COMMISSION OF THE COMMONWEALTH OF AUSTRALIA
JOURNALS OF THE SENATE
No. 154
THURSDAY, 27 JUNE 2013
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Departmental and Agency Contracts—Order for Production of Documents—Document

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Health Insurance Amendment (Medicare Funding for Certain Types of Abortion) Bill 2013

Criminal Code Amendment (Misrepresentation of Age to a Minor) Bill 2013

Charities Bill 2013

Charities (Consequential Amendments and Transitional Provisions) Bill 2013

Crimes Legislation Amendment (Law Enforcement Integrity, Vulnerable Witness Protection and Other Measures) Bill 2013

Fair Work Amendment Bill 2013

Private Health Insurance Amendment (Lifetime Health Cover Loading and Other Measures) Bill 2012

Private Health Insurance Legislation Amendment (Base Premium) Bill 2013

Adjournment

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

2 MINISTRY AND MINISTERIAL ARRANGEMENTS
Senator Wong, by leave, informed the Senate of her appointment as Leader of the Government in the Senate, and the appointment of Senator Collins as Deputy Leader of the Government in the Senate.

Statements by leave: The Leader of the Opposition in the Senate (Senator Abetz) and the Leader of the Australian Greens (Senator Milne), by leave, made statements relating to the matter.

3 PRIVATE SENATORS’ BILLS—CONSIDERATION
Senator Fifield, by leave, moved—That the following general business orders of the day be considered today under the temporary order relating to the consideration of private senators’ bills:

- Marine Engineers Qualifications Bill 2013 (No. 2).
- No. 111 Migration Amendment (Reinstatement of Temporary Protection Visas) Bill 2013 [No. 2].

Question put and passed.

4 MARINE ENGINEERS QUALIFICATIONS BILL 2013 (NO. 2)
Senator Williams, pursuant to notice, moved general business notice of motion no. 1309—That the following bill be introduced:

A Bill for an Act relating to maritime safety to ensure the maintenance of standards of training and certification of marine engineers.

Question put and passed.

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

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

Debate ensued.

Closure: Senator McKenzie moved—That the question be now put.

Question—That the question be now put—put.
The Senate divided—

**AYES, 31**

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<th>Senators</th>
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**NOES, 36**

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<td>Hanson-Young</td>
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<td>Lundy</td>
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Question negatived.

Debate continued.

**Closure**: Senator Scullion moved—That the question be now put.

**Question**: That the question be now put—put.

The Senate divided—

**AYES, 39**

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<th>Senators</th>
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<td>Birmingham</td>
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<td>Bushby (Teller)</td>
<td>Hanson-Young</td>
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<tr>
<td>Cash</td>
<td>Heffernan</td>
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<td>Colbeck</td>
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<td>Cormann</td>
<td>Johnston</td>
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<td>Di Natale</td>
<td>Joyce</td>
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<td>Edwards</td>
<td>Kroger</td>
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**NOES, 26**

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<td>Lines</td>
</tr>
<tr>
<td>Collins</td>
<td>Ludwig</td>
</tr>
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Question agreed to.

**Question**: That this bill be now read a second time—put.
The Senate divided—

AYES, 39

Senators—

Abetz
Back
Birmingham
Boswell
Bushby (Teller)
Cash
Colbeck
Cormann
Di Natale
Edwards

Eggleston
Fawcett
Fierravanti-Wells
Fifield
Hanson-Young
Heffernan
Humphries
Johnston
Joyce
Kroger

Ludlam
Macdonald
Mason
McKenzie
Milne
Nash
Parry
Payne
Rhiannon
Ruston

Ryan
Scullion
Siwert
Sinodinos
Smith
Waters
Whish-Wilson
Williams
Wright

NOES, 27

Senators—

Bilyk
Bishop
Brown
Cameron
Carr, Bob
Carr, Kim
Collins

Crossin
Faulkner
Feeley
Furner
Gallacher
Ludwig

Lundy
Marshall
McEwen
McLucas
Moore
Pratt

Singh
Stephens
Sterle
Thistlethwaite
Thorp
Unquhart

Question agreed to.

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 Senator Williams the bill was read a third time.

5 MIGRATION AMENDMENT (REINSTATEMENT OF TEMPORARY PROTECTION VISAS) BILL 2013 [No. 2]

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

Debate resumed.

Closure: The Leader of the Opposition in the Senate (Senator Abetz) moved—That the question be now put.

Question—That the question be now put—put.

The Senate divided—

AYES, 40

Senators—

Abetz
Back
Bernardi
Birmingham
Boswell
Boyce
Brandis
Bushby
Cash
Colbeck

Cormann
Di Natale
Edwards
Eggleston
Fawcett
Fifield
Hanson-Young
Heffernan
Humphries
Joyce

Kroger (Teller)
Ludlam
Macdonald
Mason
McKenzie
Milne
Parry
Payne
Rhiannon
Ronaldson

Ruston
Scullion
Siwert
Sinodinos
Smith
Waters
Whish-Wilson
Wright
Xenophon
NO. 154—27 June 2013

NOES, 28

Senators—

Bilyk
Bishop
Brown
Carr, Kim
Collins
Crossin
Farrell

Faulkner
Feeney
Furner
Gallacher
Hogg
Lines
Ludwig

Lundy
Madigan
Marshall
McEwen (Teller)
McLucas
Moore
Polley

Pratt
Singh
Stephens
Sterle
Thistlethwaite
Thorp
Urquhart

Question agreed to.

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

The Senate divided—

AYES, 30

Senators—

Abetz
Back
Bernardi
Birmingham
Boswell
Boyce
Brandis
Bushby

Cash
Colbeck
Cormann
Edwards
Eggleston
Fawcett
Fifield
Heffernan

Humphries
Joyce
Kroger (Teller)
Macdonald
Mason
McKenzie
Parry
Payne

Ronaldson
Ruston
Ryan
Scullion
Sinodinos
Smith

NOES, 38

Senators—

Bilyk
Bishop
Brown
Carr, Kim
Collins
Crossin
Di Natale
Farrell
Faulkner
Feeney

Furner
Gallacher
Hanson-Young
Lines
Ludlam
Ludwig
Lundy
Madigan
Marshall

McEwen (Teller)
McLucas
Moore
Polley
Rhiannon
Siewert
Singh
Stephens

Thistlethwaite
Thorpe
Urquhart
Wright
Xenophon

Question negatived.

Time expired: The time for general business orders of the day for the consideration of bills reached the limit of 2 hours 20 minutes.

6 PETITIONS

The following 2 petitions, lodged with the Clerk by Senator Colbeck, were received:

From 2,064 petitioners, requesting that the Senate consider the fairness of any legislation that provides environmental groups with special privileges beyond those afforded to ordinary persons or organisations.

From 561 petitioners, requesting that the Senate recognise the social, economic and environmental contributions to Australia of native forestry industries.

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

Primary industries—Native forestry industries—Document referring to a petition on Australia’s native forestry industries.
NOTICES

Notice of motion:
The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins): To move on the next day of sitting—That on Friday, 28 June 2013, the routine of business from 2.30 pm shall be consideration of:

(a) the government business order of the day relating to the Early Years Quality Fund Special Account Bill 2013;
(b) the government business order of the day relating to the Migration Amendment (Temporary Sponsored Visas) Bill 2013; and
(c) general business notice of motion no. 1288 standing in the name of the Leader of the Australian Greens (Senator Milne), proposing an amendment to standing order 18.

Intention to withdraw: Senator Xenophon, pursuant to standing order 78, gave notice of his intention, at the giving of notices on the next day of sitting, to withdraw business of the Senate notice of motion no. 5 standing in his name for today for the disallowance of the Carbon Credits (Carbon Farming Initiative) Amendment Regulation 2013 (No. 1), as contained in Select Legislative Instrument 2013 No. 77 and made under the Carbon Credits (Carbon Farming Initiative) Act 2011.

Notices of motion withdrawn: Senator Fifield, pursuant to notice of intention given on 26 June 2013, withdrew business of the Senate notices of motion nos 1 and 2 standing in his name for today for the disallowance of the following instruments:

Australian Charities and Not-for-profits Commission Amendment Regulation 2013 (No. 1), as contained in Select Legislative Instrument 2013 No. 23 and made under the Australian Charities and Not-for-profits Commission Act 2012.

Australian Charities and Not-for-profits Commission Regulation 2013, as contained in Select Legislative Instrument 2013 No. 22 and made under the Australian Charities and Not-for-profits Commission Act 2012.

SELECTION OF BILLS—STANDING COMMITTEE—REPORT NO. 8 OF 2013

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

SELECTION OF BILLS COMMITTEE
REPORT NO. 8 OF 2013

1. The committee met in private session on Wednesday, 26 June 2013 at 6.44 pm.

2. The committee resolved to recommend—That—

(a) contingent upon its introduction in the Senate, the Copyright Legislation Amendment (Fair Go for Fair Use) Bill 2013 be referred immediately to the Environment and Communications Legislation Committee for inquiry and report 3 October 2013;

(b) the Fair Trade (Workers’ Rights) Bill 2013 be referred immediately to the Foreign Affairs, Defence and Trade Legislation Committee for inquiry and report by the first sitting day in February 2014;

(c) the Overseas Aid (Millennium Development Goals) Bill 2013 be referred immediately to the Foreign Affairs, Defence and Trade Legislation Committee for inquiry and report by 30 November 2013; and
3. The committee resolved to recommend—That the following bills not be referred to committees:
   Insurance Contracts Amendment (Unfair Terms) Bill 2013
   Tax Laws Amendment (2013 Measures No. 3) Bill 2013
   Tax Laws Amendment (2013 Measures No. 4) Bill 2013.

   The committee recommends accordingly.

4. The committee deferred consideration of the following bills to its next meeting:
   Commonwealth Electoral Amendment (Leaders’ Debate Commission) Bill 2013
   Competition and Consumer Amendment (Australian Country of Origin Food Labelling) Bill 2013
   Fair Trade (Australian Standards) Bill 2013
   Interactive Gambling Amendment (Virtual Credits) Bill 2013
   Social Security and Other Legislation Amendment (Caring for Single Parents) Bill 2013
   Social Security Legislation Amendment (Caring for People on Newstart) Bill 2013.

Anne McEwen
Chair
27 June 2013.

Senator McEwen moved—That the report be adopted.
Question put and passed.

9 LEAVE OF ABSENCE
Senator McEwen, by leave, moved—That leave of absence be granted to the following senators for 28 June 2013:
   (a) Senator Bob Carr, on account of parliamentary business; and
   (b) Senator Collins, for personal reasons.

Question put and passed.

10 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 order of the day no. 115 (Health Insurance Amendment (Medicare Funding for Certain Types of Abortion) Bill 2013); and
   (b) general business order of the day no. 109 (Criminal Code Amendment (Misrepresentation of Age to a Minor) Bill 2013).

Question put and passed.
POSTPONEMENTS

The following items of business were postponed:

Business of the Senate notices of motion nos 4 and 5 standing in the name of Senator Xenophon for today, proposing the disallowance of instruments, postponed till 28 June 2013.

FAIR TRADE (AUSTRALIAN STANDARDS) BILL 2013

Senator Madigan, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1242—That the following bill be introduced:

A Bill for an Act to provide for certain minimum standards for products imported into Australia under a trade agreement, 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.

COPYRIGHT LEGISLATION AMENDMENT (FAIR GO FOR FAIR USE) BILL 2013

Senator Ludlam, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1302—That the following bill be introduced:

A Bill for an Act to provide for the better use of, and fairer access to, copyrighted information, and for related purposes.

Question put and passed.

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

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

Debate adjourned till the next day of sitting, Senator Ludlam in continuation.
14 **GUARDIAN FOR UNACCOMPANIED CHILDREN BILL 2013**
Senator Hanson-Young, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1319—That the following bill be introduced:


Question put and passed.
Senator Hanson-Young 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 Hanson-Young moved—That this bill be now read a second time.

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

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Debate adjourned till the next day of sitting, Senator Hanson-Young in continuation.

15 **ENVIRONMENT—CLIMATE CHANGE—SPEECH BY THE PRESIDENT OF THE UNITED STATES OF AMERICA**
The Leader of the Australian Greens (Senator Milne), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1322—That the Senate congratulates the President of the United States of America, Barack Obama, on his speech about climate change.

Question put and passed.

16 **RESERVE BANK AMENDMENT (AUSTRALIAN RECONSTRUCTION AND DEVELOPMENT BOARD) BILL 2013 [NO. 2]**
Senator Xenophon, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1315—That the following bill be introduced:

A Bill for an Act to amend the Reserve Bank Act 1959, 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 Legal and Constitutional Affairs References Committee—Proposed Reference

Senator Humphries, pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 8—That the following matter be referred to the Legal and Constitutional Affairs References Committee for inquiry and report by 30 September 2013:

The operation and effectiveness of customs functions within the Australian Customs and Border Protection Service, with particular reference to:

(a) the effectiveness of controls in place to prevent goods from entering the country illicitly;
(b) issues of alleged misconduct, bribery and corruption in the Australian Customs and Border Protection Service;
(c) any links between staff of the Australian Customs and Border Protection Service and organised crime;
(d) the extent to which criminal gangs use the proceeds of smuggled goods to fund their activities;
(e) an assessment of the current division of roles and responsibilities of different levels of government (federal, state and local) to respond to smuggling and the integration of these roles to ensure best outcomes;
(f) the incentives and disincentives for criminal organisations to engage in illicit trade;
(g) the levels of illicit tobacco products coming into Australia and the cost to the Australian taxpayer;
(h) options to improve border security and control; and
(i) any related matter.

Question put and negatived.

18 Environment and Communications References Committee—Reference

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins), at the request of the Minister for Broadband, Communications and the Digital Economy (Senator Conroy) and pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 9—That the following matter be referred to the Environment and Communications References Committee for inquiry and report by 19 July 2013:

All matters relevant to the impacts of imposing on Telstra Corporation Limited a carrier licence condition that would require it to produce printed and online national number directories within Australia.

Question put and passed.
19 CYBER SAFETY—SELECT COMMITTEE—APPOINTMENT

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) amended government business notice of motion no. 1 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—

(1) That a select committee, to be known as the Select Committee on Cyber Safety be appointed to inquire into and report on options for addressing the issue of sexting by minors.

(2) That the committee present its final report on or before 30 August 2013.

(3) That the committee consist of 6 senators, 3 to be nominated by the Leader of the Government in the Senate, 2 to be nominated by the Leader of the Opposition in the Senate, and 1 to be nominated by minority groups or independents.

(4) That the committee may proceed to the dispatch of business notwithstanding that all members have not been duly nominated and appointed and notwithstanding any vacancy.

(5) That the committee elect as chair one of the members nominated by the Leader of the Government in the Senate.

(6) That the chair of the committee may, from time to time, appoint another member of the committee to be the deputy chair of the committee, and that the member so appointed act as chair of the committee at any time when there is no chair or the chair is not present, at a meeting of the committee.

(7) That, in the event of an equality of voting, the chair, or the deputy chair when acting as chair, have a casting vote.

(8) That the quorum of the committee be 3 members.

(9) That the committee and any subcommittee have power to send for and examine persons and documents, to move from place to place, to sit in public or in private, notwithstanding any prorogation of the Parliament or dissolution of the House of Representatives, and have leave to report from time to time its proceedings and the evidence taken and such interim recommendations as it may deem fit.

(10) That the committee have power to appoint subcommittees consisting of 3 or more of its members, and to refer to any such subcommittee any of the matters which the committee is empowered to consider, and that the quorum of a subcommittee be a majority of the senators appointed to the subcommittee.

(11) That the committee be provided with all necessary staff, facilities and resources and be empowered to appoint persons with specialist knowledge for the purposes of the committee with the approval of the President.

(12) That the committee be empowered to print from day to day such documents and evidence as may be ordered by it, and a daily Hansard be published of such proceedings as take place in public.

Question put and passed.

20 TAXATION—CARBON TAX

Senator Kroger, at the request of Senator Birmingham and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1314—that the Senate calls on the Government to bring forward urgently a bill to provide that the legislated increase in the carbon tax from 1 July 2013 does not proceed.
Question put.
The Senate divided—

**AYES, 33**

**Senators—**
Abetz  
Back  
Bernardi  
Birmingham  
Boswell  
Boyce  
Brandis  
Bushby  
Cash  
Colbeck  
Cormann  
Edwards  
Eggleston  
Fawcett  
Fierravanti-Wells  
Fifield  
Heffernan  
Humphries  
Johnston  
Kroger (Teller)  
Macdonald  
Madigan  
Mason  
McKenzie  
Parry  
Payne  
Ruston  
Ryan  
Scullion  
Sinodinos  
Smith  
Xenophon

**NOES, 37**

**Senators—**
Bilyk  
Bishop  
Brown  
Cameron  
Carr, Kim  
Collins  
Crossin  
Di Natale  
Farrell  
Faulkner  
Feeney  
Furner  
Gallacher  
Hanson-Young  
Hogg  
Lines  
Ludlam  
Lundy  
Marshall  
McEwen (Teller)  
McLucas  
Milne  
Moore  
Polley  
Pratt  
Rhiannon  
Siewert  
Singh  
Sterle  
Thistlethwaite  
Thorp  
Urquhart  
Waters  
Whish-Wilson  
Wright

Question negatived.

**21 ENVIRONMENT—BIODIVERSITY PROTECTION—VALUE OF HUNTING**

Senator McKenzie, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1320—That the Senate—

(a) notes that Australia is a signatory to the Convention on Biological Diversity, confirming Australia’s commitment to sustainable development through the conservation of biological diversity and the sustainable use of resources, and specifically notes Article 10 of the Convention and its focus on:
   (i) encouraging cooperation between government and the private sector in the sustainable use of biological resources,
   (ii) protecting and encouraging customary use of biological resources in accordance with traditional cultural practices that are compatible with conservation or sustainable use requirements, and
   (iii) supporting local approaches to remedial action in areas of reduced biological diversity;

(b) supports the sustainable use of Australia’s national parks and reserves to conserve biological diversity; and

(c) notes the Foundation for Australia’s Most Endangered Species recognition of value of hunting in protecting biological diversity, particularly in relation to feral control.

Question put.
The Senate divided—

AYES, 31

Senators—

Abetz        Colbeck        Humphries        Payne
Back         Cormann        Johnston        Ronaldson
Bernardi     Edwards        Kroger (Teller)    Ruston
Birmingham   Eggleston      Macdonald        Ryan
Boswell      Fawcett        Madigan          Scullion
Boyce        Ferravanti-Wells Mason          Sinodinos
Bushby       Fifield        McKenzie        Smith
Cash         Heffernan      Parry

NOES, 36

Senators—

Bilyk        Feeney         Marshall        Singh
Bishop       Furner         McEwen (Teller)    Stephens
Cameron      Gallacher      McLucas          Sterle
Carr, Kim    Hanson-Young   Milne            Thistlethwaite
Collins      Hogg           Moore            Thorp
Crossin      Lines          Polley           Urquhart
Di Natale    Laidlam        Pratt            Waters
Farrell      Ladwig         Rhiannon        Whish-Wilson
Faulkner     Landy          Siewert          Wright

Question negatived.

22 ENVIRONMENT—WETLANDS—FIELD AND GAME AUSTRALIA

Senator McKenzie amended general business notice of motion no. 1321 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes the significance of the Convention on Wetlands of International Importance (Ramsar Convention), an intergovernmental treaty, which centres on the concept of ‘wise use’ to promote the conservation and sustainable use of wetlands and their resources, through ecosystem approaches, for the benefit of humankind, and specifically that:

(i) the Ramsar Convention aims are to halt the worldwide loss of wetlands and to conserve through ‘wise use’ management those that remain, and

(ii) that ‘wise use’ means the conservation and sustainable use of wetlands and their resources for the benefit of humankind;

(b) acknowledges that:

(i) the Ramsar Convention stresses the importance of maintaining ‘ecological character’ and that this should be done for the peoples’ benefit, and

(ii) the natural environment has inherent value, and value in relation to peoples’ relationship and interaction with it;

(c) supports the wise use of wetlands; and

(d) congratulates Field and Game Australia for the conservation of the Heart Morass, one of the largest habitat conservation project in Australia.

Question put.
The Senate divided—

AYES, 31

Senators—

Abetz
Back
Bernardi
Birmingham
Boswell
Boyle
Bushby
Cash
Colbeck
Cormann
Edwards
Eggleston
Fawcett
Fierravanti-Wells
Fifield
Heffernan
Humphries
Johnston
Kroger (Teller)
Macdonald
Madigan
Mason
McKenzie
Payne
Ronaldson
Ryan
Scullion
Sindonos
Smith

NOES, 36

Senators—

Bilyk
Bishop
Cameron
Carr, Kim
Collins
Crossin
Di Natale
Farrell
Faulkner
Feeney
Furner
Gallacher
Hanson-Young
Hogg
Lines
Ludlam
Ludwig
Lundy
Marshall
McEwen (Teller)
McLucas
Milne
Moore
Polley
Pratt
Rhiannon
Siewert
Singh
Stephens
Sterle
Thistlethwaite
Thorp
Waters
Urquhart

Question negatived.

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

23 TRANSPORT—WESTERN AUSTRALIA—ROE HIGHWAY

Senator Ludlam, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1311—That the Senate—

(a) notes:

(i) Stage 8 of the Roe Highway:

(A) threatens the Beeliar wetlands and its regionally significant vegetation, banksia woodlands and the habitat of fauna, migratory birds and the endangered Carnaby cockatoo, and

(B) would dissect North Lake and Bibra Lake, recognised as valuable biodiversity sites by all three levels of government, and one of the most significant Aboriginal historical sites within the Perth metropolitan area south of the Swan River, and

(ii) the Western Australian Environment Protection Authority received 449 submissions, 29 from organisations and government agencies and 420 from the public opposing Stage 8 of the Roe Highway extension; and

(b) calls on all political parties to:

(i) recognise widespread community opposition to this project, and

(ii) affirm that Commonwealth funding for this project will not be forthcoming.

Question put.
The Senate divided—

**AYES, 36**

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**NOES, 31**

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Question agreed to.

**24 ENVIRONMENT AND COMMUNICATIONS REFERENCES COMMITTEE—PROPOSED REFERENCE**

Senator Ludlam, pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 6—That the following matter be referred to the Environment and Communications References Committee for inquiry and report by 30 June 2014:

The benefits and risks of the uranium mining industry and the adequacy of federal regulation of the sector, including:

(a) the extent and means through which the findings of the October 2003 Senate inquiry that the uranium sector is characterised by a pattern of underperformance and non-compliance, an absence of reliable data to measure the extent of contamination or its impact on the environment and an operational culture that gives greater weight to short-term than long-term considerations have been addressed;

(b) an assessment of the wide variance in predictions of future growth estimates of uranium exports and nuclear power;

(c) an assessment of the adequacy of Australian standards and responsibilities in supplying uranium to Japan and the Tokyo Electric Power Company [TEPCO] where demonstrably inadequate regulation was evident;

(d) the Government’s efforts to address recommendations and issues raised in the September 2011 United Nations (UN) system-wide study on the implications of the accident at the Fukushima Daiichi nuclear power plant;

(e) an assessment of the adequacy of environmental practices, including security fencing and warning signs to prevent access to land and waters contaminated by exploration and mining activities;

(f) an assessment of the adequacy of worker and community health and safety at uranium mine sites;
(g) the impacts, benefits and costs of uranium mines for Aboriginal people;
(h) an assessment of whether the exemptions for the uranium industry from Aboriginal heritage, environment and water legislation are necessary or justifiable;
(i) the preparedness and resourcing of regional emergency contingency planning for accidents and incidents, including education and training services;
(j) an evaluation of the frequency and severity of transport and handling accidents and the process of issuing and auditing compliance with transport radiation management plans;
(k) the performance and scope of the Australian Safeguards and Non-Proliferation Office, including its capacity to fulfil its role with current human and budgetary resources;
(l) the proliferation risks associated with a policy of programmatic open-ended permissions for reprocessing Australian uranium rather than a case-by-case policy;
(m) an assessment of the compliance of Australian uranium companies operating overseas with regard to occupational health and safety and environmental standards and laws; and
(n) other relevant related matters.

Question put and negatived.

25 FOREIGN AFFAIRS—MYANMAR

Senator Ludlam, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1310—That the Senate—

(a) notes:

(i) the ethnic and sectarian unrest in parts of Myanmar, including in the states of Rakhine, Kachin and Shan, in the Mandalay, Bago, and Yangon regions,
(ii) that in Rakhine State in particular, this has created significant humanitarian concerns given the current monsoon season,
(iii) that Human Rights Watch recently released a report on the unrest in Rakhine State in 2012 and the situation of Rohingya Muslims there,
(iv) that the Australian Government continues to assist affected people in Rakhine State through direct humanitarian assistance, and in 2012-13 provided over $5.79 million in humanitarian assistance to Rakhine State, making Australia one of the largest donors to the crisis,
(v) that the Myanmar Government and the Kachin Independence Organisation recently reached an agreement on 30 May 2013 following peace talks in Myitkyina (Kachin State), to de-escalate and cease hostilities; and

(b) calls on the Australian Government to:

(i) urge the Myanmar Government to:

(A) redouble its efforts to resolve ethnic and sectarian unrest in parts of Myanmar,
(B) resolve the underlying causes of unrest,
(C) bring to justice those responsible,
(D) ensure proper judicial procedures are applied, and
(E) support the reconciliation of local communities, and
(ii) continue to urge the Myanmar Government to provide appropriate humanitarian assistance, including adequate shelter, and access by humanitarian organisations, to those affected by the unrest.

Senator McEwen, by leave, moved the following amendment:

Omit paragraph (b), substitute:

(b) urges the Myanmar Government to:

(i) redouble its efforts to resolve ethnic and sectarian unrest in parts of Myanmar,
(ii) resolve the underlying causes of unrest,
(iii) bring to justice those responsible,
(iv) ensure proper judicial procedures are applied,
(v) support the reconciliation of local communities, and
(vi) provide appropriate humanitarian assistance, including adequate shelter, and access by humanitarian organisations, to those affected by the unrest.

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

Main question, as amended, put and passed.

26 ENVIRONMENT—WESTERN AUSTRALIA—OVERSIGHT OF SHALE GAS PROJECTS

Senator Ludlam, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1312—That the Senate—

(a) notes:

(i) Western Australia has the fifth largest reserve of shale gas in the world, and
(ii) the Western Australian Government is providing significant subsidies and royalty reductions to incentivise the gas fracking while failing to establish environmental assessment processes to assess its impact on groundwater, environmental integrity and agricultural productivity; and

(b) calls on the Government to:

(i) explain why the Commonwealth Government deems coal seam gas dangerous to groundwater and agricultural productivity but not shale gas fracking, and
(ii) amend the Environment Protection and Biodiversity Conservation Amendment Bill 2013 to apply equivalent Commonwealth regulatory oversight to shale gas as coal seam gas.

Question put and negatived.

27 PARLIAMENT—HANSARD

The Leader of the Australian Greens (Senator Milne), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1313—That the Senate—

(a) notes:

(i) the concern of Hansard editors about their trial changes which have reduced their presence in the Senate and House of Representatives chambers, and
(ii) that this trial, if made permanent, has a number of serious implications for the social, legal and historical value of Hansard in the future; and
(b) calls on the Presiding Officers to:
   (i) not make decisions which adversely affect or compromise the quality of
       Hansard services, and
   (ii) ensure that the integrity and quality of Hansard is their foremost
        consideration.

Question put and negatived.

28 ENVIRONMENT—WESTERN AUSTRALIA—DAMPIER ARCHIPELAGO

Senator Ludlam, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1316—That the Senate—

(a) notes that:
   (i) over one year ago the Australian Heritage Council found that the 30 000
       year old rock art complex on the Dampier Archipelago and Burrup
       Peninsula met two World Heritage criteria, and
   (ii) construction of the Yara Pilbara Nitrates ammonium nitrate plant began
       in November 2012, in breach of approval conditions under the
       Environment Protection and Biodiversity Conservation Act 1999, as a
       survey of rock art within a 2 km radius of the site has not been
       completed and no air quality monitoring instruments are in place; and

(b) calls on the Minister to:
   (i) commit to taking all necessary steps to have the Dampier Archipelago,
       which includes the Dampier Archipelago Rock Art Province with its
       uninterrupted rock art collection spanning 30 000 years, placed on the
       World Heritage List by 2016,
   (ii) confirm that the Dampier Archipelago is on the Tentative List for World
        Heritage Nomination, and
   (iii) urgently suspend construction of the Yara Pilbara Burrup Nitrates
        ammonium nitrate production facility until approval conditions are met.

Question put and negatived.

29 HEALTH—SLEEP DISORDERS

Senator Madigan, also on behalf of Senators Xenophon, Smith and Di Natale, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1317—That the Senate—

(a) notes that:
   (i) the Sleep Health Foundation is one of Australia’s foremost authorities
       on sleep disorders and their effects,
   (ii) the Foundation aims to raise public awareness of sleep health issues and
        to improve public health and safety through the treatment of sleep
        disorders and sleep deprivation, and
   (iii) the Foundation’s report, Re-awakening Australia: The economic cost of
        sleep disorders in Australia, 2010 (dated October 2011) estimates the
        total cost of sleep disorders on the Australian health system in 2010 at
        $5.1 billion, with a broader economic cost to the community of
        $31.4 billion;

(b) recognises that reducing the incidence of sleep disorders and sleep deprivation
    would have a positive effect on the wellbeing of the Australian community as
    well as on the economy; and
calls on the Government to review the findings of the Foundation’s study and consider the inclusion of sleep health issues as part of a broader preventive health strategy.

Question put and passed.

30 **SOCIAL SECURITY (ADMINISTRATION) (VULNERABLE WELFARE PAYMENT RECIPIENT) PRINCIPLES 2013—PROPOSED DISALLOWANCE**

Senator Siewert, pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 7—That the Social Security (Administration) (Vulnerable Welfare Payment Recipient) Principles 2013, made under subsection 123UGA(2) of the *Social Security (Administration) Act 1999*, be disallowed.

Question put.

The Senate divided—

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Question negatived.

31 **FAMILY ASSISTANCE AND OTHER LEGISLATION AMENDMENT 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.

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

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

Bill read a second time.

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

Bill read a third time.
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.

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
Brown
Cameron
Carr, Bob
Carr, Kim
Collins
Crossin
Di Natale
Farrell

Feeney
Furner
Hanson-Young
Hogg
Lines
Ludlam
Ludwig
Lundy
Marshall

McEwen
McLucas
Moore
Polley (Teller)
Pratt
Rhiannon
Siewert
Singh
Stephens

Sterle
Thistlethwaite
Thorp
Urquhart
Waters
Whish-Wilson
Wright
Xenophon

NOES, 32

Senators—

Abetz
Back
Bernardi
Birmingham
Boswell
Boyce
Buahby
Cash

Colbeck
Cormann
Edwards
Eggleston
Fawcett
Fierravanti-Wells
Fifield
Heffernan

Humphries
Johnston
Joyce
Macdonald
Maidgan
Mason
McKenzie
Nash

Parry
Payne
Ronaldson
Ruston
Scullion
Sinodinos
Smith
Williams (Teller)

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, 38

Senators—

Bilyk
Bishop
Brown
Cameron
Carr, Bob
Carr, Kim
Collins
Crossin
Di Natale
Farrell

Feeney
Furner
Hanson-Young
Hogg
Lines
Ludlam
Ludwig
Lundy
Madigan

McEwen
McLucas
Moore
Polley (Teller)
Pratt
Rhiannon
Siewert
Singh
Marshall

Sterle
Thistlethwaite
Thorp
Urquhart
Waters
Whish-Wilson
Wright
Xenophon

NOES, 32

Senators—

Abetz
Back
Bernardi
Birmingham
Boswell
Boyce
Buahby
Cash

Colbeck
Cormann
Edwards
Eggleston
Fawcett
Fierravanti-Wells
Fifield
Heffernan

Humphries
Johnston
Joyce
Macdonald
Maidgan
Mason
McKenzie
Nash

Parry
Payne
Ronaldson
Ruston
Scullion
Sinodinos
Smith
Williams (Teller)
Question agreed to.
Bill read a third time.

33 **Veterans’ Affairs Legislation Amendment (Military Compensation Review and Other Measures) Bill 2013**

Order of the day read for the adjourned debate on the motion of the Minister for Finance and Deregulation (Senator Wong)—That this bill be now read a second time.

Debate resumed.

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

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

Bill read a second time.

*Document*: Senator Wong tabled the following document:

Veterans’ Affairs Legislation Amendment (Military Compensation Review and Other Measures) Bill 2013—Administrative protocols for determining claims under the *Military Rehabilitation and Compensation Act 2004*.

The following amendments circulated by Senator Xenophon were negatived:

**Clause 2, page 2 (at the end of the table), add:**


Page 82 (after line 25), at the end of the bill, add:

**Schedule 17—Further amendments**

*Military Rehabilitation and Compensation Act 2004*

1 **After section 333**

Insert:

333A **Liability for claim must be determined within 120 days in most cases**

*Liability for claim must be determined within 120 days in most cases*

(1) Subject to subsection (2) and notwithstanding any other provision of this Act or any other law, the Commission must determine whether the Commission accepts liability for the claim in writing in accordance with this Act within 120 days of the date that the claim was given to the Commission.
Note: The Commission must determine whether it accepts liability for the claim within 120 days of the date that the claim was given to the Commission. The time limit in this subsection applies only for the purposes of determining whether the Commission accepts liability and does not impact the time for calculating the amount of damages or determining the assistance that will be provided. The Commission must determine the claim within the shortest reasonable amount of time.

Extension of time when further information required

(2) If, in exceptional circumstances, the Commission requires further information about the claim, the Commission may seek further information in writing from the person making the claim. Where this subsection applies, the Commission is required to determine whether the Commission accepts liability for the claim in writing in accordance with this Act within 180 days of the date that the claim was given to the Commission.

Claim deemed to be rejected

(3) Notwithstanding any other provision of this Act or any other law, the Commission is deemed to have rejected a claim made by a person:
(a) where the Commission has yet to determine whether or not it accepts liability for the claim and it has requested further information about the claim under subsection 333A(2) and the person making the claim has responded to that request for further information—on the day that is 180 days after the date that the claim was given to the Commission; and
(b) where the Commission has yet to determine whether or not it accepts liability for the claim and it has not requested further information under subsection 333A(2)—on the day that is 120 days after the date that the claim was given to the Commission.

Note: Where a person makes a claim that is subsequently deemed to be rejected, the person may seek to have the claim reconsidered and reviewed under Chapter 8.

Deemed rejection does not apply where request for further information has not been responded to

(4) Subsection (3) does not apply if the Commission has reasonably requested that a person making a claim provides further necessary information and the person fails to respond to that request for further information.

2 At the end of section 350

(4) Notwithstanding any other provision of this Act or any other law, the Commission must make a determination revoking, confirming or varying the original determination:
(a) where the Commission has requested further information about the claim and the person making the claim has responded to that request for further information—on the day that is 60 days after the request to reconsider the original determination was given to the Commission; and
(b) where the Commission has not requested further information—
on the day that is 30 days after the request to reconsider the
original determination was given to the Commission.

Safety, Rehabilitation and Compensation Act 1988

3 After section 61

Insert:

61A Liability for claim must be determined within 120 days in most cases

Liability for claim must be determined within 120 days in most cases

(1) This section applies if:
(a) the person in respect of whom the claim is made is an employee
for the purposes of paragraph 6A(1)(a); and
(b) the period for determining each claim for compensation within
the period prescribed by the regulations is greater than the period
determined under subsection (4).

(2) Subject to subsection (3) and notwithstanding any other provision of
this Act or any other law, the determining authority must determine
whether it accepts liability for the claim for compensation in writing
within 120 days of the date that the claim was given to the relevant
authority.

Note: The determining authority must determine whether it accepts
liability for the claim within 120 days of the date that the claim was
given to the relevant authority. The time limit in this subsection
applies only for the purposes of determining whether the
determining authority accepts liability and does not impact the time
for calculating the amount of damages or determining the assistance
that will be provided. The determining authority must determine the
claim within the shortest reasonable amount of time.

Extension of time when further information required

(3) If, in exceptional circumstances, the determining authority requires
further information about the claim, the determining authority may
seek further information in writing from the person making the claim.
Where this subsection applies, the determining authority is required to
determine whether the determining authority accepts liability for the
claim in writing in accordance with this Act within 180 days of the
date that the claim was given to the determining authority.

Claim deemed to be rejected

(4) Notwithstanding any other provision of this Act or any other law, the
determining authority is deemed to have rejected a claim made by a person:
(a) where the determining authority has yet to determine whether or
not it accepts liability for the claim and the determining authority
or the relevant authority has requested further information about
the claim under subsection 61A(2) and the person making the
claim has responded to that request for further information—on
the day that is 180 days after the date that the claim was given to
the relevant authority; and
where the determining authority has yet to determine whether or not it accepts liability for the claim and the determining authority or the relevant authority has not requested further information under subsection 61A(2)—on the day that is 120 days after the date that the claim was given to the determining authority.

Note: Where a person makes a claim that is subsequently deemed to be rejected, the person may seek to have the claim reconsidered and reviewed under Part VI.

Deemed rejection does not apply where request for further information has not been responded to

(5) Subsection (4) does not apply if the relevant authority has reasonably requested that a person making a claim provides further necessary information and the person fails to respond to that request for further information.

4 At the end of section 62

(7) Subsection (8) applies if:

(a) the person in respect of whom the claim is made is an employee for the purposes of paragraph 6A(1)(a); and

(b) the period for determining each claim for compensation within the period prescribed by the regulations is greater than the period determined under subsection (6).

(8) Notwithstanding any other provision of this Act or any other law, the determining authority must make a decision affirming or revoking the determination or varying the determination:

(a) where the determining authority has requested further information about the claim and the person making the claim has responded to that request for further information—on the day that is 60 days after the request to reconsider the determination was given to the determining authority; and

(b) where the Commission has not requested further information—on the day that is 30 days after the request to reconsider the determination was given to the determining authority.

Schedule 18—Review of amendments

1 Minister to cause independent review

(1) The Minister must cause an independent review to be undertaken of the operation of the amendments made by this Act.

(2) The review must consider at least each of the following matters:

(a) the effectiveness of the amendments made by this Act; and

(b) whether any shorter time frame requirements for decision making in relation to liability can reasonably be achieved by the Commission in terms of the Military Rehabilitation and Compensation Act 2004, or by the determining authority in terms of the Safety, Rehabilitation and Compensation Act 1988; and

(c) the timeliness and quality of decision making in terms of claims made under the Military Rehabilitation and Compensation Act 2004 or Safety, Rehabilitation and Compensation Act 1988; and
(d) whether improvements can be made in terms of the decision making process for claims made under the Military Rehabilitation and Compensation Act 2004 or Safety, Rehabilitation and Compensation Act 1988; and
(e) whether the Military Rehabilitation and Compensation Act 2004 or Safety, Rehabilitation and Compensation Act 1988 should include specific provisions requiring that compensation and support be provided to claimants within a fixed period of time;
(f) similar provisions in other rehabilitation and compensation scheme in the States and Territories of Australia; and
(g) the ability of the Commission, the relevant authority, the determining authority, Comcare and the Department of Defence to comply with the requirements in the amendments made by Schedule 17 of this Act; and
(h) whether the amendments by Schedule 17 of this Act have a positive or negative impact upon persons making a claim under the Military Rehabilitation and Compensation Act 2004 or Safety, Rehabilitation and Compensation Act 1988.

(3) The review must make provision for public consultation.
(4) The review must be undertaken as soon as practicable after the end of the period of 12 months after the commencement of Schedule 17.
(5) The person who undertakes the review must give the Minister a written report of the review within 6 months after the end of the 12 month period.
(6) The Minister must cause a copy of the report of the review to be tabled in each House of the Parliament within 15 sitting days of receiving it.

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

Bill read a third time.

Proposed suspension of sitting: The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) moved—that the sitting of the Senate be suspended till 2 pm.

Debate ensued.

At 2 pm: Debate was interrupted while Senator Ronaldson was speaking.

34 QUESTIONS

Questions without notice were answered.

35 MOTIONS TO TAKE NOTE OF ANSWERS

The Leader of the Opposition in the Senate (Senator Abetz) moved—that the Senate take note of the answers given by the Minister for Finance and Deregulation (Senator Wong) to questions without notice asked by Senators Abetz and Brandis today relating to recent changes in the Government.
Document: Senator Abetz, by leave, tabled the following document:

Administration—Letter from the Leader of the Opposition in the Senate (Senator Abetz) to the Prime Minister (Mr Rudd), dated 27 June 2013.

Debate ensued.
Question put and passed.
Senator Ludlam 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 Australian Greens (Senator Milne) today relating to the treatment of asylum seekers.
Question put and passed.

36 Defence—Defence Facilities—Ministerial Statement—Document
The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) tabled the following document:

Defence—Full knowledge and concurrence—Ministerial statement by the Minister for Defence (Mr Smith), dated 26 June 2013.

Senator Ludlam, by leave, moved—That the Senate take note of the document.
Question put and passed.

37 Taxation—Tax System—Ministerial Statement—Document
The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) tabled the following document:

Taxation—Securing a stronger, smarter, fairer tax system—Ministerial statement by the Assistant Treasurer (Mr Bradbury), dated 26 June 2013.

38 Publications—Standing Committee—26th Report
Senator McEwen, at the request of the Chair of the Standing Committee on Publications (Senator Brown), tabled the following report:

Publications Committee
26th 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 6 June 2013, recommends that the following be printed:


Australian Competition and Consumer Commission—
Telstra’s compliance with the retail price control arrangements—Report for 2011-12.
Telstra’s structural separation undertaking—Report for the period 6 March to 30 June 2012.

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

39 LEGAL AND CONSTITUTIONAL AFFAIRS REFERENCES COMMITTEE—REPORT—CURRENT FRAMEWORK AND OPERATION OF SUBCLASS 457 VISAS, ENTERPRISE MIGRATION AGREEMENTS AND REGIONAL MIGRATION AGREEMENTS
Pursuant to order, Senator McEwen, at the request of the Chair of the Legal and Constitutional Affairs References Committee (Senator Wright), tabled the following report and documents:

Legal and Constitutional Affairs References Committee—Framework and operation of subclass 457 visas, Enterprise Migration Agreements and Regional Migration Agreements—Report, dated June 2013, Hansard record of proceedings, additional information and submissions.

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

40 LEGISLATION COMMITTEES—REPORTS—BUDGET ESTIMATES 2013-14
Pursuant to order, Senator McEwen, at the request of the chairs of the respective committees, tabled the following reports, dated June 2013, and documents:

Budget estimates 2013-14—
Community Affairs Legislation Committee—Report, Hansard record of proceedings, documents presented to the committee and additional information.
Economics Legislation Committee—Report, Hansard record of proceedings, documents presented to the committee and additional information.
Education, Employment and Workplace Relations Legislation Committee—Report, Hansard record of proceedings, documents presented to the committee and additional information.
Environment and Communications Legislation Committee—Report, Hansard record of proceedings and documents presented to the committee.
Finance and Public Administration Legislation Committee—Report, Hansard record of proceedings and additional information.
Foreign Affairs, Defence and Trade Legislation Committee—Report, Hansard record of proceedings and documents presented to the committee.
Legal and Constitutional Affairs Legislation Committee—Report, Hansard record of proceedings and documents presented to the committee.
Rural and Regional Affairs and Transport Legislation Committee—Report, Hansard record of proceedings and documents presented to the committee.

Reports ordered to be printed on the motion of Senator McEwen.
41 **Finance and Public Administration Legislation Committee—Report—Health Insurance Amendment (Medicare Funding for Certain Types of Abortion) Bill 2013**

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.

42 **Legal and Constitutional Affairs Legislation Committee—Report—Criminal Code Amendment (Misrepresentation of Age to a Minor) Bill 2013**

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.

43 **Foreign Affairs, Defence and Trade Legislation Committee—Report—Implementation of the Defence Trade Controls Legislation**

Senator McEwen, at the request of the Chair of the Foreign Affairs, Defence and Trade Legislation Committee (Senator Stephens), tabled the following report and documents:


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

44 **Senators’ Interests—Standing Committee—Document**

Senator McEwen, at the request of the Chair of the Standing Committee of Senators’ Interests (Senator Bernardi), tabled the following document:

Senators’ Interests—Standing Committee—Register of senators’ interests incorporating statements of registrable interests and notifications of alterations of interests lodged between 28 November 2012 and 26 June 2013, dated June 2013.

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

45 **Scrutiny of Bills—Standing Committee—7th Report and Alert Digest No. 7 of 2013 and Work of the Committee February 2008 to June 2010**

Senator McEwen, at the request of the Chairman of the Standing Committee for the Scrutiny of Bills (Senator Macdonald), tabled the following reports and document:

Scrutiny of Bills—Standing Committee—

7th report of 2013, dated 26 June 2013.

Alert digest no. 7 of 2013, dated 26 June 2013.


Reports ordered to be printed on the motion of Senator McEwen.
46 REGULATIONS AND ORDINANCES—STANDING COMMITTEE—114TH TO 117TH REPORTS AND DELEGATED LEGISLATION MONITOR NO. 7 OF 2013

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

Regulations and Ordinances—Standing Committee—
114th report—Work of the committee in the 41st Parliament.
115th report—Work of the committee in the 42nd Parliament.
116th report—Work of the committee in 2010-11.
117th report—Work of the committee in 2011-12.

Delegated legislation monitor no. 7 of 2013, dated 27 June 2013.

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

47 HUMAN RIGHTS—JOINT STATUTORY COMMITTEE—10TH AND 11TH REPORTS OF 2013

Senator McEwen, on behalf of the Parliamentary Joint Committee on Human Rights, tabled the following reports and documents:

Human Rights—Joint Statutory Committee—
10th report of 2013—Examination of legislation in accordance with the Human Rights (Parliamentary Scrutiny) Act 2011—Bills introduced 17 June to 20 June 2013 and legislative instruments registered with the Federal Register of Legislative Instruments 18 May to 7 June 2013, dated June 2013.

48 AUSTRALIAN COMMISSION FOR LAW ENFORCEMENT INTEGRITY—JOINT STATUTORY COMMITTEE—REPORT—INTEGRITY OF OVERSEAS COMMONWEALTH LAW ENFORCEMENT OPERATIONS

Senator McEwen, on behalf of the Parliamentary Joint Committee on the Australian Commission for Law Enforcement Integrity, tabled the following report:

Australian Commission for Law Enforcement Integrity—Joint Statutory Committee—Integrity of overseas Commonwealth law enforcement operations—Report, dated June 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.

49 FOREIGN AFFAIRS, DEFENCE AND TRADE—JOINT STANDING COMMITTEE—REPORT—REVIEW OF THE DEFENCE ANNUAL REPORT 2011-12

Senator McEwen, on behalf of the Joint Standing Committee on Foreign Affairs, Defence and Trade, tabled the following report:

50 **TREATIES—JOINT STANDING COMMITTEE—133RD AND 134TH REPORTS**

Senator McEwen, on behalf of the Joint Standing Committee on Treaties, tabled the following reports:

Treaties—Joint Standing Committee—
133rd report—Treaties tabled on 1 November 2012, dated May 2013.

51 **PUBLIC WORKS—JOINT STATUTORY COMMITTEE—3RD REPORT OF 2013**

Senator McEwen, on behalf of the Parliamentary Standing Committee on Public Works, tabled the following report:


52 **GAMBLING REFORM—JOINT SELECT COMMITTEE—ADDITIONAL INFORMATION—ADVERTISING AND PROMOTION OF GAMBLING SERVICES IN SPORT AND THE BROADCASTING SERVICES AMENDMENT (ADVERTISING FOR SPORTS BETTING) BILL 2013**

Senator McEwen, on behalf of the Joint Select Committee on Gambling Reform, tabled the following document:


53 **COMMITTEES—ADDITIONAL INFORMATION—ESTIMATES**

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


Budget estimates 2012-13 (Supplementary)—
Economics Legislation Committee—Additional information received on 11 June 2013—Industry, Innovation, Science, Research and Tertiary Education portfolio.
Education, Employment and Workplace Relations Legislation Committee—
Additional information received on 22 April 2013—Education, Employment and Workplace Relations portfolio.
Foreign Affairs, Defence and Trade Legislation Committee—Additional information—Defence portfolio.

Additional estimates 2012-13—
Community Affairs Legislation Committee—Additional information received between 16 May and 26 June 2013—Families, Housing, Community Services and Indigenous Affairs portfolio.
Economics Legislation Committee—Additional information received between 17 May and 27 June 2013—
Resources, Energy and Tourism portfolio.
Treasury portfolio.

Education, Employment and Workplace Relations Legislation Committee—Additional information received between 12 April and 3 June 2013—Education, Employment and Workplace Relations portfolio.

Environment and Communications Legislation Committee—Additional information received between—
16 May and 26 June 2013—Climate Change and Energy Efficiency portfolio.
16 May and 27 June 2013—Broadband, Communications and the Digital Economy portfolio.

Finance and Public Administration Legislation Committee—Additional information received between 15 May and 25 June 2013—Finance and Deregulation portfolio.

Foreign Affairs, Defence and Trade Legislation Committee—Additional information—Defence portfolio.

Legal and Constitutional Affairs Legislation Committee—Additional information received between 20 March and 27 June 2013—Immigration and Citizenship portfolio.

Rural and Regional Affairs and Transport Legislation Committee—Additional information received between—
21 March and 22 May 2013—Infrastructure and Transport portfolio.
21 March and 30 May 2013—Regional Australia, Local Government, Arts and Sports portfolio.

54 CONSTITUTIONAL RECOGNITION OF ABORIGINAL AND TORRES STRAIT ISLANDER PEOPLES—JOINT SELECT COMMITTEE—REPORT

Senator McEwen, at the request of the Chair of the Joint Select Committee on Constitutional Recognition of Aboriginal and Torres Strait Islander Peoples (Senator Crossin), tabled the following report:

Constitutional Recognition of Aboriginal and Torres Strait Islander Peoples—Joint Select Committee—Progress report on the work of the committee, dated June 2013.

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

55 PUBLIC ACCOUNTS AND AUDIT—JOINT STATUTORY COMMITTEE—439TH REPORT AND EXECUTIVE MINUTES AND RESPONSES TO COMMITTEE RECOMMENDATIONS IN REPORTS NOS 434 AND 435

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

Public Accounts and Audit—Joint Statutory Committee—

Executive minutes and responses to the committee recommendations in reports—
No. 434—Annual public hearing with the Commissioner of Taxation (2012).
56 **EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS REFERENCES COMMITTEE—INTERIM REPORT—EFFECTIVENESS OF NAPLAN**

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

Education, Employment and Workplace Relations References Committee—Effectiveness of the National Assessment Program – Literacy and Numeracy—Interim report, dated June 2013, Hansard record of proceedings and submissions.

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

57 **FOREIGN AFFAIRS, DEFENCE AND TRADE REFERENCES COMMITTEE—REPORT—VICTIMS OF SEXUAL AND OTHER ABUSE IN DEFENCE**

Pursuant to order, Senator McEwen, at the request of the Chair of the Foreign Affairs, Defence and Trade References Committee (Senator Eggleston), tabled the following report and documents:

Foreign Affairs, Defence and Trade References Committee—Report of the DLA Piper review and the Government’s response—Report, dated June 2013, Hansard record of proceedings, additional information and submissions.

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

58 **PARLIAMENTARY COMMITTEE REPORTS—PRESIDENT’S REPORT—GOVERNMENT RESPONSES OUTSTANDING**

The Deputy President (Senator Parry) tabled the following document:

President’s report to the Senate on government responses outstanding to parliamentary committee reports as at 27 June 2013.

59 **BROADCASTING OF PARLIAMENTARY PROCEEDINGS—JOINT STATUTORY COMMITTEE—REPORT—BROADCASTING OF PARLIAMENTARY PROCEEDINGS—GENERAL PRINCIPLES AND STANDING DETERMINATIONS**

The Deputy President (Senator Parry) tabled the following document:


60 **LEGAL AND CONSTITUTIONAL AFFAIRS REFERENCES COMMITTEE—GOVERNMENT RESPONSE—PROSPECTIVE MARRIAGE VISAS**

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) tabled the following document:

61 Environment, Communications, Information Technology and the Arts—Standing Committee—Government Response—Australia’s National Parks

The Parliamentary Secretary for School Education and Workplace Relations (Senator Collins) tabled the following document:


62 Auditor-General—Audit Reports Nos 52 to 55 of 2012-13—Documents

The Deputy President (Senator Parry) tabled the following documents:

Auditor-General—Audit reports for 2012-13—

No. 52—Performance audit—Management of debt relief arrangements: Australian Taxation Office.

No. 53—Performance audit—Agencies’ implementation of performance audit recommendations.

No. 54—Performance audit—Administration of government advertising arrangements: August 2011 to March 2013.


63 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 (Family Assistance) Act—

Child Care Benefit (Immunisation Requirements) (DEEWR) Determination 2013 [F2013L01056].

Child Care Benefit (Vaccination Schedules) (DEEWR) Determination 2013 [F2013L01057].

Australian Capital Territory (Planning and Land Management) Act—

National Capital Plan—Amendment 77—Elm Grove campsite (Part Block 624 Gungahlin) [F2013L01149].

National Capital Plan—Amendment 80—Yarramundi Reach [F2013L01151].

Australian Citizenship Act—Instrument IMMI 13/056—Special Residence Requirement [F2013L01123].

Australian Prudential Regulation Authority Act—Australian Prudential Regulation Authority (Confidentiality) Determination No. 14 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 [F2013L01116].

Australian Transaction Reports and Analysis Centre Supervisory Cost Recovery Levy Act—Australian Transaction Reports and Analysis Centre Supervisory Cost Recovery Levy Determination 2013 (No. 1) [F2013L01156].
Carbon Credits (Carbon Farming Initiative) Act—Carbon Credits (Carbon Farming Initiative) (Reduction of Greenhouse Gas Emissions through Early Dry Season Savanna Burning—1.1) Methodology Determination 2013 [F2013L01165].

Civil Aviation Act—
  Civil Aviation Regulations—Civil Aviation Order 100.26 Repeal Instrument 2013 [F2013L01160].
  Civil Aviation Safety Regulations—Instruments Nos CASA—
    EX67/13—Exemptions – applicable to Part 42 aircraft [F2013L01163].

Commissioner of Taxation—Public Rulings—Class Rulings—
  Addendum—CR 2012/79.
  CR 2013/47.

Competition and Consumer Act—Declaration No. 93, dated 27 May 2013 [F2013L01157].

Customs Act—Customs By-law No. 0176871 [F2013L01120].

Defence Act—Determinations under section 58B—Defence Determinations—
  2013/30—Partial rent allowance – amendment.
  2013/31—Temporary accommodation allowance – amendment.
  2013/32—Post indexes and benchmark schools – amendment.

Environment Protection and Biodiversity Conservation Act—Amendments of lists of exempt native specimens—
  EPBC303DC/SFS/2013/35 [F2013L01142].
  EPBC303DC/SFS/2013/39 [F2013L01140].

Fair Work Act—Fair Work (State Declarations – employer not to be national system employer) Endorsement 2013 (No. 1) [F2013L01161].

Financial Management and Accountability Act—FMA Act Determinations—
  2013/03—Section 32 (Transfer of Functions from DIAC to MRT-RRT) [F2013L01118].
  2013/04—Section 32 (Transfer of Functions from Health to NHFB) [F2013L01119].

Fisheries Management Act—Southern and Eastern Scalefish and Shark Fishery (Closures) Direction No. 8 2013 [F2013L01150].

Health Insurance Act—Health Insurance (Diabetes Testing in Aboriginal and Torres Strait Islander Primary Health Care Sites) Amendment Determination 2013 (No. 1) [F2013L01158].

Higher Education Support Act—Amendment No. 1 to the Student Services, Amenities, Representation and Advocacy Guidelines 2013 [F2013L01164].

Migration Act—
  Direction under section 499—Directions Nos—
  56—Consideration of protection visa applications.
  57—Order of consideration for processing protection visas.
Instruments IMMI—
  13/044—Determination under section 332A—Determination of the collection of the registration status charge [F2013L01145].
  13/071—Granting of parent and other family visas in 2013/2014 financial year [F2013L01168].
Migration Regulations—Instruments IMMI—
  13/059—Classes of persons (exempt from the age criteria) [F2013L01147].
National Disability Insurance Scheme Act—
  National Disability Insurance Scheme (Facilitating the Preparation of Participants’ Plans—New South Wales) Rules 2013 [F2013L01153].
  National Disability Insurance Scheme (Facilitating the Preparation of Participants’ Plans—South Australia) Rules 2013 [F2013L01155].
  National Disability Insurance Scheme (Facilitating the Preparation of Participants’ Plans—Tasmania) Rules 2013 [F2013L01152].
  National Disability Insurance Scheme (Facilitating the Preparation of Participants’ Plans—Victoria) Rules 2013 [F2013L01154].
National Vocational Education and Training Regulator Act—Amendment No. 1 to the Data Provision Requirements 2012 [F2013L01115].
Patents Act, Trade Marks Act, Designs Act and Copyright Act—Select Legislative Instrument 2013 No. 31—Intellectual Property Legislation Amendment (Raising the Bar) Regulation 2013 (No. 1) [F2013L00479]—Correction to explanatory statement [explanatory statement tabled with instrument on 19 March 2013].
Private Health Insurance (Council Administration Levy) Act—Private Health Insurance (Council Administration Levy) Amendment Rules 2013 (No. 1) [F2013L01135].
Social Security Act—
  Social Security (Exempt Lump Sum) (Defence Abuse Reparation Scheme) (DEEWR) Determination 2013 [F2013L01169].
  Social Security (Exemptions from Non-payment and Waiting Periods – Activities) (DEEWR) Specification 2013 (No. 1) [F2013L01162].
  Social Security (Special Disability Trust — Discretionary Spending) (DEEWR) Determination 2013 (No. 1) [F2013L01159].
Telecommunications (Consumer Protection and Service Standards) Act—Telecommunications (Emergency Call Service) Amendment Determination 2013 [F2013L01139].

Tertiary Education Quality and Standards Agency Act—Tertiary Education Quality and Standards Agency (Register) Guidelines 2013 [F2013L01143].

Veterans’ Entitlements Act—Statements of Principles concerning—
Colorectal Adenoma No. 35 of 2013 [F2013L01138].
Colorectal Adenoma No. 36 of 2013 [F2013L01141].
Erectile Dysfunction No. 43 of 2013 [F2013L01136].
Erectile Dysfunction No. 44 of 2013 [F2013L01137].
Familial Adenomatous Polyposis No. 39 of 2013 [F2013L01126].
Familial Adenomatous Polyposis No. 40 of 2013 [F2013L01127].
Gingivitis No. 45 of 2013 [F2013L01121].
Gingivitis No. 46 of 2013 [F2013L01124].
Malignant Neoplasm of the Colorectum No. 37 of 2013 [F2013L01134].
Malignant Neoplasm of the Colorectum No. 38 of 2013 [F2013L01130].
Periodontal Abscess No. 49 of 2013 [F2013L01125].
Periodontal Abscess No. 50 of 2013 [F2013L01131].
Periodontitis No. 47 of 2013 [F2013L01128].
Periodontitis No. 48 of 2013 [F2013L01122].
Sleep Apnoea No. 41 of 2013 [F2013L01129].
Sleep Apnoea No. 42 of 2013 [F2013L01133].

64 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—National Health Performance Authority.

65 COMPETITION AND CONSUMER AMENDMENT 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.

Limitation of debate: The time allotted for the consideration of this bill expired.
Question—That this bill be now read a second time—put and passed.
Bill read a second time.
Question—That the remaining stages of this bill be agreed to and this bill be now passed—put and passed.
Bill read a third time.

General business was called on.
66 **Health Insurance Amendment (Medicare Funding for Certain Types of Abortion) Bill 2013**

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

Debate resumed.

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

67 **Criminal Code Amendment (Misrepresentation of Age to a Minor) Bill 2013**

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.

*At 6 pm:* Debate was interrupted while Senator Furner was speaking.

**General business concluded.**

68 **Charities Bill 2013**

**Charities (Consequential Amendments and Transitional Provisions) Bill 2013**

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.

**Limitation of debate:** The time allotted for the consideration of these bills expired.

Question—That these bills be now read a second time—put.

The Senate divided—

**AYES, 37**

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Question agreed to.
Bills read a second time.

Question—That the remaining stages of these bills be agreed to and these bills be now passed—put.

The Senate divided—

**AYES, 37**

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Question agreed to.

Bills read a third time.

69 CRIMES LEGISLATION AMENDMENT (LAW ENFORCEMENT INTEGRITY, VULNERABLE WITNESS PROTECTION AND OTHER MEASURES) BILL 2013

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.

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

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

Bill read a second time.

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

Bill read a third time.

70 FAIR WORK AMENDMENT 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.
The Leader of the Opposition in the Senate (Senator Abetz) moved the following amendment:

At the end of the motion, add “but the Senate notes that the Government:

(a) circulated amendments in the House of Representatives to excise Schedule 3 of this bill which would have removed the right of entry provisions, but decided at short notice to not proceed with these amendments; and

(b) has not explained why it decided to not proceed with these amendments”.

Debate ensued.

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

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 30

Senators—
Abetz
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Bernardi
Birmingham
Boyce
Brandis
Bushby
Cash
Colbeck
Cormann
Edwards
Eggleston
Fawcett
Fierravanti-Wells
Fifield
Humphries

Johnston
Joyce
Kroger (Teller)
Macdonald
Mason
McKenzie
Nash
Payne
Ronaldson
Sinodinos
Smith
Williams
Xenophon

NOES, 34

Senators—
Bilyk
Bishop
Carr, Kim
Collins
Crossin
Di Natale
Farrell
Feeney
Furner
Gallacher
Hanson-Young
Hogg
Lines
Ludlam
Marshall
McEwen
McLucas

Milne
Moore
Polley (Teller)
Pratt
Rhiannon
Siewert
Singh
Stephens
Sterle
Thistlethwaite
Thor
Urquhart
Waters
Whish-Wilson
Wong
Wright

Question negatived.

Main question put and passed.

Bill read a second time.

The following amendments circulated by the Opposition were considered:

Schedule 3, item 1, page 16 (line 6), omit “allows a worker”, substitute “allows a worker or employer”.

Schedule 3, item 3, page 16 (line 17), omit “Workers bullied at work”, substitute “Workers or employers bullied at work”.

Schedule 3, item 4, page 16 (line 21), omit “workers bullied”, substitute “workers or employers bullied”.

Schedule 3, item 5, page 17 (line 1), omit “workers bullied”, substitute “workers or employers bullied”.

Schedule 3, item 6, page 17 (line 5), omit “Workers bullied”, substitute “Workers or employers bullied”.


Schedule 3, item 6, page 17 (line 8), omit “a worker who”, substitute “a worker or employer who”.

Schedule 3, item 6, page 17 (line 9), omit “stop the bullying”, substitute “stop the bullying after seeking advice from the Fair Work Ombudsman or Safe Work Australia or such other organisation as prescribed by the regulations”.

Schedule 3, item 6, page 17 (line 12), omit “Stopping workers”, substitute “Stopping workers and employers”.

Schedule 3, item 6, page 17 (line 14), omit “A worker who”, substitute “Subject to subsection (1A), a worker or employer who”.

Schedule 3, item 6, page 17 (line 15), omit “at work”, substitute “at work by a worker, employer or official of a registered organisation”.

Schedule 3, item 6, page 17 (after line 15), after subsection 789FC(1), insert:

(1A) Prior to applying to the FWC for an order under section 789FF, the worker or employer must seek preliminary advice from one of the following organisations confirming that the behaviour in question does, or may, constitute bullying and that alternative remedies have been considered:
   (a) the Fair Work Ombudsman;
   (b) Safe Work Australia;
   (c) an occupational health and safety organisation of a State or Territory prescribed by the regulations pursuant to subsection (1B).

(1B) The Governor-General may make regulations prescribing an occupational health and safety organisation of a State or Territory. However, if the Governor-General makes the regulation, the regulation must include at least one occupational health and safety organisation from each State and Territory.

Schedule 3, item 6, page 18 (line 3), omit “worker bullied”, substitute “worker or employer bullied”.

Schedule 3, item 6, page 18 (line 4), omit “A worker”, substitute “A worker or employer”.

Schedule 3, item 6, page 18 (line 5), omit “the worker”, substitute “the worker or employer”.

Schedule 3, item 6, page 18 (line 8), at the end of subparagraph 789FD(1)(a)(ii), add “or”.

Schedule 3, item 6, page 18 (after line 8), after subparagraph 789FD(1)(a)(ii), insert:

   (iii) an official of a registered organisation;

Schedule 3, item 6, page 18 (line 9), omit “the worker”, substitute “the worker or employer”.

Schedule 3, item 6, page 18 (line 10), omit “group of workers of which the worker is a member”, substitute “group of which the worker or employer is a member”.

Schedule 3, item 6, page 19 (line 12), omit “a worker”, substitute “a worker or an employer”.

Schedule 3, item 6, page 19 (line 14), omit “the worker”, substitute “the worker or employer”.
Schedule 3, item 6, page 19 (line 16), omit “the worker”, substitute “the worker or employer”.
Schedule 3, item 6, page 19 (line 18), omit “order it considers appropriate”, substitute “order it considers appropriate, including an order revoking a union right of entry permit,”.
Schedule 3, item 6, page 19 (line 20), omit “the worker”, substitute “the worker or employer”.
Schedule 3, item 6, page 19 (line 27), omit “the worker”, substitute “the worker or employer”.
Schedule 3, item 6, page 19 (line 30), omit “the worker”, substitute “the worker or employer”.
Schedule 3, item 6, page 20 (line 7), omit “a worker”, substitute “a worker or employer”.
Schedule 3, item 6, page 20 (line 8), omit “the worker”, substitute “the worker or employer”.

Question—That the amendments be agreed to—put.
The Senate divided—

AYES, 30

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Brandis
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Colbeck
Cormann
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Eggleston
Fawcett
Fierravanti-Wells
Fifield
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Joyce
Kroger (Teller)
Macdonald
Mason
McKenzie
Nash
Payne
Ronaldson
Sinodinos
Smith
Williams
Xenophon

NOES, 34

Bilyk
Bishop
Carr, Kim
Collins
Crossin
Di Natale
Farrell
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Furner
Gallacher
Hanson-Young
Hogg
Lines
Ludlam
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Moore
Polley (Teller)
Pratt
Rhiannon
Stewart
Singh
Stephens
Sterle
Thistlethwaite
Thorp
Urquhart
Waters
Windsor-Wilson
Wong
Wright

Question negatived.

Question—That Schedule 4, and Schedule 7, Part 5 stand as printed—put.
The Senate divided—

**AYES, 35**

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Schedule and Part agreed to.

The following amendment circulated by the Opposition was negatived:

Clause 2, page 2 (table item 7), omit the table item.

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

Bill read a third time.

**71 PRIVATE HEALTH INSURANCE AMENDMENT (LIFETIME HEALTH COVER LOADING AND OTHER MEASURES) BILL 2012**

**PRIVATE HEALTH INSURANCE LEGISLATION AMENDMENT (BASE PREMIUM) 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 these bills be now read a second time.

Debate resumed.

*Limitation of debate:* The time allotted for the consideration of these bills expired.

Question—That these bills be now read a second time—put and passed.

Bills read a second time.

Question—That Schedule 1 of the Private Health Insurance Amendment (Lifetime Health Cover Loading and Other Measures) Bill 2012 stand as printed—put.
The Senate divided—

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Schedule agreed to.

Question—That the remaining stages of the Private Health Insurance Amendment (Lifetime Health Cover Loading and Other Measures) Bill 2012 be agreed to and this bill be now passed—put.

The Senate divided—

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Question agreed to.
Question—That the remaining stages of the Private Health Insurance Legislation Amendment (Base Premium) Bill 2013 be agreed to and this bill be now passed—put and passed.

Bills read a third time.

After 11 pm—

72 ADJOURNMENT

The President proposed the question—That the Senate do now adjourn.

Debate ensued.

The Senate adjourned at 11.39 pm till Friday, 28 June 2013 at 9.30 am.

73 ATTENDANCE

Present, all senators.

ROSEMARY LAING
Clerk of the Senate

Printed by authority of the Senate