2010-12

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

JOURNALS OF THE SENATE

No. 90

THURSDAY, 10 MAY 2012

Contents

1 Meeting of Senate ............................................................... 2423
2 Temporary Chairs of Committees ........................................... 2423
3 Air Navigation and Civil Aviation Amendment (Aircraft Crew) Bill 2011 .... 2423
4 Qantas Sale Amendment (Still Call Australia Home) Bill 2011 ................. 2423
5 Petition .......................................................... 2423
6 Notice .......................................................... 2423
7 Selection of Bills—Standing Committee—Report No. 5 of 2012 ................. 2424
8 Order of Business—Rearrangement ........................................ 2425
9 Postponement ..................................................................... 2425
10 Legal and Constitutional Affairs References Committee—Reference........ 2426
11 Hours of Meeting and Routine of Business—Variation .......................... 2426
12 Consideration of Legislation................................................... 2426
13 Foreign Affairs—Malaysia—Elections ....................................... 2427
14 Foreign Affairs—Bahrain—Mr Nabeel Rajab .................................. 2427
15 Live Animal Export (Slaughter) Prohibition Bill 2011 [No. 2]—General Business Order of the Day Discharged ......................................... 2427
16 Cyber Safety—Joint Select Committee—Leave to Meet During Sitting ........ 2427
17 Migration—Joint Standing Committee—Leave to Meet During Sitting ........ 2428
18 Public Accounts and Audit—Joint Statutory Committee—Leave to Meet During Sittings ................................................................ 2428
19 Treaties—Joint Standing Committee—Leave to Meet During Sitting ......... 2428
20 Women—Domestic Violence—Bsafe Program ................................ 2429
21 Health—Midwives—Funding .................................................. 2430
22 Environment—River Murray—Extraction Caps ................................. 2430
23 Environment—Western Australia—Hamelin Pool ............................... 2431
24 Health—Schizophrenia Awareness Week ....................................... 2431
25 Environment—Tasmania—Logging ............................................ 2432
26 Industry—Building and Construction Sector ..................................... 2432
27 Family Assistance and Other Legislation Amendment (Schoolkids Bonus Budget Measures) Bill 2012 ................................................................. 2433
28 Questions ........................................................................... 2434
Opposition Deputy Whip—Appointment .............................................................. 2434
Motion to Take Note of Answers ................................................................. 2435
Senate—Senator Sherry—Imminent Retirement ........................................ 2435
Budget 2012-13 ............................................................................................ 2435
Scrutiny of Bills—Standing Committee—5th Report and Alert Digest No. 5 of 2012 ................................................................. 2435
Scrutiny of Bills—Standing Committee—Report—Future Direction and Role of the Committee ................................................................. 2436
Treaties—Joint Standing Committee—124th Report .................................... 2436
Public Accounts and Audit—Joint Statutory Committee—Statement—Draft Estimates for the Audit Office ................................................................. 2437
Publications—Standing Committee—16th Report ..................................... 2437
Committees—Additional Information—Estimates ..................................... 2437
Community Affairs References Committee—Additional Information— Commonwealth Contribution to Former Forced Adoption Practices ...... 2438
Senators’ Interests—Standing Committee—Annual Report ...................... 2438
Education, Employment and Workplace Relations Legislation Committee— Report—Equal Opportunity for Women in the Workplace Amendment Bill 2012 .................................................................................. 2438
Legal and Constitutional Affairs Legislation Committee—Report— Assisting Victims of Overseas Terrorism Bill 2012 and Social Security Amendment (Supporting Australian Victims of Terrorism Overseas) Bill 2011 .................................................................................. 2439
Finance and Public Administration Legislation Committee—Report— Health Insurance (Dental Services) Bill 2012 [No. 2] ............................... 2439
Legal and Constitutional Affairs Legislation Committee—Report—Judges and Governors-General Legislation Amendment (Family Law) Bill 2012.. 2439
Education, Employment and Workplace Relations Legislation Committee— Report—Skills Australia Amendment (Australian Workforce and Productivity Agency) Bill 2012 ................................................................. 2439
Environment and Communications Legislation Committee—Report— Telecommunications Amendment (Mobile Phone Towers) Bill 2011 ...... 2440
Finance and Public Administration Legislation Committee—Report— National Health Reform Amendment (Administrator and National Health Funding Body) Bill 2012 .................................................................................. 2440
Economics Legislation Committee—Report—National Vocational Education and Training Regulator (Charges) Bill 2012 .............................. 2440
Appropriations and Staffing—Standing Committee—53rd Report ............... 2440
Broadcasting Services Amendment (Regional Commercial Radio) Bill 2012 Fair Work Amendment (Textile, Clothing and Footwear Industry) Bill 2012... 2441
Corporations Amendment (Future of Financial Advice Measures) Bill 2012 .................................................................................. 2441
54 Customs Amendment (Anti-dumping Improvements) Bill (No. 2) 2012
55 Customs Tariff (Anti-Dumping) Amendment Bill (No. 1) 2012
56 Customs Tariff Amendment (Schedule 4) Bill 2012
57 Health Insurance Amendment (Professional Services Review) Bill 2012
58 Migration Legislation Amendment (Student Visas) Bill 2012
59 Committee Membership
60 Budget Statement and Documents 2012-13
61 Finance and Public Administration Legislation Committee—Government
62 Foreign Affairs, Defence and Trade—Joint Standing Committee—
63 Law Enforcement—Joint Statutory Committee—Government Response—
64 Legal and Constitutional Affairs Legislation Committee—Report—Access
65 Australia’s Immigration Detention Network—Joint Select Committee—
66 Legal and Constitutional Affairs Legislation Committee—Report—Crimes
67 Legal and Constitutional Affairs Legislation Committee—Report—
68 Rural and Regional Affairs and Transport References Committee—
69 Rural and Regional Affairs and Transport References Committee—
70 Education, Employment and Workplace Relations Legislation Committee—
71 Environment and Communications Legislation Committee—Report—
72 Environment and Communications Legislation Committee—Report—
73 Legal and Constitutional Affairs References Committee—Government
74 Legal and Constitutional Affairs References Committee—Government
75 Australian Commission for Law Enforcement Integrity—Joint Statutory
76 Environment, Communications, Information Technology and the Arts

Responses—Exposure Drafts of Australian Privacy Amendment
Legislation

Responses—Inquiry into Australia’s Relationship with the
Countries of Africa
Examination of the Annual Report of the Australian Crime Commission
2009-10
Report—Additional Estimates 2011-12
Final Report
Report—Crimes Amendment (Fairness for Minors) Bill 2011
Report—Migration Amendment (Removal of Mandatory Minimum Penalties)
Bill 2012
Reports—Australia’s Biosecurity and Quarantine Arrangements
Reports—Operational Issues in Export Grain Networks
Report—Coastal Trading (Revitalising Australian Shipping) Bill 2012
and Related Bills
Basin Plan
Report—International Child Abduction to and from Australia
Government Response—Integrity Testing
Government Response—Economic Impact of
Salinity in the Australian Environment
<table>
<thead>
<tr>
<th>No.</th>
<th>Title</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>77</td>
<td>National Broadband Network—Joint Standing Committee—Government Response—Review of the Rollout of the National Broadband Network.....</td>
<td>2447</td>
</tr>
<tr>
<td>78</td>
<td>Gambling Reform—Joint Select Committee—Government Response—Design and Implementation of a Mandatory Pre-Commitment System for Electronic Gaming Machines........................................</td>
<td>2447</td>
</tr>
<tr>
<td>79</td>
<td>Government Documents ........................................................................</td>
<td>2447</td>
</tr>
<tr>
<td>80</td>
<td>Auditor-General—Audit Reports Nos 28 to 32 of 2011-12—Documents.......</td>
<td>2448</td>
</tr>
<tr>
<td>81</td>
<td>Indexed Lists of Departmental and Agency Files—Order for Production of Documents—Document.................................................................</td>
<td>2448</td>
</tr>
<tr>
<td>82</td>
<td>Departmental and Agency Contracts—Order for Production of Documents—Document.................................................................</td>
<td>2448</td>
</tr>
<tr>
<td>83</td>
<td>Estimates of Proposed Expenditure for 2012-13—Portfolio Budget Statements—Parliamentary Departments—Documents.............................</td>
<td>2449</td>
</tr>
<tr>
<td>84</td>
<td>Estimates of Proposed Expenditure for 2012-13—Portfolio Budget Statements—Portfolios and Executive Departments—Documents........</td>
<td>2449</td>
</tr>
<tr>
<td>85</td>
<td>Estimates of Proposed Supplementary Additional Expenditure for 2011-12—Portfolio Budget Statements—Portfolios and Executive Departments—Documents.........................................................</td>
<td>2449</td>
</tr>
<tr>
<td>86</td>
<td>Consideration of Documents ................................................................</td>
<td>2450</td>
</tr>
<tr>
<td>87</td>
<td>Indigenous Australians—National History Curriculum—Document ........</td>
<td>2450</td>
</tr>
<tr>
<td>88</td>
<td>Health—Tuberculosis—Document .........................................................</td>
<td>2450</td>
</tr>
<tr>
<td>89</td>
<td>Foreign Affairs—Korean Prisoners of War—Document ........................</td>
<td>2450</td>
</tr>
<tr>
<td>90</td>
<td>Foreign Affairs—Czech Republic—Vaclav Havel—Document ...................</td>
<td>2450</td>
</tr>
<tr>
<td>91</td>
<td>Indigenous Australians—Stolen Generations—Document ........................</td>
<td>2450</td>
</tr>
<tr>
<td>92</td>
<td>Foreign Affairs—Libya—Australian War Graves—Document ..................</td>
<td>2451</td>
</tr>
<tr>
<td>93</td>
<td>Defence—Nuclear Submarines—Document .............................................</td>
<td>2451</td>
</tr>
<tr>
<td>94</td>
<td>Family and Community Services—World Down Syndrome Day—Document ................................................................................</td>
<td>2451</td>
</tr>
<tr>
<td>95</td>
<td>Foreign Affairs—Sri Lanka—Document ................................................</td>
<td>2451</td>
</tr>
<tr>
<td>96</td>
<td>National Schools Constitutional Convention 2012—Document ................</td>
<td>2451</td>
</tr>
<tr>
<td>97</td>
<td>Governor-General’s and Administrator’s Messages—Assent to Laws........</td>
<td>2451</td>
</tr>
<tr>
<td>98</td>
<td>Documents...............................................................................................</td>
<td>2453</td>
</tr>
<tr>
<td>99</td>
<td>Departmental and Agency Appointments and Vacancies—Order for Production of Documents—Documents..................................................</td>
<td>2467</td>
</tr>
<tr>
<td>100</td>
<td>Departmental and Agency Grants—Order for Production of Documents—Documents..............................................................................</td>
<td>2467</td>
</tr>
<tr>
<td>101</td>
<td>Adjournment............................................................................................</td>
<td>2467</td>
</tr>
<tr>
<td>102</td>
<td>Attendance...............................................................................................</td>
<td>2468</td>
</tr>
</tbody>
</table>
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.

TEMPORARY CHAIRS OF COMMITTEES
The Deputy President (Senator Parry) tabled warrants, dated 10 May 2012, revoking the warrant nominating Senator Back as a temporary chair of committees, and nominating Senators Edwards and McKenzie as additional temporary chairs of committees.

AIR NAVIGATION AND CIVIL AVIATION AMENDMENT (AIRCRAFT CREW) BILL 2011
Order of the day read for the adjourned debate on the motion of Senator Xenophon—That this bill be now read a second time.
Debate resumed.
Debate adjourned till the next day of sitting, Senator Xenophon in continuation.

QANTAS SALE AMENDMENT (STILL CALL AUSTRALIA HOME) BILL 2011
Order of the day read for the adjourned debate on the motion of Senators Xenophon and Bob Brown—That this bill be now read a second time.
Debate resumed.
Time expired: The time for general business orders of the day for the consideration of bills reached the limit of 2 hours 20 minutes.
Debate adjourned till the next day of sitting.

PETITION
The following petition, lodged with the Clerk by Senator Marshall, was received:
From 178 petitioners, requesting that the Senate take action to amend the National Employment Standards with regard to public holidays.

NOTICE
Senator Rhiannon: To move on the next day of sitting—That the Senate—
(a) notes that:
   (i) the World Health Organization estimates there are 9 300 new cases of multi-drug-resistant tuberculosis in Burma each year, yet only around 300 people are currently receiving treatment,
   (ii) Burma has some of the lowest coverage rates for anti-retroviral treatment in the world, yet anticipated funds from the Global Fund’s round 11 that would have paid for 46 500 additional patients on anti-retroviral treatment, helping to bring total coverage to close to 100 000 people by 2018, have been cancelled, leaving tens of thousands of lives hanging in the balance, and
   (iii) Australia is a generous donor to Burma, yet very little overseas development aid funding is currently available for HIV/AIDS and tuberculosis treatment; and

(b) calls on the Government to urgently prioritise HIV/AIDS and tuberculosis treatment in its aid program to Burma by:

(i) increasing both bilateral and multilateral aid funding for HIV and tuberculosis treatment programs in Burma,

(ii) providing additional emergency funding for the Global Fund in 2012 and actively encouraging other donors to do the same, and

(iii) supporting the Government of Burma in taking the necessary steps to facilitate the planned scale-up of HIV and tuberculosis treatment.

\*(general business notice of motion no. 771)\*

7 **SELECTION OF BILLS—STANDING COMMITTEE—REPORT NO. 5 OF 2012**

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

**SELECTION OF BILLS COMMITTEE**

**REPORT NO. 5 OF 2012**

1. The committee met in private session on Wednesday, 9 May 2012 at 7.29 pm.

2. The committee resolved to recommend—That the Low Aromatic Fuel Bill 2012 be referred immediately to the Community Affairs Legislation Committee for inquiry and report by 21 September 2012.

3. The committee resolved to recommend—That the following bills not be referred to committees:

   - Customs Amendment (Anti-dumping Improvements) Bill (No. 2) 2012
   - Customs Tariff (Anti-Dumping) Amendment Bill (No. 1) 2012
   - Customs Tariff Amendment (Schedule 4) Bill 2012
   - Federal Financial Relations Amendment (National Health Reform) Bill 2012
   - Health Insurance Amendment (Professional Services Review) Bill 2012
   - Paid Parental Leave and Other Legislation Amendment (Dad and Partner Pay and Other Measures) Bill 2012
   - Telecommunications Interception and Other Legislation Amendment (State Bodies) Bill 2012.

   The committee recommends accordingly.

4. The committee considered a proposal to refer the Family Assistance and Other Legislation Amendment (Schoolkids Bonus Budget Measures) Bill 2012 to the Community Affairs Legislation Committee, but agreed that the bill not be referred to a committee.

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

   - Malabar Headland Protection Bill 2012
   - Migration (Visa Evidence) Charge Bill 2012
   - Migration (Visa Evidence) Charge (Consequential Amendments) Bill 2012
   - Protecting Children from Junk Food Advertising (Broadcasting and Telecommunications Amendment) Bill 2011
   - Special Broadcasting Service Amendment (Natural Program Breaks and Disruptive Advertising) Bill 2012.

Anne McEwen
Chair
10 May 2012.
Senator McEwen moved—that the report be adopted.

Senator Fifield moved the following amendment:

At the end of the motion, add “but, in respect of the Family Assistance and Other Legislation Amendment (Schoolkids Bonus Budget Measures) Bill 2012, the provisions of the bill be referred to the Economics Legislation Committee for inquiry and report by 19 June 2012”.

Debate ensued.

Question—that the amendment be agreed to—put.

The Senate divided—

AYES, 29

Senators—

Abetz
Bernardi
Birmingham
Brandis
Bushby
Cash
Colbeck
Cormann
Edwards
Fawcett
Fierravanti-Wells
Fifield
Fisher
Heffernan
Johnston
Kroger (Teller)

Macdonald
Mason
McKenzie
Nash
Parry
Payne
Ronaldson
Ryan

Scullion
Sinodinos
Smith
Williams
Xenophon

NOES, 35

Senators—

Bilyk
Brown, Carol
Carr, Bob
Collins
Crossin
Di Natale
Farrell
Faulkner
Feeney
Furner
Gallacher
Hogg
Ladlam
Ludy
Madigan

Marshall
McEwen (Teller)
McLucas
Milne
Moore
Polley
Rhiannon
Sherry

Siewert
Singh
Stephens
Sterle
Thistlethwaite
Waters
Wong
Wright

Question negatived.

Main question put and passed.

8 ORDER OF BUSINESS—REARRANGEMENT

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) moved—that the order of general business for consideration today be as follows:

(a) general business notice of motion no. 762 standing in the name of Senator Fifield relating to the 2012-13 Budget; and

(b) orders of the day relating to government documents.

Question put and passed.

9 POSTPONEMENT

The following item of business was postponed:

General business notice of motion no. 754 standing in the name of Senator Bob Brown for today, proposing the introduction of the Koala Protection Bill 2012, postponed till 18 June 2012.
10 **LEGAL AND CONSTITUTIONAL AFFAIRS REFERENCES COMMITTEE—REFERENCE**

Senator Hanson-Young, pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 1—That the following matters be referred to the Legal and Constitutional Affairs References Committee for inquiry and report by 28 June 2012:

(a) whether any Indonesian minors are currently being held in Australian prisons, remand centres or detention centres where adults are also held, and the appropriateness of that detention;
(b) what information the Australian authorities possessed or had knowledge of when it was determined that a suspect or convicted person was a minor;
(c) whether there have been cases where information that a person is a minor was not put before the court;
(d) what checks and procedures exist to ensure that evidence given to an Australian authority or department about the age of a defendant/suspect is followed up appropriately;
(e) the relevant procedures across agencies relating to cases where there is a suggestion that a minor has been imprisoned in an adult facility; and
(f) options for reparation and repatriation for any minor who has been charged (contrary to current government policy) and convicted.

Question put and passed.

11 **HOURS OF MEETING AND ROUTINE OF BUSINESS—VARIATION**

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins), pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 1—That, on Thursday, 10 May 2012:

(a) the hours of meeting shall be 9.30 am to 6.30 pm and 8 pm to adjournment;
(b) the routine of business from 3.30 pm to not later than 4.30 pm shall be statements relating to the imminent retirement of Senator Sherry;
(c) the routine of business from 6 pm to 6.30 pm shall be the tabling and consideration of committee reports; and
(d) the routine of business from 8 pm shall be:
   (i) Budget statement and documents—party leaders and independent senators to make responses to the statement and documents for not more than 30 minutes each, and
   (ii) adjournment.

Question put and passed.

12 **CONSIDERATION OF LEGISLATION**

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins), pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 2—That the provisions of paragraphs (5) to (8) of standing order 111 not apply to the Health Insurance Amendment (Professional Services Review) Bill 2012, allowing it to be considered during this period of sittings.

Question put and passed.
13 FOREIGN AFFAIRS—MALAYSIA—ELECTIONS

Document: Senator Xenophon, by leave, tabled the following document:


Statement by leave: Senator Xenophon, by leave, made a statement relating to the matter.

Senator Xenophon, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 753—That the Senate notes the interim report of the International Observer Group on elections in Malaysia, dated 29 April 2012.

Question put and passed.

14 FOREIGN AFFAIRS—BAHRAIN—MR NABEEL RAJAB

Senator Ludlam, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 755—That the Senate—

(a) notes that:

(i) on 5 May 2012, the President of the Bahrain Center for Human Rights and the Director of the Gulf Center for Human Rights, Mr Nabeel Rajab, was arrested on arrival at Manama airport from Lebanon, and

(ii) Mr Rajab has been charged with ‘cyber incitement’ essentially for promoting the culture of human rights through the online media, especially Facebook and Twitter; and

(b) calls on the Government to make direct representations to Bahraini authorities for the immediate release of Mr Rajab and for democratic reforms in Bahrain.

Question put and passed.

15 LIVE ANIMAL EXPORT (SLAUGHTER) PROHIBITION BILL 2011 [NO. 2]—GENERAL BUSINESS ORDER OF THE DAY DISCHARGED

Senator Siewert, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 759—That general business order of the day no. 55, relating to the Live Animal Export (Slaughter) Prohibition Bill 2011 [No. 2], be discharged from the Notice Paper.

Question put and passed.

16 CYBER SAFETY—JOINT SELECT COMMITTEE—LEAVE TO MEET DURING SITTING

Senator McEwen, at the request of the Chair of the Joint Select Committee on Cyber Safety (Senator Bilyk) and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 763—That the Joint Select Committee on Cyber Safety be authorised to hold a public meeting during the sitting of the Senate on Wednesday, 20 June 2012, from 4.15 pm to 5.30 pm.

Question put and passed.
17 **MIGRATION—JOINT STANDING COMMITTEE—LEAVE TO MEET DURING SITTING**

Senator McEwen, at the request of Senator Singh and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 765—That the Joint Standing Committee on Migration be authorised to hold a public meeting during the sitting of the Senate on Wednesday, 20 June 2012, from 10.30 am to 12.30 pm.

Question put and passed.

18 **PUBLIC ACCOUNTS AND AUDIT—JOINT STATUTORY COMMITTEE—LEAVE TO MEET DURING SITTINGS**

Senator McEwen, at the request of Senator Thistlethwaite and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 766—That the Joint Committee of Public Accounts and Audit be authorised to hold private meetings otherwise than in accordance with standing order 33(1) during the sittings of the Senate, from 11 am to 11.30 am, as follows:

(a) on Wednesday, 20 June 2012; and

(b) on Wednesday, 27 June 2012.

Question put and passed.

Senator McEwen, at the request of Senator Thistlethwaite and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 767—That the Joint Committee of Public Accounts and Audit be authorised to hold public meetings during the sittings of the Senate, as follows:

(a) on Wednesday, 20 June 2012, from 11.30 am to 1 pm; and

(b) on Wednesday, 27 June 2012, from 12.15 pm to 1 pm.

Question put and passed.

Senator McEwen, at the request of Senator Thistlethwaite and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 768—That the Joint Committee of Public Accounts and Audit be authorised to meet during the sitting of the Senate on Wednesday, 27 June 2012, from 11.30 am to 12.15 pm, for a private briefing.

Question put and passed.

19 **TREATIES—JOINT STANDING COMMITTEE—LEAVE TO MEET DURING SITTING**

Senator Kroger, at the request of the Deputy Chair of the Joint Standing Committee on Treaties (Senator Birmingham) and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 764—That the Joint Standing Committee on Treaties be authorised to hold a public meeting during the sitting of the Senate on Monday, 18 June 2012, from 10 am to 12.30 pm.

Question put and passed.
20 WOMEN—DOMESTIC VIOLENCE—BSAFE PROGRAM

Senator Rhiannon, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 608—That the Senate—

(a) notes that:

(i) 25 November 2011 commemorates the United Nations’ International Day for the Elimination of Violence Against Women – White Ribbon Day,

(ii) domestic violence occurs in every geographic area and in all socio-economic and cultural groups in Australia, in particular in regional and rural Australia and Indigenous communities,

(iii) the prevention and elimination of domestic violence is a goal of the Australian Government, and yet the Government has failed to fund the continuation of the pilot Bsafe program, which successfully operated in regional Victoria from 2007 to 2010, providing personal safety alarms to women and children at risk of domestic violence to prevent further violence and enable them to remain in their own homes and communities,

(iv) the cessation of the pilot Bsafe program, which was funded through a 3 year $340 000 federal grant that ended in December 2010, caused distress to the women and children and their families and friends who had come to rely on it,

(v) there is an extraordinary level of support for the Bsafe program from the beneficiaries, community workers, police, women’s groups and the broader community across the country,

(vi) the Bsafe program won the national Australian Crime and Violence Prevention Award in 2010,

(vii) the Bsafe program was extremely cost effective, costing approximately $1 000 for the two safety alarms, and provided enormous benefits in reducing the risk and breaking the cycle of domestic violence, giving assurance to vulnerable women and children and allowing them to return to participating fully in society, as detailed in the Bsafe program evaluation report,

(viii) in Victoria the community sector is ready and eager to expand this potentially life-saving resource to women across the state, and

(ix) one woman who was a recipient of a Bsafe alarm asked ‘How much does my life cost’; and

(b) calls on the Government to:

(i) urgently fund the continuation of the successful pilot Bsafe program in regional Victoria to allow women and children continued access to the service, and

(ii) fund the extension of the Bsafe program to other regions in Victoria and into other states.

Question put and passed.
21 **HEALTH—MIDWIVES—FUNDING**

Senator Di Natale, also on behalf of Senators Rhiannon and Pratt, amended general business notice of motion no. 743 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—that the Senate—

(a) notes that:

(i) on 1 November 2010, $120.5 million was made available to improve choice and access to maternity services and for eligible midwives to work in private practice in Australia,

(ii) to provide greater access to maternity care provided by midwives, Medicare Benefits Schedule (MBS) and Pharmaceutical Benefits Scheme (PBS) benefits were made available for services provided by eligible midwives, and

(iii) eligible privately practising midwives are not currently able to work to their full scope of practice and claim MBS and PBS because access and admitting rights to public hospitals have not been established by state and territory governments; and

(b) calls on the Minister for Health and Ageing to work with the Council of Australian Governments and Australian health ministers to:

(i) urge state and territory action on access and admitting rights to public hospitals for eligible privately practicing midwives,

(ii) investigate any further support necessary for privately practicing midwives to transition into private practice, to work to their full scope of practice and access MBS and PBS benefits, and

(iii) consult with stakeholders.

Question put and passed.

22 **ENVIRONMENT—RIVER MURRAY—EXTRACTION CAPS**

Senator Xenophon, also on behalf of Senator Hanson-Young, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 739—that the Senate notes that South Australia has substantially adhered to River Murray extraction caps since 1968, whereas other states in the Murray Darling Basin have increased extractions by at least 3,000 gigalitres.

Question put.

The Senate divided—

**AYES, 9**

<table>
<thead>
<tr>
<th>Senators</th>
<th>Milne</th>
<th>Siewert (Teller)</th>
<th>Wright</th>
</tr>
</thead>
<tbody>
<tr>
<td>Di Natale</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Hanson-Young</td>
<td></td>
<td>Rhiannon</td>
<td></td>
</tr>
<tr>
<td>Ludlam</td>
<td></td>
<td>Waters</td>
<td></td>
</tr>
</tbody>
</table>

Xenophon
NOES, 40

Senators—

Back      Cormann      Johnston      Moore
Bernardi  Crossin      Kroger (Teller)      Nash
Bilyk     Edwards      Ludwig      Parry
Birmingham  Farrell      Lundy      Payne
Brown, Carol  Feeney      Macdonald      Ryan
Bushby     Fifield      Madigan      Singh
Cameron    Fisher      Marshall      Smith
Cash       Furner      McEwen      Sterle
Colbeck    Gallacher      McKenzie      Thistlethwaite
Collins    Hogg      McLucas      Williams

Question negatived.

23 ENVIRONMENT—WESTERN AUSTRALIA—HAMELIN POOL

Senator Siewert amended general business notice of motion no. 760 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that:

(i) stromatolites are the oldest living organisms in the world,
(ii) Western Australia’s Hamelin Pool contains the most diverse range of stromatolites in the world, is one of only three places on Earth where you can see living marine stromatolites, and these stromatolites are one of the major reasons for Shark Bay’s World Heritage Listing, and
(iii) the recent decision by the Department of Sustainability, Environment, Water, Population and Communities, to allow American researchers to cut down and remove 45 stromatolites from Hamelin Pool, would have a significant impact on the heritage values of the area if carried out; and

(b) calls on the Government to reassess this decision as a matter of urgency and prevent this or any other removal of stromatolites from going ahead unless and until there is greater transparency and justification for both the purpose of the research and the need for such a large quantity of samples.

Question put and passed.

24 HEALTH—SCHIZOPHRENIA AWARENESS WEEK

Senator Wright, also on behalf of Senator Di Natale, amended general business notice of motion no. 757 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that:

(i) 14 May to 20 May 2012 is Schizophrenia Awareness Week, and
(ii) people with severe mental illness can, on average, die up to 25 years earlier than the rest of the community and are at a higher risk of experiencing physical illness;

(b) recognises that:

(i) diabetes occurs in approximately 15 per cent of people with schizophrenia, a rate three times higher than in the general population, and
(ii) after 5 years, 28 per cent of people with respiratory disease or chronic obstructive pulmonary disorder who also have schizophrenia have died, compared with 15 per cent of people with no serious mental health problems; and

(c) calls on the Government to show leadership in making the physical health issues of people with mental illness a priority across the national health system.

Question put and passed.

25 ENVIRONMENT—TASMANIA—LOGGING

Senator Colbeck, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 769—That the Senate—

(a) recognises:
   (i) that areas of Tasmanian forest that have been logged have the potential to recover quickly, and
   (ii) the rich biodiversity that can exist in areas of Tasmanian forest that have been logged, including waratahs, massive flowering displays, masses of birdlife, devils, quolls and wombats; and

(b) acknowledges that native forest industry based activities and vibrant, biodiverse forests are not mutually exclusive.

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

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

26 INDUSTRY—BUILDING AND CONSTRUCTION SECTOR

Senator Ryan, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 756—That the Senate—

(a) commends:
   (i) the Victorian Government on establishing a Code of Practice for the building and construction sector, and
   (ii) the Council of Australian Governments for agreeing that the heads of Treasuries conduct a review into the costs associated with construction projects; and

(b) calls on the Federal Government to commit to taking the findings of any such report seriously.

Question put.

The Senate divided—

AYES, 30

Senator—
Back            Eggleson            Joyce            Ronaldson
Bernardi       Fawcett            Kroger (Teller)    Ryan
Birmingham     Fierravanti-Wells  Macdonald        Scullion
Boswell        Fifield            Mason              Sinodinos
Cash           Fisher             McKenzie           Smith
Colbeck        Heffernan         Nash              Xenophon
Cormann        Humphries          Parry              —
Edwards         Johnston           Payne              —
NOES, 36

Senators—
Bilyk                           Farrel              Lundy                             Rhiannon
Brown, Carol                  Faulkner             Madigan                          Sherry
Cameron                       Feeney               Marshall                         Sieter
Carr, Bob                     Furner               McEwen (Teller)                  Singh
Carr, Kim                     Gallacher            McLucas                          Sterle
Collins                       Hanson-Young        Milne                            Thistlethwaite
Conroy                        Hogg                 Moore                            Waters
Crossin                       Ladlam               Polley                           Wong
Di Natale                     Ludwig               Pratt                            Wright

Question negatived.

After 12.30 pm—

27 FAMILY ASSISTANCE AND OTHER LEGISLATION AMENDMENT (SCHOOLKIDS BONUS BUDGET MEASURES) BILL 2012

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

Message no. 397, dated 9 May 2012—A Bill for an Act to amend the law relating to family assistance and veterans’ entitlements, and for other purposes.

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) 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 Collins moved—That this bill be now read a second time.

Debate ensued.

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

Question—That this bill be now read a second time—put.

The Senate divided—

AYES, 38

Senators—
Bilyk                           Farrel              Marshall                         Singh
Brown, Carol                  Faulkner             McEwen                           Stephens
Cameron                       Feeney               McLucas                          Sterle
Carr, Bob                     Furner               Milne                            Thistlethwaite
Carr, Kim                     Gallacher            Moore                            Waters
Collins                       Hanson-Young        Polley (Teller)                 Wong
Conroy                        Hogg                 Pratt                            Wright
Crossin                       Ladlam               Rhiannon                         Xenophon
Di Natale                     Ludwig               Sherry                           Sieter
NOES, 31

Senators—
Abetz
Back
Bernardi
Birmingham
Boswell
Bushby (Teller)
Cash
Colbeck
Cormann
Edwards
Eggleston
Fawcett
Fierravanti-Wells
Fisher
Heffernan
Humphries
Johnston
Joyce
Kroger
Macdonald
Mason
McKenzie
Nash
Payne
Ronaldson
Ryan
Sinodinos
Smith
Williams

Question agreed to.
Bill read a second time.

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

The Senate divided—

AYES, 37

Senators—
Bilyk
Brown, Carol
Cameron
Carr, Bob
Carr, Kim
Collins
Conroy
Crossin
Di Natale
Evans
Farrell
Faulkner
Feeney
Furner
Gallacher
Hanson-Young
Hogg
Ludlam
Ludwig
Lundy
Marshall
McEwen
McLucas
Milne
Moore
Polley (Teller)
Pratt
Rhiannon
Sherry
Siewert
Singh
Stephens
Sterle
Thistlethwaite
Waters
Wong
Wright

NOES, 32

Senators—
Abetz
Back
Bernardi
Birmingham
Boswell
Bushby (Teller)
Cash
Colbeck
Cormann
Edwards
Eggleston
Fawcett
Fierravanti-Wells
Fisher
Heffernan
Humphries
Johnston
Joyce
Kroger
Macdonald
Mason
McKenzie
Nash
Payne
Ronaldson
Ryan
Sinodinos
Smith
Williams
Xenophon

Question agreed to.
Bill read a third time.

After 2 pm—

28 QUESTIONS
Questions without notice were answered.

29 OPPOSITION DEPUTY WHIP—APPOINTMENT
Senator Kroger, by leave, informed the Senate of the appointment of Senator Back as Opposition Deputy Whip.
30 MOTION TO TAKE NOTE OF ANSWERS
Senator Fifield moved—that the Senate take note of the answers given by the
Minister for Tertiary Education, Skills, Science and Research (Senator Evans) to
questions without notice asked by Senators Payne and Fifield today relating to the
2012-13 Budget.
Debate ensued.
Question put and passed.

At 3.30 pm—

31 SENATE—SENATOR SHERRY—IMMINENT RETIREMENT
Pursuant to order (see entry no. 11), Senator Sherry made a statement relating to his
imminent retirement and other senators made statements relating to the matter.

General business was called on.

32 BUDGET 2012-13
Senator Cormann, at the request of Senator Fifield and pursuant to notice, moved
general business notice of motion no. 762—that the Senate notes the 2012-13 Federal
Budget does nothing to strengthen the Australian economy in the face of storm clouds
on the global horizon, as it:
(a) fails to cut spending;
(b) increases taxes;
(c) lifts the debt ceiling to $300 billion; and
(d) imposes the world’s largest carbon tax.
Debate ensued.
At 6 pm: Debate was interrupted.

General business concluded.

33 SCRUTINY OF BILLS—STANDING COMMITTEE—5TH REPORT AND ALERT DIGEST
NO. 5 OF 2012
The Chairman of the Standing Committee for the Scrutiny of Bills (Senator
Macdonald) tabled the following report and document:
Scrutiny of Bills—Standing Committee—
Alert Digest No. 5 of 2012, dated 9 May 2012.
Report ordered to be printed on the motion of Senator Macdonald.
Senator Macdonald moved—that the Senate take note of the report.
Question put and passed.
34 **SCRUTINY OF BILLS—STANDING COMMITTEE—REPORT—FUTURE DIRECTION AND ROLE OF THE COMMITTEE**

The Chairman of the Standing Committee for the Scrutiny of Bills (Senator Macdonald) tabled the following report and documents:

- Scrutiny of Bills—Standing Committee—Future role and direction of the Senate
- Scrutiny of Bills Committee—Report, dated May 2012 and submissions.

Report ordered to be printed on the motion of Senator Macdonald.
Senator Macdonald moved—That the Senate take note of the report.
Question put and passed.

35 **LAW ENFORCEMENT—JOINT STATUTORY COMMITTEE—REPORT—INQUIRY INTO COMMONWEALTH UNEXPLAINED WEALTH LEGISLATION AND ARRANGEMENTS**

Senator Parry, on behalf of the Parliamentary Joint Committee on Law Enforcement, tabled the following report and documents:


Report ordered to be printed on the motion of Senator Parry.
Senator Parry moved—That the Senate take note of the report.
On the motion of Senator Macdonald the debate was adjourned till the next day of sitting.

36 **LAW ENFORCEMENT—JOINT STATUTORY COMMITTEE—REPORT—EXAMINATION OF THE AUSTRALIAN CRIME COMMISSION AND THE AUSTRALIAN FEDERAL POLICE ANNUAL REPORTS FOR 2010-11**

Senator Parry, on behalf of the Parliamentary Joint Committee on Law Enforcement, tabled the following report and documents:


Report ordered to be printed on the motion of Senator Parry.
Senator Parry moved—That the Senate take note of the report.
Question put and passed.

37 **TREATIES—JOINT STANDING COMMITTEE—124TH REPORT**

Senator Birmingham, on behalf of the Joint Standing Committee on Treaties, tabled the following report:


Senator Birmingham moved—That the Senate take note of the report.
Question put and passed.
38 **PUBLIC ACCOUNTS AND AUDIT—JOINT STATUTORY COMMITTEE—STATEMENT—DRAFT ESTIMATES FOR THE AUDIT OFFICE**

Senator McEwen, on behalf of the Joint Committee of Public Accounts and Audit, tabled the following document:

Public Accounts and Audit—Joint Statutory Committee—Statement on the draft budget estimates for the Australian National Audit Office for 2012-13, dated 7 May 2012.

39 **PUBLICATIONS—STANDING COMMITTEE—16TH REPORT**

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

PUBLICATIONS COMMITTEE

16TH 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 22 March 2012, recommends that the following be printed:


Senator Carol Brown
Chair
10 May 2012.

Senator McEwen moved—that the report be adopted.

Question put and passed.

40 **COMMITTEES—ADDITIONAL INFORMATION—ESTIMATES**

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

- **Additional estimates 2011-12—**
  - Economics Legislation Committee—Additional information received between 19 March and 9 May 2012—
    - Resources, Energy and Tourism portfolio.
    - Treasury portfolio.
  - Environment and Communications Legislation Committee—Additional information received between 22 March and 9 May 2012—
    - 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—Additional information received between 22 March and 10 May 2012—
    - Finance and Deregulation portfolio.
Parliamentary departments.
Prime Minister and Cabinet portfolio.
Foreign Affairs, Defence and Trade Legislation Committee—Additional information received between 22 March and 10 May 2012—
Defence portfolio.
Foreign Affairs and Trade portfolio.
Legal and Constitutional Affairs Legislation Committee—Additional information received between 20 March and 8 May 2012—
Attorney-General’s portfolio.
Immigration and Citizenship portfolio.

41 COMMUNITY AFFAIRS REFERENCES COMMITTEE—ADDITIONAL INFORMATION—COMMONWEALTH CONTRIBUTION TO FORMER FORCED ADOPTION PRACTICES
Senator McEwen, at the request of the Chair of the Community Affairs References Committee (Senator Siewert), tabled the following documents:
Community Affairs References Committee—Report—Commonwealth contribution to former forced adoption practices—Hansard record of proceedings, documents presented to the committee, additional information and submissions.

42 SENATORS’ INTERESTS—STANDING COMMITTEE—ANNUAL REPORT
Senator Bushby, at the request of the Chair of the Standing Committee of Senators’ Interests (Senator Bernardi), tabled the following report:
Report ordered to be printed on the motion of Senator Bushby.

43 EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS LEGISLATION COMMITTEE—REPORT—EQUAL OPPORTUNITY FOR WOMEN IN THE WORKPLACE AMENDMENT BILL 2012
Pursuant to order, Senator McEwen, at the request of the Chair of the Education, Employment and Workplace Relations Legislation Committee (Senator Marshall), tabled the following report and documents:
Report ordered to be printed on the motion of Senator McEwen.
Pursuant to order, Senator McEwen, at the request of the Chair of the Legal and Constitutional Affairs Legislation Committee (Senator Crossin), tabled the following report and documents:


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

Pursuant to order, Senator McEwen, at the request of the Chair of the Finance and Public Administration Legislation Committee (Senator Polley), tabled the following report and documents:

Finance and Public Administration Legislation Committee—Health Insurance (Dental Services) Bill 2012 [No. 2]—Report, dated May 2012, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

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

Pursuant to order, Senator McEwen, at the request of the Chair of the Legal and Constitutional Affairs Legislation Committee (Senator Crossin), tabled the following report and document:


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

Pursuant to order, Senator McEwen, at the request of the Chair of the Education, Employment and Workplace Relations Legislation Committee (Senator Marshall), tabled the following report and documents:


Report ordered to be printed on the motion of Senator McEwen.
48 **ENVIRONMENT AND COMMUNICATIONS LEGISLATION COMMITTEE—REPORT—TELECOMMUNICATIONS AMENDMENT (MOBILE PHONE TOWERS) BILL 2011**

Pursuant to order, Senator McEwen, at the request of the Chair of the Environment and Communications Legislation Committee (Senator Cameron), tabled the following report and documents:

- Environment and Communications Legislation Committee—Telecommunications Amendment (Mobile Phone Towers) Bill 2011—Report, dated May 2012, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

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

49 **FINANCE AND PUBLIC ADMINISTRATION LEGISLATION COMMITTEE—REPORT—NATIONAL HEALTH REFORM AMENDMENT (ADMINISTRATOR AND NATIONAL HEALTH FUNDING BODY) BILL 2012**

Pursuant to order, Senator McEwen, at the request of the Chair of the Finance and Public Administration Legislation Committee (Senator Polley), tabled the following report and documents:


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

50 **ECONOMICS LEGISLATION COMMITTEE—REPORT—NATIONAL VOCATIONAL EDUCATION AND TRAINING REGULATOR (CHARGES) BILL 2012**

Pursuant to order, Senator McEwen, at the request of the Chair of the Economics Legislation Committee (Senator Bishop), tabled the following report and documents:


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

51 **APPROPRIATIONS AND STAFFING—STANDING COMMITTEE—53RD REPORT**

The Acting Deputy President (Senator Back) tabled the following report:


Report ordered to be printed on the motion of Senator McEwen.
52 Broadcasting Services Amendment (Regional Commercial Radio) Bill 2012
Fair Work Amendment (Textile, Clothing and Footwear Industry) Bill 2012

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


53 Corporations Amendment (Future of Financial Advice) Bill 2012
Corporations Amendment (Further Future of Financial Advice Measures) Bill 2012

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

Message no. 392, dated 7 May 2012—A Bill for an Act to amend the law in relation to financial advice, and for related purposes.
Message no. 391, dated 7 May 2012—A Bill for an Act to amend the law in relation to financial products, and for related purposes.

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) 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 Collins moved—That these bills be now read a second time.

________


________

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

54 Customs Amendment (Anti-Dumping Improvements) Bill (No. 2) 2012
Customs Tariff (Anti-Dumping) Amendment Bill (No. 1) 2012

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

Message no. 394, dated 9 May 2012—A Bill for an Act to amend the Customs Act 1901, and for related purposes.
The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) 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 Collins moved—that these bills be now read a second time.

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

55 CUSTOMS TARIFF AMENDMENT (SCHEDULE 4) BILL 2012 TAX LAWS AMENDMENT (2012 MEASURES NO. 1) BILL 2012

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


Message no. 393, dated 9 May 2012—A Bill for an Act to amend the law relating to taxation, and for related purposes.

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) 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 Collins moved—that these bills be now read a second time.

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

Consideration of legislation: Senator Collins moved—that the bills be listed on the Notice Paper as separate orders of the day.

Question put and passed.

56 HEALTH INSURANCE AMENDMENT (PROFESSIONAL SERVICES REVIEW) BILL 2012

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


The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) 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 Collins moved—that this bill be now read a second time.

On the motion of Senator Collins the debate was adjourned till the next day of sitting.
57 **Migration Legislation Amendment (Student Visas) Bill 2012**
A message from the House of Representatives was reported transmitting for the concurrence of the Senate the following bill:

Message no. 399, dated 10 May 2012—A Bill for an Act to amend the law relating to migration and education services for overseas students, and for related purposes.

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) 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 Collins moved—That this bill 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.

58 **Committee Membership**

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

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins), by leave, moved—That senators be discharged from and appointed to committees as follows:

**Community Affairs References Committee**—
Appointed—
- Substitute member: Senator Nash to replace Senator McKenzie for the committee’s inquiry into health services and medical professionals in rural areas on 11 May 2012
- Participating member: Senator McKenzie

**Gambling Reform—Joint Select Committee**—
Discharged—Senator Back.

Question put and passed.

At 8 pm—

59 **Budget Statement and Documents 2012-13**

Order of the day read for the adjourned debate on the motion of the Minister for Finance and Deregulation (Senator Wong)—That the Senate take note of the Budget statement and documents.

Debate resumed.

On the motion of the Parliamentary Secretary to the Prime Minister (Senator McLucas) the debate was adjourned till the next day of sitting.
60 Finance and Public Administration Legislation Committee—
Government Responses—Exposure Drafts of Australian Privacy Amendment Legislation

The Parliamentary Secretary to the Prime Minister (Senator McLucas) tabled the following documents:

Finance and Public Administration Legislation Committee—Reports—Exposure drafts of Australian privacy amendment legislation—

61 Foreign Affairs, Defence and Trade—Joint Standing Committee—
Government Response—Inquiry into Australia’s Relationship with the Countries of Africa

The Parliamentary Secretary to the Prime Minister (Senator McLucas) tabled the following document:

Foreign Affairs, Defence and Trade—Joint Standing Committee—Report—Inquiry into Australia’s relationship with the countries of Africa—Government response.


The Parliamentary Secretary to the Prime Minister (Senator McLucas) tabled the following document:


63 Legal and Constitutional Affairs Legislation Committee—Report—
Access to Justice (Federal Jurisdiction) Amendment Bill 2011

The President tabled the following report and documents received on 29 March 2012:


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

64 Community Affairs Legislation Committee—Report—Additional Estimates 2011-12

The President tabled the following report and documents received on 29 March 2012:


Report ordered to be printed on the motion of Senator Moore.
65 **AUSTRALIA’S IMMIGRATION DETENTION NETWORK—JOINT SELECT COMMITTEE—FINAL REPORT**

The President tabled the following report and documents received on 30 March 2012:

Australia’s Immigration Detention Network—Joint Select Committee—Final report, dated March 2012, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

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

66 **LEGAL AND CONSTITUTIONAL AFFAIRS LEGISLATION COMMITTEE—REPORT—CRIMES AMENDMENT (FAIRNESS FOR MINORS) BILL 2011**

The President tabled the following report and documents received on 4 April 2012:

Legal and Constitutional Affairs Legislation Committee—Crimes Amendment (Fairness for Minors) Bill 2011—Report, dated April 2012, Hansard record of proceedings, additional information and submissions.

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

67 **LEGAL AND CONSTITUTIONAL AFFAIRS LEGISLATION COMMITTEE—REPORT—MIGRATION AMENDMENT (REMOVAL OF MANDATORY MINIMUM PENALTIES) BILL 2012**

The President tabled the following report and documents received on 4 April 2012:


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

68 **RURAL AND REGIONAL AFFAIRS AND TRANSPORT REFERENCES COMMITTEE—REPORTS—AUSTRALIA’S BIOSECURITY AND QUARANTINE ARRANGEMENTS**

The President tabled the following reports and documents received on the dates indicated:

Rural and Regional Affairs and Transport References Committee—Australia’s biosecurity and quarantine arrangements—

Interim report, dated 4 April 2012. [Received 4 April 2012]

Interim report, dated 5 April 2012. [Received 5 April 2012]

Report, dated April 2012, Hansard record of proceedings, documents presented to the committee, additional information and submissions. [Received 10 April 2012]

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

69 **RURAL AND REGIONAL AFFAIRS AND TRANSPORT REFERENCES COMMITTEE—REPORTS—OPERATIONAL ISSUES IN EXPORT GRAIN NETWORKS**

The President tabled the following reports and documents received on the dates indicated:

Rural and Regional Affairs and Transport References Committee—Operational issues in export grain networks—

Interim report, dated 12 April 2012. [Received 12 April 2012]
Report, dated April 2012, Hansard record of proceedings, documents presented to the committee, additional information and submissions. [Received 16 April 2012]

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

70 **EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS LEGISLATION COMMITTEE—REPORT—COASTAL TRADING (REVITALISING AUSTRALIAN SHIPPING) BILL 2012 AND RELATED BILLS**

The President tabled the following report received on 24 April 2012:


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

71 **ENVIRONMENT AND COMMUNICATIONS LEGISLATION COMMITTEE—REPORT—NATIONAL WATER COMMISSION AMENDMENT BILL 2012**

The President tabled the following report and documents received on 1 May 2012:


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

72 **ENVIRONMENT AND COMMUNICATIONS LEGISLATION COMMITTEE—REPORT—BROADCASTING SERVICES AMENDMENT (ANTI-SIPHONING) BILL 2012**

The President tabled the following report and documents received on 4 May 2012:


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

73 **LEGAL AND CONSTITUTIONAL AFFAIRS REFERENCES COMMITTEE—GOVERNMENT RESPONSE—WATER ACT 2007 PROVISIONS RELATING TO THE DEVELOPMENT OF A BASIN PLAN**

The President tabled the following document received on 27 March 2012:


74 **LEGAL AND CONSTITUTIONAL AFFAIRS REFERENCES COMMITTEE—GOVERNMENT RESPONSE—INTERNATIONAL CHILD ABDUCTION TO AND FROM AUSTRALIA**

The President tabled the following document received on 30 March 2012:

75 **AUSTRALIAN COMMISSION FOR LAW ENFORCEMENT INTEGRITY—JOINT STATUTORY COMMITTEE—GOVERNMENT RESPONSE—INTEGRITY TESTING**

The President tabled the following document received on 30 March 2012:


76 **ENVIRONMENT, COMMUNICATIONS, INFORMATION TECHNOLOGY AND THE ARTS REFERENCES COMMITTEE—GOVERNMENT RESPONSE—ECONOMIC IMPACT OF SALINITY IN THE AUSTRALIAN ENVIRONMENT**

The President tabled the following document received on 12 April 2012:


77 **NATIONAL BROADBAND NETWORK—JOINT STANDING COMMITTEE—GOVERNMENT RESPONSE—REVIEW OF THE ROLLOUT OF THE NATIONAL BROADBAND NETWORK**

The President tabled the following document received on 16 April 2012:


78 **GAMBLING REFORM—JOINT SELECT COMMITTEE—GOVERNMENT RESPONSE—DESIGN AND IMPLEMENTATION OF A MANDATORY PRE-COMMITMENT SYSTEM FOR ELECTRONIC GAMING MACHINES**

The President tabled the following document received on 4 May 2012:

Gambling Reform—Joint Select Committee—Report—The design and implementation of a mandatory pre-commitment system for electronic gaming machines—Government response.

79 **GOVERNMENT DOCUMENTS**

The President tabled the following documents received on the dates indicated:

- Australian Communications and Media Authority (ACMA)—National Relay Service provider performance—Performance report for 2010-11. [*Received 4 April 2012*]
- *Dairy Produce Act 1986*—Report for 2010-11 in relation to compliance with the statutory funding agreement between the Commonwealth of Australia and Dairy Australia Limited. [*Received 12 April 2012*]
- Department of Finance and Deregulation—Campaign advertising by Australian government departments and agencies—Report for the period 1 July to 31 December 2011. [*Received 4 April 2012*]
- Medical Training Review Panel—Report for 2010-11. [*Received 5 April 2012*]
- *Native Title Act 1993*—Native title representative bodies—Northern Land Council—Report for 2010-11. [*Received 29 March 2012*]
Productivity Commission—Report No. 57—Economic regulation of airport services—
  Report, dated 14 December 2011. [Received 30 March 2012]
  Government response. [Received 30 March 2012]

80 Auditor-General—Audit Reports Nos 28 to 32 of 2011-12—Documents

The President tabled the following documents received on the dates indicated:

Auditor-General—Audit reports for 2011-12—
  No. 28—Performance audit—Quality on line control for Centrelink payments: Department of Human Services. [Received 29 March 2012]
  No. 29—Performance audit—Administration of the Australia Network Tender process: Department of Foreign Affairs and Trade; Department of Broadband, Communications and the Digital Economy; Department of the Prime Minister and Cabinet. [Received 3 April 2012]
  No. 30—Performance audit—Fighting terrorism at its source: Australian Federal Police. [Received 20 April 2012]
  No. 31—Performance audit—Establishment and use of procurement panels: Australian Securities and Investments Commission; Department of Broadband, Communications and the Digital Economy; Department of Foreign Affairs and Trade. [Received 1 May 2012]
  No. 32—Performance audit—Management of complaints and other feedback by the Department of Veterans’ Affairs: Department of Veterans’ Affairs. [Received 3 May 2012]

Senator Macdonald, by leave, moved—that the Senate take note of the documents.
Debate adjourned till the next day of sitting, Senator Macdonald in continuation.

81 Indexed Lists of Departmental and Agency Files—Order for Production of Documents—Document

Pursuant to the order of the Senate of 30 May 1996, as amended, the President tabled the following document received on 29 March 2012:

Indexed lists of departmental and agency files for the period 1 July to 31 December 2011—Statement of compliance—Climate Change and Energy Efficiency portfolio.

82 Departmental and Agency Contracts—Order for Production of Documents—Document

Pursuant to the order of the Senate of 20 June 2001, as amended, the President tabled the following document received on 26 April 2012:

83 ESTIMATES OF PROPOSED EXPENDITURE FOR 2012-13—PORTFOLIO BUDGET STATEMENTS—PARLIAMENTARY DEPARTMENTS—DOCUMENTS

The President tabled the following documents received on 8 May 2012:

- Estimates of proposed expenditure for 2012-13—Portfolio budget statements—
- Parliamentary departments—
  - Senate.
  - Parliamentary Budget Office.
  - Parliamentary Services.

84 ESTIMATES OF PROPOSED EXPENDITURE FOR 2012-13—PORTFOLIO BUDGET STATEMENTS—PORTFOLIOS AND EXECUTIVE DEPARTMENTS—DOCUMENTS

The President tabled the following documents received on 8 May 2012:

- Estimates of proposed expenditure for 2012-13—Portfolio budget statements—
- Portfolios and executive departments—
  - Agriculture, Fisheries and Forestry portfolio.
  - Attorney-General’s portfolio.
  - Broadband, Communications and the Digital Economy portfolio.
  - Climate Change and Energy Efficiency portfolio.
  - Defence portfolio.
  - Department of Veterans’ Affairs.
  - Education, Employment and Workplace Relations portfolio.
  - Families, Housing, Community Services and Indigenous Affairs portfolio.
  - Finance and Deregulation portfolio.
  - Foreign Affairs and Trade portfolio.
  - Health and Ageing portfolio.
  - Human Services portfolio.
  - Immigration and Citizenship portfolio.
  - Infrastructure and Transport portfolio.
  - Prime Minister and Cabinet portfolio.
  - Regional Australia, Local Government, Arts and Sport portfolio.
  - Resources, Energy and Tourism portfolio.
  - Sustainability, Environment, Water, Population and Communities portfolio.
  - Treasury portfolio.

85 ESTIMATES OF PROPOSED SUPPLEMENTARY ADDITIONAL EXPENDITURE FOR 2011-12—PORTFOLIO BUDGET STATEMENTS—PORTFOLIOS AND EXECUTIVE DEPARTMENTS—DOCUMENTS

The President tabled the following documents received on 8 May 2012:

- Estimates of proposed supplementary additional expenditure for 2011-12—
- Portfolio budget statements—Portfolios and executive departments—
  - Attorney-General’s portfolio.
  - Broadband, Communications and the Digital Economy portfolio.
  - Families, Housing, Community Services and Indigenous Affairs portfolio.
  - Foreign Affairs and Trade portfolio.
Health and Ageing portfolio.
Regional Australia, Local Government, Arts and Sport portfolio.
Treasury portfolio.

86 CONSIDERATION OF DOCUMENTS
Senator Moore, by leave, moved—That consideration of the committee reports and
government responses tabled earlier today (see entries nos 63 to 78) be listed on the
Notice Paper as separate orders of the day.
Question put and passed.

87 INDIGENOUS AUSTRALIANS—NATIONAL HISTORY CURRICULUM—DOCUMENT
The President tabled the following document:
Indigenous Australians—National History Curriculum—Letter to the President of
the Senate from the Chair of the Australian Curriculum, Assessment and Reporting
Authority (Professor McGaw, AO) responding to the resolution of the Senate of

88 HEALTH—TUBERCULOSIS—DOCUMENT
The President tabled the following document:
Health—Tuberculosis—Letter to the President of the Senate from the Minister for
Foreign Affairs (Senator Bob Carr) responding to the resolution of the Senate of
2 November 2011, dated 3 April 2012.

89 FOREIGN AFFAIRS—KOREAN PRISONERS OF WAR—DOCUMENT
The President tabled the following document:
Foreign affairs—Korean prisoners of war—Letter to the President of the Senate from the Ambassador of the United States of America (His Excellency Mr Bleich)
responding to the resolution of the Senate of 8 February 2012, dated 27 March
2012.

90 FOREIGN AFFAIRS—CZECH REPUBLIC—VACLAV HAVEL—DOCUMENT
The President tabled the following document:
Foreign affairs—Czech Republic—Vaclav Havel—Letter to the President of the Senate from the President of the Senate of the Czech Republic (the Honourable
Milan Stech) responding to the resolution of the Senate of 8 February 2012, dated
12 March 2012.

91 INDIGENOUS AUSTRALIANS—STOLEN GENERATIONS—DOCUMENT
The President tabled the following document:
Indigenous Australians—Stolen generations—Letter to the President of the Senate from the Minister for Families, Community Services and Indigenous Affairs
(Ms Macklin) responding to the resolution of the Senate of 27 February 2012,
dated 3 April 2012.
92 FOREIGN AFFAIRS—LIBYA—AUSTRALIAN WAR GRAVES—DOCUMENT
The President tabled the following document:
Foreign affairs—Libya—Australian war graves—Letter to the President of the Senate from the Ambassador of Libya (His Excellency Mr Allafi) responding to the resolution of the Senate of 14 March 2012, dated 27 March 2012.

93 DEFENCE—NUCLEAR SUBMARINES—DOCUMENT
The President tabled the following document:
Defence—Nuclear submarines—Letter to the President of the Senate from the Minister for Defence (Mr Smith) responding to the resolution of the Senate of 15 March 2012, dated 24 April 2012.

94 FAMILY AND COMMUNITY SERVICES—WORLD DOWN SYNDROME DAY—DOCUMENT
The President tabled the following document:
Family and community services—World Down Syndrome Day—Letter to the President of the Senate from the Parliamentary Secretary for Disabilities and Carers (Senator McLucas) responding to the resolution of the Senate of 21 March 2012, dated 26 April 2012.

95 FOREIGN AFFAIRS—SRI LANKA—DOCUMENT
The President tabled the following document:
Foreign affairs—Sri Lanka—Letter to the President of the Senate from the Minister for Foreign Affairs (Senator Bob Carr) responding to the resolution of the Senate of 21 March 2012, dated 4 May 2012.

96 NATIONAL SCHOOLS CONSTITUTIONAL CONVENTION 2012—DOCUMENT
The President tabled the following document:

97 GOVERNOR-GENERAL’S AND ADMINISTRATOR’S MESSAGES—ASSENT TO LAWS
Messages from Her Excellency the Governor-General were reported, informing the Senate that she had assented to the following laws:
4 April 2012—Messages Nos—
10—
11—
   Fairer Private Health Insurance Incentives Act 2012 (Act No. 26, 2012)
   Fairer Private Health Insurance Incentives (Medicare Levy Surcharge) Act 2012 (Act No. 27, 2012)
No. 90—10 May 2012


Appropriation Act (No. 3) 2011-2012 (Act No. 30, 2012)
Appropriation Act (No. 4) 2011-2012 (Act No. 31, 2012).


15 April 2012—Messages Nos—

Broadcasting Services Amendment (Regional Commercial Radio) Act 2012 (Act No. 34, 2012)


Higher Education Support Amendment Act (No. 1) 2012 (Act No. 38, 2012)

Insurance Contracts Amendment Act 2012 (Act No. 41, 2012)

16 April 2012—Messages Nos—

Telecommunications Universal Service Management Agency Act 2012 (Act No. 43, 2012)
Telecommunications Legislation Amendment (Universal Service Reform) Act 2012 (Act No. 44, 2012)

Road Safety Remuneration Act 2012 (Act No. 46, 2012)

Messages from Her Excellency the Administrator of the Commonwealth of Australia were reported, informing the Senate that she had assented to the following laws:

29 March 2012—Messages Nos—


8—
Petroleum Resource Rent Tax Assessment Amendment Act 2012 (Act No. 18, 2012)

9—
Superannuation Guarantee (Administration) Amendment Act 2012 (Act No. 22, 2012)

98 DOCUMENTS

The following documents were tabled by the Clerk:

[Legislative 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.]

A New Tax System (Goods and Services Tax) Act—
A New Tax System (Goods and Services Tax) (Particular Attribution Rules Where Supply or Acquisition Made Under a Contract Subject to Preconditions) Determination 2012 [F2012L00866].


Appropriation Act (No. 1) 2010-2011 and Appropriation Act (No. 2) 2010-2011—Determination to Reduce Appropriations Upon Request (No. 9 of 2011-2012) [F2012L00692].

Appropriation Act (No. 1) 2011-2012—
Advance to the Finance Minister—No. 3 of 2011-2012 [F2012L00774].
Determination to Reduce Appropriations Upon Request (No. 8 of 2011-2012) [F2012L00691].

Australian Bureau of Statistics Act—Proposals Nos—

Australian Federal Police Act—Select Legislative Instrument 2012 No. 39—Australian Federal Police Amendment Regulation 2012 (No. 1) [F2012L00834].

Australian National University Act—
Australian National University Academic Board Statute 2012—
Academic Board (Election of Members) Order 2012 [F2012L00719].
Academic Board (Election of Members) Order (No. 2) 2012
[F2012L00825].
The Australian National University Endowment for Excellence Statute 2012
[F2012L00707].
The Australian National University Endowment for Excellence Statute 2012—
The Australian National University Endowment for Excellence Rules 2012
[F2012L00706].

Australian Participants in British Nuclear Tests (Treatment) Act—Instruments Nos—

Australian Prudential Regulation Authority Act—
Australian Prudential Regulation Authority (Confidentiality) Determinations Nos—
6 of 2012—Information provided by locally-incorporated banks and foreign ADIs under Reporting Standard ARS 320.0 [F2012L00708].
7 of 2012—Information provided by locally-incorporated banks and foreign ADIs under Reporting Standard ARS 320.0 [F2012L00916].

Australian Radiation Protection and Nuclear Safety Act—Select Legislative Instrument 2012 No. 44—Australian Radiation Protection and Nuclear Safety Amendment Regulation 2012 (No. 1) [F2012L00812].

Australian Radiation Protection and Nuclear Safety (Licence Charges) Act—Select Legislative Instrument 2012 No. 45—Australian Radiation Protection and Nuclear Safety (Licence Charges) Amendment Regulation 2012 (No. 1) [F2012L00813].

Australian Research Council Act—Special Research Initiative for an Aboriginal and Torres Strait Islander Researchers’ Network Funding Rules for funding commencing in 2012 [F2012L00874].


Banking Act—Banking Exemption No. 2 of 2012 [F2012L00722].

Broadcasting Services Act—
Broadcasting Services (Digital-Only Local Market Area for the Southern New South Wales TV1 Licence Area) Determination (No. 1) 2012 [F2012L00818].

Broadcasting Services (Digital-Only Local Market Areas for the Remote and Regional WA TV1 and Western Zone TV1 Licence Areas) Determination (No. 1) 2012 [F2012L00747].

Broadcasting Services (Digital-Only Local Market Areas for the Remote and Regional WA TV1 and Western Zone TV1 Licence Areas) Determination (No. 2) 2012 [F2012L00969].

Broadcasting Services (Events) Notice (No. 1) 2010—Amendment No. 3 of 2012 [F2012L00681].

Broadcasting Services (Events) Notice (No. 1) 2010—Amendment No. 4 of 2012 [F2012L00749].

Broadcasting Services (Events) Notice (No. 1) 2010—Amendment No. 5 of 2012 [F2012L00728].

Broadcasting Services (Events) Notice (No. 1) 2010—Amendment No. 6 of 2012 [F2012L00971].

Television Licence Area Plan (Griffith and the Murrumbidgee Irrigation Area) 2012 [F2012L00992].

Variations to Licence Area Plans—

Atherton Radio – No. 1 of 2012 [F2012L00965].

Bathurst Radio – No. 1 of 2012 [F2012L00966].

Melbourne Radio – No. 1 of 2012 [F2012L00746].


Civil Aviation Act—

Civil Aviation Order 82.5 Amendment Instrument 2012 (No. 1) [F2012L00660].

Civil Aviation Regulations—

Civil Aviation Order 104.0 Amendment Instrument 2012 (No. 1) [F2012L00789].

Instruments No. CASA 105/12—Instructions – for approved use of P-RNAV procedures [F2012L00704].

Civil Aviation Regulations and Civil Aviation Safety Regulations—Instrument No. CASA 104/12—Instructions – RNAV (RNP-AR) approaches and departures [F2012L00711].

Civil Aviation Safety Regulations—

Airworthiness Directives—

AD/B737/334 Amdt 1—Flight Deck Windows No. 2, No. 4 and No. 5 [F2012L00819].

AD/RB211/43—Engine – IP Compressor Rotor and IP Turbine Discs [F2012L00820].

AD/RB211/44—Powerplant – Fuel Flow Regulator Adjustment Test [F2012L00880].

AD/RB211/45—Air – IP Cabin Air Offtake Ducting [F2012L00879].

Instruments Nos CASA—

EX39/12—Exemption – attendance of all ARFFS staff at CASA accredited training [F2012L00679].

EX40/12—Exemption – provision of ARFFS training facilities at Avalon, Broome, Hamilton Island, Karratha, Launceston, Sunshine Coast, Rockhampton and Townsville aerodromes [F2012L00709].

EX45/12—Exemption – solo flight training using ultralight aeroplanes registered with Recreational Aviation Australia Incorporated at Moorabbin Aerodrome [F2012L00786].
EX48/12—Revocation of exemption from requirements for emergency locator transmitters and portable distress beacons – Instrument CASA EX33/08 [F2012L00787].
EX53/12—Exemption – navigation and anti-collision lights [F2012L00729].
EX58/12—Exemption – recency requirements for night flying (Skywest Airlines Pty Ltd) [F2012L00838].
EX60/12—Revocation of exemption from period that maintenance release is in force – Instrument CASA EX05/06 [F2012L00973].
EX62/12—Exemption – use of radiocommunication systems in firefighting operations [F2012L00993].
EX63/12—Exemption – agricultural rating – aerial baiting; Exemption – CASR Part 137 – aerial baiting [F2012L00950].
EX64/12—Exemption – from standard take-off and landing minima – Cathay Pacific [F2012L00954].
EX65/12—Exemption – from standard take-off and landing minima – Qatar Airways [F2012L00953].
EX66/12—Exemption – from standard take-off and landing minima – Etihad Airways [F2012L00956].
EX67/12—Exemption – from standard take-off and landing minima – Singapore Airlines Ltd [F2012L00955].
EX70/12—Exemption – carriage of passengers on training flight [F2012L00994].

Manual of Standards Part 139 Amendment Instrument 2012 (No. 3) [F2012L00737].
Manual of Standards Part 173 Amendment Instrument 2012 (No. 1) [F2012L00742].
Part 66 Manual of Standards Amendment Instrument 2012 (No. 1) [F2012L00803].
Part 145 Manual of Standards Amendment Instrument 2012 (No. 1) [F2012L00794].
Revocation of Airworthiness Directives—Instruments Nos CASA ADCX—008/12 [F2012L00881].
009/12 [F2012L00934].
010/12 [F2012L00970].

Civil Aviation Safety Regulations and Civil Aviation Regulations—Instrument No. CASA EX61/12—Exemption and permission – AOC holders with winching and rappelling privileges and the Australian Transport Safety Bureau (ATSB) [F2012L00975].

Clean Energy Act—Select Legislative Instrument 2012 No. 51—Clean Energy Amendment Regulation 2012 (No. 2) [F2012L00904].


Commissioner of Taxation—Public Rulings—
Class Rulings—
Miscellaneous Taxation Rulings MT 2012/1 and MT 2012/2.

Product Rulings—
Addendum—PR 2008/60.
PR 2012/5—PR 2012/7.

Taxation Rulings (old series)—Notices of Withdrawal—IT 2575 and IT 2665.
Taxation Rulings—
Addendum—TR 1999/10.
Erratum—TR 96/7.

Corporations Act—

ASIC Class Orders—
[CO 12/340] [F2012L00887].
[CO 12/415] [F2012L00982].
[CO 12/416] [F2012L00986].
[CO 12/417] [F2012L00981].
[CO 12/418] [F2012L00987].

Select Legislative Instruments 2012 Nos—
41—Corporations Amendment Regulations 2010 (No. 3) Amendment Regulation 2012 (No. 1) [F2012L00836].
42—Corporations Amendment Regulation 2012 (No. 1) [F2012L00826].
43—Corporations Amendment Regulation 2012 (No. 2) [F2012L00829].
46—Corporations Amendment Regulation 2012 (No. 3) [F2012L00831].

Criminal Code Act—Select Legislative Instrument 2012 No. 40—Criminal Code Amendment Regulation 2012 (No. 5) [F2012L00796].

Currency Act—
Currency (Perth Mint) Determination 2012 (No. 1) [F2012L00870].

Currency (Royal Australian Mint) Determination 2012 (No. 2) [F2012L00978].

Customs Act—
Instrument of Approval—Review of certain decisions concerning dumping or countervailing duties – approved forms, dated 10 April 2012 [F2012L00868].

Select Legislative Instrument 2012 No. 49—Customs Amendment Regulation 2012 (No. 1) [F2012L00892].

Tariff Concession Orders—
1131384 [F2012L00732].
1131715 [F2012L00765].
1132834 [F2012L00644].
1134597 [F2012L00646].
1134629 [F2012L00645].
1135002 [F2012L00651].
1135314 [F2012L00648].
1135929 [F2012L00767].
1136056 [F2012L00654].
1136057 [F2012L00656].
1136059 [F2012L00652].
1136081 [F2012L00653].
1136082 [F2012L00647].
1136192 [F2012L00657].
1136380 [F2012L00658].
1136457 [F2012L00773].
1136709 [F2012L00750].
1136951 [F2012L00772].
1136964 [F2012L00770].
1137015 [F2012L00775].
1137019 [F2012L00768].
1137039 [F2012L00754].
1137365 [F2012L00752].
1137380 [F2012L00734].
1137493 [F2012L00776].
1137494 [F2012L00793].
1137497 [F2012L00760].
1137506 [F2012L00806].
1137511 [F2012L00753].
1137570 [F2012L00738].
1137645 [F2012L00782].
1137764 [F2012L00896].
1137810 [F2012L00807].
1138060 [F2012L00778].
1138151 [F2012L00897].
1138153 [F2012L00898].
1138155 [F2012L00886].
1138156 [F2012L00885].
1138157 [F2012L00899].
1138211 [F2012L00795].
1138231 [F2012L00797].
1138448 [F2012L00844].
1138534 [F2012L00761].
1138536 [F2012L00833].
1138537 [F2012L00757].
1138540 [F2012L00781].
1138670 [F2012L00895].
1138712 [F2012L00759].
1138715 [F2012L00842].
1138723 [F2012L00841].
1138780 [F2012L00839].
1138786 [F2012L00758].
1138791 [F2012L00756].
1138794 [F2012L00763].
1138951 [F2012L00764].
1138952 [F2012L00817].
1138953 [F2012L00816].
1139037 [F2012L00830].
1139124 [F2012L00810].
1139174 [F2012L00828].
1139262 [F2012L00800].
1139263 [F2012L00890].
1139264 [F2012L00805].
1139265 [F2012L00801].
1139323 [F2012L00824].
Tariff Concession Revocation Instrument 54/2012 [F2012L00883].

Defence Act—

Determinations under section 58B—Defence Determinations—
2012/16—Senior officer transitional bonus – amendment.
2012/17—Definition of business class and post indexes – amendment.
2012/18—Australians dangerously ill scheme.
2012/19—Deployment allowance – amendment.

Determinations under section 58H—Defence Force Remuneration Tribunal Determinations Nos—
2 of 2012—Salaries Amendment – Supply Officers Primary Qualification Pay Grade 3 Placement.
3 of 2012—Separation Allowance – amendment.

Environment Protection and Biodiversity Conservation Act—

Amendments of lists of—
CITES species, dated 28 March 2012 [F2012L00762].
Exempt native specimens—
EPBC/303DC/SFS/2012/14 [F2012L00688].
EPBC/303DC/SFS/2012/15 [F2012L00687].
EPBC/303DC/SFS/2012/16 [F2012L00915].
Specimens taken to be suitable for live import—
EPBC/s303EC/SSLI/Amend/051 [F2012L00871].

Threatened ecological communities, dated—
6 March 2012 [F2012L00685].
14 March 2012 [F2012L00686].

Threatened species, dated—
14 March 2012 [F2012L00783].
3 April 2012 [F2012L00974].
13 April 2012 [F2012L00928].
27 April 2012 [F2012L00962].

Determination that a distinct population of biological entities is a species, dated
27 April 2012 [F2012L00960].

Lady Elliot Island Lightstation Heritage Management Plan, dated 9 March 2012
[F2012L00748].

Excise Act—Excise (Blending exemptions) Determination 2012 (No. 1)
[F2012L00913].

Family Law Act—Select Legislative Instrument 2012 No. 50—Family Law
Amendment Regulation 2012 (No. 2) [F2012L00903].

Federal Financial Relations Act—
Federal Financial Relations (General purpose financial assistance)
Determinations—
No. 36 (March 2012) [F2012L00785].
No. 37 (April 2012) [F2012L00964].

Federal Financial Relations (National Partnership payments) Determination
No. 46 (April 2012) [F2012L00851].

Financial Management and Accountability Act—
Financial Management and Accountability Determinations Nos—
2012/08—Section 32 (Transfer of Functions from DPMC and HEALTH to
NMHC) [F2012L00916].
2012/09—Section 32 (Transfer of Functions from SEWPac to FaHCSIA
and TREASURY) [F2012L00918].
2012/10—Section 32 (Transfer of Functions from DEEWR to NVETR)
[F2012L00876].
2012/11—Section 32 (Transfer of Functions from AGD to DPMC)
[F2012L00690].
2012/15—Section 32 (Transfer of Functions from FaHCSIA to DEEWR)
[F2012L00995].

Financial Management and Accountability (Variation of the Energy Special
Account) Determination 2012/01 [F2012L00920].

Notice under section 39A—NBN Co Limited.
Select Legislative Instrument 2012 No. 38—Financial Management and Accountability Amendment Regulation 2012 (No. 2) [F2012L00678].

Financial Management and Accountability Act, Commonwealth Authorities and Companies Act, High Court of Australia Act, Aboriginal and Torres Strait Islander Act, Defence Service Homes Act and Natural Heritage Trust of Australia Act—Finance Minister’s Orders (Financial Statements for reporting periods ending on or after 1 July 2011) [F2012L00701].

Fisheries Management Act—
Northern Prawn Fishery (Closures) Directions—
No. 155 [F2012L00683].
No. 156 [F2012L00662].
No. 157 [F2012L00684].
No. 158 [F2012L00693].
Small Pelagic Fishery Management Plan 2009—
Small Pelagic Fishery Fishing Period Determination 2012 [F2012L00867].
Small Pelagic Fishery Total Allowable Catch (Quota Species) Determination 2012 [F2012L00882].
Southern and Eastern Scalefish and Shark Fishery (Closures) Direction No. 3 2012 [F2012L00736].
Southern and Eastern Scalefish and Shark Fishery Management Plan 2003—
Southern and Eastern Scalefish and Shark Fishery Overcatch and Undercatch Determination 2012 [F2012L00718].
Southern and Eastern Scalefish and Shark Fishery Total Allowable Catch (Non-Quota Species) Determination 2012 [F2012L00714].
Southern and Eastern Scalefish and Shark Fishery Total Allowable Catch (Quota Species) Determination 2012 [F2012L00717].
Western Tuna and Billfish Fishery Management Plan 2005—Western Tuna and Billfish Fishery Overcatch and Undercatch Determination 2012 [F2012L00999].

Food Standards Australia New Zealand Act—
Australia New Zealand Food Standards Code—Standards—
1.4.2 – Maximum Residue Limits Amendment Instrument No. APVMA 3, 2012 [F2012L00689].
1.4.2 – Maximum Residue Limits Amendment Instrument No. APVMA 4, 2012 [F2012L00912].
Food Standards (Application A1056 – Dimethyl Ether as a Processing Aid for Dairy Ingredients & Products) Variation [F2012L00929].
Food Standards (Application A1060 – Food derived from Insect-protected Corn Line 5307) Variation [F2012L00932].
Food Standards (Application A1062 – Dimethyl Ether as a Processing Aid for Non-dairy Ingredients & Products) Variation [F2012L00930].

Health Insurance Act—
Health Insurance (Gippsland and South Eastern New South Wales Mobile MRI Service) Amendment Determination 2012 (No. 1) [F2012L00959].
Health Insurance (Patient Episode Initiation) Revocation Determination 2012 [F2012L00958].
Health Insurance (Poly Implant Prostheses MRI) Amendment Determination 2012 (No. 1) [F2012L00724].
Health Insurance (Poly Implant Prostheses MRI) Amendment Determination 2012 (No. 2) [F2012L00957].

Select Legislative Instruments 2012 Nos—
57—Health Insurance Legislation Amendment Regulation 2012 (No. 1) [F2012L00906].
58—Health Insurance (Pathology Services Table) Amendment Regulation 2012 (No. 1) [F2012L00907].

Higher Education Support Act—
FEE-HELP Guidelines—Amendment No. 1 [F2012L00771].

Higher Education Provider Approvals Nos—
1 of 2012—Navitas Bundoora Pty Ltd [F2012L00780].
2 of 2012—Australian School of Management Pty Ltd [F2012L00977].

VET Administration Guidelines [F2012L00739].

VET FEE-HELP Guidelines [F2012L00740].

VET Provider Approvals Nos—
3 of 2012—Royal Victorian Aero Club [F2012L00755].
5 of 2012—Productivity Partners Pty Ltd [F2012L00860].
6 of 2012—ITC Education Ltd [F2012L00861].

VET Provider Guidelines [F2012L00741].

Immigration (Guardianship of Children) Act and Migration Act—Select Legislative Instrument 2012 No. 35—Migration Legislation Amendment Regulation 2012 (No. 1) [F2012L00664].

Income Tax Assessment Act 1997—
Income Tax (Effective Life of Depreciating Assets) Amendment Determination 2012 (No. 1) [F2012L01002].

Select Legislative Instrument 2012 No. 47—Income Tax Assessment Amendment Regulation 2012 (No. 1) [F2012L00835].

Marriage Act—Marriage Regulations—Marriage (Celebrancy qualifications or skills) Amendment Determination 2012 (No. 1) [F2012L00963].


Migration Act—Migration Regulations—Instruments IMMI—
11/078—Classes of persons [F2012L00784].
12/004—Alternative English language proficiency tests to the International English Language Testing System for student visa purposes [F2012L00663].
12/005—Student visa assessment levels [F2012L00669].
12/006—Classes of persons [F2012L00665].
12/012—Making an application for a humanitarian visa; Classes of persons and addresses [F2012L00682].
12/014—Eligible education providers and educational business partners [F2012L00671].
12/037—Types of courses for student visas [F2012L00670].
12/043—Specified place [F2012L00919].
12/049—Addresses for superyacht crew visa applications [F2012L00976].

Military Justice (Interim Measures) Act (No. 1)—Select Legislative Instrument 2012 No. 53—Military Justice (Interim Measures) (Remuneration and Entitlements) Amendment Regulation 2012 (No. 1) [F2012L00908].

Military Rehabilitation and Compensation Act—
Instruments Nos—

Military Rehabilitation and Compensation (Non-warlike Service) Determination 2012 (No. 2) [F2012L00779].

Ministers of State Act—Select Legislative Instrument 2012 No. 34—Ministers of State Regulation 2012 [F2012L00667].

Motor Vehicle Standards Act—

National Greenhouse and Energy Reporting Act—Select Legislative Instrument 2012 No. 52—National Greenhouse and Energy Reporting Amendment Regulation 2012 (No. 1) [F2012L00911].

National Health Act—
Instruments Nos PB—
7 of 2012—National Health (Weighted average disclosed price – second transitional disclosure cycle) Amendment Determination 2012 [F2012L00655].
13 of 2012—National Health (Listing of Pharmaceutical Benefits) Amendment Instrument 2012 (No. 2) [F2012L00730].
14 of 2012—National Health (Price and Special Patient Contribution) Amendment Determination 2012 (No. 2) [F2012L00723].
15 of 2012—Amendment determination – conditions [F2012L00715].
16 of 2012—National Health (Pharmaceutical Benefits – Therapeutic Groups) Amendment Determination 2012 (No. 1) [F2012L00680].
17 of 2012—National Health (Listed drugs on F1 or F2) Amendment Determination 2012 (No. 2) [F2012L00727].
18 of 2012—National Health (Efficient Funding of Chemotherapy) Special Arrangement Amendment Instrument 2012 (No. 2) [F2012L00721].
20 of 2012—National Health (Highly specialised drugs program for hospitals) Special Arrangement Amendment Instrument 2012 (No. 2) [F2012L00716].
21 of 2012—National Health (Botulinum Toxin Program) Special Arrangement Amendment Instrument 2012 (No. 1) [F2012L00713].
27 of 2012—National Health (Listing of Pharmaceutical Benefits) Amendment Instrument 2012 (No. 3) [F2012L00935].
28 of 2012—National Health (Price and Special Patient Contribution) Amendment Determination 2012 (No. 3) [F2012L00936].
29 of 2012—Amendment determination – conditions [F2012L00937].
31 of 2012—National Health (Highly specialised drugs program for hospitals) Special Arrangement Amendment Instrument 2012 (No. 3) [F2012L00952].
32 of 2012—National Health (Efficient Funding of Chemotherapy) Special Arrangement Amendment Instrument 2012 (No. 3) [F2012L00951].
34 of 2012—Amendment determination – conditions [F2012L01004].

Select Legislative Instruments 2012 Nos—
55—National Health (Pharmaceutical Benefits) Amendment Regulation 2012 (No. 1) [F2012L00901].
56—National Health (Pharmaceutical Benefits) Amendment Regulation 2012 (No. 2) [F2012L00902].

National Measurement Act—Recognized-value standard of measurement of position 2012 (No. 1) [F2012L00800].
Primary Industries and Energy Research and Development Act—Select Legislative Instrument 2012 No. 48—Fisheries Research and Development Corporation Amendment Regulation 2012 (No. 1) [F2012L00909].

Private Health Insurance Act—
Private Health Insurance (Benefit Requirements) Amendment Rules 2012 (No. 2) [F2012L00822].
Private Health Insurance (Benefit Requirements) Amendment Rules 2012 (No. 3) [F2012L00905].
Private Health Insurance (Complying Product) Amendment Rules 2012 (No. 2) [F2012L00720].
Private Health Insurance (Complying Product) Amendment Rules 2012 (No. 3) [F2012L01003].
Private Health Insurance (Prostheses) Amendment Rules 2012 (No. 1) [F2012L00788].
Private Health Insurance (Prostheses) Amendment Rules 2012 (No. 2) [F2012L00989].

Public Lending Right Act—Public Lending Right Scheme 1997 (Modification No. 1 of 2012) [F2012L00961].

Radiocommunications Act—
1900-1920 MHz Frequency Band Plan 2012 [F2012L00733].

Remuneration Tribunal Act—Determination 2012/07—Remuneration and Allowances for Holders of Public Office [F2012L00751].

Social Security Act—
Social Security (Australian Government Disaster Recovery Payment) Amendment Determination 2012 (No. 1) [F2012L00677].
Social Security (Australian Government Disaster Recovery Payment) Amendment Determination 2012 (No. 2) [F2012L00889].
Social Security (Australian Government Disaster Recovery Payment) Amendment Determination 2012 (No. 3) [F2012L00988].
Social Security (Australian Government Disaster Recovery Payment) Determination 2012 (No. 4) [F2012L00676].
Social Security (Clean Energy – Multiple Qualification Exclusion) (DEEWR) Determination 2012 [F2012L00984].
Social Security (Clean Energy – Multiple Qualification Exclusion) (FaHCSIA) Determination 2012 [F2012L00948].
Social Security (Clean Energy Advance – Top-up Payment) (FaHCSIA) Determination 2012 [F2012L00949].
Social Security (Essential Medical Equipment Payment – Medical Conditions) Specification 2012 [F2012L00697].

Telecommunications Act—
Arrangements for the Operation of the Registration System (No. 3) Amendment 2012 (No. 1) [F2012L00967].
Telecommunications Cabling Provider Amendment Rules 2012 (No. 1) [F2012L00946].
Telecommunications (Carrier Licence Exemption) Determination 2012 (No. 1) [F2012L00792].


Telecommunications (Interception and Access) Act—

Television Licence Fees Act—Select Legislative Instrument 2012 No. 31—Television Licence Fees Amendment Regulations 2012 (No. 1) [F2012L00659].

Therapeutic Goods Act—
Poisons Standard Amendment No. 1 of 2012 [F2012L00943].
Therapeutic Goods Information (Stakeholder Consultation on Database of Adverse Event Notification) Specification 2012 [F2012L00972].
Therapeutic Goods (Listing) Notice 2012 (No. 1) [F2012L00990].
Therapeutic Goods (Listing) Notice 2012 (No. 2) [F2012L00991].

Veterans’ Entitlements Act—
Instruments Nos—
Statements of Principles concerning—
  Carotid Arterial Disease No. 37 of 2012 [F2012L00940].
  Carotid Arterial Disease No. 38 of 2012 [F2012L00941].
  Otitic Barotrauma No. 35 of 2012 [F2012L00945].
  Otitic Barotrauma No. 36 of 2012 [F2012L00947].
  Psoriasis No. 31 of 2012 [F2012L00938].
  Psoriasis No. 32 of 2012 [F2012L00939].
  Tinnitus No. 33 of 2012 [F2012L00942].
  Tinnitus No. 34 of 2012 [F2012L00944].

Governor-General’s Proclamations—Commencement of provisions of Acts

  Business Names Registration Act 2011—
    (a) Sections 3 to 17—20 April 2012; and
    (b) Part 2—28 May 2012 [F2012L00891].


99 DEPARTMENTAL AND AGENCY APPOINTMENTS AND VACANCIES—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS

The following documents were tabled pursuant to the order of the Senate of 24 June 2008, as amended:

  Departmental and agency appointments and vacancies—Budget estimates—Letters of advice—
  Human Services portfolio.
  Prime Minister and Cabinet portfolio [2].

100 DEPARTMENTAL AND AGENCY GRANTS—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS

The following documents were tabled pursuant to the order of the Senate of 24 June 2008:

  Departmental and agency grants—Budget estimates—Letters of advice—
  Attorney-General’s portfolio.
  Australian National Preventive Health Agency.
  Human Services portfolio.
  Prime Minister and Cabinet portfolio [2].

101 ADJOURNMENT

The Parliamentary Secretary to the Prime Minister (Senator McLucas) moved—That the Senate do now adjourn.

Debate ensued.

The Senate adjourned at 9.21 pm till Monday, 18 June 2012 at 10 am.
102 ATTENDANCE
Present, all senators except Senators Bishop*, Boyce*, Bob Brown and Urquhart* (* on leave).

ROSEMARY LAING
Clerk of the Senate