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1 **MEETING OF SENATE**

The Senate met at 12.30 pm. The President (Senator the Honourable John Hogg) took the chair, read prayers and made an acknowledgement of country.

2 **GOVERNMENT DOCUMENTS**

The following documents were tabled:


Treaties—

**Bilateral**—


Text, together with national interest analysis and annexures—


Agreement between the Government of Australia and the Government of the Kingdom of Belgium relating to Air Services (Canberra, 23 November 2012).


**Multilateral**—Text, together with national interest analysis—


PROCEDURE—STANDING COMMITTEE—FIRST REPORT OF 2013—CONSIDERATION

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins), at the request of the Minister for Human Services (Senator Kim Carr) and pursuant to notice, moved government business notice of motion no. 1—That the Senate adopt the recommendations of the first report of 2013 of the Procedure Committee.

Question put and passed.

Accordingly standing order 57(1)(d) was amended and current practices and a temporary order were adopted as follows:

Electronic petitions

The committee recommends that the following interpretation continue to be applied:

(a) petitions which have been posted on the internet continue to be accepted as in conformity if the senator presenting them certifies that they have been duly posted with the text available to signatories;

(b) the requirement in standing order 70(5) for a petition to be signed be satisfied by the provision of a person’s email address;

(c) a petition containing links to extraneous material be regarded as attracting standing order 70(7) and therefore not in conformity; and

(d) there be no change to current practice regarding acceptance of non-resident signatories.

Petitions outside these interpretations will continue to be assessed as not in conformity with the standing orders and dealt with in accordance with existing practices (last expounded in the committee’s First report of 1997).

Routine of business

Omit standing order 57(1)(d), substitute:

(d) On Thursday:

(i) Petitions

(ii) Notices of motion

(iii) Postponement and rearrangement of business

(iv) Formal motions – discovery of formal business

(v) Consideration of committee reports under standing order 62(4)

(vi) Government business

(vii) At 12.45 pm, non-controversial government business only

(viii) At 2 pm, questions

(ix) Motions to take note of answers

(x) Any proposal to debate a matter of public importance or urgency

(xi) Not later than 4.30 pm, general business

(xii) Not later than 6 pm, consideration of government documents under general business

(xiii) Not later than 7 pm, consideration of committee reports and government responses under standing order 62(1)

(xiv) At 8 pm, adjournment proposed

(xv) At 8.40 pm, adjournment.
54 Adjournment without motion
The committee recommends that the following proposed amendment to standing order 54(6) be adopted on a trial basis until 30 June 2013:
Omit standing order 54(6), substitute:
(6) On the question for the adjournment of the Senate on Tuesday, a senator shall speak to that question for not more than 5 minutes, except in accordance with the following paragraphs:
(a) if no other senator wishes to speak for up to 5 minutes, a senator who has not already spoken may speak for up to 10 minutes; and
(b) if no other senator wishes to speak under paragraph (a), a senator who has not already spoken may speak for up to 20 minutes.

4 Aboriginal and Torres Strait Islander Peoples Recognition Bill 2012
Order of the day read for the adjourned debate on the motion of the Parliamentary Secretary to the Prime Minister (Senator McLucas)—That this bill be now read a second time.
Debate resumed.
Question put and passed.
Bill read a second time.
No amendments to the bill were circulated and no senator required that it be considered in committee.
On the motion of the Parliamentary Secretary for Sustainability and Urban Water (Senator Farrell) the bill was read a third time.

5 Maritime Powers Bill 2012
Maritime Powers (Consequential Amendments) Bill 2012
Order of the day read for the adjourned debate on the motion of the Minister for Sport (Senator Lundy)—That these bills be now read a second time.
Debate resumed.
At 2 pm: Debate was interrupted while Senator Boswell was speaking.

6 Questions
Questions without notice were answered.

7 Motion to Take Note of Answer
Senator Brandis moved—That the Senate take note of the answer given by the Minister for Foreign Affairs (Senator Bob Carr) to a question without notice asked by the Leader of the Opposition in the Senate (Senator Abetz) today relating to ministerial conduct.
Debate ensued.
Question put and passed.

8 Petitions
The following 2 petitions similar in wording, lodged with the Clerk by Senator Boyce, were received:
From 1 030 and 10 605 petitioners, requesting that the Senate take action to amend the Better Access to Mental Health Care initiative.
9 NOTICES

Senators Ruston and Xenophon: To move on the next day of sitting—That the following matters be referred to the Environment and Communications Legislation Committee for inquiry and report by 30 April 2013:

(a) the Broadcasting Services Amendment (Material of Local Significance) Bill 2013; and

(b) the delivery of news coverage in rural and regional areas by the Australian Broadcasting Corporation.

The Minister for Foreign Affairs (Senator Bob Carr): To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to amend the International Organisations (Privileges and Immunities) Act 1963, and for related purposes. International Organisations (Privileges and Immunities) Amendment Bill 2013.

The Minister for Finance and Deregulation (Senator Wong): To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to prohibit Commonwealth agreements from restricting or preventing not-for-profit entities from commenting on, advocating support for or opposing changes to Commonwealth law, policy or practice, and for related purposes. Not-for-profit Sector Freedom to Advocate Bill 2013.

The Chair of the Foreign Affairs, Defence and Trade References Committee (Senator Eggleston): To move on the next day of sitting—That the Foreign Affairs, Defence and Trade References Committee be authorised to hold a public meeting during the sitting of the Senate on Thursday, 14 March 2013, from 4 pm, to take evidence for the committee’s inquiry into the victims of sexual and other abuse in Defence. (general business notice of motion no. 1165)

The Chair of the Rural and Regional Affairs and Transport References Committee (Senator Heffernan): To move on the next day of sitting—That the Rural and Regional Affairs and Transport References Committee be authorised to hold a public meeting during the sitting of the Senate on Thursday, 21 March 2013, from 3 pm, to take evidence for the committee’s inquiry into the Foreign Investment Review Board national interest test. (general business notice of motion no. 1166)

Senator Xenophon: To move on the next day of sitting—That the time for the presentation of the report of the Joint Select Committee on Gambling Reform on the Anti-Money Laundering Amendment (Gaming Machine Venues) Bill 2012 be extended to 28 June 2013. (general business notice of motion no. 1167)

The Deputy Chair of the Parliamentary Joint Committee on Corporations and Financial Services (Senator Boyce): To move on the next day of sitting—That the Parliamentary Joint Committee on Corporations and Financial Services be authorised to hold a public meeting during the sitting of the Senate on Thursday, 14 March 2013, from 10 am, to take evidence for the committee’s inquiry into the Superannuation Legislation Amendment (Reform of Self Managed Superannuation Funds Supervisory Levy Arrangements) Bill 2013. (general business notice of motion no. 1168)

Senators Bushby and Polley: To move on the next day of sitting—That the Senate—

(a) notes that, on 23 February 2013, a stone memorial to those 919 members of the 2/40th Battalion who served their country in Timor and South East Asia was unveiled in Hobart’s Domain, exactly 71 years after the battalion was captured by the Japanese;
(b) further notes that on the same day in Launceston a memorial garden was dedicated to the 2/40th Battalion;
(c) observes that this Tasmanian unit lost 271 of its men during battle and subsequent captivity; and
(d) congratulates the surviving veterans and relatives for their unstinting efforts in bringing these memorials to fruition. (general business notice of motion no. 1169)

Senator Whish-Wilson: To move on the next day of sitting—That the Senate—
(a) notes:
   (i) the recent decision by the Federal Court of Australia in Coca-Cola Amatil (Aust) Pty Ltd v Northern Territory of Australia [2013] which ruled that the Northern Territory container deposit scheme was invalid, and
   (ii) Coca-Cola Amatil has announced that it will withdraw its financial support for the scheme on 18 March 2013 while some beverage companies have agreed to voluntarily continue with the scheme; and
(b) calls on all members of the Commonwealth Parliament to work together to find an immediate solution to allow the Northern Territory container deposit scheme to continue. (general business notice of motion no. 1170)

Senator Humphries: To move on the next day of sitting—That the Senate—
(a) notes that:
   (i) 12 March 2013 is the centenary of the naming of the city of Canberra by the wife of the Governor-General, Lady Denman, in 1913, and
   (ii) in the intervening century, Canberra has been developed as one of the great planned garden cities of the world;
(b) recognises Canberra, through its national institutions, as a showcase of the hopes and aspirations, milestones and achievements of the Australian nation; and
(c) congratulates Canberra and its citizens on their centenary. (general business notice of motion no. 1171)

Senator Ludlam: To move on the next day of sitting—That the Senate—
(a) notes that:
   (i) Australian uranium is confirmed to have been present in each of the reactors at the Fukushima Daiichi nuclear power station on 11 March 2011,
   (ii) the disaster is ongoing 2 years later, with continuing radiation leaks, and that 160 000 people remain displaced from their homes with inadequate compensation to resettle,
   (iii) decommissioning is expected to take over 40 years at a cost of A$100 billion, and
   (iv) approximately 2 000 samples of food and game tested for radiation between April 2012 and January 2013 exceeded the limit for human consumption of radioactive isotopes; and
(b) calls on the Australian Government to undertake an immediate review of all bilateral uranium supply arrangements to assess the risk of future disasters at nuclear power stations in countries to which Australia supplies uranium. (general business notice of motion no. 1172)
Senator Ludlam: To move on the next day of sitting—That the Senate—

(a) notes that:

(i) Australia’s community broadcasters are a vital part of our media landscape and provide radio services that include specialist music, Indigenous media, multicultural and ethnic language programs, religious, educational and youth services, print disability reading services, and community access programs,

(ii) with funding support from the Federal Government, the 37 metropolitan-wide community radio stations in Melbourne, Brisbane, Sydney, Adelaide and Perth launched digital radio services in May 2011, and

(iii) in the 2012-13 Budget the Government allocated $2.2 million per annum for 4 years to support community digital radio services but this is a shortfall of $1.4 million per annum for the minimum level of funding required to maintain transmission of all current services; and

(b) calls on the Government to commit the necessary funding for community broadcasters’ digital radio services in the coming Budget. (general business notice of motion no. 1173)

The Leader of the Australian Greens (Senator Milne): To move on the next day of sitting—That the Senate—

(a) notes the Australian Council of Superannuation Investors annual audit that shows that just 15.5 per cent of board positions in ASX200 companies are held by women, and that the median company board is made up of 6 men and 1 woman;

(b) notes that companies with a greater proportion of women in senior management and board positions are more profitable; and

(c) calls on the Government to legislate to ensure ASX200 companies have a minimum of 40 per cent female board directors within the next 5 years. (general business notice of motion no. 1174)

Senator Hanson-Young: To move on the next day of sitting—That there be laid on the table no later than 28 November 2013 by the Minister representing the Minister for Early Childhood and Childcare a report by the Productivity Commission into:

(a) the affordability, flexibility, accessibility and quality of early childhood education and care; and

(b) all Commonwealth funding options and models for various types of care, including long-day care, in-home care, occasional care, family day care, outside-school-hours care and care for children with special needs. (general business notice of motion no. 1175)

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

(a) notes that:

(i) recent independent air quality testing in Hunter suburbs near the coal rail line that leads to Newcastle Harbour revealed coal dust pollution levels over 50 per cent above the national standard for particulates 10 microns and less, which affects approximately 30 000 people living within 500 metres of the rail line,
(ii) there are no known safe levels of exposure to particulate pollution, and international studies have demonstrated direct causal links between particulate pollution and adverse health impacts such as asthma, increased risks of cancer, heart and lung disease and birth defects, including in mining regions,

(iii) a current Senate inquiry into the impacts on health of air quality has received many submissions from concerned groups and individuals based in the Hunter,

(iv) Hunter residents will express their concern that air pollution and coal dust from coal mines, coal trains and coal stockpiles is adversely affecting their health and the environment at a community rally in Newcastle on Saturday, 16 March 2013, organised by the Coal Terminal Action Group (CTAG), a coalition of 18 Hunter-based community groups, and

(v) the community rally will ask state and federal governments to reject the proposal by Port Waratah Coal Services to construct a new fourth coal export terminal, called T4, in Newcastle Harbour that would drive up further coal dust pollution and adversely impact the environment;

(b) congratulates CTAG and the wider Hunter community for taking action to protect their health and the local environment against the impact of coal industry expansion; and

(c) calls on the New South Wales Government and the Federal Government to reject the T4 project. (general business notice of motion no. 1176)

Senator Rhiannon: To move on 14 March 2013—That the Senate—

(a) notes that:

(i) the United Nations (UN) endorsed target to meet the Millennium Development Goals is for developed nations to devote 0.7 per cent of gross national income (GNI) to foreign aid by 2015, yet Australia currently contributes a mere 0.35 per cent,

(ii) both the Australian Labor Party and the Coalition went to the 2010 election with a commitment to increase aid to 0.5 per cent of GNI by 2015,

(iii) in the 2012-13 Budget, the Government pushed back by a year its commitment to increase aid to 0.5 per cent and the Coalition removed its timetable altogether, and

(iv) since the 2012-13 Budget, the Government has directed $375 million from the aid budget to pay for the onshore costs of detaining refugees, and the Australian Defence Force wrongly classified almost $190 million in military spending as overseas development aid; and

(b) calls on:

(i) the Minister for Foreign Affairs (Senator Bob Carr) to ensure that the overseas aid budget does not suffer further cuts in the May 2013-14 Budget, and

(ii) the Government and Coalition to publicly reaffirm their commitment to the UN-endorsed target of 0.7 per cent and to release their timetable for reaching the target. (general business notice of motion no. 1177)
Senator Rhiannon: To move on 20 March 2013—That the Senate—

(a) notes that:

(i) in November 2011, the Federal Labor Conference voted against phasing out the live export trade but agreed to establish an independent Office of Animal Welfare,

(ii) in November 2012, the Labor Caucus voted to have the Caucus Live Animal Export Working Group develop a model for an Office of Animal Welfare to be presented to Caucus by the end of February 2013, and

(iii) in February 2012, the Minister for Agriculture, Fisheries and Forestry (Senator Ludwig) failed to show clear support for the establishment of an office under questioning from the Australian Greens in Senate estimates, stating ‘we will continue to look at the issue’; and

(b) calls on the Minister for Agriculture, Fisheries and Forestry to immediately report to Parliament on progress to establish the Office of Animal Welfare and commit to legislation establishing the office before the 14 September 2013 election. (general business notice of motion no. 1178)

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins): To move on the next day of sitting—That, in accordance with subsection 10B(2) of the Health Insurance Act 1973, the Senate approves the Health Insurance (Extended Medicare Safety Net) Amendment Determination 2013 (No. 1) made under subsection 10B(1) of the Act on 27 February 2013.

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins): To move on the next day of sitting—That the provisions of paragraphs (5) to (8) of standing order 111 not apply to the following bills, allowing them to be considered during this period of sittings:

Australian Sports Anti-Doping Authority Amendment Bill 2013
Completion of Kakadu National Park (Koonjarra Project Area Repeal) Bill 2013
Customs Amendment (Anti-Dumping Commission) Bill 2013.

Documents: Senator Collins tabled the following documents:


Senator Siewert: To move on 14 March 2013—That the Senate—

(a) acknowledges the financial hardship that single parent families who were moved from Parenting Payment to Newstart on 1 January 2013 have experienced; and

(b) calls on the Government to reverse Schedule 1 of the Social Security Legislation Amendment (Fair Incentives to Work) Act 2012. (general business notice of motion no. 1179)

10 LEAVE OF ABSENCE

Senator McEwen, by leave, moved—that leave of absence be granted to Senator McLucas for today, on account of parliamentary business.

Question put and passed.
Senator Kroger, by leave, moved—That leave of absence be granted to the following senators for personal reasons:

(a) Senator Cormann from 12 March to 14 March 2013; and
(b) Senator Nash for today.

Question put and passed.

11 PRIVATE SENATORS’ BILLS—CONSIDERATION
The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) moved—That the following general business orders of the day be considered on Thursday, 14 March 2013 under the temporary order relating to the consideration of private senators’ bills:


No. 26 National Integrity Commissioner Bill 2010.

Question put and passed.

12 POSTPONEMENTS
The following items of business were postponed:

Business of the Senate notice of motion no. 1 standing in the name of the Leader of the Opposition in the Senate (Senator Abetz) for today, proposing the disallowance of the Building Code 2013, postponed till 18 March 2013.

General business notice of motion no. 607 standing in the name of Senator Madigan for today, proposing the introduction of the Treaties (Parliamentary Approval) Bill 2012, postponed till 26 June 2013.

General business notice of motion no. 1076 standing in the name of Senator Madigan for today, proposing the introduction of the Fair Trade (Workers’ Rights) Bill 2013, postponed till 17 June 2013.

General business notice of motion no. 1160 standing in the name of Senator Madigan for today, relating to renewable energy certificates, postponed till 14 March 2013.

13 NOTICE OF MOTION WITHDRAWN
Senator Siewert withdrew general business notice of motion no. 1148 standing in her name for 13 March 2013, proposing an order for the production of documents by the Minister representing the Minister for Climate Change and Energy Efficiency.

14 FOREIGN AFFAIRS, DEFENCE AND TRADE REFERENCES COMMITTEE—EXTENSION OF TIME TO REPORT
Senator Kroger, at the request of the Chair of the Foreign Affairs, Defence and Trade References Committee (Senator Eggleston) and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1163—That the time for the presentation of the report of the Foreign Affairs, Defence and Trade References Committee on aid to Afghanistan be extended to 16 May 2013.

Question put and passed.
15 **IMMIGRATION—REFUGEES AND ASYLUM SEEKERS**

Senator Hanson-Young, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1164—That the Senate rejects the vilification of refugees and asylum seekers.

Question put and passed.

*Statements by leave*: Senators Cash and Hanson-Young, by leave, made statements relating to the motion.

16 **BROADCASTING SERVICES AMENDMENT (MATERIAL OF LOCAL SIGNIFICANCE) BILL 2013**

Senator Xenophon, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1141—That the following bill be introduced:

A Bill for an Act to amend the *Broadcasting Services Act 1992*, and for related purposes.

Question put and passed.

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

Question put and passed.

Bill read a first time.

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

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

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

17 **CITIZEN INITIATED REFERENDUM BILL 2013**

Senator Madigan, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1077—That the following bill be introduced:

A Bill for an Act to enable the citizens of Australia to initiate legislation for the holding of a referendum in relation to altering the Constitution, and for related purposes.

Question put and passed.

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

Question put and passed.

Bill read a first time.

Senator Madigan moved—That this bill be now read a second time.
Explanatory memorandum: Senator Madigan, by leave, tabled an explanatory memorandum relating to the bill.

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

18 DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—EDUCATION—REFORM
The Deputy President (Senator Parry) informed the Senate that Senator Fifield had proposed that the following matter of public importance be submitted to the Senate for discussion:

The Gillard Government’s missed opportunity for real school education reform.

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

19 FINANCE AND PUBLIC ADMINISTRATION REFERENCES COMMITTEE—REPORT—IMPLEMENTATION OF THE NATIONAL HEALTH REFORM AGREEMENT
The Acting Deputy President (Senator McKenzie) tabled the following report and documents received on 7 March 2013:

Finance and Public Administration References Committee—Implementation of the National Health Reform Agreement—Report, dated March 2013, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

Report ordered to be printed on the motion of Senator Brown.
Senator Williams, by leave, moved—that the Senate take note of the report.
Debate adjourned till the next day of sitting, Senator Williams in continuation.

20 CONSTITUTIONAL RECOGNITION OF LOCAL GOVERNMENT—JOINT SELECT COMMITTEE—REPORT
The Acting Deputy President (Senator McKenzie) tabled the following report received on 7 March 2013:


21 GOVERNMENT DOCUMENT
The Acting Deputy President (Senator McKenzie) tabled the following document received on 7 March 2013:


22 DEPARTMENTAL AND AGENCY CONTRACTS—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENT
Pursuant to the order of the Senate of 20 June 2001, as amended, the Acting Deputy President (Senator McKenzie) tabled the following document received on 7 March 2013:

Departmental and agency contracts for 2012—Letter of advice—Australian Organ and Tissue Donation and Transplantation Authority.
23 **CONSTITUTIONAL RECOGNITION OF LOCAL GOVERNMENT—JOINT SELECT COMMITTEE—REPORT—CORRECTION**

Senator Brown, on behalf of the Joint Select Committee on Constitutional Recognition of Local Government tabled the following document:


24 **CONSIDERATION OF DOCUMENTS**

Senator Brown, by leave, moved—That consideration of the committee reports tabled earlier today (see entries nos 19 and 20) be listed on the Notice Paper as separate orders of the day.

Question put and passed.

25 **LAW AND JUSTICE—CONVICTION RECORDS—DOCUMENT**

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

Law and justice—Conviction records—Letter to the President of the Senate from the Chief Minister of the Northern Territory (Mr Mills) responding to the resolution of the Senate of 22 November 2012, dated 28 February 2013.

26 **CONSTITUTIONAL RECOGNITION OF LOCAL GOVERNMENT—JOINT SELECT COMMITTEE—REPORT—CONSIDERATION**

Senator Rhiannon, by leave, moved—That the Senate take note of the report tabled earlier today (see entry no. 20).

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

27 **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.]

Australian Bureau of Statistics Act—Proposals Nos—
4 of 2013—Topics to be included as a supplement to the Monthly Population Survey: Work-Related Training and Adult Learning.
8 of 2013—Industrial Disputes Collection.
9 of 2013—Survey of Income and Housing.
10 of 2013—Survey of Foreign Currency Exposure.

Australian Charities and Not-for-profits Commission Act—Select Legislative Instruments 2013 Nos—
22—Australian Charities and Not-for-profits Commission Regulation 2013 [F2013L00401].
23—Australian Charities and Not-for-profits Commission Amendment Regulation 2013 (No. 1) [F2013L00402].
Australian Passports Act—Australian Passports Amendment Determination 2013 (No. 1) [F2013L00440].

Australian Prudential Regulation Authority Act—Australian Prudential Regulation Authority (Confidentiality) Determination No. 4 of 2013—Information provided by Authorised Deposit-taking Institutions under Reporting Standard ARS 231.1a, ARS 231.1b, ARS 231.2, ARS 231.3a and ARS 231.3b [F2013L00429].


Broadcasting Services Act—Broadcasting Services (Events) Notice (No. 1) 2010 (Amendment No. 1 of 2013) [F2013L00400].


Civil Aviation Act—

Civil Aviation Regulations—Instrument No. CASA 39/13—Directions under subregulation 235(2) relating to landing weight and landing distance required [F2013L00420].

Civil Aviation Safety Regulations—

Civil Aviation Order 95.4.1 Amendment Instrument 2013 (No. 1) [F2013L00410].

Instruments Nos CASA—

EX22/13—Exemption – recency requirements for night flying (National Jet Systems Pty Ltd) [F2013L00383].

EX25/13—Exemption – drug and alcohol management plan information; Exemption – use of pre-hiring drug and alcohol tests [F2013L00382].

Revocation of Airworthiness Directives—Instrument No. CASA ADCX 004/13 [F2013L00427].

Civil Aviation Safety Regulations and Civil Aviation Order 29.5—Instrument No. CASA EX24/13—Exemption, permission and approval – dropping of articles [F2013L00384].

Clean Energy Act—Select Legislative Instrument 2013 No. 17—Clean Energy Amendment Regulation 2013 (No. 1) [F2013L00393].

Commissioner of Taxation—Public Rulings—

Class Rulings—

Addendum—CR 2012/76.
CR 2013/15 and CR 2013/16.


Goods and Services Tax Determination GSTD 2013/1.

Product Rulings—

Addendum—PR 2010/17.
PR 2013/3.

Taxation Determination TD 2013/4.

Corporations Act—


Corporations Act, Superannuation Guarantee (Administration) Act and Superannuation Industry (Supervision) Act—Select Legislative Instrument 2013 No. 26—Superannuation Legislation Amendment Regulation 2013 (No. 1) [F2013L00395].

Currency Act—Currency Legislation (Royal Australian Mint) Amendment Determination 2013 (No. 2) [F2013L00399].

Customs Act—
Customs By-Law No. 1305752 [F2013L00351].

Defence Act—Select Legislative Instrument 2013 No. 19—Defence (Personnel) Amendment Regulation 2013 (No. 1) [F2013L00389].

Environment Protection and Biodiversity Conservation Act—
Amendments of lists of threatened species, dated—
30 January 2013 [F2013L00403].
5 March 2013 [F2013L00432].

Notice of approval, dated 5 March 2013, and Management Plan [F2013L00425].
Report of the Director of National Parks concerning the responses to public comments on the draft management plan, dated March 2013.

Notice of approval, dated 5 March 2013, and Management Plan [F2013L00426].
Report of the Director of National Parks concerning the responses to public comments on the draft management plan, dated March 2013.

Notice of approval, dated 5 March 2013, and Management Plan [F2013L00428].
Report of the Director of National Parks concerning the responses to public comments on the draft management plan, dated March 2013.

South-East Commonwealth Marine Reserves Network Management Plan 2013-2023—
Notice of approval, dated 5 March 2013, and Management Plan [F2013L00423].
Report of the Director of National Parks concerning the responses to public comments on the draft management plan, dated March 2013.

South-West Commonwealth Marine Reserves Network Management Plan 2014-2024—
Notice of approval, dated 5 March 2013, and Management Plan [F2013L00422].
Report of the Director of National Parks concerning the responses to public comments on the draft management plan, dated March 2013.
Notice of Approval, dated 5 March 2013, and Management Plan [F2013L00421].
Report of the Director of National Parks concerning the responses to public comments on the draft management plan, dated March 2013.
Family Law Act—Select Legislative Instrument 2013 No. 16—Family Law (Superannuation) Amendment Regulation 2013 (No. 1) [F2013L00396].
Financial Management and Accountability Act—
Financial Management and Accountability Regulations—
Commonwealth Cleaning Services Guidelines [F2013L00435].
Commonwealth Grant Guidelines [F2013L00433].
Select Legislative Instrument 2013 No. 27—Financial Management and Accountability Amendment Regulation 2013 (No. 1) [F2013L00391].
Financial Sector (Collection of Data) Act—Financial Sector (Collection of Data) (Reporting Standard) Determinations Nos—
4 of 2013—Reporting Standard GRS 112.3 Related Party Exposures [F2013L00352].
5 of 2013—Reporting Standard GRS 114.0 Asset Risk Charge [F2013L00386].
6 of 2013—Reporting Standard GRS 114.1 Assets by Counterparty Grade [F2013L00355].
8 of 2013—Reporting Standard GRS 114.3 Off-balance Sheet Business [F2013L00360].
12 of 2013—Reporting Standard GRS 116.0 Insurance Concentration Risk Charge [F2013L00376].
15 of 2013—Reporting Standard GRS 118.0 Operational Risk Charge [F2013L00372].
18 of 2013—Reporting Standard GRS 310.1 Premium Revenue and Reinsurance Expense [F2013L00368].
19 of 2013—Reporting Standard GRS 310.2 Claims Expense and Reinsurance Recoveries [F2013L00379].
20 of 2013—Reporting Standard GRS 310.3 Details of Income and Expenses [F2013L00370].
22 of 2013—Reporting Standard GRS 410.0 Movement in Outstanding Claims Liabilities [F2013L00361].
23 of 2013—Reporting Standard GRS 420.0 Premium Revenue by State and Territory of Australia [F2013L00362].
24 of 2013—Reporting Standard GRS 430.0 Claims Expense by State and Territory of Australia [F2013L00364].
25 of 2013—Reporting Standard GRS 440.0 Claims Development Table [F2013L00353].
30 of 2013—Reporting Standard GRS 114.0_G Asset Risk Charge (Level 2 Insurance Group) [F2013L00354].

31 of 2013—Reporting Standard GRS 114.1_G Assets by Counterparty Grade (Level 2 Insurance Group) [F2013L00356].

35 of 2013—Reporting Standard GRS 116.0_G Insurance Concentration Risk Charge (Level 2 Insurance Group) [F2013L00358].

37 of 2013—Reporting Standard GRS 118.0_G Operational Risk Charge (Level 2 Insurance Group) [F2013L00380].

38 of 2013—Reporting Standard GRS 300.0_G Statement of Financial Position (Level 2 Insurance Group) [F2013L00359].

44 of 2013—Reporting Standard LRS 112.0_Determination of Capital Base [F2013L00366].

45 of 2013—Reporting Standard LRS 112.3_Related Party Exposures [F2013L00363].

46 of 2013—Reporting Standard LRS 114.0_A Asset Risk Charge [F2013L00365].

47 of 2013—Reporting Standard LRS 114.2_Derivatives Activity [F2013L00369].


49 of 2013—Reporting Standard LRS 115.0_Insurance Risk Charge [F2013L00373].

50 of 2013—Reporting Standard LRS 117.0_A Asset Concentration Risk Charge [F2013L00375].

51 of 2013—Reporting Standard LRS 118.0_Operational Risk Charge [F2013L00377].

52 of 2013—Reporting Standard LRS 200.0_Capital Adequacy Supplementary Information [F2013L00378].

Fisheries Management Act—
Eastern Tuna and Billfish Fishery Management Plan 2010—2013 Eastern Tuna and Billfish Fishery Overcatch and Undercatch Determination [F2013L00357].
Northern Prawn Fishery (Closures) Direction No. 161 [F2013L00431].
Northern Prawn Fishery (Closures) Direction No. 162 [F2013L00430].
Western Tuna and Billfish Fishery Management Plan 2005—Western Tuna and Billfish Fishery Overcatch and Undercatch Determination 2013 [F2013L00424].

Food Standards Australia New Zealand Act—Australia New Zealand Food Standards Code—Standard 1.4.2—Maximum Residue Limits Amendment Instrument No. APVMA 2, 2013 [F2013L00419].

Health Insurance Act—
Health Insurance (B-Scan Ultrasonography and Holmium: YAG Laser Enucleation of the Prostate) Determination 2013 [F2013L00350].
Health Insurance (Extended Medicare Safety Net) Amendment Determination 2013 (No. 1) [F2013L00418].

Higher Education Support Act—
Revocation of Approval as a Higher Education Provider—Gordon Institute of TAFE [F2013L00439].
No. 137—12 March 2013

VET Provider Approvals Nos—
8 of 2013—Australia Moreton Education Group Pty Ltd [F2013L00417].
9 of 2013—Australian College of Event Management Pty Ltd [F2013L00437].

Income Tax Assessment Act 1997—Select Legislative Instrument 2013 No. 24—
Income Tax Assessment Amendment Regulation 2013 (No. 1) [F2013L00394].

Migration Act—Migration Regulations—Instrument IMMI 13/027—Eligible education providers and educational business partners [F2013L00436].

Radiocommunications Act—Radiocommunications (Short Range Devices) Amendment Standard 2013 (No. 1) [F2013L00415].

Renewable Energy (Electricity) Act—Select Legislative Instrument 2013 No. 18—
Renewable Energy (Electricity) Amendment Regulation 2013 (No. 1) [F2013L00387].

Sydney Airport Curfew Act—Dispensation Report 02/13.


Tertiary Education Quality and Standards Agency Act—Determination of Fees No. 1 of 2013 [F2013L00438].

Veterans’ Entitlements Act—
Amendment Statements of Principles concerning—
Hypopituitarism No. 19 of 2013 [F2013L00413].
Hypopituitarism No. 20 of 2013 [F2013L00414].

Select Legislative Instrument 2013 No. 20—Veterans’ Entitlements (Special Assistance) Amendment Regulation 2013 (No. 1) [F2013L00441].

Statements of Principles concerning—
Essential Thrombocythaemia No. 15 of 2013 [F2013L00409].
Essential Thrombocythaemia No. 16 of 2013 [F2013L00411].
Polycythaemia Vera No. 11 of 2013 [F2013L00404].
Polycythaemia Vera No. 12 of 2013 [F2013L00406].
Primary Myelofibrosis No. 17 of 2013 [F2013L00416].
Primary Myelofibrosis No. 18 of 2013 [F2013L00412].
Seborrhoeic Dermatitis No. 13 of 2013 [F2013L00405].
Seborrhoeic Dermatitis No. 14 of 2013 [F2013L00407].

Water Efficiency Labelling and Standards Act—Select Legislative Instrument 2013 No. 21—Water Efficiency Labelling and Standards Amendment Regulation 2013 (No. 1) [F2013L00398].

Workplace Gender Equality Act—Workplace Gender Equality (Matters in relation to Gender Equality Indicators) Instrument 2013 (No. 1) [F2013L00434].

Governor-General’s Proclamation—Commencement of provisions of an Act—
Judges and Governors-General Legislation Amendment (Family Law) Act 2012—
Schedules 1 and 2—15 March 2013 [F2013L00390].
28 INDEXED LISTS OF DEPARTMENTAL AND AGENCY FILES—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS

The following documents were tabled pursuant to the order of the Senate of 30 May 1996, as amended:

- Indexed lists of departmental and agency files for the period 1 July to 31 December 2012—Statements of compliance—
  - Broadband, Communications and the Digital Economy portfolio.
  - Department of Families, Housing, Community Services and Indigenous Affairs.
  - Health and Ageing portfolio.

29 DEPARTMENTAL AND AGENCY CONTRACTS—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENT

The following document was tabled pursuant to the order of the Senate of 20 June 2001, as amended:


30 COMMITTEE MEMBERSHIP

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

The Minister for Sport (Senator Lundy), by leave, moved—That senators be discharged from and appointed to committees as follows:

- **Education, Employment and Workplace Relations References Committee**—
  
  Appointed—
  
  Substitute member: Senator McKenzie to replace Senator Boswell for the committee’s inquiry into teaching and learning – maximising our investment in Australian schools
  
  Participating member: Senator Boswell

- **Rural and Regional Affairs and Transport References Committee**—
  
  Appointed—
  
  Substitute member: Senator Fawcett to replace Senator Nash for the committee’s inquiry into an aviation accident investigation on 18 March 2013
  
  Participating member: Senator Nash.

Question put and passed.

31 ORDER OF BUSINESS—REARRANGEMENT

Senator Brown, by leave and at the request of the Chair of the Rural and Regional Affairs and Transport Legislation Committee (Senator Sterle), moved—That business of the Senate order of the day no. 5, relating to the presentation of the report of the Rural and Regional Affairs and Transport Legislation Committee on the Australian Sports Anti-Doping Authority Amendment Bill 2013, be postponed till a later hour.

Question put and passed.
32 **GOVERNOR-GENERAL’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:


33 **EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS LEGISLATION COMMITTEE—REPORT—PROTECTING LOCAL JOBS (REGULATING ENTERPRISE MIGRATION AGREEMENTS) BILL 2012**

Pursuant to order, Senator Brown, 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 Brown.

34 **EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS LEGISLATION COMMITTEE—REPORT—FAIR WORK AMENDMENT (SMALL BUSINESS—PENALTY RATES EXEMPTION) BILL 2012**

Pursuant to order, Senator Brown, 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 Brown.

35 **EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS LEGISLATION COMMITTEE—REPORT—FAIR WORK (REGISTERED ORGANISATIONS) AMENDMENT (TOWARDS TRANSPARENCY) BILL 2012**

Pursuant to order, Senator Brown, 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 Brown.
Pursuant to order, Senator Brown, at the request of the Chair of the Community Affairs Legislation Committee (Senator Moore), tabled the following report and documents:

Community Affairs Legislation Committee—Private Health Insurance Amendment (Lifetime Health Cover Loading and Other Measures) Bill 2012—Report, dated March 2013, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

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

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


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

Order of the day read for the adjourned debate on the motion of the Minister for Sport (Senator Lundy)—That these bills be now read a second time. Debate resumed.

Question put and passed.

Bills read a second time.

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

In the committee

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

Senator Brandis moved the following amendments in respect of the Maritime Powers Bill 2012 together by leave:

Clause 41, page 30 (line 5), omit “Australia”, substitute “Australia (which may include repelling vessels from the contiguous zone, or prohibiting vessels from entering or further entering the contiguous zone, or towing vessels to another place whether inside or outside the contiguous zone)”.

Clause 41, page 30 (line 24), omit “chased without interruption”, substitute “towed or chased without interruption”.

Clause 54, page 38 (line 8), omit “Note:!””, substitute “Note 1:”.

36 COMMUNITY AFFAIRS LEGISLATION COMMITTEE—REPORT—PRIVATE HEALTH INSURANCE AMENDMENT (LIFETIME HEALTH COVER LOADING AND OTHER MEASURES) BILL 2012

37 ENVIRONMENT AND COMMUNICATIONS LEGISLATION COMMITTEE—REPORT—ENVIRONMENT PROTECTION AND BIODIVERSITY CONSERVATION AMENDMENT (RETIewing FEDERAL APPROVAL POWERS) BILL 2012

38 MARITIME POWERS BILL 2012 MARITIME POWERS (CONSEQUENTIAL AMENDMENTS) BILL 2012
Clause 54, page 38 (after line 9), at the end of subsection (1) (after the note), add:

Note 2: A specified course or speed may include a direction to adopt or maintain a course that will take the vessel to a place outside Australia.

Debate ensued.

At 6.50 pm: The Acting Deputy President (Senator Bishop) resumed the chair and the Temporary Chair of Committees reported progress.

39 RURAL AND REGIONAL AFFAIRS AND TRANSPORT LEGISLATION COMMITTEE—REPORT—AUSTRALIAN SPORTS ANTI-DOPING AUTHORITY AMENDMENT BILL 2013

Pursuant to order, Senator McEwen, at the request of the Chair of the Rural and Regional Affairs and Transport Legislation Committee (Senator Sterle), tabled the following report and documents:

Rural and Regional Affairs and Transport Legislation Committee—Australian Sports Anti-Doping Authority Amendment Bill 2013—Report, dated March 2013, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

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

40 GOVERNMENT DOCUMENTS—CONSIDERATION

The government documents tabled earlier today (see entry no. 2) were called on but no motion was moved.

The following government document tabled earlier today (see entry no. 21) was considered:


41 ADJOURNMENT

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

Debate ensued.

The Senate adjourned at 8.30 pm till Wednesday, 13 March 2013 at 9.30 am.

42 ATTENDANCE

Present, all senators except Senators Boyce*, Cormann*, McLucas* and Nash* (* on leave).

ROSEMARY LAING
Clerk of the Senate

Printed by authority of the Senate