinstate an anti-price discrimination provision in the Competition and Consumer Act 2010.

Question put.
The Senate divided—

AYES, 7

Senators—

Brown, Bob
Fielding
Hanson-Young
Ludlam
Milne
Xenophon
Siewert (Teller)

NOES, 41

Senators—

Adams
Barnett
Bilyk
Boyce
Brown, Carol
Bushby
Cameron
Cash
Colbeck
Cormann
Crossin
Eggleston
Farrell
Feeley
Ferguson
Fierravanti-Wells
Fifield
Forshaw
Furner
Hogg
Hurley
Hutchins
Kroger
Lundy
Macdonald
Marshall
McEwen
MeLucas
Minchin
Moore
Nash
Parry (Teller)
Polley
Pratt
Ryan
Stephens
Sterle
Williams
Wortley
O’Brien

Question negatived.

19 FOREIGN AFFAIRS—UGANDA—HUMAN RIGHTS

Senator Hanson-Young, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 166—That the Senate—

(a) notes:

(i) the increase in incitement and acts of homophobic violence in Uganda in recent months, and

(ii) in particular, the murder of leading gay rights activist, Mr David Kato;

(b) recognises:

(i) the Ugandan Government’s Anti-Homosexuality Bill, introduced on 14 October 2009, seeks to criminalise homosexuality and impose the death penalty on HIV positive people who have sex, and

(ii) that some media outlets in Uganda are actively encouraging the killing of homosexuals; and

(c) calls on the Federal Government to condemn homophobic violence in Uganda and moves to criminalise homosexuality.

Question put and passed.

20 SUPERANNUATION—INVESTMENT IN AUSTRALIAN ART

Senator Milne amended general business notice of motion no. 167 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that:

(i) the Cooper Review into superannuation in 2010 recommended that private investment in art no longer be an eligible investment for do-it-yourself (DIY) superannuation schemes, and

(ii) after a strong campaign by artists concerned that the local art market would be seriously damaged by this move, the Government promised during the 2010 election campaign to reject this recommendation; and
(b) calls on the Government to:

(i) abide by its election promise, and

(ii) ensure that any conditions do not act as a disincentive for DIY superannuation schemes to invest in Australian art.

Question put and passed.

21 PUBLICATIONS—STANDING COMMITTEE—3RD REPORT

The Chair of the Standing Committee on Publications (Senator Carol Brown), tabled the following report:

PUBLICATIONS COMMITTEE

3RD REPORT

The Publications Committee reports that it has met in conference with the Publications Committee of the House of Representatives.

The Committee, having considered documents presented to the Parliament since 24 November 2010, recommends that the following be printed:

Audio-Visual Copyright Society Limited (Screenrights)—Report for 2009-10.


Copyright Agency Limited (CAL)—Report for 2009-10.


Fisheries Research and Development Corporation (FRDC)—Report for 2009-10.


Private Health Insurance Administration Council—Report for 2009-10 on the operations of the registered health benefits organisations.

Sugar Research and Development Corporation—Report for 2009-10.


Senator Carol Brown
Chair
10 February 2011.

Senator Carol Brown moved—that the report be adopted.

Question put and passed.
22 **REGULATIONS AND ORDINANCES—STANDING COMMITTEE—DOCUMENT**

Senator McEwen, at the request of the Chairman of the Standing Committee on Regulations and Ordinances (Senator Stephens) tabled the following document:


23 **COMMITTEES—ADDITIONAL INFORMATION—ESTIMATES**

Senator McEwen, at the request of the chairs of the respective committees, tabled the following documents:

Budget estimates 2010-11—Economics Legislation Committee—Additional information received between 28 October 2010 and 9 February 2011—Treasury portfolio.

Budget estimates 2010-11 (Supplementary)—
Community Affairs Legislation Committee—Additional information received between 28 October 2010 and 9 February 2011—
- Families, Housing, Community Services and Indigenous Affairs portfolio.
- Health and Ageing portfolio.
- Human Services portfolio.

Economics Legislation Committee—Documents presented to the committee and additional information received between 20 October 2010 and 9 February 2011—
- Resources, Energy and Tourism portfolio.
- Treasury portfolio.

Environment and Communications Legislation Committee—Additional information received between 24 November 2010 and 9 February 2011—
- Broadband, Communications and the Digital Economy portfolio.
- Climate Change and Energy Efficiency portfolio.
- Sustainability, Environment, Water, Population and Communities portfolio.

Finance and Public Administration Legislation Committee—Hansard record of proceedings and additional information received between 26 November 2010 and 10 February 2011—
- Department of Regional Australia, Regional Development and Local Government.
- Finance and Deregulation portfolio.
- Parliamentary departments.
- Prime Minister and Cabinet portfolio.

Foreign Affairs, Defence and Trade Legislation Committee—Additional information received between 16 November 2010 and 10 February 2011—
- Defence portfolio.
- Foreign Affairs and Trade portfolio.

Legal and Constitutional Affairs Legislation Committee—Additional information received between 24 November 2010 and 8 February 2011—Attorney-General’s portfolio.
Rural Affairs and Transport Legislation Committee—Additional information received between 25 November 2010 and 9 February 2011—Agriculture, Fisheries and Forestry portfolio.

24 AVIATION CRIMES AND POLICING LEGISLATION AMENDMENT BILL 2010 [2011]  
 LAW AND JUSTICE LEGISLATION AMENDMENT (IDENTITY CRIMES AND OTHER MEASURES) BILL 2010 [2011]  

Messages from the House of Representatives were reported agreeing to the following bills without amendment:  

25 LEGAL AND CONSTITUTIONAL AFFAIRS REFERENCES COMMITTEE—REPORT—  
 DONOR CONCEPTION PRACTICES IN AUSTRALIA  

Pursuant to order, the Chair of the Legal and Constitutional Affairs References Committee (Senator Barnett) tabled the following report and documents:  
Legal and Constitutional Affairs References Committee—Donor conception practices in Australia—Report, dated February 2011, Hansard record of proceedings, documents presented to the committee, additional information and submissions.  
Report ordered to be printed on the motion of Senator Barnett.  
Senator Barnett, by leave, moved—That the Senate take note of the report.  
Debate ensued.  
Debate adjourned till the next day of sitting, Senator Crossin in continuation.

26 EDUCATION SERVICES FOR OVERSEAS STUDENTS LEGISLATION AMENDMENT  
 BILL 2010 [2011]  

Order of the day read for the adjourned debate on the motion of the Parliamentary Secretary to the Prime Minister (Senator Lundy)—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 Parliamentary Secretary for Defence (Senator Feeney) the bill was read a third time.

27 FAMILY ASSISTANCE LEGISLATION AMENDMENT (CHILD CARE BUDGET MEASURES) BILL 2010  

Order of the day read for the adjourned debate on the motion of the Parliamentary Secretary for Defence (Senator Feeney)—That this bill be now read a second time.  
Debate resumed.  
At 2 pm: Debate was interrupted while the Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) was speaking.
28 **Questions**

Questions without notice were answered.

29 **Defence Force Retirement and Death Benefits Amendment (Fair Indexation) Bill 2010—Explanatory Memorandum**


30 **Motions to Take Note of Answers**

Senator Fierravanti-Wells moved—That the Senate take note of the answer given by the Minister for Agriculture, Fisheries and Forestry (Senator Ludwig) to a question without notice asked by Senator Fierravanti-Wells today relating to health and hospital reform.

Debate ensued.

Question put and passed.

Senator Siewert moved—That the Senate take note of the answer given by the Minister for Innovation, Industry, Science and Research (Senator Carr) to a question without notice asked by Senator Siewert today relating to a liquid assets test.

Question put and passed.

31 **Environment—Murray-Darling Basin Authority—Personal Explanation**

Senator Heffernan, by leave, made a personal explanation relating to remarks made by the Minister for Broadband, Communications and the Digital Economy (Senator Conroy) during question time on 9 February 2011.

32 **Discussion of Matter of Public Importance—Health—Hospital Reform Process**

The Deputy President (Senator Ferguson) informed the Senate that Senator Fifield had proposed that the following matter of public importance be submitted to the Senate for discussion:

The collapse of the Government’s hospital reform process and failure to honour its commitments on health.

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

33 **Historical Events—Commemoration of the 2nd Anniversary of the Black Saturday Bushfires—Ministerial Statement—Document**

The Minister for Small Business (Senator Sherry) tabled the following document:


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

Debate ensued.

Question put and passed.
34 RURAL AND REGIONAL AFFAIRS AND TRANSPORT REFERENCES COMMITTEE—GOVERNMENT RESPONSE—MANAGEMENT OF THE REMOVAL OF THE REBATE FOR AQIS EXPORT CERTIFICATION FUNCTIONS

The Minister for Small Business (Senator Sherry) tabled the following document:

Rural and Regional Affairs and Transport References Committee—Report—Management of the removal of the rebate for AQIS export certification functions—Government response.

35 TREATIES—JOINT STANDING COMMITTEE—GOVERNMENT RESPONSE—99TH REPORT

The Minister for Small Business (Senator Sherry) tabled the following document:


36 WORK OF COMMITTEES—DOCUMENT

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

Work of committees—Year statistics: 1 January to 31 December 2010; and half-year statistics: 1 July to 31 December 2010.

Document ordered to be printed on the motion of Senator Carol Brown.

37 AUDITOR-GENERAL—AUDIT REPORT NO. 27 OF 2010-11—DOCUMENT

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


38 PARTICULARS OF PROPOSED ADDITIONAL EXPENDITURE—2010-11—DOCUMENTS

The Minister for Small Business (Senator Sherry) tabled the following documents:

Particulars of proposed additional expenditure in respect of the year ending on 30 June 2011 [Appropriation Bill (No. 3) 2010-2011].

Particulars of certain proposed additional expenditure in respect of the year ending on 30 June 2011 [Appropriation Bill (No. 4) 2010-2011].

Senator Sherry, by leave, moved—that—

(a) the documents, together with the final budget outcome 2009-10 (see entry no. 2, 26 October 2010) and the Issues from the advances under the annual Appropriation Acts for 2009-10 (see entry no. 2, 17 November 2010), be referred to committees for examination and report; and

(b) consideration of the Issues from the advances under the annual Appropriation Acts in committee of the whole be made an order of the day for the day on which committees report on their examination of the additional estimates.

Question put and passed.
The Minister for Small Business (Senator Sherry) tabled the following documents:

Estimates of proposed additional expenditure for 2010-11—Portfolio additional estimates statements—Portfolios and executive departments—

Agriculture, Fisheries and Forestry.
Attorney-General.
Broadband, Communications and the Digital Economy.
Defence.
Department of Climate Change and Energy Efficiency.
Department of Regional Australia, Regional Development and Local Government.
Department of Veterans’ Affairs.
Education, Employment and Workplace Relations.
Families, Housing, Community Services and Indigenous Affairs.
Finance and Deregulation.
Foreign Affairs and Trade.
Health and Ageing.
Human Services.
Immigration and Citizenship.
Infrastructure and Transport.
Innovation, Industry, Science and Research.
Prime Minister and Cabinet.
Resources, Energy and Tourism.
Sustainability, Environment, Water, Population and Communities.
Treasury.

The Minister for Small Business (Senator Sherry) tabled the following document:

Education—Building the Education Revolution—Bilateral agreements—Order for production of documents—Document

Education—Building the Education Revolution—Bilateral agreements—Statement responding to the order of the Senate of 9 February 2011.

The Minister for Small Business (Senator Sherry) tabled the following document:


42 SELECTION OF BILLS—STANDING COMMITTEE—REPORT NO. 1 OF 2011

Senator Carol Brown, by leave and at the request of the Chair of the Selection of Bills Committee (Senator McEwen), tabled the following report:

SELECTION OF BILLS COMMITTEE

REPORT NO. 1 OF 2011

1. The committee met in private session on Thursday, 10 February 2011 at 12.45 pm.

2. The committee resolved to recommend—that—
   (a) the Foreign Acquisitions Amendment (Agricultural Land) Bill 2010 be referred immediately to the Economics Legislation Committee for inquiry and report by 15 June 2011;
   (b) the provisions of the Human Services Legislation Amendment Bill 2010 be referred immediately to the Community Affairs Legislation Committee for inquiry and report by 22 March 2011;
   (c) the provisions of the National Broadband Network Companies Bill 2010 and the Telecommunications Legislation Amendment (National Broadband Network Measures—Access Arrangements) Bill 2010 be referred immediately to the Environment and Communications Legislation Committee for inquiry and report by 16 March 2011;
   (d) the National Vocational Education and Training Regulator Bill 2010 [2011] and the National Vocational Education and Training Regulator (Transitional Provisions) Bill 2010 [2011], together with the National Vocational Education and Training Regulator (Consequential Amendments) Bill 2011, be referred immediately to the Education, Employment and Workplace Relations Legislation Committee for inquiry and report by 16 March 2011; and
   (e) the provisions of Schedule 2 of the Tax Laws Amendment (2010 Measures No. 5) Bill 2010 be referred immediately to the Economics Legislation Committee for inquiry and report by 24 March 2011.

3. The committee resolved to recommend—that the following bills not be referred to committees:
   Electoral and Referendum Amendment (Enrolment and Prisoner Voting) Bill 2010
   National Broadband Network Financial Transparency Bill 2010 (No. 2)
   Statute Law Revision Bill (No. 2) 2010
   Wild Rivers (Environmental Management) Bill 2011.

The committee recommends accordingly.

4. The committee deferred consideration of the following bills to its next meeting:
   Combating the Financing of People Smuggling and Other Measures Bill 2011
   Electronic Transactions Amendment Bill 2011
   Families, Housing, Community Services and Indigenous Affairs and Other Legislation Amendment (Election Commitments and Other Measures) Bill 2011
   Higher Education Support Amendment (No. 1) Bill 2011
   Income Tax Rates Amendment (Temporary Flood Reconstruction Levy) Bill 2011
No. 19—10 February 2011

Migration Amendment (Detention of Minors) Bill 2010
Migration Amendment (Detention Reform and Procedural Fairness) Bill 2010
Military Rehabilitation and Compensation Amendment (MRCA Supplement) Bill 2011
Responsible Takeaway Alcohol Hours Bill 2010
Tax Laws Amendment (Temporary Flood Reconstruction Levy) Bill 2011.

Anne McEwen
Chair
10 February 2011.

Senator Carol Brown moved—that the report be adopted.
Question put and passed.

43 DOCUMENTS

The following documents were tabled by the Clerk:

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

Civil Aviation Act—Civil Aviation Regulations—Instruments Nos CASA—
06/11—Instructions – V.F.R. flights conducted by Fugro Airborne Surveys Pty Ltd [F2011L00209].
EX03/11—Exemption – recency requirements for night flying (Network Aviation Pty Ltd) [F2011L00129].
EX14/11—Exemption – Christopher Thomas Keating [F2011L00210].

Competition and Consumer Act—Consumer Protection Notice No. 11 of 2011—Permanent Ban on Children’s Products Containing More Than 1% Diethylhexyl Phthalate (DEHP) [F2011L00192].

Customs Act—Tariff Concession Orders—
1042168 [F2011L00205].
1044225 [F2011L00191].
1044626 [F2011L00207].
1044632 [F2011L00197].
1045124 [F2011L00194].
1045276 [F2011L00196].
1045417 [F2011L00195].
1045489 [F2011L00198].
1045695 [F2011L00199].
1045922 [F2011L00208].
1046228 [F2011L00200].
1046809 [F2011L00201].
1046941 [F2011L00202].
1047267 [F2011L00203].

Judiciary Act—Legal Services Amendment Directions 2010 (No. 1) [F2011L00187].
Lands Acquisition Act—Statement describing property acquired by agreement for specified public purposes under section 125.
10/092—Organisations that may sponsor Short Stay Business Visitors [F2011L00204].

44 Indexed Lists of Departmental and Agency Files—Order for Production of Documents—Document
The following document was tabled pursuant to the order of the Senate of 30 May 1996, as amended:
Indexed lists of departmental and agency files for the period 1 July to 31 December 2010—Statement of compliance—Austrade.

45 Departmental and Agency Appointments and Vacancies—Order for Production of Documents—Document
The following document was tabled pursuant to the order of the Senate of 24 June 2008, as amended:
Departmental and agency appointments and vacancies—Additional estimates—Letter of advice—Broadband, Communications and the Digital Economy portfolio.

46 Departmental and Agency Grants—Order for Production of Documents—Document
The following document was tabled pursuant to the order of the Senate of 24 June 2008:
Departmental and agency grants—Additional estimates—Letter of advice—Broadband, Communications and the Digital Economy portfolio.

47 Committee Membership
The Acting Deputy President (Senator Marshall) informed the Senate that the President had received a letter requesting a change in the membership of a committee.
The Parliamentary Secretary for Sustainability and Urban Water (Senator Farrell), by leave, moved—that Senator Faulkner be discharged from and Senator O’Brien be appointed to the Joint Standing Committee on Foreign Affairs, Defence and Trade.
Question put and passed.

48 Government Documents—Orders of the Day—Consideration
The following orders of the day relating to government documents were considered:
Department of Broadband, Communications and the Digital Economy—Report for 2009-10. Motion of Senator Macdonald to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.
Commonwealth Scientific and Industrial Research Organisation (CSIRO)—Report for 2009-10, including report of the Science and Industry Endowment Fund. Motion of Senator Macdonald to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Australian Law Reform Commission—Report No. 113—Report for 2009-10. Motion of Senator Barnett to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Federal Magistrates Court of Australia—Report for 2009-10. Motion of Senator Macdonald to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Australian Institute of Family Studies.
Australian National Audit Office.
Australian Public Service Commission.
Climate Change and Energy Efficiency portfolio.
Commonwealth Ombudsman.
Department of Broadband, Communications and the Digital Economy.
Department of Families, Housing, Community Services and Indigenous Affairs.
Department of Immigration and Citizenship.
Department of Infrastructure and Transport.
Department of Regional Australia, Regional Development and Local Government [2].
Department of the Prime Minister and Cabinet portfolio.
Department of Veterans’ Affairs.
Education, Employment and Workplace Relations portfolio.
Finance and Deregulation portfolio.
Human Services portfolio.
Inspector-General of Intelligence and Security.
National Archives of Australia.
Office for Sport.
Office for the Arts.
Office of National Assessments.
Old Parliament House.
Privacy Advisory Committee; and Office of the Privacy Commissioner.
Resources, Energy and Tourism portfolio.
Treasury portfolio.

—Motion of Senator Macdonald to take note of documents called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Departmental and agency grants—Budget (Supplementary) estimates—Letters of advice—Documents tabled 25 October 2010—Office of the Official Secretary to the Governor-General. Motion of Senator Barnett to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Administrative Review Council—Report for 2009-10. Motion of Senator Back to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Classification Board and Classification Review Board—Reports for 2009-10. Motion of Senator Back to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Attorney-General’s Department—Report for 2009-10. Motion of Senator Back to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Military Superannuation and Benefits Board of Trustees—Report for 2009-10, including financial statements for the Military Superannuation and Benefits Fund. Motion of Senator Ronaldson to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Military Superannuation and Benefits Board of Trustees—Report for 2009-10, including financial statements for the Military Superannuation and Benefits Fund.

Defence Force Retirement and Death Benefits Authority (DFRDB)—Report for 2009-10. Motion of Senator Ronaldson to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Office of the Renewable Energy Regulator—Financial report for 2009-10. Motion of Senator Barnett to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Australian War Memorial—Report for 2009-10. Motion of Senator Ronaldson to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Australian War Memorial—Report for 2009-10. Motion of Senator Ronaldson to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.


Cancer Australia—Report for 2009-10. Motion of Senator Macdonald to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Airservices Australia—Equity and diversity program 2007-10—Progress report for 2009-10. Motion of Senator Macdonald to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

ASC Pty Ltd—Statement of corporate intent 2010 to 2013. Motion of Senator Macdonald to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

ASC Pty Ltd—Report for 2009-10. Motion of Senator Macdonald to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Repatriation Commission, Military Rehabilitation and Compensation Commission and Department of Veterans’ Affairs—Reports for 2009-10, including financial statements of the Defence Service Homes Insurance Scheme—Reprint. Motion of Senator Macdonald to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.


Australian Rail Track Corporation Ltd (ARTC)—Statement of corporate intent 2010-11. Motion to take note of document moved by Senator Williams. Debate adjourned till Thursday at general business, Senator Williams in continuation.


Department of Defence—Reports for 2009-10—


—Motion to take note of documents moved by Senator Williams. Debate adjourned till Thursday at general business, Senator Williams in continuation.

Australian Radiation Protection and Nuclear Safety Agency—Quarterly report for the period 1 July to 30 September 2010. Motion to take note of document moved by Senator Williams. Debate adjourned till Thursday at general business, Senator Williams in continuation.


IIF Investments Pty Limited and IIF Foundation Pty Limited—Reports for 2009-10. Motion to take note of document moved by Senator Williams. Debate adjourned till Thursday at general business, Senator Williams in continuation.


Australian Public Service Commission—State of the service—Report for 2009-10. Motion of Senator Cameron to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Criminal Code Act 1995—Control orders and preventative detention orders—Reports for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.
National Security Information (Criminal and Civil Proceedings) Act 2004—Non-disclosure and witness exclusion certificates—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Airservices Australia—Corporate plan 1 July 2010 to 30 June 2015. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Australian Electoral Commission (AEC)—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Pharmaceutical Benefits Pricing Authority—Report for 2009-10. Motion of Senator Barnett to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Murray-Darling Basin Authority—Report for 2009-10. Motion of Senator Nash to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Wheat Exports Australia—Report for 2009-10. Motion to take note of document moved by Senator Nash. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Royal Australian Air Force Veterans’ Residences Trust Fund—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.


Audio-Visual Copyright Society Limited (Screenrights)—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Copyright Agency Limited (CAL)—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Migration Act 1958—Section 486O—Assessment of detention arrangements—Personal identifiers 611/10 to 619/10—Commonwealth Ombudsman’s reports. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Migration Act 1958—Section 486O—Assessment of detention arrangements—Personal identifiers 611/10 to 619/10—Government response to Ombudsman’s reports. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Commonwealth Ombudsman—Report for 2009-10 on the Ombudsman’s activities under Part V of the Australian Federal Police Act 1979. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.
Broadcasting Services Act 1992—Digital television transmission and reception—Report, dated December 2010. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Treaty—Bilateral—Agreement between the Government of Australia and the Government of New Zealand on Trans-Tasman Court Proceedings and Regulatory Enforcement, done at Christchurch on 24 July 2008—Text, together with national interest analysis. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Treaty—Bilateral—Agreement between the Government of Australia and the Government of the Republic of South Africa concerning the Co-Production of Films, done at Pretoria on 18 June 2010—Text, together with national interest analysis and annexure. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Treaty—Bilateral—Agreement between Australia and the Slovak Republic on Social Security, done at New York on 21 September 2010—Text, together with national interest analysis. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Treaty—Multilateral—Third Protocol Amending the Treaty of Amity and Cooperation in Southeast Asia, done at Hanoi on 23 July 2010—Text, together with national interest analysis. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Treaty—Multilateral—Amendments to the Convention Establishing the Multilateral Investment Guarantee Agency to Modernise the Mandate of the Multilateral Investment Guarantee Agency, done at Seoul on 11 October 1985—Amendment to the International Finance Corporation Articles of Agreement, done at Washington DC on 20 July 1956—Text, together with national interest analysis. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

National Residue Survey—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Fisheries Research and Development Corporation (FRDC)—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Sugar Research and Development Corporation—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Gene Technology Regulator—Quarterly reports for the periods—1 April to 30 June 2010 and 1 July to 30 September 2010. Motion of Senator Adams to take note of documents called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.
Department of Broadband, Communications and the Digital Economy—Investigation into access to electronic media for the hearing and vision-impaired—Media access review final report, dated December 2010. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Australian Communications and Media Authority (ACMA)—Communications report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Australian Agency for International Development (AusAID)—Office of Development Effectiveness—Annual review of development effectiveness 2009. Motion of Senator Barnett to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Coal Mining Industry (Long Service Leave Funding) Corporation—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Department of Finance and Deregulation—Consolidated financial statements for the year ended 30 June 2010. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Australian Landcare Council—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Native Title Act 1993—Native title representative bodies—Northern Land Council—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Broadcasting Services Act 1992—Sport on television: A review of the anti-siphoning scheme in the contemporary digital environment—Review report, dated November 2010. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Freedom of Information Act 1982—Report for 2009-10 on the operation of the Act. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Equal Opportunity for Women in the Workplace Agency (EOWA)—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

National Health and Medical Research Council (NHMRC)—NHMRC Licensing Committee—Report on the operation of the Research Involving Human Embryos Act 2002 for the period 1 March to 31 August 2010. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

National Rural Advisory Council (NRAC)—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.
Australian Centre for Renewable Energy Board—Report for the period 28 October 2009 to 30 June 2010. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Australian Health Practitioner Regulation Agency (AHPRA)—Report for the period 1 March 2009 to 30 June 2010. Motion to take note of document moved by Senator Adams. Debate was adjourned till Thursday at general business, Senator Adams in continuation.

Commonwealth Electoral Act 1918—2010 Redistribution into electoral divisions—Victoria—Report, together with composite maps [2] and compact disc of supporting information. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.


Department of Finance and Deregulation—Certificate of compliance—Report for 2009-10. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Australia and the International Financial Institutions—Reports for 2008-09. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Centrelink and the Data-Matching Agency—Data-matching program—Reports on progress—2007-08 and 2008-09. Motion of Senator Adams to take note of documents called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Tax expenditures statement 2010, dated January 2011. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Private Health Insurance Administration Council—Report for 2009-10 on the operations of the registered health benefits organisations. Motion of Senator Adams to take note of document called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Privacy Act 1988—Privacy reforms: Credit reporting—Exposure draft and companion guide, dated January 2011. Motion of Senator Adams to take note of documents called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.

Taxation—Mining tax—Revenue estimates—Government estimates—Health—GST agreement—Proposed variation—Administration—Australian Information Commissioner—Provision of information—Letters from the Australian Information Commissioner (Professor McMillan) responding to the orders of the Senate of 26 October and 23 November 2010 and the resolution of the Senate of 22 November 2010, dated 21 December 2010 and 31 January 2011. Motion of Senator Cormann to take note of documents called on. On the motion of Senator Williams the debate was adjourned till Thursday at general business.
Parliamentarians’ expenditure on entitlements paid by the Department of Finance and Deregulation—1 January to 30 June 2010, dated November 2010. Motion to take note of document moved by Senator Williams. Debate adjourned till Thursday at general business, Senator Williams in continuation.

Former parliamentarians’ expenditure on entitlements paid by the Department of Finance and Deregulation—1 January to 30 June 2010, dated November 2010. Motion to take note of document moved by Senator Williams. Debate adjourned till Thursday at general business, Senator Williams in continuation.

Parliamentarians’ overseas study travel reports—1 January to 30 June 2010. Motion to take note of document moved by Senator Williams. Debate adjourned till Thursday at general business, Senator Williams in continuation.

Department of Defence—Special purpose flights—Schedule for the period 1 January to 30 June 2010. Motion to take note of document moved by Senator Williams. Debate adjourned till Thursday at general business, Senator Williams in continuation.

49 EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS LEGISLATION COMMITTEE—REPORT—SOCIAL SECURITY AMENDMENT (INCOME SUPPORT FOR REGIONAL STUDENTS) BILL 2010—CONSIDERATION

Senator Nash, by leave, moved—That the Senate take note of the report tabled on 9 February 2011 (see entry no. 103, 9 February 2011). Debate ensued.

Question put and passed.

50 COMMITTEE REPORTS AND GOVERNMENT RESPONSES—ORDERS OF THE DAY—CONSIDERATION

The following orders of the day relating to committee reports and government responses were considered:

Education, Employment and Workplace Relations References Committee—Report—Administration and reporting of NAPLAN testing. Motion to take note of report moved by Senator Back and debated. On the motion of Senator Mason the debate was adjourned till the next day of sitting.

Foreign Affairs, Defence and Trade References Committee—Report—The Torres Strait: Bridge and border. Motion to take note of report moved by Senator Trood and agreed to.


Community Affairs References Committee—Report—The hidden toll: Suicide in Australia—Government response. Motion of Senator Siewert to take note of document agreed to.

Community Affairs References Committee—Report—Consumer access to pharmaceutical benefits. Motion of the chair of the committee (Senator Siewert) to take note of report agreed to.
Legal and Constitutional Affairs Legislation Committee—Report—Evidence Amendment (Journalists’ Privilege) Bill 2010 and Evidence Amendment (Journalists’ Privilege) Bill 2010 (No. 2). Motion of Senator Polley to take note of report agreed to.


Regional and Remote Indigenous Communities—Select Committee—Final report 2010. Motion of Senator Bushby to take note of report agreed to.

Agricultural and Related Industries—Select Committee—Final report—Food production in Australia. Motion of Senator Bushby to take note of report agreed to.

Foreign Affairs, Defence and Trade References Committee—Interim report—Australia’s administration and management of the Torres Strait. Motion of Senator Bushby to take note of report agreed to.


Orders of the day nos 1, 3, 5, 6 and 8 to 11 relating to committee reports and government responses were called on but no motion was moved.

51 AUDITOR-GENERAL’S REPORTS—ORDERS OF THE DAY—CONSIDERATION
Orders of the day nos 1 to 12 relating to reports of the Auditor-General were called on but no motion was moved.

52 ADJOURNMENT
The Acting Deputy President (Senator Forshaw) proposed the question—That the Senate do now adjourn.

Debate ensued.

The Senate adjourned at 6.19 pm till Monday, 28 February 2011 at 10 am.

53 ATTENDANCE
Present, all senators except Senators Birmingham* and Evans* (* on leave).

ROSEMARY LAING
Clerk of the Senate

Printed by authority of the Senate