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1 Meeting of Senate
The Senate met at midday. The President (Senator the Honourable Scott Ryan) took the chair, read prayers and made an acknowledgement of country.

2 Documents
The following documents were tabled pursuant to standing order 61(1)(b):

Government documents

Garments bearing slogans—Statement by President
The President made a statement reiterating earlier rulings concerning the wearing of garments bearing slogans and confirmed that such rulings apply to all wearable items.

4 Documents
The Clerk tabled the following documents pursuant to statute:

Legislative instruments are identified by a Federal Register of Legislation (FRL) number. An explanatory statement is tabled with an instrument unless otherwise indicated by an asterisk.

Carbon Credits (Carbon Farming Initiative) Act 2011—Carbon Credits (Carbon Farming Initiative) Amendment Rule (No. 2) 2018 [F2018L01642].
Civil Aviation Act 1988—
Civil Aviation Regulations 1988—
  Number of Cabin Attendants (Eastern Australia Airlines) Direction 2018—CASA 79/18 [F2018L01648].
  Number of Cabin Attendants (Network Aviation) Direction 2018—CASA 81/18 [F2018L01651].
  Number of Cabin Attendants (Tiger Airways Australia) Direction 2018—CASA 80/18 [F2018L01649].
Civil Aviation Regulations 1988 and Civil Aviation Safety Regulations 1998—
Civil Aviation Safety Regulations 1998—
  Authorised Flight Examiners Exemption 2018—CASA EX159/18 [F2018L01636].
  Conduct of Parachute Training Operations Directions 2018—CASA 84/18 [F2018L01650].

Lands Acquisition Act 1989—Lands Acquisition Amendment Regulations 2018 [F2018L01647].

National Health Act 1953—
National Health (Efficient Funding of Chemotherapy) Special Arrangement Amendment Instrument 2018 (No. 11)—PB 103 of 2018 [F2018L01638].
National Health (Growth Hormone Program) Special Arrangement Amendment (Adult Use) Instrument 2018—PB 96 of 2018 [F2018L01634].
National Health (Highly specialised drugs program) Special Arrangement Amendment Instrument 2018 (No. 10)—PB 102 of 2018 [F2018L01646].
National Health (Listed drugs on F1 or F2) Amendment Determination 2018 (No. 9)—PB 104 of 2018 [F2018L01631].
National Health (Originator Brand) Amendment Determination 2018 (No. 7)—PB 105 of 2018 [F2018L01635].
National Health (Prescriber bag supplies) Amendment Determination 2018 (No. 5)—PB 101 of 2018 [F2018L01630].
National Health (Price and Special Patient Contribution) Amendment Determination 2018 (No. 9)—PB 106 of 2018 [F2018L01637].

Social Security Act 1991—
Social Security (Pension Loans Scheme—Rate of Compound Interest) Determination 2018 [F2018L01632].
Social Security (Pension Loans Scheme—Rate of Simple Interest) Determination 2018 [F2018L01644].

Torres Strait Fisheries Act 1984—
Torres Strait Fisheries Amendment (Tropical Rock Lobster) Management Instrument 2018 [F2018L01643].
Torres Strait Fisheries (Quotas for Tropical Rock Lobster (Kaiar)) Management Plan 2018 [F2018L01645].

Veterans’ Entitlements Act 1986—Veterans’ Entitlements (Pension Loans Scheme—Rate of Compound Interest) Determination 2018 [F2018L01629].

5 Committees—Leave to meet during sittings
Committees were authorised to meet during the sittings of the Senate, as follows:

Community Affairs Legislation Committee—private meeting otherwise than in accordance with standing order 33(1) today, from 5.30 pm.

Obesity epidemic in Australia—Select Committee—private meeting otherwise than in accordance with standing order 33(1) today, from 12.05 pm.

Privileges—Standing Committee—private briefing on Thursday, 6 December 2018, from 10 am.

Senators’ Interests—Standing Committee—private meeting otherwise than in accordance with standing order 33(1) during the sitting of the Senate today.
6 **Home Affairs Legislation Amendment (Miscellaneous Measures) Bill 2018**
Order of the day read for the adjourned debate on the motion of the Minister for Communications and the Arts (Senator Fifield)—That this bill be now read a second time.
Debate resumed.
At 2 pm: Debate was interrupted while Senator Faruqi was speaking.

7 **Questions**
Questions without notice were answered.

8 **Live animal exports—Review—Order for production of documents—**
**Explanation**
Senator Faruqi, by leave, asked the Minister representing the Minister for Agriculture and Water Resources (Senator Canavan) for an explanation of the Government’s failure to respond to an order for the production of documents of 28 November 2018 relating to a review concerning live animal exports (see entry no. 25, 28 November 2018).
Senator Canavan provided an explanation.
Senator Faruqi, by leave, moved—That the Senate take note of the explanation.
Question put and passed.

9 **Motions to take note of answers**
Senator Watt moved—That the Senate take note of the answers given by the Minister for Finance and the Public Service (Senator Cormann) to questions without notice asked by Senators Watt and Kitching today relating to a party meeting and to energy policy.
Debate ensued.
Question put and passed.
Senator Hanson-Young moved—That the Senate take note of the answer given by the Minister for Finance and the Public Service (Senator Cormann) to a question without notice asked by Senator Hanson-Young today relating to climate change.
Question put and passed.

10 **Notices**
The Leader of the Australian Greens (Senator Di Natale): To move on the next day of sitting—That the Senate—
(a) congratulates the Scanlon Foundation on the release of the 2018 mapping social cohesion report;
(b) recognises that:
(i) the mapping social cohesion report is one of the most comprehensive research reports of its kind where, over the past decade, 48,000 people have been polled on a range of social and economic issues,
(ii) Australians continue to believe that multiculturalism has been good for the country, with this figure rising to 85% in 2018, and
(iii) the top three concerns for Australians in 2018 were underemployment and poverty, climate change, and the quality of our government and politicians;
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(c) calls on senators to:

(i) cease attacking our diverse communities on the false pretence that Australians do not support a multicultural Australia, and

(ii) recognise that the research presented in the mapping social cohesion report suggests that any concern around population is closely linked to issues of housing, public transport and underemployment; and

(d) calls on the Federal and various state governments to address the issue of poor social planning and their failure to provide essential public services for Australians. (general business notice of motion no. 1306)

The Chair of the Rural and Regional Affairs and Transport References Committee (Senator Sterle): To move on the next day of sitting—that the following matter be referred to the Rural and Regional Affairs and Transport References Committee for inquiry and report by the second sitting day in August 2019:

The provision of rescue, firefighting and emergency response at Australian airports, with particular reference to:

(a) the current standards applicable to the provision of aerodrome rescue and firefighting services relating to community safety and emergency personnel safety;

(b) the standards for the provision of emergency response at Australian airports, including emergency medical response and response to structure fires and other incidents;

(c) the comparison of safe systems of emergency response standards and systems of work for firefighting and rescue operations for structure fires, aircraft rescue, emergency medical response and other emergency incidents;

(d) the consideration of best practice, including relevant international standards;

(e) the mechanisms and criteria for the review of the provisions of safety standards for the provision of rescue and firefighting services, if any;

(f) a review of Airservices Australia policy and administration of aviation rescue and firefighting services;

(g) the effectiveness and independence of the regulator, the Civil Aviation Safety Authority (CASA), to uphold aviation rescue and firefighting safety standards;

(h) the impact on Australia’s national and international reputation and aviation safety record as a result of any lowering of aviation rescue and firefighting services; and

(i) any other related matters.

The Chair of the Rural and Regional Affairs and Transport References Committee (Senator Sterle): To move on the next day of sitting—that the following matter be referred to the Rural and Regional Affairs and Transport References Committee for inquiry and report by the second sitting day in August 2019:

The policy, regulatory, taxation, administrative and funding priorities for Australian shipping, with particular reference to:

(a) new investment in Australian ships and building a maritime cluster in Australia;

(b) the establishment of an efficient and commercially-oriented coastal ship licensing system and foreign crew visa system;

(c) the interaction with other modes of freight transport, non-freight shipping and government shipping;
(d) maritime security, including fuel security and foreign ship and crew standards;
(e) environmental sustainability;
(f) workforce development and the seafarer training system;
(g) port infrastructure, port services and port fees and charges; and
(h) any related matters.

Senators Urquhart and O’Neill: To move on the next day of sitting—That the Senate—

(a) notes that:
(i) the Minister for Communications and the Arts (the Minister) is seeking to legislate a $7.10 per month broadband levy, on the basis that it would offset the costs of regional National Broadband Network (NBN) services,
(ii) the Federal Government has not updated its proposed levy charge to reflect the latest $700 million cost increase in the regional NBN fixed-wireless rollout,
(iii) this lack of transparency means that the proposed levy formula will eventually produce a higher than expected charge in the future, if legislated,
(iv) the report of the Joint Standing Committee on the National Broadband Network (the Committee) into the rollout of the NBN in rural and regional areas, which was presented on 19 November 2018, addresses the Minister’s lack of transparency in recommendation 19, which states: ‘The committee recommends the Government update its Regional Broadband Scheme levy modelling to account for the cost increases that have occurred since the original modelling was undertaken in 2015. The Government should report to the committee within two weeks of the tabling of this report to advise what the updated levy amount is’;
(v) Government members of the committee agreed to recommendation 19,
(vi) the Government has since failed to advise the Committee of the updated levy amount by 3 December 2018, in accordance with recommendation 19, and
(vii) the Minister is seemingly unable to deliver anything on time; and

(b) calls on the Federal Government to:
(i) stop hiding the full impact of its proposed Regional Broadband Scheme levy charge on consumers, and be transparent about its future impact, and
(ii) take urgent steps to comply with recommendation 19 of the report of the Committee, and provide the Committee with an estimate of the updated Regional Broadband Scheme levy charge by 21 December 2018.

The Minister for Regional Services, Sport, Local Government and Decentralisation (Senator McKenzie): To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to amend the Major Sporting Events (Indicia and Images) Protection Act 2014, and for related purposes. Major Sporting Events (Indicia and Images) Protection Amendment Bill 2018.
The Minister for Indigenous Affairs (Senator Scullion): To move on the next day of sitting—

No. 1—That the following bill be introduced: A Bill for an Act to amend the law in relation to Aboriginal and Torres Strait Islander corporations, and for related purposes. Corporations (Aboriginal and Torres Strait Islander) Amendment (Strengthening Governance and Transparency) Bill 2018.

No. 2—That the following bill be introduced: A Bill for an Act to amend the Aboriginal Land Rights (Northern Territory) Act 1976, and for related purposes. Aboriginal Land Rights (Northern Territory) Amendment (Land Scheduling) Bill 2018.

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

(a) notes that:
   (i) people with disability make up 18% of the population, but 30% of people entering prison,
   (ii) the existing policy of suspending the Disability Support Pension for people in prison for up to two years helps to protect people with disability, who are already marginalised and experiencing severe hardship, when they exit prison,
   (iii) people with disability are at particular risk upon leaving prison and should be properly supported at this critical time – to avoid recidivism, homelessness and social isolation, and
   (iv) the Federal Government’s plan to reduce the allowable suspension period for the Disability Support Pension for people in prison from two years to thirteen weeks, from January 2019, will have negative consequences for individuals and the community; and

(b) calls on the Federal Government to abandon its plan to reduce the Disability Support Pension suspension period for people exiting prison. (general business notice of motion no. 1308)

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

(a) expresses its concern that the Minister for Foreign Affairs is pushing ahead with supporting the United Nations (UN) Global Compact on Refugees, on behalf of Australia;

(b) expresses its alarm that, once again, unelected left-wing UN bureaucrats are being allowed to dictate policy to the Government of Australia without regard to the wishes of the Australian people;

(c) notes that a high proportion of so-called refugees from the Middle East and Africa are simply welfare-seeking economic migrants exploiting permissive immigration rules; and

(d) condemns the UN Global Compact on Refugees as yet another attack on Australian sovereignty and threat to our identity, and calls on the Australian Government to repudiate it. (general business notice of motion no. 1309)

Senator Rice: To move on the next day of sitting—That there be laid on the table by the Minister representing the Minister for Agriculture and Water Resources, by no later than 9.30 am on 6 December 2018, any documents relating to the variation, renewal, roll-over or extension of the following Regional Forest Agreements:

(a) New South Wales – Eden;

(b) New South Wales – North East; and
(c) New South Wales – Southern. (general business notice of motion no. 1310)

Senators McKim and Storer: To move on the next day of sitting—That—

(a) the Home Affairs Legislation Amendment (Miscellaneous Measures) Bill 2018 be called on at 6 pm on Wednesday, 5 December 2018, and have precedence over all government business until determined;

(b) if, by 7.10 pm the bill has not been finally considered, the questions on all remaining stages shall be put without debate; and

(c) paragraph (b) of this order shall operate as a limitation of debate under standing order 142. (general business notice of motion no. 1311)

Senator Whish-Wilson: To move on the next day of sitting—That the Senate—

(a) notes the service of the Sea Shepherd’s MY Steve Irwin in defence of the world’s oceans and marine life through a total of 18 campaigns over the past 10 years, including:


(ii) one Kimberley whale defence campaign: Operation Kimberley Miimibi (2012),

(iii) two Great Australian Bight oil drilling campaigns: Operation Jeedara (2016) and Operation Jeedara II (2018),

(iv) one Great Barrier Reef coal mining campaign: Operation Reef Defence (2018),

(v) one Southern Ocean illegal, unreported and unregulated fishing campaign: Operation Icefish 2 (2015), and

(vi) one Southern Indian Ocean illegal, unreported and unregulated fishing campaign: Operation Driftnet (2016); and

(b) calls on the Federal Government to:

(i) officially recognise the service of the MY Steve Irwin, and

(ii) honour its 2013 election commitment and send a customs vessel to the Southern Ocean this summer to monitor Japanese whaling, especially given the absence of the Sea Shepherd. (general business notice of motion no. 1312)

Senator Waters: To move on the next day of sitting—That the Senate notes that the Adani Carmichael coal mine could be stopped by:

(a) review of its environmental approval under section 145 of the Environment Protection and Biodiversity Conservation Act 1999 (the Act), based on new information, such as the Intergovernmental Panel on Climate Change’s climate warnings or the evidence of Adani’s overseas and domestic breaches;

(b) refusal of their draft groundwater management plan; or

(c) refusal of approval under the Act for the pipeline the mine requires, the North Galilee Water scheme. (general business notice of motion no. 1313)

Senator Waters: To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to prohibit the mining of thermal coal in the Galilee Basin, and for related purposes. Galilee Basin (Coal Prohibition) Bill 2018. (general business notice of motion no. 1314)
The Minister for Communications and the Arts (Senator Fifield): To move on the next day of sitting—that on Wednesday, 13 February 2019 consideration of the business before the Senate shall be interrupted at 5 pm, but not so as to interrupt a senator speaking, to enable valedictory statements to be made relating to Senator Williams.

Senator McGrath: To move on the next day of sitting—that the Senate—

(a) recognises:

(i) the crucial role that all firefighting and emergency service personnel play as the front-line response to emergencies and disasters,

(ii) the heroic efforts of the many volunteer firefighters who, without payment, risk their lives to fight bushfires, and

(iii) the importance of allowing landholders the flexibility to clear and maintain proper firebreaks on their properties;

(b) notes that under the Queensland Labor Government’s vegetation management legislation, Queensland farmers and landholders are prevented from adequately protecting their properties from the risk of bushfires through back burning and clearing firebreaks; and

(c) thanks the many firefighters who have travelled interstate to assist in combating the bushfires currently threatening Queensland. (general business notice of motion no. 1315)

Senator McGrath: To move on the next day of sitting—that the Senate—

(a) recognises the hardships faced by rural and remote towns in Queensland, which range from the physical threats of harsh droughts and bushfires, to the mental health threats associated with isolation such as depression and loneliness;

(b) notes:

(i) the important social and economic benefits that pubs and hotels confer on rural and remote towns in Queensland, and

(ii) that pubs and hotels in rural and remote Queensland towns operate in environments vastly different to hotels in larger commercial centres; and

(c) supports any proposals that reduce the burden of licensing fees on these social and economic hubs. (general business notice of motion no. 1316)

The Leader of the Australian Greens (Senator Di Natale): To move on the next day of sitting—that the Senate—

(a) notes with serious concern:

(i) credible reports that one million Uighurs and other Turkic Muslims have been detained in China’s Xinjiang Uighur Autonomous Region,

(ii) Human Rights Watch’s recent report, Eradicating ideological viruses: China’s campaign of repression against Xinjiang’s Muslims, which presented new evidence of the Chinese Government’s mass arbitrary detention, torture, and mistreatment in the region, and

(iii) evidence that Xinjiang’s Turkic Muslim population of 13 million people is subjected to forced political indoctrination, collective punishment, restrictions on movement and communications, heightened religious restrictions and mass surveillance, in violation of international human rights law;
(b) is deeply concerned by the fact that three Australians have been detained and released from China’s so-called re-education camps in the Xinjiang Uighur Autonomous Region in the past year, and that other Australian residents of Uighur background have also been detained; and

(c) calls on the Australian Government to make a strong statement condemning the human rights abuses occurring in China’s Xinjiang Uighur Autonomous Region. (general business notice of motion no. 1317)

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

(a) notes that:
   (i) on 26 January 1788, the First Fleet arrived at Port Jackson, and Arthur Phillip raised the Union Jack on the land of the Eora Nation,
   (ii) this is now recognised by many Australians as an invasion that had catastrophic and tragic consequences for the peoples and nations who had lived here for many tens of thousands of years, and for their descendants, and
   (iii) 26 January 2019 marks over 230 years’ of on-going dispossession and colonisation for First Nations peoples;

(b) acknowledges that by continuing to celebrate Australia on 26 January we ignore the truth about our shared history;

(c) urges all Australians to respectfully engage in conversations about changing the date of Australia Day; and

(d) calls on the Federal Government to engage and consult with First Nations peoples about changing the date of Australia Day, so that all Australians can participate in celebrating this national day. (general business notice of motion no. 1318)

Senator McKim: To move on the next day of sitting—

(1) That the following matter be referred to the Legal and Constitutional Affairs References Committee for inquiry and report by 1 July 2019:
   The form and structure of a legislated Charter of Rights in Australia.

(2) That, in undertaking the inquiry, the committee consider:
   (a) the effectiveness of current laws and mechanisms for protecting human rights in Australia;
   (b) the operation and effectiveness of human rights legislation in Victoria and the Australian Capital Territory;
   (c) previous reviews and inquiries in Australia on the issue of human rights legislation;
   (d) the objectives of the legislation and rights to be protected;
   (e) how the legislation would apply to the making of laws, courts and tribunals, public authorities and other entities;
   (f) the implications of laws and decisions not being consistent with the legislation;
   (g) the implications of the legislation for existing statutory complaints processes; and
   (h) the functions and responsibilities under the legislation.
Senator McKim: To move on the next day of sitting—That the Senate—

(a) notes that:

(i) a proposal was lodged with the Tasmanian Government for a fly-in, fly-out ‘luxury standing camp’ on Halls Island in Lake Malbena, inside the Tasmanian Wilderness World Heritage Area,

(ii) in the last week of August this year, the Department of the Environment and Energy declared that the activity would not be a controlled action under the *Environment Protection and Biodiversity Conservation Act 1999* (the Act),

(iii) the independent advisory body, the National Parks and Wildlife Advisory Committee, do not support this development and have, along with the Australian Heritage Council, highlighted its likely impacts on wilderness, other World Heritage values and the tranquillity of this remote precinct,

(iv) the vast majority of public submissions to the referral under the Act opposed the development, and a public meeting attended by over 400 people in Hobart’s Town Hall on 27 November 2018 unanimously passed a motion opposing the development,

(v) an independent wilderness consultant’s report, commissioned by the Wilderness Society, found that the proposal would have a significant negative impact on the area’s wilderness character by degrading wilderness across almost 50 square kilometres, including well into the Walls of Jerusalem National Park,

(vi) the proposal has been deemed compliant with the Management Plan on the basis of ‘low level impact’ on wilderness character, and

(vii) the development is also opposed by the Tasmanian Aboriginal Centre; and

(b) agrees that the Minister for the Environment should declare the project a controlled action and properly instigate a full assessment, including public participation, of the proposal’s impacts on World Heritage values, including wilderness. (*general business notice of motion no. 1319*)

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

(a) notes that:

(i) the Murray-Darling Basin Plan (the Plan) has come under serious scrutiny from both the South Australian Royal Commission and the recent inquiry by the Rural and Regional Affairs and Transport References Committee, and

(ii) the Plan has no provisions to address the impacts of climate change on the Murray-Darling Basin; and

(b) calls on the Federal Government to take the threat of climate change seriously, and include the impacts of climate change within the Plan. (*general business notice of motion no. 1320*)

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

(a) notes that:

(i) national emissions levels for the June quarter 2018 increased 1.3% relative to the previous quarter on a seasonally-adjusted and weather normalised basis,
(ii) with emissions continuing to rise, and no clear plan to reduce them, we are set to miss our Paris targets, and

(iii) the Minister for the Environment, Ms Price, is currently representing Australia at the 24th Conference of the Parties to the United Nations Framework Convention on Climate Change (COP24); and

(b) calls on the Federal Government to make the following short statement to the COP24: Australia has not taken seriously its responsibilities to meeting its Paris Commitments, and will dramatically lift its ambitions to play its part in averting the climate crisis. (general business notice of motion no. 1321)

Senator Patrick: To move on the next day of sitting—

(1) That the Senate notes that—

(a) on 16 October 2018, the Senate ordered the Commissioner of Taxation to provide information (company names) to the Economics Legislation Committee related to designated financial entities that have lodged late, or not yet lodged, a corporate income tax return;

(b) on 5 November 2018, the Minister for Finance and the Public Service advanced a public interest immunity claim on the grounds that the disclosure of individual taxpayer information to the committee will harm the public interest by undermining public confidence in taxation laws and taxation administration;

(c) on 26 November 2018, the Senate categorically rejected this public interest immunity claim stating that:

(i) there are few circumstances in which a corporation can be of the view they are entitled to anonymity in circumstances where they have breached taxation law, and

(ii) disclosing the names of financial entities that have not complied with tax laws does not undermine taxation laws and taxation administration, but rather may serve to encourage compliance with taxation laws,

and ordered the Commissioner of Taxation to comply with the balance of the order agreed to by the Senate on 16 October 2018; and

(d) the Commissioner of Taxation has not complied with the order of the Senate.

(2) That the Senate orders the Commissioner of Taxation to provide the remaining documents, required by the order of 16 October 2018, to the Economics Legislation Committee by no later than 6 pm on 5 December 2018.

(3) That, on 6 December 2018, the Economics Legislation Committee report to the Senate, prior to government business being called on, whether the documents have been provided to the committee in accordance with paragraph (2).

(4) That the Senate cautions the Commissioner of Taxation that failure to comply with a lawful order of the Senate may be treated as a contempt. (general business notice of motion no. 1322)

Senator Whish-Wilson: To move on the next day of sitting—That—

(a) the government business orders of the day relating to the Treasury Laws Amendment (2017 Enterprise Incentives No. 1) Bill 2017 and Treasury Laws Amendment (2018 Measures No. 4) Bill 2018 may be taken together for their remaining stages; and
(b) at the conclusion of the debate, the questions on each bill be put separately.

(General business notice of motion no. 1323)

The Assistant Minister for International Development and the Pacific (Senator Ruston): 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:

Future Drought Fund Bill 2018

Document: Senator Ruston tabled the following document:
Consideration of legislation—Statement of reasons for introduction and passage of bills in the 2018 spring sittings.

Intention to withdraw: The Chair of the Standing Committee on Regulations and Ordinances (Senator Williams), 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. 1 standing in his name for the next day of sitting for the disallowance of the National Vocational Education and Training Regulator Amendment (Enforcement and Other Measures) Regulations 2018 [F2018L01034].

11 Committee—Extension of time to report

The following committee was granted an extension of time to report:

Environment and Communications References Committee—Great Barrier Reef 2050 Partnership Program, extended to 13 February 2019.

12 Sex Discrimination Amendment (Removing Discrimination Against Students) Bill 2018—Consideration

The Leader of the Opposition in the Senate (Senator Wong) amended general business notice of motion no. 1305 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—

(a) the Sex Discrimination Amendment (Removing Discrimination Against Students) Bill 2018 be considered on Wednesday, 5 December 2018 from 11 am to 12.35 pm, at the time allotted for consideration of government business;

(b) if, by 12.35 pm the bill has not been finally considered, the questions on all remaining stages shall be put without debate;

(c) paragraph (b) of this order shall operate as a limitation of debate under standing order 142; and

(d) the provisions of standing order 115(3) shall not apply to the bill, so that the bill may be further considered even if it has been referred to a standing or select committee for inquiry and report.

Statement by leave: The Minister for Finance and the Public Service (Senator Cormann), by leave, made a statement relating to the motion.

Question put and passed.
13 Procedure—Standing Committee—Reference
Senator Patrick, pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 1—

(1) That the Senate—
(a) notes that formal business is taking up a significant amount of time each sitting week; and
(b) accepts that the right of senators to move business of the Senate motions, including motions for the disallowance of legislative instruments and to refer matters to standing committees, should be unrestricted.

(2) That the following matter be referred to the Procedure Committee for inquiry and report by the last sitting day in February 2019:
That the standing orders relating to the routine of business be reviewed to assess whether a limit should apply to the consideration of formal motions, or other procedural changes be made to limit the time taken for the consideration of formal motions in a sitting week.

Question put and passed.

14 Consideration of legislation
The Assistant Minister for International Development and the Pacific (Senator Ruston), 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 following bills, allowing them to be considered during this period of sittings:
- Foreign Influence Transparency Scheme Legislation Amendment Bill 2018
- Higher Education Support (Charges) Bill 2018
- Higher Education Support Amendment (Cost Recovery) Bill 2018
- Intelligence Services Amendment Bill 2018
- Telecommunications and Other Legislation Amendment (Assistance and Access) Bill 2018
- Treasury Laws Amendment (Strengthening Corporate and Financial Sector Penalties) Bill 2018.

The question was divided at the request of Senator Siewert—

Question—That the motion in respect of the bills, with the exception of the Treasury Laws Amendment (Strengthening Corporate and Financial Sector Penalties) Bill 2018, be agreed to—put and passed.

Question—That the motion in respect of the Treasury Laws Amendment (Strengthening Corporate and Financial Sector Penalties) Bill 2018 be agreed to—put and passed.

15 Sex Discrimination and Marriage Legislation Amendment (Protecting Supporters of Traditional Marriage) Bill 2018
Senator Anning, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1281—That the following bill be introduced:

A Bill for an Act to amend the law relating to sex discrimination and marriage, and for related purposes.

Question put and passed.
Senator Anning 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 Anning moved—that this bill be now read a second time.

*Explanatory memorandum:* Senator Anning, by leave, tabled an explanatory memorandum relating to the bill.
Debate adjourned till the next day of sitting, Senator Anning in continuation.

16 **Indigenous Rangers and Indigenous Protected Areas**

Senator Storer, also on behalf of Senator Dodson, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1282—
That the Senate—

(a) notes that:

(i) this is the 20th year of operation of Australia’s Indigenous Protected Areas network since the first Indigenous Protected Area in Australia was designated at Nantawarrina in South Australia,

(ii) Australia’s Indigenous Protected Areas network is a world-leading model that represents almost half of all Australia’s terrestrial protected areas at 68 million hectares and growing,

(iii) the everyday work in Indigenous Protected Areas is delivered by Indigenous Rangers, an initiative primarily funded by the Federal Government,

(iv) Indigenous Protected Areas provide crucial and necessary land and sea management, protecting against environmental threats, such as destructive wildfires, feral animals and invasive weeds,

(v) Indigenous Protected Areas, managed by Indigenous Rangers, deliver up to three dollars for every one dollar spent, as outlined in a report commissioned by the Department of the Prime Minister and Cabinet,

(vi) Indigenous Rangers work provides significant social and cultural benefits to local communities, and

(vii) Indigenous Protected Areas and Indigenous Rangers are a contemporary expression of the unbroken and ancient connection of Aboriginal and Torres Strait Islander people to this land; and

(b) urges the Federal Government to acknowledge the significant cultural and environmental significance of Indigenous Rangers and Indigenous Protected Areas, and to commit to further expanding these valuable programmes.

*Statement by leave:* The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.
Question put and passed.
Corporations and Financial Services—Joint Statutory Committee—Extension of time to report

Senator Urquhart, at the request of the Deputy Chair of the Parliamentary Joint Committee on Corporations and Financial Services (Senator O’Neill) and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1289—That the time for the presentation of the report of the Parliamentary Joint Committee on Corporations and Financial Services on its inquiry into the Franchising Code of Conduct and Oil Code of Conduct be extended to 14 February 2019.

Question put and passed.

Electric Vehicles—Select Committee—Extension of time to report

The Chair of the Select Committee on Electric Vehicles (Senator Storer), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1290—That the time for the presentation of the report of the Select Committee on Electric Vehicles be extended to 30 January 2019.

Question put and passed.

Royal Commonwealth Society—150th anniversary

Senator Bushby, at the request of Senator Dean Smith and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1293—That the Senate—

(a) notes that:
   (i) 2018 marks the 150th anniversary of the Royal Commonwealth Society, the oldest civil society organisation devoted to the modern Commonwealth,
   (ii) since its establishment, the Royal Commonwealth Society has worked to improve the lives and prospects of Commonwealth citizens across the world, and
   (iii) the 2018 Commonwealth theme, ‘Towards a Common Future’, renews the commitment to build on the individual and collective strengths of all member countries to respond to global challenges, and deliver a more prosperous, secure, sustainable and fair future for all our citizens, particularly our young people; and

(b) reaffirms Australia’s support for the Charter of the Commonwealth, signed by Her Majesty, Queen Elizabeth II, in 2013, which states that ‘We are implacably opposed to all forms of discrimination, whether rooted in gender, race, colour, creed, political belief or other grounds’.

Question put and passed.

Pork industry

Senator Williams, also on behalf of Senators Ruston, Leyonhjelm and O’Sullivan, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1296—That the Senate notes that:

(a) the gross value of Australian domestic pork production exceeds $1.27 billion – the pork industry supports more than 36,000 full-time equivalent jobs;
(b) each Australian is consuming on average 27.34 kilograms of pork annually, comprising 11.94 kilograms of fresh pork and 15.4 kilograms of processed products, such as ham, bacon and smallgoods;

(c) the drought has forced up the cost of grain for pig feed, which has placed enormous pressure on Australia’s pig farmers; and

(d) to help our own pig farmers, shoppers should look for the pink ‘Australian pork’ logo to ensure that it is Australian ham and pork on their fork this Christmas.

Question put and passed.

21 Pill testing policy

Senator Siewert, at the request of the Leader of the Australian Greens (Senator Di Natale) and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1285—That the Senate—

(a) notes:

(i) that according to the Australian Institute of Health and Welfare, over 10% of the population have used ecstasy and 9% have used cocaine at least once in their lives – in the past 12 months, 2.2% of Australians have used ecstasy and 2.5% have used cocaine,

(ii) that research and evaluations of international pill testing initiatives demonstrates that pill testing services:

(A) link people with health services,

(B) give health services critical information about what has been consumed, and

(C) give people more information about what is in the pills that they are taking than they otherwise have access to,

(iii) the need for all parties and independent members of the Australian Parliament to join with the Australian Greens to support a comprehensive and realistic plan to implement pill testing, both at festivals and in the community, and

(iv) that the skills and expertise exist within the Australian medical and drug and alcohol communities to deliver pill testing services; and

(b) calls on the Federal Government to:

(i) develop and implement a pill testing policy before the summer festival season,

(ii) work with community groups and the Australian Capital Territory Government to implement existing models which demonstrably have worked and helped save lives, and

(iii) if the above action is not taken, to explain to the loved ones of people who have died or been injured their justification for not following the evidence and protecting people.

Statements by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston), Senator Chisholm, the Leader of Derryn Hinch’s Justice Party (Senator Hinch) and Senators Di Natale and Bernardi, by leave, made statements relating to the motion.

Question put.
The Senate divided—

AYES, 12

Senators—

Di Natale   Hanson-Young   Patrick   Steele-John
Faruqi      Leyonhjelm   Rice      Waters
Griff       McKim        Siewert*   Whish-Wilson

NOES, 37

Senators—

Abetz       Fawcett      Ketter    Pratt
Anning      Fierravanti-Wells Kitching  Reynolds
Bernardi    Fifield      McAllister Ruston
Brockman    Gallacher    McCarthy  Ryan
Burston     Georgiou     McGrath   Smith, David
Bushby      Hanson       Molan     Stoker
Chisholm    Hinckley     Moore     Urquhart*
Colbeck     Hume         O’Neill   Watt
Collins     Keneally     O’Sullivan Williams
Duniam

*Tellers

Question negatived.

22 Notice of motion withdrawn
The Minister for Communications and the Arts (Senator Fifield) withdrew business of the Senate notice of motion no. 2 standing in his name for today, proposing a reference to the Legal and Constitutional Affairs Legislation Committee.

23 RAAF Base Williamtown—Voluntary buybacks

Senator Burston, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1286—That the Senate—

(a) notes that:

(i) the Coalition Government has confirmed that they will not offer voluntary buybacks for the residents surrounding the RAAF base at Williamtown in New South Wales who are affected by PFAS contamination,

(ii) the Australian Labor Party (ALP) has also voted with the Coalition Government in the Senate against voluntary buybacks for the residents surrounding the RAAF base at Williamtown who are affected by PFAS contamination,

(iii) those residents affected by the PFAS contamination coming from the RAAF Base at Williamtown reside in the Federal electorate of Paterson, which is held by the ALP by more than 10% (considered a safe Labor seat),

(iv) the ALP recently promised $15 billion for their renewable energy policy, if elected at the next federal election, and

(v) the ALP promised $343.2 million of funding during the ‘super Saturday’ by-election campaigns earlier this year, including $25 million alone for an AFL team in Tasmania; and

(b) calls on the ALP to announce their official policy of voluntary buybacks for the residents surrounding the RAAF base at Williamtown who are affected by PFAS contamination before Christmas 2018.
Question put.

The Senate divided—

AYES, 18

Senators—

Anning
Bernardi
Burston*
Di Natale
Faruqi
Georgiou
Griff
Hanson
Hanson-Young
Hinch
Leyonhjelm
McKim
Patrick
Rice
Sievert
Steele-John
Waters
Whish-Wilson

NOES, 30

Senators—

Abetz
Brockman
Bushby
Carr
Chisholm
Colbeck
Collins
Duniam
Fawcett
Fierravanti-Wells
Fifield
Gallacher
Hume
Keneally
Ketter
Kitching
McAllister
McCarthy
Moore
O’Neill
O’Sullivan
Pratt
Reynolds
Ritchie
Ryan
Smith, David
Stoker
Urquhart*
Watt
Williams

* Tellers

Question negatived.

24 Newstart—Rate of payment

Senator Siewert, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1300—That the Senate—

(a) notes that:

(i) the buying power of Newstart has barely changed since 1994-95, while the buying power of the median household disposable income has increased 55% during the same period,

(ii) since 2006, successive governments have made cuts to income support for sole parents, moving them onto Newstart when their youngest child turns 8,

(iii) the Australian Council of Social Service and University of New South Wales Poverty in Australia 2018 report revealed that the poverty rate for people on Newstart has risen by 17% in the past 16 years, and

(iv) the cumulative effect of policy changes since 2006 has left sole parents still on Parenting Payment Single with two younger children nearly $85 a fortnight worse off; and

(b) calls on the Federal Government to increase Newstart and to reverse the policy changes that have left sole parents worse off.

Statement by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.

Question put.

The Senate divided—

AYES, 13

Senators—

Di Natale
Faruqi
Griff
Hanson-Young
Hinch
Rice
Siewert*
Steele-John
Waters
Whish-Wilson
NOES, 38

Senators—
Abetz Anning Bernardi Brockman Burston Bushby Carr Chisholm Colbeck Collins
Duniam Fawcett Fierravanti-Wells Gallacher Georgiou Gichuhi Hanson Hume Keneally Ketter
Kitching Leyonhjelm McAllister McCarthy Molan Moore O’Neill O’Sullivan
Pratt Reynolds Ruston Ryan Smith, David Stoker Urquhart* Watt Williams

* Tellers

Question negatived.

25 Adani Carmichael coal mine

Senator Waters, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1303—That the Senate agrees that the Adani Carmichael coal mine should not go ahead.

Statement by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.

Question put.
The Senate divided—

AYES, 10

Senators—
Di Natale Faruqi Hanson-Young McKim Rice Siewert*
Steele-John Storer Whish-Wilson
Waters

NOES, 40

Senators—
Abetz Anning Bernardi Brockman Burston Bushby Carr Chisholm Colbeck Collins
Duniam Fawcett Fierravanti-Wells Gallacher Georgiou Gichuhi Hanson Hinch
Keneally Ketter McAllister McCarthy McGrath Molan Moore O’Neill
Pratt Reynolds Ruston Ryan Smith, David Stokes Urquhart* Watt Williams

* Tellers

Question negatived.
26 **Community Affairs References Committee—Reference**  
Senator Urquhart, at the request of Senators Cameron and Siewert and pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 3—that the following matter be referred to the Community Affairs References Committee for inquiry and report by 31 March 2019:

ParentsNext, including its trial and subsequent broader rollout, with particular reference to:

(a) the aims of ParentsNext, and the extent to which those aims are appropriate, having regard to the interests of participating parents, their children, and the community;

(b) the design and implementation of ParentsNext, including, without limitation:

(i) the appropriateness of eligibility for compulsory and voluntary participation,

(ii) the protocol for providers’ conduct of Capability Interviews with participants,

(iii) the design of participation plans, including the range of economic and social participation requirements,

(iv) the selection of ParentsNext providers,

(v) the interaction between ParentsNext, business, education and training providers, and health, community and social services,

(vi) the effectiveness of the communication between:

(A) participants,

(B) the Department of Jobs and Small Business,

(C) Centrelink, and

(D) ParentsNext providers,

(vii) the measures, if any, in place to avoid causing risk or harm to vulnerable participants and their children, including participants and children who are victims and/or survivors of family violence,

(viii) the appropriateness of the aspects of the program specifically aimed at communities with high Aboriginal and Torres Strait Islander population, and the appropriateness of the broader program for Aboriginal and Torres Strait Islander parents outside target communities,

(ix) the effectiveness of the program in supporting the long-term wellbeing of parents and children, and the longer term skills and earning capacity of parents, and

(x) best practice pre-employment programs for parents;

(c) the appropriateness of the application of the Targeted Compliance Framework (TCF) to ParentsNext, and the impact of the TCF on participants;

(d) the oversight of ParentsNext, including:

(i) the oversight of determinations of non-compliance, and

(ii) the fairness and efficiency of any complaint handling processes, including protocols around changing providers; and

(e) any other related matters the committee considers relevant.

Question put and passed.
27 Disabled people—Violence, abuse and neglect—Establishment of Royal Commission

Senator Steele-John, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1287—that the Senate—

(a) notes that:

(i) 3 December 2018 was the International Day of Persons with Disabilities, and was an important moment to recognize the four million disabled Australians and the contribution they make to society,

(ii) for the first time, people with disability held their own National Awards for Disability Leadership,

(iii) despite the hard-won progress of the disability rights movement, disabled Australians continue to be subjected to discrimination and are routinely denied the right guaranteed to them under international law,

(iv) this discrimination creates and sustains the barriers to employment, education, transport and social and political participation experienced by disabled Australians, and most concerning manifests itself in the horrific violence, abuse and neglect to which they are subjected, and

(v) in a three-month period alone, from July to September 2018, over 184 incidents of abuse and neglect were reported to the NDIS Quality and Safeguards Commission; and

(b) calls on the Federal Government and the Opposition to support the immediate establishment of a royal commission to investigate violence, abuse and neglect of disabled people.

Statements by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston) and Senators Chisholm and Siewert, by leave, made statements relating to the motion.

Question put.

The Senate divided—

AYES, 33

Senators—

Bilyk
Brown
Burston
Cameron
Carr
Chisholm
Collins
Di Natale
Faruqi
Hinch
Hanson
Hanson-Young
Keneally
Kitching
McAllister
McKim

Gallacher
Griff
Hanson-Young
Keneally
Kitching
McAllister
McKim

Moore
O'Neill
Patrick
Polley
Pratt
Siewert
Singh

Smith, David
Steele-John
Sterle
Storer
Urquhart*
Watters
Whish-Wilson

NOES, 29

Senators—

Abetz
Anning
Bernardi
Brockman
Bushby*
Canavan
Colbeck
Duniam

Fawcett
Fierravanti-Wells
Georgiou
Gichuhi
Hanson
Hume

Leyonhjelm
Macdonald
McKenzie
Molan
O'Sullivan
Payne

Reynolds
Ruston
Ryan
Scullion
Seselja
Stoker
Williams

* Tellers

Question agreed to.
28 Aged care—Home care packages

Senator Urquhart, at the request of Senator Polley and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1292—
That the Senate—
(a) notes that:
   (i) the September 2018 home care package data released by the Morrison Government reveals that 126,732 older Australians are on a waitlist for a home care package,
   (ii) 69,086 older Australians are without any home care package, and
   (iii) the Morrison Government has, for the first time, completely omitted the home care package waitlist by total in the report released last week;
(b) calls on the Morrison Government to address the home care package waitlist as a matter of urgency, particularly the growing number of older Australians waiting without any package; and
(c) affirms that action by the Morrison Government is needed now, and it must deliver an appropriate response to address the growing home care package waitlist in this year’s Mid-Year Economic Fiscal Outlook.

Statement by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.
Question put and passed.

29 Australian Research Council research grants—Proposed national interest test

Senator Faruqi, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1294—That the Senate—
(a) notes that:
   (i) the new ‘National Interest Test’ for Australian Research Council research grants will allow the Government of the day to influence an independent research approval process,
   (ii) narrow political agendas should not be allowed to determine long-term research priorities, and
   (iii) the Australian Research Council already has a rigorous peer review process for assessing grant applications, and applicants are required to demonstrate the benefits and impact of their research; and
(b) calls on the Government to remove the ‘National Interest Test’ from research grants administered by the Australian Research Council.

Statements by leave: Senator Carr, the Assistant Minister for International Development and the Pacific (Senator Ruston) and Senator Faruqi, by leave, made statements relating to the motion.
Question put.
The Senate divided—

**AYES, 31**

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**NOES, 29**

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* Tellers

Question agreed to.

30 **Free trade agreements—Order for production of documents—Failure to comply—Explanation**

The Leader of Pauline Hanson’s One Nation (Senator Hanson), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1295—

(1) That the Senate—

(a) notes paragraph (c) of procedural order of continuing effect no. 20, which requires the full text of proposed bilateral and multilateral agreements be laid on the table by the Minister representing the Minister for Trade (now the Minister for Trade, Tourism and Investment) at least 14 days before signing;

(b) notes the failure of the Government to comply with the order prior to Australia signing the Comprehensive and Progressive Agreement for Trans-Pacific Partnership (TPP11 Agreement);

(c) insists that the Government comply with the order, so Australians can consider the text of the Indonesia-Australia Comprehensive Economic Partnership Agreement, and all other proposed agreements, prior to the Executive signing the agreement; and

(d) requires that the Minister for Trade, Tourism and Investment (Senator Birmingham) attend the Senate on Wednesday, 5 December 2018, prior to government business being called on, to explain why the Minister has not complied with procedural order no. 20.

(2) That at the conclusion of the Minister’s explanation, any senator may, without notice, move a motion to take note of the Minister’s explanation.
(3) That any motion under paragraph (2) may be debated for no longer than 1 hour, and have precedence over all government business until determined, and senators may speak to the motion for not more than 10 minutes.

Question put and passed.

31 Adani Carmichael mine project

Senator McGrath, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1297—That the Senate—

(a) recognises:

(i) the Liberal-National Coalition Government’s enduring support for investment in central and north Queensland,

(ii) the Liberal-National Coalition Government’s unmatched support for the creation of jobs and new opportunities in central and north Queensland,

(iii) the Liberal-National Coalition Government’s support for Adani’s Carmichael mine project, and

(iv) that in the previous financial year, the resources sector contributed $62.9 billion to Queensland’s economy and was responsible for more than 54,000 full-time jobs;

(b) further recognises that the Adani Carmichael mine project is overwhelmingly supported by the Wangan and Jagalingou people, the Traditional Owners;

(c) notes that it was announced on 29 November 2018 that Adani’s Carmichael mine project would proceed; and

(d) welcomes the jobs and prosperity that this project will bring to the people of central and north Queensland.

Statement by leave: Senator Waters, by leave, made a statement relating to the motion. Question put.

The Senate divided—

AYES, 29

Senators—

Abetz                      Duniam                  Hume                          Reynolds
Anning                    Fawcett                  Leyonhjelm                    Ruston
Bernardi                  Fierravanti-Wells       McGrath                      Ryan
Brockman                  Fifield                  McKenzie                    Scullion
Burston                   Georgiou                 Molan                        Seselja
Bushby*                   Gichuhi                  O’Sullivan                    Stoker
Canavan                   Hanson                   Payne                        Williams
Colbeck

NOES, 29

Senators—

Bilyk                     Hanson-Young             O’Neill                       Steele-John
Brown                     Hinch                    Polley                       Sterle
Cameron                   Kitching                 Pratt                        Storer
Carr                      Lines                    Rice                         Urquhart*
Collins                   McAllister               Stiewart                     Waters
Di Natale                 McKim                   Singh                        Watt
Faruq                     Moore                    Smith, David                 Whish-Wilson
Gallacher

* Tellers

The ayes and noes were equal and so the question was negatived.
32 East Coast Inshore Fin-Fish Fishery—Export approval—Conditions

Senator Whish-Wilson amended general business notice of motion no. 1298 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that:

(i) the East Coast Inshore Fin-Fish Fishery (ECIFFF) is Queensland’s largest fishery, running adjacent to the entire east coast,

(ii) the Great Barrier Reef Marine Park Authority’s most recent outlook report (2014) identifies the management of the ECIFFF by the Queensland Government as a risk to the reef’s ecosystem and heritage values, particularly through the taking of predators, and the bycatching of endangered wildlife, such as snubfin dolphins and dugongs,

(iii) the Queensland Government’s Sustainable Fisheries Strategy 2017-27 outlines its commitment to the reform of fisheries management,

(iv) the Minister for the Environment is considering the ecological sustainability of the ECIFFF for export approval,

(v) scalloped hammerhead sharks were recently listed as Conservation Dependent, following advice from the Threatened Species Scientific Committee (TSSC), but are still being taken from the ECIFFF, and

(vi) the TSSC recommended that scalloped hammerhead sharks be landed with fins attached, as is the case in Commonwealth, South Australian, New South Wales, Victorian and Tasmanian managed fisheries; and

(b) calls on the Minister for the Environment to ensure that strong, time-bound conditions are attached to the accreditation of the ECIFFF for export approval, including:

(i) a requirement to ensure an independent observer and monitoring program is implemented,

(ii) analysis of high conservation values to snubfin dolphins and dugongs, and implementation of area closures to reduce bycatch following the principles of adaptive management (noting that work is ongoing in regard to real-time tracking of dolphins and dugongs in an effort to reduce bycatch), and

(iii) a requirement for scalloped hammerhead sharks to be landed with fins attached.

Statement by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.

Question put.

The Senate divided—

AYES, 32

Senators—

- Bilyk
- Brown
- Burston
- Cameron
- Carr
- Collins
- Di Natale
- Faruqi
- Gallacher
- Griff
- Hanson-Young
- Hinch
- Kitching
- Lines
- McAllister
- McKim
- Moore
- O’Neill
- Patrick
- Polley
- Pratt
- Rice
- Siewert
- Singh
- Smith, David
- Steele-John
- Sterle
- Storer
- Urquhart
- Waters
- Watt
- Whish-Wilson

* Urquhart is a new Senator.
33 United Nations Convention on Biological Diversity

Senator Hanson-Young amended general business notice of motion no. 1301 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that:

(i) the 14th United Nations Convention on Biological Diversity Conference of the Parties (the Conference) took place in Egypt from 13 to 29 November 2018,

(ii) the United Nations report to the Conference demonstrated that Australia is failing to meet international targets, especially in parts of the country where land clearing and habitat destruction are widespread,

(iii) the World Wildlife Fund also issued a report, as part of the Conference, that placed Australia amongst the worst performers on biodiversity in a group of 100 nations, and

(iv) the Conference called on governments to scale up investments in nature and people towards 2020 and beyond, and to accelerate action to achieve Aichi Biodiversity Targets by 2020; and

(b) calls on the Government to heed the recommendations of the Conference.

Statement by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.

Question put.

The Senate divided—

AYES, 32

Senators—

Bilyk Galagher Moore Smith, David
Brown Griff O’Neill Steele-John
Burston Hanson-Young Patrick Sterle
Cameron Hinch Polley Storer
Carr Kitching Pratt Urquhart*
Collins Lines Rice Waters
Di Natale McAllister Stewart Watt
Faruqi McKim Singh Whish-Wilson

* Tellers
Adani Carmichael mine—Departmental investigation—Order for production of documents

The Leader of the Australian Greens (Senator Di Natale), also on behalf of Senator Waters, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1302—that there be laid on the table by the Minister representing the Minister for the Environment, on 6 December 2018, documents relating to the Department of the Environment and Energy (the Department) investigation into alleged breaches by the Adani Corporation at its Carmichael mine site, including:

(a) records of any site inspection, including any photographs or videos taken;
(b) any brief of evidence prepared to enable the Department to conclude its investigation;
(c) any advice sought and received on the scope of the definition of ‘mining operations’;
(d) any correspondence between the Department and Adani;
(e) any matters of national environmental significance plan/s for the management of direct and indirect impacts of mining operations on the Doongmabulla Spring Complex or Black-throated Finch; and
(f) any correspondence between the office of the Minister for the Environment and the Department.

Statement by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.

Question put.

The Senate divided—

AYES, 29

Senators—

Bilyk  Griff  O’Neill  Smith, David
Brown  Hanson-Young  Patrick  Steele-John
Cameron  Kitching  Polley  Sterle
Collins  Lanes  Pratt  Uqubart
Di Natale  McAllister  Rice  Waters
Faruq  McKim  Siewert  Watt
Gallacher  Moore  Singh  Whish-Wilson
NOES, 27

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* Tellers

Question agreed to.

35 Violence against women

Senator Waters, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1304—That the Senate—

(a) notes that:

(i) since 17 October 2018, when Senator Waters started moving motions acknowledging the number of women killed by violence between sittings of the Senate, 16 women have died by violence in Australia; it is very welcome, but sadly unusual, that there has been no report of a woman killed by violence since the Senate last sat one week ago,
(ii) in 2018 so far, 63 women have been killed by violence in Australia — 9 more than the previous year already, as reported by Counting Dead Women Australia from Destroy The Joint,
(iii) on average, one woman a week is murdered by her current or former partner,
(iv) 1 in 3 Australian women has experienced physical violence since the age of 15,
(v) 1 in 5 Australian women has experienced sexual violence,
(vi) 1 in 6 Australian women has experienced physical or sexual violence by a current or former partner,
(vii) 1 in 4 Australian women has experienced emotional abuse by a current or former partner,
(viii) Australian women are nearly three times more likely than men to experience violence from an intimate partner,
(ix) there is growing evidence that women with disabilities are more likely to experience violence,
(x) Aboriginal and Torres Strait Islander women report experiencing violence in the previous 12 months at 3.1 times the rate of non-Indigenous women, and
(xi) in 2014-15, Indigenous women were 32 times as likely to be hospitalised due to family violence as non-Indigenous women; and

(b) calls on the Federal Government to:

(i) recognise domestic violence against women as a national security crisis,
(ii) adequately fund frontline domestic violence and crisis housing services to ensure that all women seeking safety can access these services when and where they need them,
(iii) legislate for 10 days paid domestic violence leave, so that women do not have to choose between paying the bills and seeking safety, and
(iv) implement all 25 recommendations of the report of the Finance and Public Administration References Committee into domestic violence in Australia, tabled on 20 August 2015.

Statement by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.

Question put and passed.

36 Long-haul live sheep exports—Phase-out

Senator Patrick, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1291—

(1) That the Senate calls on the Federal Government to legislate to phase out long-haul live sheep exports.

(2) That this resolution be communicated to the House of Representatives for concurrence.

Statements by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston) and Senators Faruqi and Chisholm, by leave, made statements relating to the motion.

Question put.

The Senate divided—

AYES, 31

Senators—

Bilyk Griff O’Neill Steele-John
Brown Hanson-Young Patrick Sterle
Carr Kitching Pratt Urquhart*
Collins Lines Rice Watts
Di Natale McAllister Siewert Watt
Faruqi McKim Singh Whish-Wilson
Gallacher Moore Smith, David

NOES, 27

Senators—

Abetz Colbeck Leyonhjelm Ruston
Anning Duniam McGrath Ryan
Bernardi Fawcett McKenzie Scullion
Brockman Fierravanti-Wells Molan Seselja
Burston Fifield O’Sullivan Stoker
Bushby* Gichuhi Payne Williams
Canavan Hume Reynolds

* Tellers

Question agreed to.

37 Queensland—Abortion laws

Motion determined as not formal: Senator Anning, also on behalf of Senators Stoker and O’Sullivan, requested that general business notice of motion no. 1283 standing in their names for today, relating to Queensland abortion laws, be taken as formal. An objection was raised and the motion was not proceeded with as a formal motion.

Proposed suspension of standing orders: Senator Anning, pursuant to contingent notice, moved—that so much of the standing orders be suspended as would prevent the motion being moved immediately and determined without amendment or debate.

Question put.
The Senate divided—

AYES, 15

Senators—

Abetz
Anning
Bernardi
Burston
Bushby*
Canavan
Duniam
Fawcett
Fierravanti-Wells
Macdonald
McGrath
Molan
O’Sullivan
Stoker
Williams

NOES, 38

Senators—

Bilyk
Birmingham
Brown
Cameron
Carr
Chisholm
Collins
Di Natale
Faruqi
Fifield
Gallacher
Griff
Hanson-Young
Hinch
Hume
Kitching
Linces
McAllister
McKim
Moore
Patrick
Payne
Polley
Pratt
Reynolds
Rice
Ruston
Ryan
Siewert
Singh
Smith, David
Steele-John
Sterle
Storer
Urquhart*
Waters
Watt
Whish-Wilson

* Tellers

Question negatived.

Statements by leave: Senators Anning and Chisholm, by leave, made statements relating to the motion.

Leave refused: The Leader of Derryn Hinch’s Justice Party (Senator Hinch) and Senator Waters sought leave to make statements relating to the motion. Objections were raised and leave was not granted.

38 Paris Climate Accord

Senator Bernardi, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1284—That the Senate—

(a) notes the commencement of the United Nations Climate Change Conference in Katowice, Poland, that is critical to financing the Green Climate Fund (the Fund) that aims to spend US$100 billion per year by 2020;

(b) commends the Morrison Government for rejecting the latest request for additional Australian taxpayer contribution to the Fund; and

(c) calls on the Federal Government to follow the example of the United States of America and other nations and withdraw from the Paris Climate Accord.

Statement by leave: The Assistant Minister for International Development and the Pacific (Senator Ruston), by leave, made a statement relating to the motion.

Question put.

The Senate divided—

AYES, 4

Senators—

Anning
Bernardi*
Burston
O’Sullivan
39 Urgency motion—Coal exports
The President informed the Senate that the following proposed motion submitted by Senator McKim under standing order 75 had been selected for discussion today—
That, in the opinion of the Senate, the following is a matter of urgency:
Australia’s coal exports, which are one of the most significant contributors to climate change globally.
The proposal was supported by four senators.
Senator Waters, at the request of Senator McKim, moved the motion.
Debate ensued.
Question put.
The Senate divided—

A YES, 10

Senators—

Di Natale McKim Steele-John Waters
Faruqi Rice Storer Whish-Wilson
Hanson-Young Siewert*

NOES, 33

Senators—

Abetz Georgiou McCarthy Seselja
Bilyk Hanson McGrath Smith, Dean
Brockman Hinch Molan Sterle
Bushby Hume Moore Stoker
Colbeck Keneally O’Neill Urquhart*
Duniam Leyonhjelm Pratt Watt
Fawcett Lines Reynolds Williams
Fierravanti-Wells MacDonald Scullion Wong
Gallacher

* Tellers

Question negatived.

40 Committee reports and government responses—Tabling and consideration
The Chair of the Select Committee on Stillbirth Research and Education (Senator McCarthy) tabled the following report and documents:

Stillbirth Research and Education—Select Committee—Report, dated December 2018, Hansard record of proceedings, documents presented to the committee, additional information and submissions.
Senator McCarthy moved—That the Senate take note of the report. Debate ensued. Debate adjourned till the next day of sitting, Senator Bilyk in continuation.

Senator Dean Smith, at the request of the Chair of the Finance and Public Administration Legislation Committee (Senator Paterson), tabled the following document:


Senator Dean Smith, on behalf of the Joint Standing Committee on the National Broadband Network, tabled the following document:

National Broadband Network—Joint Standing Committee—2nd report of the 45th Parliament—The rollout of the NBN in rural and regional areas—Corrigendum.

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


Pursuant to order, the Chair of the Community Affairs References Committee (Senator Siewert) tabled the following report and documents:

Community Affairs References Committee—Accessibility and quality of mental health services in rural and remote Australia—Report, dated December 2018, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

Senator Siewert moved—That the Senate take note of the report. Debate ensued. Debate adjourned till the next day of sitting, Senator O’Neill in continuation.

Pursuant to order, the Chair of the Economics References Committee (Senator Ketter) tabled the following report and documents:

Economics References Committee—Non-conforming building products: The need for a coherent and robust regulatory regime—Report, dated December 2018, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

Senator Ketter moved—That the Senate take note of the report. Debate adjourned till the next day of sitting, Senator Ketter in continuation.
The Chair of the Foreign Affairs, Defence and Trade References Committee (Senator Gallacher) tabled the following report and documents:

Foreign Affairs, Defence and Trade References Committee—Use of the Quinoline anti-malarial drugs Mefloquine and Tafenoquine in the Australian Defence Force—Report, dated December 2018, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

Senator Gallacher moved—That the Senate take note of the report.

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

41 Regional telecommunications review—Ministerial statement—Documents

The Minister for Regional Services, Sport, Local Government and Decentralisation (Senator McKenzie) tabled the following documents:

Regional Telecommunications Independent Review Committee—Regional telecommunications review 2018—Getting it right out there.

Tabling of the 2018 regional telecommunications review report—Ministerial statement by the Minister for Regional Services, Sport, Local Government and Decentralisation (Senator McKenzie), dated 4 December 2018.

Senator McKenzie moved—That the Senate take note of the documents.

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

42 Notice

Senator Ketter, by leave and at the request of Senator Polley, gave a notice of motion as follows: To move on the next day of sitting—That the Senate—

(a) notes that:
   (i) there are more than 436,000 Australians living with dementia, with around 244 diagnosed with dementia each day,
   (ii) without a medical breakthrough, the number of people living with dementia is projected to increase to 590,000 in just 10 years and almost 1.1 million by 2058, and
   (iii) dementia is the leading cause of death for Australian women, and within the next five years will be the leading cause of death for all Australians;

(b) acknowledges:
   (i) the estimated 1.5 million Australians involved in the care of someone living with dementia who are often unrecognised or acknowledged for their tireless work,
   (ii) that people living with dementia, their families and carers are significantly lonelier than the general public, and
   (iii) that while Christmas represents joy and happiness for many of us, it can also be a very lonely, confusing and stressful time for those living with dementia and their carers; and

(c) urges all levels of Government:
   (i) to remind those in their community to be mindful and patient if working in retail or other services, and
   (ii) to continue raising awareness of dementia so that people living with dementia and their families are better supported and included in their communities. (general business notice of motion no. 1324)
Adjournment
The Acting Deputy President (Senator Duniam) proposed the question—That the Senate do now adjourn.
Debate ensued.
The Senate adjourned at 8.54 pm till Wednesday, 5 December 2018 at 9.30 am.

Attendance
Present, all senators except Senators Marshall*, Martin*, Paterson* and Sinodinos* (*on leave).

RICHARD PYE
Clerk of the Senate

Published by authority of the Senate