JOURNALS OF THE SENATE

No. 140

MONDAY, 18 MARCH 2013

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1 MEETING OF SENATE
The Senate met at 10 am. The President (Senator the Honourable John Hogg) took the chair, read prayers and made an acknowledgement of country.

2 ENVIRONMENT AND COMMUNICATIONS LEGISLATION COMMITTEE—BROADCASTING LEGISLATION—JOINT SELECT COMMITTEE—LEAVE TO MEET DURING SITTINGS
Senator McEwen, by leave and at the request of the Chair of the Environment and Communications Legislation Committee (Senator Cameron) and on behalf of the Joint Select Committee on Broadcasting Legislation, moved—That—
(a) the Environment and Communications Legislation Committee be authorised to hold a private meeting otherwise than in accordance with standing order 35(1) during the sitting of the Senate today, from 11.45 am;
(b) the Environment and Communications Legislation Committee be authorised to hold public meetings during the sittings of the Senate today, from 10 am, and on Tuesday, 19 March 2013, from 12.30 pm, to take evidence for the committee’s inquiry into the media reform bills package; and
(c) the Joint Select Committee on Broadcasting Legislation be authorised to hold a public meeting during the sitting of the Senate today, from 10 am.
Debate ensued.
Question put and passed.

3 ELECTORAL AND REFERENDUM AMENDMENT (IMPROVING ELECTORAL ADMINISTRATION) BILL 2013
Order of the day read for the adjourned debate on the motion of the Parliamentary Secretary for Defence (Senator Feeney)—That this bill be now read a second time.
Debate resumed.
Question put.
A division was called for.
Pursuant to the order of the Senate of 22 November 2010 consideration of the matter was postponed till a later hour (see entry no. 7).

4 FISHERIES LEGISLATION AMENDMENT BILL (NO. 1) 2012
Order of the day read for the adjourned debate on the motion of the Minister for Sport (Senator Lundy)—That this bill be now read a second time.
Debate resumed.
Question put and passed.
Bill read a second time.
No amendments to the bill were circulated and no senator required that it be considered in committee.
On the motion of the Parliamentary Secretary for Defence (Senator Feeney) the bill was read a third time.
5 CONSIDERATION OF LEGISLATION—ORDER OF BUSINESS—REARRANGEMENT

The Parliamentary Secretary for Defence (Senator Feeney), by leave, moved—That—
(a) the provisions of paragraphs (5) to (8) of standing order 111 not apply to Appropriation Bill (No. 3) 2012-2013 and Appropriation Bill (No. 4) 2012-2013, allowing them to be considered during this period of sittings; and
(b) intervening business be postponed till after consideration of the government business order of the day relating to Appropriation Bill (No. 3) 2012-2013 and Appropriation Bill (No. 4) 2012-2013.

Document: Senator Feeney tabled the following document:
Consideration of legislation—Statement of reasons for introduction and passage of the bills in the 2013 autumn sittings.

Question put and passed.

6 APPROPRIATION BILL (NO. 3) 2012-2013

APPROPRIATION BILL (NO. 4) 2012-2013

Order read for the adjourned debate on the motion of the Parliamentary Secretary to the Prime Minister (Senator McLucas)—That these bills be now read a second time.

Debate resumed.

On the motion of the Parliamentary Secretary for Defence (Senator Feeney) the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

7 ELECTORAL AND REFERENDUM AMENDMENT (IMPROVING ELECTORAL ADMINISTRATION) BILL 2013

The order of the day relating to the motion of the Parliamentary Secretary for Defence (Senator Feeney)—That this bill be now read a second time—was called on for the question to be put (see entry no. 3).

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

The Senate divided—

AYES, 35

Senators—
Bishop
Brown (Teller)
Carr, Kim
Collins
Crossin
Di Natale
Evans
Farrell
Faulkner
Feeney
Gallacher
Hanson-Young
Ludlam
Ludwig
McEwen
McLucas
Milne
Moore
Polley
Pratt
Rhiannon
Siewert
Stephens
Sterle
Thistlethwaite
Thorpe
Usquhart
Waters
Whish-Wilson
Wong
Wright
Xenophon

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NOES, 30

Senators—

Back Edwards Kroger (Teller) Ronaldson
Bernardi Eggleston Macdonald Ruston
Boswell Fawcett Madigan Ryan
Brandis Fierravanti-Wells Mason Scullion
Bushby Fifield McKenzie Smith
Cash Heffernan Nash Williams
Colbeck Humphries Parry
Cormann Joyce Payne

Question agreed to.
Bill read a second time.
The Senate resolved itself into committee for the consideration of the bill.

In the committee

Bill taken as a whole by leave.
Senator Ryan moved the following amendments together by leave:

Schedule 1, item 6, page 4 (line 25), omit “fourth”, substitute “eleventh”.
Schedule 1, item 7, page 4 (line 27), omit “fourth”, substitute “eleventh”.
Schedule 1, item 33, page 13 (line 16), omit “fourth”, substitute “eleventh”.
Schedule 1, item 34, page 13 (line 18), omit “fourth”, substitute “eleventh”.

Debate ensued.
Question—That the amendments be agreed to—put.
The committee divided—

AYES, 28

Senators—

Back Eggleston Kroger (Teller) Payne
Boswell Fawcett Macdonald Ruston
Brandis Fierravanti-Wells Madigan Ryan
Bushby Fifield Mason Sinodinos
Cash Humphries McKenzie Smith
Colbeck Johnston Nash Williams
Edwards Joyce Parry Xenophon

NOES, 32

Senators—

Bishop Faulkner McLucas Stephens
Brown Feeney Milne Sterle
Carr, Kim Gaillacher Moore Thistlethwaite
Collins Ludlam Polley Thorp
Crossin Ludwig Pratt Unquat
Di Natale Lundy Rhiannon Waters
Evans Marshall Siewert Whish-Wilson
Farrell McEwen (Teller) Singh Wright

Question negatived.
Question—That the bill be agreed to—divided, at the request of Senator Ryan, in respect of Schedule 1, items 8 to 23, 27, 29 to 31, 35 to 48 and 51.
Schedule 1, items 8 to 23, 27, 29 to 31, 35 to 48 and 51 debated.
Question—That Schedule 1, items 8 to 23, 27, 29 to 31, 35 to 48 and 51 stand as printed—put.

The committee divided—

AYES, 32

Senators—

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<th>McLucas</th>
<th>Stephens</th>
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<td>Milne</td>
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<td>Crossin</td>
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<td>Landy</td>
<td>Rhiannon</td>
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<td>Farrell</td>
<td>McEwen</td>
<td>Singh</td>
<td>Wright</td>
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NOES, 27

Senators—

| Back                | Eggleston | Macdonald | Ruston |
| Bernardi            | Fawcett   | Madigan   | Ryan   |
| Boswell             | Fierravanti-Wells | Mason | Sinodinos |
| Bushby              | Fifield   | McKenzie  | Smith  |
| Cash                | Humphries | Nash     | Williams |
| Colbeck             | Johnston  | Parry    | Xenophon |
| Edwards             | Kroger (Teller) | Payne |          |

Items agreed to.

Senator Ryan moved the following amendments together by leave:

Schedule 1, page 15 (line 11), omit the heading.

Schedule 1, item 54, page 16 (line 3), omit “and 53”.

Debate ensued.

Question—That the amendments be agreed to—put.

The committee divided—

AYES, 30

Senators—

| Back                | Eggleston | Macdonald | Ryan |
| Bernardi            | Fawcett   | Madigan   | Scullion |
| Boswell             | Fierravanti-Wells | Mason | Sinodinos |
| Bushby              | Fifield   | McKenzie  | Smith  |
| Cash                | Heffernan | Nash     | Williams |
| Colbeck             | Humphries | Parry    | Xenophon |
| Cormann             | Johnston  | Payne    |        |
| Edwards             | Kroger (Teller) | Ruston |        |
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NOES, 33

- Bishop
- Brown (Teller)
- Carr, Kim
- Collins
- Conroy
- Crossin
- Di Natale
- Evans
- Farrell
- Faulkner
- Feeney
- Gallagher
- Hanson-Young
- Hogg
- Ludwig
- Lundy
- Marshall
- McEwen
- McLucas
- Milne
- Moore
- Polley
- Pratt
- Rhiannon
- Stiwtewrt
- Singh
- Stephens
- Thistlethwaite
- Thorp
- Urquhart
- Waters
- Whish-Wilson
- Wright

Question negatived.

After 2 pm: The President resumed the chair and the Chair of Committees (Senator Parry) reported progress.

8 QUESTIONS
Questions without notice were answered.

9 MOTIONS TO TAKE NOTE OF ANSWERS
Senator Birmingham moved—That the Senate take note of the answers given by the Minister for Broadband, Communications and the Digital Economy (Senator Conroy) to questions without notice asked by the Leader of the Opposition in the Senate (Senator Abetz) and Senator Birmingham today relating to proposed media legislation. Debate ensued.

Question put and passed.

The Leader of the Australian Greens (Senator Milne) moved—That the Senate take note of the answer given by the Minister for Agriculture, Fisheries and Forestry (Senator Ludwig) to a question without notice asked by Senator Milne today relating to the Tasmanian Forests Intergovernmental Agreement Contractors Voluntary Exit Grants Program. Question put and passed.

10 NOTICES
Senator Whish-Wilson: To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to amend the Mutual Recognition Act 1992, and for related purposes. Mutual Recognition Amendment (Northern Territory Beverage Containers and Plastic Bags) Bill 2013. (general business notice of motion no. 1188)

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

(i) it is 10 years since the United States of America (US) led the invasion of Iraq,

(ii) the British non-government organisation, Iraq Body Count, estimates about 162,000 people, almost 80 per cent of them civilians, were killed in Iraq from the start of the 2003 US-led invasion, up to the withdrawal of American forces in 2012, and
(iii) in sending Australian troops to Iraq in 2003, the Howard Government was the first government in Australia’s history to go to war without the support of both Houses of Parliament; and

(b) calls on the Government and the Opposition to:

(i) support the Australian Greens’ Defence Amendment (Parliamentary Approval of Overseas Service) Bill 2010 [No. 2] which would require parliamentary approval of overseas service by members of the Australian Defence Force, and

(ii) support an independent inquiry into the reasons behind Australia’s participation in the invasion. (general business notice of motion no. 1189)

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

(a) notes:

(i) the resolution of the Senate of 22 November 2012, that the Government was to fulfil its 2007 election commitment and introduce a public interest disclosure bill into the Parliament in the first sitting week of 2013, and

(ii) that this resolution has not been complied with and, to date, there is still no listing of the public interest disclosure bill; and

(b) calls on the Government to:

(i) provide an explanation as to whether it will deliver on its 2007 election commitment, and

(ii) introduce legislation within the current Parliament that would comprehensively protect whistle-blowers across the entire government sector. (general business notice of motion no. 1190)

The Deputy Chair of the Parliamentary Joint Committee on Law Enforcement (Senator Nash): To move on the next day of sitting—That the Parliamentary Joint Committee on Law Enforcement be authorised to hold a private meeting otherwise than in accordance with standing order 33(1) during the sitting of the Senate on Wednesday, 20 March 2013, from 1 pm. (general business notice of motion no. 1191)

Senator Urquhart: To move on the next day of sitting—That the Parliamentary Standing Committee on Public Works be authorised to hold a public meeting during the sitting of the Senate on Thursday, 21 March 2013, from 5 pm, followed by an in camera hearing, to take evidence for the committee’s inquiry into the Sydney Commonwealth Parliamentary Offices. (general business notice of motion no. 1192)

The Leader of The Nationals in the Senate (Senator Joyce), the Leader of the Opposition in the Senate (Senator Abetz), and Senators Brandis, Fierravanti-Wells, Stephens, Madigan, Back, Williams, Hettnerman, Ryan, Cormann, Mason, Cash, Boswell, Bernardi and Humphries: To move on the next day of sitting—That the Senate—

(a) congratulates Argentine Cardinal Jorge Mario Bergoglio SJ on his election as the 266th Roman Catholic pontiff;

(b) notes that Pope Francis is the first Jesuit Pope, and not only is the first Pope from South America but the first Pope from outside Europe in over 1 000 years; and

(c) acknowledges Pope Francis’ very strong commitment to social justice, as exemplified by his decision to choose his papal name in honour of St. Francis of Assisi. (general business notice of motion no. 1193)
Senator Waters: To move on the next day of sitting—That the Senate—

(a) notes that:

(i) Cape York’s Quinkan region is home to rock art galleries and cultural sites of great cultural significance, with some sites dated to 30,000 years old,

(ii) much of this art and cultural heritage is not adequately protected and is open to mining exploration activities, and

(iii) the traditional owners of the Quinkan region want the Quinkan rock art galleries and surrounding cultural landscapes fully protected from mining exploration and other destructive activities, and support its inclusion in a World Heritage nomination for Cape York Peninsula; and

(b) calls on:

(i) the Queensland Government to refuse any mining exploration in the Quinkan rock art galleries until the area is declared a World Heritage Area, and

(ii) the Federal Government to step in to protect the Quinkan rock art galleries and surrounding cultural landscapes from all mining activities, until the area is declared a World Heritage Area in accordance with the wishes of the traditional owners. (general business notice of motion no. 1194)

Senator Hanson-Young: To move on 20 March 2013—That the Senate—

(a) notes:

(i) that local sporting clubs bring significant social and health benefits to communities, and

(ii) with concern, the South Australian Government’s proposal to reduce funding for local sporting clubs by $3.5 million through cuts to the Community Recreation and Sports Facilities Program; and

(b) calls on the South Australian Premier to reverse his Government’s decision and reinstate the funding in the 2013-14 Budget. (general business notice of motion no. 1195)

Senator Hanson-Young: To move on 20 March 2013—That the Senate—

(a) notes:

(i) with concern, the escalating human rights crisis in Tibet, as seen in 109 self-immolations by Tibetans, including 80 self-immolations over the past year, and

(ii) the calls from advocates around the world for the establishment of an effective intergovernmental platform for coordinated diplomatic action by concerned nations to address the crisis; and

(b) endorses the Government taking any practical steps to bring about a peaceful resolution of the conflict in Tibet. (general business notice of motion no. 1196)

Senator Hanson-Young: To move on the next day of sitting—That the Senate—

(a) notes:

(i) with concern, the New South Wales Government’s intention to abolish the Independent Snowy Scientific Committee established under section 57 of the Snowy Hydro Corporatisation Act 1997 (NSW), and
(ii) that the Independent Snowy Scientific Committee was established with the purpose of maintaining political and scientific independence in conducting research and providing advice to the Minister in relation to Snowy catchments, Snowy Montane and the Snowy River; and

(b) calls on the New South Wales Government to reverse its decision and to reinstate and fully fund the Independent Snowy Scientific Committee and all its legislative functions. (general business notice of motion no. 1197)

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

(a) notes that:

(i) a recently released community survey of humpback whales recorded a minimum of 2,669 individual whales, including cow-calf pairs, passed within 8 km of the James Price Point shoreline, which exceeds the 1,000 whales that the Western Australian environmental assessment process estimated would pass, and

(ii) the research recorded that the whales engaged in resting, milling, playing and slow swimming behaviour close to shore, and that some humpback whales are born in the area and use it for vital first interactions; and

(b) calls for the Minister for Sustainability, Environment, Water, Population and Communities (Mr Burke) to:

(i) commission more extensive and thorough research into the use of the James Price Point area by humpback whales so that the potential impact of the proposed gas hub development can be adequately assessed, and

(ii) examine the Browse gas hub proposal in light of its impact on humpback whales. (general business notice of motion no. 1198)

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 Capital Territory (Self-Government) Amendment Bill 2013
- Export Finance and Insurance Corporation Amendment (Finance) Bill 2013
- Export Market Development Grants Amendment Bill 2013
- Higher Education Support Amendment (Further Streamlining and Other Measures) Bill 2013
- National Disability Insurance Scheme Bill 2013
- Royal Commissions Amendment Bill 2013

Documents: Senator Collins tabled the following documents:


11 LEAVE OF ABSENCE

Senator McEwen, by leave, moved—That leave of absence be granted to the following senators:

(a) Senator Bob Carr from 18 March to 21 March 2013, on account of parliamentary business; and
(b) Senators Bilyk and Furner for today, for personal reasons.
Question put and passed.
Senator Kroger, by leave, moved—that leave of absence be granted to Senator Boyce for today, for personal reasons.
Question put and passed.

12 COMMUNITY AFFAIRS LEGISLATION COMMITTEE—EXTENSION OF TIME TO REPORT
Senator McEwen, by leave and at the request of the Chair of the Community Affairs Legislation Committee (Senator Moore), moved—that the time for the presentation of the report of the Community Affairs Legislation Committee on the provisions of the Family Assistance and Other Legislation Amendment Bill 2013 be extended to 19 March 2013.
Question put and passed.

13 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 14 May 2013.
Business of the Senate notice of motion no. 2 standing in the name of the Leader of the Australian Greens (Senator Milne) for today, proposing a reference to the Rural and Regional Affairs and Transport References Committee, postponed till 19 March 2013.

14 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. 1—that the provisions of paragraphs (5) to (8) of standing order 111 not apply to the Australian Sports Anti-Doping Authority Amendment Bill 2013, allowing it to be considered during this period of sittings.
Question put and passed.
15 **INDUSTRIAL RELATIONS—MARITIME WORKERS UNION**

Senator Cash, at the request of the Leader of the Opposition in the Senate (Senator Abetz), amended general business notice of motion no. 1186 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that the Minister for Employment and Workplace Relations (Mr Shorten) addressed the Maritime Workers Union’s militancy conference on 26 February 2013, celebrating 140 years of the militant struggle and bringing together some of the most successful and militant trade unions from around Australia and the world;

(b) notes the Fair Work Ombudsman’s civil prosecution, in Fair Work Ombudsman v Maritime Union of Australia & Anor WAD136/2012 in the Federal Court of Australia, for breaches of the *Fair Work Act 2009* by the Maritime Workers Union of Australia, namely circulating posters labelling workers as scabs;

(c) condemns comments by Maritime Workers Union Western Australian Secretary, Mr Cain, at the same conference who told delegates that laws had to be broken; and

(d) calls on all Australians to obey the laws of the Commonwealth and its states and territories.

Question put and passed.

16 **CYBER SAFETY—JOINT SELECT COMMITTEE—VARIATION OF APPOINTMENT**

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. 1187—That—

(a) paragraph (17) of the resolution of appointment of the Joint Select Committee on Cyber Safety be amended to read as follows:

(17) That the committee may report from time to time but that it present its final report no later than 27 June 2013; and

(b) a message be forwarded to the House of Representatives seeking the concurrence of the House in this variation to the resolution of appointment.

Question put and passed.

17 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—COMMUNICATIONS—FREE PRESS**

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 Government’s ongoing attempts to limit a free press.

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

18 **DEFENCE—DEFENCE ABUSE RESPONSE TASKFORCE—MINISTERIAL STATEMENT—DOCUMENTS**

The Minister for Sport (Senator Lundy) tabled the following documents:

Defence—Defence Abuse Response Taskforce—

Ministerial statement by the Minister for Defence (Mr Smith), dated 14 March 2013.

First interim report to the Attorney-General and Minister for Defence, dated March 2013.
19 NATIONAL CAPITAL AND EXTERNAL TERRITORIES—JOINT STANDING COMMITTEE—REPORT—VISIT TO ANTARCTICA

The Chair of the Joint Standing Committee on the National Capital and External Territories (Senator Pratt) tabled the following report:


Senator Pratt, by leave, moved—That the Senate take note of the report.
Debate ensued.
Question put and passed.

20 DOCUMENTS

The following documents were tabled by the Clerk:


Aged Care Act—
Aged Care (Residential Care Subsidy – Amount of Accommodation Supplement) Determination 2013 (No. 1) [F2013L00468].
Aged Care (Residential Care Subsidy – Amount of Concessional Resident Supplement) Determination 2013 (No. 1) [F2013L00465].
Aged Care (Residential Care Subsidy – Amount of Pensioner Supplement) Determination 2013 (No. 1) [F2013L00469].
Aged Care (Residential Care Subsidy – Amount of Respite Supplement) Determination 2013 (No. 1) [F2013L00470].
Aged Care (Residential Care Subsidy – Amount of Transitional Accommodation Supplement) Determination 2013 (No. 1) [F2013L00466].
Aged Care (Residential Care Subsidy – Amount of Transitional Supplement) Determination 2013 (No. 1) [F2013L00471].
User Rights Amendment Principles 2013 (No. 1) [F2013L00467].


Broadcasting Services Act—
Broadcasting Services (Events) Notice (No. 1) 2010 (Amendment No. 2 of 2013) [F2013L00459].


Corporations Act—ASIC Class Order [CO 13/284] [F2013L00461].
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Governor-General Act—Governor-General Allowance Order 2013 [F2013L00456].
Jervis Bay Territory Acceptance Act—Administration Ordinance—
   Electricity Supply Fees Determination 2013 [F2013L00472].
   Water and Wastewater Services Fees Determination 2013 [F2013L00473].
Judges and Governor-General’s Legislation Amendment (Family Law) Act—
   Judges’ Pensions (Item 48) Order 2013 [F2013L00457].
Migration Act—Migration Regulations—Instrument IMMI 13/032—Class of passports [F2013L00463].
   National Health Security Act—Select Legislative Instrument 2013 No. 30—
   National Health Security Amendment Regulation 2013 (No. 1) [F2013L00476].
   Remuneration Tribunal Act—Determination 2013/03—Remuneration and Allowances for Holders of Public Office [F2013L00464].
   Renewable Energy (Electricity) Act—Select Legislative Instrument 2013 No. 36—
   Renewable Energy (Electricity) Amendment Regulation 2013 (No. 2) [F2013L00475].
   Road Safety Remuneration Act—Road Safety Remuneration Tribunal Rules 2013 [F2013L00455].
   Social Security Act—Social Security (Deeming Threshold Rates) (DEEWR) Determination 2013 (No. 1) [F2013L00462].
   Governor-General’s Proclamation—Commencement of provisions of an Act—
   National Health Security Amendment Act 2012—Schedules 1 and 2—
   31 March 2013 [F2013L00474].

21 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 January to 30 June 2012—Statement of compliance—Attorney-General’s portfolio.
      1 July to 31 December 2012—Statements of compliance—
         Fair Work Ombudsman.
         Treasury portfolio.

22 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:
   Departmental and agency contracts for 2012—Letter of advice—Climate Change and Energy Efficiency portfolio.
23 **Export Market Development Grants Amendment Bill 2013**

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


The Minister for Sport (Senator Lundy) 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 Lundy 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.

24 **National Disability Insurance Scheme Bill 2013**

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

Message no. 602, dated 18 March 2013—A Bill for an Act to establish the National Disability Insurance Scheme, 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.

*Consideration of legislation:* Senator Collins, by leave, moved—that the provisions of paragraphs (5) to (8) of standing order 111 not apply to this bill, allowing it to be considered during this period of sittings. *(statement of reasons for introduction and passage of this bill in the 2013 autumn sittings tabled earlier today (see entry no. 10))*

Question put and passed.

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

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

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

25 **Committee Membership**

A message from the House of Representatives was reported informing the Senate of changes in the membership of joint committees, as follows:

Message no. 601, dated 14 March 2013—

Joint Standing Committee on Treaties—Mr LTD Ferguson in place of Mr McClelland

Joint Select Committee on Broadcasting Legislation—Mr Murphy, Mr Neville, Mr Oakeshott, Mr Turnbull and Mr Zappia, appointed.
26 **LEGAL AND CONSTITUTIONAL AFFAIRS LEGISLATION COMMITTEE—REPORT—REGULATORY POWERS (STANDARD PROVISIONS) BILL 2012**

Pursuant to order, Senator Brown, 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 Brown.

27 **ECONOMICS LEGISLATION COMMITTEE—REPORT—FAMILY ASSISTANCE AND OTHER LEGISLATION AMENDMENT BILL 2013**

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


28 **LEGAL AND CONSTITUTIONAL AFFAIRS LEGISLATION COMMITTEE—REPORT—NATIVE TITLE AMENDMENT BILL 2012**

Pursuant to order, Senator Brown, 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 Brown.

29 **ELECTORAL AND REFERENDUM AMENDMENT (IMPROVING ELECTORAL ADMINISTRATION) BILL 2013**

Order read for the further consideration of the bill in committee of the whole.

In the committee

Consideration resumed of the bill.

Question—That the bill stand as printed—divided, at the request of Senator Ryan, in respect of Schedule 1, item 53.

Schedule 1, item 53 agreed to.

Bill agreed to.

Bill to be reported without amendment.

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

On the motion of the Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) the report from the committee was adopted.
Senator Collins moved—That this bill be now read a third time.
Debate ensued.
Question put and passed.
Bill read a third time.

30 **APPROPRIATION BILL (NO. 3) 2012-2013**

**APPROPRIATION BILL (NO. 4) 2012-2013**

Order of the day read for the adjourned debate on the motion of the Parliamentary Secretary to the Prime Minister (Senator McLucas)—That these bills be now read a second time.

Debate resumed.

Question put and passed.

Bills read a second time.

No amendments or requests for amendments to the bills were circulated and the bills were not considered in committee.

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

31 **ORDER OF BUSINESS—REARRANGEMENT**

The Minister for Finance and Deregulation (Senator Wong) moved—That intervening business be postponed till after consideration of the government business order of the day relating to the National Disability Insurance Scheme Bill 2013.

Question put and passed.

32 **NATIONAL DISABILITY INSURANCE SCHEME BILL 2013**

Order of the day read for the adjourned debate on the motion of the Parliamentary Secretary for School Education and Workplace Relations (Senator Collins)—That this bill be now read a second time.

Debate resumed.

*At 9.50 pm: Debate was interrupted.*

33 **ADJOURNMENT**

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

Debate ensued.

The Senate adjourned at 10.25 pm till Tuesday, 19 March 2013 at 12.30 pm.

34 **ATTENDANCE**

Present, all senators except Senators Bilyk*, Boyce*, Cameron, Bob Carr* and Furner* (* on leave).

ROSEMARY LAING
Clerk of the Senate

Printed by authority of the Senate