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

2 VACANCY IN THE REPRESENTATION OF NEW SOUTH WALES—CHOICE OF DEBORAH O’NEILL
The President informed the Senate that he had received, through the Governor-General, from the Governor of New South Wales, the certificate of the choice by the Parliament of New South Wales of Deborah O’Neill to fill the vacancy caused by the resignation of Senator Bob Carr in respect of his term ending on 30 June 2014.

The President tabled the certificate as follows:

Office of the Governor
Sydney 2000

Wednesday, 13 November 2013
Her Excellency the Honourable Ms Quentin Bryce AC CVO
Governor-General of the Commonwealth of Australia
Government House
YARRALUMLA ACT 2600

Your Excellency,

I have the honour to inform Your Excellency that, at a Joint Sitting of the two Houses of the Legislature of New South Wales held on 13 November 2013, in accordance with the provisions of section 15 of the Commonwealth of Australia Constitution Act, Ms Deborah O’Neill was duly chosen as the person to hold the place in the Senate rendered vacant by the resignation of Senator the Honourable Bob Carr.

It is noted that following the provision of advice from the Solicitor General of New South Wales, the appointment of Ms O’Neill is only in reference to the place in the Senate which expires on 30 June 2014.

A subsequent Joint Sitting of the New South Wales Parliament will be required to fill the vacancy which will commence on 1 July 2014.

Yours sincerely
Professor Marie R Bashir AC CVO
Governor of New South Wales.

Senator sworn: Senator O’Neill, pursuant to the Constitution of the Commonwealth of Australia, then made and subscribed the oath of allegiance at the table.

3 IMMIGRATION—ASYLUM SEEKERS—MINISTERIAL BRIEFINGS AND CORRESPONDENCE—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS
The Assistant Minister for Immigration and Border Protection (Senator Cash) tabled the following documents:

Immigration—Asylum seekers—Ministerial briefings and correspondence—Documents responding to the order of the Senate of 14 November 2013.
4 **GOVERNOR-GENERAL’S OPENING SPEECH—ADDRESS-IN-REPLY**

Order of the day read for the adjourned debate on the motion of Senator Ruston—That the address-in-reply be agreed to (see entry no. 8, 13 November 2013). Debate resumed.

*At 2 pm:* Debate was interrupted while Senator Whish-Wilson was speaking.

5 **QUESTIONS**

Questions without notice were answered.

6 **MOTION TO TAKE NOTE OF ANSWERS**

The Leader of the Opposition in the Senate (Senator Wong) moved—That the Senate take note of the answers given by the Minister for Employment (Senator Abetz) and the Minister for Human Services (Senator Payne) to questions without notice asked by Opposition senators today relating to schools funding. Debate ensued. Question put and passed.

7 **PETITIONS**

The following 2 petitions, lodged with the Clerk by the senators indicated, were received:

- Senator Collins, from 548 petitioners, requesting that the Senate reinstate gold as a reserve asset for the Australian banking system and repatriate gold reserves to Australia.
- Senator Ronaldson, from 7 petitioners, requesting that the Senate oppose any change in the design or colour of the Australian national flag.

8 **NOTICES**

*Notices of motion:*

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

(a) notes that:

(i) Australia and other donors are due to announce their 3-year pledges to the Global Fund to fight AIDS, TB and Malaria at the replenishment meeting being held in Washington DC on the morning of 4 December 2013 (AEST),
(ii) the Global Fund is seeking a total of $15 billion to build on progress in bringing an end to AIDS, TB and malaria,
(iii) President Joyce Banda of the Republic of Malawi has stated that nations like Malawi need countries like Australia to offer strong support for the Global Fund to succeed and that Global Fund investments have saved an estimated 9 million lives worldwide,
(iv) the Global Alliance for Vaccines and Immunisation (GAVI) is committed to saving children’s lives and is on track to immunise 500 million children by 2015, and
(v) at the GAVI Pledging Conference in June 2011 the Australian Government increased Australia’s commitment from $60 million over 3 years to $200 million for the period 2011 to 2013, of which $52.5 million remains outstanding; and
calls on the Federal Government to:

(i) commit $375 million to the Global Fund for the period 2014 to 2016, and

(ii) complete its current pledge and increase investments in GAVI to $75 million in both 2014 and 2015. (general business notice of motion no. 29)

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

(a) notes:

(i) needs-based funding, where money is distributed equitably according to need, is essential to ensuring all students can access high-quality education,

(ii) that disadvantage occurs in all sectors of schooling, but is concentrated in government schools,

(iii) the discredited SES funding model was responsible for increasing inequity, and

(iv) the Government made a clear pre-election commitment to maintain the reformed school funding model from 1 January 2014 for 4 years, with the same funding envelope; and

(b) recognises that, in reneging on its pre-election commitment, the Government will perpetuate and worsen the inequities at the heart of the schooling system, which needs-based funding reform had the only chance of reversing. (general business notice of motion no. 30)

Senators Hanson-Young and Carr: To move on the next day of sitting—That the Senate—

(a) notes:

(i) the failure of the Minister representing the Minister for Immigration and Border Protection (Senator Cash) to comply with the order of the Senate of 14 November 2013 by noon on 18 November 2013, and

(ii) that tabling publically available information such as transcripts and operational updates is a failure to comply with the order, and that tabling of other publically available information would still represent a failure to comply with this order;

(b) orders the Minister representing the Minister for Immigration and Border Protection (Senator Cash) to comply with the order by 5 pm on Wednesday, 4 December 2013; and

(c) does not accept the claims of public interest immunity made by the Minister in respect of the documents ordered by the Senate to be tabled, or the grounds for making these claims. (general business notice of motion no. 31)

Senator Hanson-Young: To move five sitting days after today—That the Senate calls on the Government to give parents of newborn babies detained in immigration detention unrestricted access to their children. (general business notice of motion no. 32)
Senator Hanson-Young: To move two sitting days after today—That the Senate—

(a) instructs the Legal and Constitutional Affairs Legislation Committee to reconvene for the consideration of supplementary estimates on Friday, 6 December 2013, from 9 am to 5 pm, to hear further evidence from the Assistant Minister for Immigration and Border Protection (Senator Cash) and relevant officers concerning ‘on water operations’ to appear before the committee to give evidence; and

(b) directs the Minister to ensure that relevant officers from the Department of Immigration and Border Protection and officers of Operation Sovereign Borders, including Lieutenant General Angus Campbell, appear before the committee for that purpose. (general business notice of motion no. 33)

The Chair of the Rural and Regional Affairs and Transport References Committee (Senator Sterle): To move on the next day of sitting—That the Rural and Regional Affairs and Transport References Committee be authorised to meet during the sittings of the Senate for private briefings, as follows:

(a) on Monday, 9 December 2013, from 10 am; and

(b) on Tuesday, 10 December 2013, from 4 pm. (general business notice of motion no. 34)

The Assistant Minister for Social Services (Senator Fifield): To move on the next day of sitting—That the days of meeting of the Senate for 2014 be as follows:

**Autumn sittings:**
- Tuesday, 11 February to Thursday, 13 February
- Monday, 3 March to Thursday, 6 March
- Monday, 17 March to Thursday, 20 March
- Monday, 24 March to Thursday, 27 March

**Budget sittings:**
- Tuesday, 13 May to Thursday, 15 May

**Winter sittings:**
- Monday, 16 June to Thursday, 19 June
- Monday, 23 June to Thursday, 26 June
- Monday, 7 July to Thursday, 10 July
- Monday, 14 July to Thursday, 17 July

**Spring sittings:**
- Tuesday, 26 August to Thursday, 28 August
- Monday, 1 September to Thursday, 4 September
- Monday, 22 September to Thursday, 25 September
- Tuesday, 30 September to Thursday, 2 October

**Spring sittings (2):**
- Monday, 27 October to Thursday, 30 October

**Spring sittings (3):**
- Monday, 24 November to Thursday, 27 November
- Monday, 1 December to Thursday, 4 December.

The Assistant Minister for Social Services (Senator Fifield): To move on the next day of sitting—That consideration of the business before the Senate on Wednesday, 4 December 2013, be interrupted at approximately 5 pm, but not so as to interrupt a senator speaking, to enable Senator O’Neill to make her first speech without any question before the chair.
Senator Ludlam: To move on the next day of sitting—That there be laid on the table by the Minister representing the Minister for Communications, no later than noon on Monday, 9 December 2013, the Strategic Review of the rollout of the National Broadband Network conducted by NBN Co and due to be provided to the Government on Monday, 2 December 2013. (general business notice of motion no. 35)

Senators Smith and Pratt: To move on the next day of sitting—That the Senate—

(a) notes that 1 December 2013 is World AIDS Day;
(b) recognises that:
   (i) more than 35 million people now live with HIV/AIDS worldwide, and almost 10 per cent of these are under the age of 15,
   (ii) every day nearly 6 300 people contract HIV, nearly 262 every hour,
   (iii) in Australia in 2012 there were 25 000 people living with HIV and 1 253 new diagnoses of HIV infection, a 10 per cent increase from previous years,
   (iv) in 2012, 1.6 million people died from AIDS-related illnesses,
   (v) in some communities HIV rates are as high as 40 per cent,
   (vi) since the beginning of the epidemic in the 1980s, more than 75 million people have been infected with HIV and nearly 36 million have died of AIDS-related illnesses,
   (vii) there are now outstanding antiviral treatments available to people living with HIV, and
   (viii) although a lot of work has been done and many medical advances have been made, there is no cure and no vaccine, so a lot of research and work still needs to be done before we see the end of HIV;
(c) acknowledges that:
   (i) in July 2014, Melbourne will host the 20th International AIDS Conference (AIDS 2014),
   (ii) the conference will bring together 14 000 delegates from around 200 countries, which will be the largest medical conference ever held in Australia, and
   (iii) the conference will be chaired by Nobel Laureate, Professor Francoise Barre-Sinoussi, and Professor Sharon Lewin; and
(d) calls on the Parliament to:
   (i) continue Australia’s strong commitment to an enduring effective partnership between government, scientists and the community to meet the needs of people living with HIV,
   (ii) continue Australia’s strong commitment to medical health and research, and
   (iii) foster and cultivate Australia’s medical health and research community and researchers to ensure we stay at the forefront of all aspects of treatment, care and research in HIV. (general business notice of motion no. 36)
The Chairman of the Standing Committee on Regulations and Ordinances (Senator Edwards): To move 15 sitting days after today—

No. 1—That the Veterans’ Entitlements (Actuarial Certificate—Life Expectancy Income Stream Guidelines) Determination 2013, made under subsection 5JB(1C), paragraph 5JB(1A)(b) and subsection 5JB(5) of the Veterans’ Entitlements Act 1986, be disallowed.

No. 2—That the Veterans’ Entitlements (Actuarial Certificate—Lifetime Income Stream Guidelines) Determination 2013, made under subsection 5JA(1B), paragraph 5JA(1)(b) and subsection 5JA(6) of the Veterans’ Entitlements Act 1986, be disallowed.

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

(1) That so much of standing orders be suspended as would prevent this resolution having effect.

(2) That the Fair Trade (Australian Standards) Bill 2013 be restored to the Notice Paper and that consideration of the bill resume at the stage reached in the 43rd Parliament. (general business notice of motion no. 37)

The Assistant Minister for Immigration and Border Protection (Senator Cash): To move on the next day of sitting—That the Senate—

(a) notes:

(i) that 25 November is observed as White Ribbon Day,

(ii) that White Ribbon Day aims to reduce and prevent violence against women and raise awareness of the issue in all Australian communities,

(iii) that the White Ribbon organisation is the world’s largest male-led movement to end men’s violence against women, and

(iv) the Coalition’s commitment to increase funding to the White Ribbon campaign by $1 million over 4 years; and

(b) acknowledges:

(i) that partner violence is the most common type of violence against women, affecting 30 per cent of women worldwide,

(ii) that women are most at risk of violence in the home and from men they know, and young women are at greater risk of violence than older women,

(iii) that, in the past year, between 5 and 10 per cent of Australian women experienced at least one incident of physical and/or sexual violence by a man, and

(iv) the men and the members and senators that swear the White Ribbon Oath: ‘I swear never to commit, excuse or remain silent about violence against women’.

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

(a) notes that:

(i) political donations for the 2013 federal election made on or after 1 July 2013 will not be made public until 1 February 2015,

(ii) political donations under $12 400 do not have to be disclosed by parties or candidates to the Australian Electoral Commission, and

(iii) this higher disclosure threshold level means the public is not aware of the details of a large number of political donations received by political parties; and
(b) calls for:
   (i) a donation disclosure threshold of $1 000,
   (ii) a ban on overseas donations,
   (iii) a $50 cap on anonymous donations,
   (iv) donations to different branches of a political party to be accumulated and treated as donations to the same party in order to stop political parties minimising their disclosure obligations by donation splitting,
   (v) 6-monthly disclosure of donations and political expenditure, and
   (vi) online disclosure of donations over $1 000 in the 3 months prior to an election or from when the election is called. (general business notice of motion no. 38)

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

(1) That so much of standing orders be suspended as would prevent this resolution having effect.

(2) That the Poker Machine Harm Reduction ($1 Bets and Other Measures) Bill 2012 [2013] be restored to the Notice Paper and that consideration of the bill resume at the stage reached in the 43rd Parliament. (general business notice of motion no. 39)

Senators Siewert, Boyce and Moore and the Assistant Minister for Social Services (Senator Fifield): To move on the next day of sitting—That the Senate—

(a) acknowledges that 3 December 2013 marks the 21st anniversary of the International Day of Persons with Disability;

(b) congratulates the following winners of the National Disability Awards;
   (i) Ms Ann Procter (Duffy, Australian Capital Territory) and Mr John Moxon (Northmead, New South Wales), recipients of the Lesley Hall Award for Lifetime Achievement in Disability,
   (ii) Mr Huy Nguyen (Victoria), recipient of the Emerging Leaders Award in Disability,
   (iii) Western Desert Dialysis (Alice Springs, Northern Territory), recipient of the Excellence in Accessible Communities Award,
   (iv) Penrith City Council (Penrith, New South Wales), recipient of the Excellence in Improving Social Participation Award,
   (v) Mr Robert Pask (Bentleigh East, Victoria), recipient of the Excellence in Advocacy and Rights Promotion Award,
   (vi) ABLE Employee Action Group and Westpac Group’s Diversity and Flexibility Team (National), recipient of the Excellence in Improving Employment Opportunities Award,
   (vii) Hear for You (National), recipient of the Excellence in Improving Personal and Community Support Award,
   (viii) Down Syndrome Victoria (Fitzroy, Victoria), recipient of the Excellence in Improving Education Outcomes Award,
   (ix) Ms Susan Race (St Albans, Victoria), recipient of the Excellence in Improving Health and Wellbeing Outcomes Award,
   (x) The Project, Network Ten (Victoria), recipient of the Yooralla Media Award of Distinction, and
   (xi) Ms Lesley Hall, recipient of the Prime Minister’s Awards for Outstanding Achievement;
(c) joins with all Australians, including those with disability, in celebrating the many advances that have been made to improve the lives of those with disability and their families;

(d) acknowledges the important role that so many organisations and individuals play in supporting and advocating for people living with a disability; and

(e) acknowledges that much remains to be done to remove the barriers to employment, education and full community participation of people with disability. (*general business notice of motion no. 40*)

*Notice of motion withdrawn:* Senator Siewert withdrew business of the Senate notice of motion no. 2 standing in her name for today, proposing a reference to the Rural and Regional Affairs and Transport References Committee.

9 **PRIVATE SENATORS’ BILLS—CONSIDERATION**

The Assistant Minister for Social Services (Senator Fifield) moved—That, subject to restoration to the *Notice Paper*, the following bills be considered on Thursday, 5 December 2013 under the temporary order relating to the consideration of private senators’ bills:

- Poker Machine Harm Reduction ($1 Bets and Other Measures) Bill 2012 [2013].
- Fair Trade (Australian Standards) Bill 2013.

Question put and passed.

10 **POSTPONEMENTS**

The following items of business were postponed:

- Business of the Senate notices of motion nos 3 and 4 standing in the name of the Leader of the Opposition in the Senate (Senator Wong) for today, proposing references to the Education and Employment References Committee, postponed till 3 December 2013.
- General business notice of motion no. 20 standing in the name of the Leader of the Australian Greens (Senator Milne) for today, proposing a reference to the Joint Standing Committee on Electoral Matters, postponed till 3 December 2013.
- General business notice of motion no. 22 standing in the name of Senator Whish-Wilson for today, proposing an order for the production of documents by the Minister representing the Minister for Trade and Investment, postponed till 3 December 2013.
- General business notice of motion no. 28 standing in the name of Senator Hanson-Young for 3 December 2013, proposing the introduction of the Marriage Equality Amendment Bill 2013, postponed till 5 December 2013.

11 **FOREIGN AFFAIRS—RUSSIA—ARREST OF PERSONS FROM THE ARCTIC SUNRISE**

The Leader of the Australian Greens (Senator Milne) amended general business notice of motion no. 21 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) supports the right to free assembly and peaceful protest;

(b) notes:

(i) with deep concern Russia’s disproportionate charges of hooliganism against two journalists and 28 crew of the Greenpeace vessel *Arctic Sunrise* (the Arctic 30) who were peacefully protesting against oil drilling in the Pechora Sea, and
(ii) the International Tribunal for the Law of the Sea’s binding ruling which orders the release of the Arctic 30 following payment of a bank guarantee by the Government of the Netherlands to allow them to leave the territory and maritime areas under the jurisdiction of the Russian Federation; and

(c) urges the Prime Minister (Mr Abbott) and Minister for Foreign Affairs (Ms Bishop) to be in continuous, direct contact with the Russian Government to urge it to abide by the tribunal’s ruling and help ensure that Australian citizen Colin Russell and the other 29 individuals no longer face these disproportionate charges and are permitted to return to their homes.

Statement by leave: The Assistant Minister for Social Services (Senator Fifield), by leave, made a statement relating to the motion.

Question put and passed.

12 TRANSPORT—EAST WEST LINK—ORDER FOR PRODUCTION OF DOCUMENTS

Senator Di Natale, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 27—That there be laid on the table by noon on Wednesday, 11 December 2013, by Infrastructure Australia or the Infrastructure Coordinator, all documents in relation to the East West Link project provided to Infrastructure Australia by the Victorian Government, in particular, but not restricted to, the full business case.

Question put and passed.

13 PRIVILEGES—STANDING COMMITTEE—STANDING ORDER 18—AMENDMENT

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. 5—That standing order 18 establishing the Committee of Privileges be amended as follows with immediate effect:

(a) in paragraph (1), omit “7”, substitute “8”; and

(b) omit paragraph (3), substitute:

(3) The committee shall consist of 8 senators, 4 nominated by the Leader of the Government in the Senate, 3 nominated by the Leader of the Opposition in the Senate and 1 nominated by a minority party and independent senators.

Question put.

The Senate divided—

AYES, 38

Senators—

Bilyk
Cameron
Carr
Collins
Conroy
Dastyari
Di Natale
Farrell
Faulkner
Furner
Gallacher
Hanson-Young
Hogg
Lines
Ludlam
Ludwig
Lundy
McDigan
McEwen
McLucas
Milne
Moore
O’Neill
Peris
Polley
Pratt
Rhiannon
Siewert
Singh
Stephens
Sterle
Thorp
Tillem
Usquhart (Teller)
Waters
Whish-Wilson
Wright
Xenophon
14 URGENCY MOTION—EDUCATION—SCHOOLS FUNDING

The Deputy President (Senator Parry) informed the Senate that the President had received a letter from Senator Moore advising that today she intended to move—that, in the opinion of the Senate, the following is a matter of urgency:

Given the pre-election promises made by the Coalition to support the Better Schools Program and its public statements committing to a ‘unity ticket’ on the Better Schools Program, the need for the Government to honour its pre-election promises to avoid the dire consequences for equity, improvement of achievement and opportunity in Australia if the Government does not keep those promises.

The proposal was supported by four senators.

Senator Carr, at the request of Senator Moore, moved the motion.

Debate ensued.

Question put and passed.

15 TRANSPORT—AVIATION—MINISTERIAL STATEMENT—DOCUMENTS

The Assistant Minister for Social Services (Senator Fifield) tabled the following documents:

Transport—Aviation—Australian Government’s aviation safety regulation review—Ministerial statement by the Deputy Prime Minister and Minister for Infrastructure and Regional Development (Mr Truss), dated 14 November 2013, and attachment.

Senator Sterle, by leave, moved—That the Senate take note of the documents.

Debate ensued.

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

16 IMMIGRATION—ASYLUM SEEKERS—MINISTERIAL BRIEFINGS AND CORRESPONDENCE—ORDER FOR PRODUCTION OF DOCUMENTS—STATEMENT BY LEAVE

Senator Moore, by leave, made a statement relating to the documents tabled by the Assistant Minister for Immigration and Border Protection (Senator Cash) earlier today (see entry no. 3).

17 GOVERNMENT DOCUMENTS

The Acting Deputy President (Senator Stephens) tabled the following documents received on the dates indicated:

AAF Company—Report for 2012-13. [Received 22 November 2013]
Aged Care Act 1997—Report for 2012-13 on the operation of the Act. [Received 28 November 2013]

Australian Health Practitioner Regulation Agency (AHPRA)—Report for 2012-13. [Received 27 November 2013]

Gene Technology Regulator—Quarterly report for the period 1 April to 30 June 2013. [Received 27 November 2013]

18 IMMIGRATION—ASYLUM SEEKERS—MINISTERIAL BRIEFINGS AND CORRESPONDENCE—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS

The Acting Deputy President (Senator Stephens) tabled the following documents received on 18 November 2013:

Immigration—Asylum seekers—Ministerial briefings and correspondence—Letter from the Minister for Immigration and Border Protection (Mr Morrison) to the Chair of the Legal and Constitutional Affairs Legislation Committee (Senator Macdonald) responding to the order of the Senate of 14 November 2013 and raising public interest immunity claims, dated 18 November 2013 and attachments.

19 INDEXED LISTS OF DEPARTMENTAL AND AGENCY FILES—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENTS

Pursuant to the order of the Senate of 30 May 1996, as amended, the Acting Deputy President (Senator Stephens) tabled the following documents received on the dates indicated:

Indexed lists of departmental and agency files for the period 1 January to 30 June 2013—Statements of compliance—
Australian Public Service Commission. [Received 28 November 2013]

Immigration and Citizenship portfolio. [Received 19 November 2013]

Industry, Innovation, Climate Change, Science, Research and Tertiary Education portfolio. [Received 21 November 2013]

20 DEPARTMENTAL AND AGENCY APPOINTMENTS AND VACANCIES—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENT

Pursuant to the order of the Senate of 24 June 2008, as amended, the Acting Deputy President (Senator Stephens) tabled the following document received on 19 November 2013:

Departmental and agency appointments and vacancies—Budget (Supplementary) estimates—Letter of advice—Department of Social Services.

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

Pursuant to the order of the Senate of 24 June 2008, the Acting Deputy President (Senator Stephens) tabled the following documents received on the dates indicated:

Departmental and agency grants—Budget (Supplementary) estimates—Letters of advice—
Department of the Prime Minister and Cabinet. [Received 21 November 2013]

Foreign Affairs and Trade portfolio. [Received 21 November 2013]

Social Services portfolio. [Received 19 November 2013]
22 **COURT OF DISPUTED RETURNS—ELECTION PETITION—DOCUMENTS**

The Acting Deputy President (Senator Stephens) tabled the following documents:

*Court of Disputed Returns—Election petition—Australian Electoral Commission v Johnston & Ors,* received from the Chief Executive and Principal Registrar of the High Court of Australia, dated 15 November 2013 and accompanying letter, dated 18 November 2013.

23 **ACCESS TO COMMITTEE DOCUMENTS—DOCUMENT**

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


24 **EDUCATION AND EMPLOYMENT REFERENCES COMMITTEE—MATTER REFERRED TO COMMITTEE IN PREVIOUS PARLIAMENT**

The Chair of the Education and Employment References Committee (Senator Lines) tabled the following report:

The committee met and considered the reference which the committee commenced during the 43rd Parliament but for which, due to the timing of the election and prorogation of parliament, the committee was unable to make a substantive report.

The committee has resolved to **recommend** to the Senate that the following inquiry of the 43rd Parliament be re-referred with the same terms of reference, and granting the current committee access to all inquiry submissions and documents of the preceding committee, so that the committee can complete and table a comprehensive report on the findings of the committee:

*Inquiry into the effectiveness of the National Assessment Program – Literacy and Numeracy with a reporting date of the last sitting day in March 2014.*

Senator Sue Lines
Chair.

Senator Lines, by leave, moved—That the report be adopted.

Debate ensued.

Question put and passed.

25 **RURAL AND REGIONAL AFFAIRS AND TRANSPORT REFERENCES COMMITTEE—ADDITIONAL INFORMATION—BEEF IMPORTS INTO AUSTRALIA**

The Chair of the Rural and Regional Affairs and Transport References Committee (Senator Sterle) tabled the following documents:

*Rural and Regional Affairs and Transport References Committee—Report—Beef imports into Australia—Hansard record of proceedings, documents presented to the committee, additional information and submissions.*

Senator Sterle, by leave, moved—That the Senate take note of the documents.

Question put and passed.
26 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.]

Acts Interpretation Act 1901—Subsection 34C(6)—Statements relating to extensions of time for presentation of periodic reports—Reports for 2012-13—
   AAF Company.
   Northern Land Council.
   Royal Australian Navy Central Canteens Board (RANCCB).
   Tiwi Land Council.
   Wreck Bay Aboriginal Community Council and Wreck Bay Enterprises Limited.

Aged Care Act 1997—
   Aged Care (Residential Care Subsidy – Homeless Supplement Amount) Determination 2013 [F2013L01984].
   Residential Care Subsidy Amendment (Homeless Supplement) Principle 2013 [F2013L01981].

Australian Meat and Live-stock Industry Act 1997—
   Australian Meat and Live-stock Industry (Beef Export to the USA—Quota Year 2014) Order 2013 [F2013L01966].

Australian Prudential Regulation Authority Act 1998—Australian Prudential Regulation Authority (confidentiality) determination No. 22 of 2013 [F2013L01983].

Australian Securities and Investments Commission Act 2001 and Corporations Act 2001—
   Amendments to Australian Auditing Standards – November 2013—ASA 2013-2 [F2013L01939].
   Using the Work of Internal Auditors – November 2013—ASA 610 [F2013L01938].

Broadcasting Services Act 1992—Broadcasting Services (Primary Commercial Television Broadcasting Service) Amendment Declaration 2013 (No. 3) [F2013L01999].


Civil Aviation Act 1988—
   Civil Aviation Legislation Amendment (Flight Crew Licensing Suite) Regulation 2013—Select Legislative Instrument 2013 No. 254 [F2013L01976].
   Civil Aviation Safety Regulations 1998—
      Australian Technical Standard Order C1007a — flight data recorder interface unit [F2013L01941].
Centre Wing to Outboard Wing Attachment Joints—
  AD/PZL/5 Amdt 1 [F2013L01942].
  AD/PZL/5 Amdt 2 [F2013L01967].
Connecting Rods—AD/CON/63 Amdt 2 [F2013L01930].
Landing Gear – Interruption of Retraction Sequence—AD/A320/14 Amdt 1 [F2013L01928].
Powerplant Fire Detection System – Installation—AD/CESSNA 400/86 Amdt 2 [F2013L01958].
Revocations of Airworthiness Directives—
  CASA ADCX 023/13 [F2013L01944].
  CASA ADCX 024/13 [F2013L01957].
Standby Generator Control Unit (GCU)—AD/A320/7 Amdt 1 [F2013L01929].


Commissioner of Taxation—Public Rulings—
  Class Rulings CR 2013/83 CR 2013/90.
  Taxation Determination TD 2013/22.

Corporations Act 2001—

ASIC Class Orders—
  CO 13/1406 [F2013L01986].
  CO 13/1409 [F2013L01987].
  CO 13/1410 [F2013L01988].
  CO 13/1411 [F2013L01989].
  CO 13/1412 [F2013L01990].
  CO 13/1413 [F2013L01991].
  CO 13/1420 [F2013L01943].
  CO 13/1473 [F2013L01992].

ASIC Market Integrity Rules (Competition in Exchange Markets) 2011—ASIC Class Rule Waivers—
  CW 13/1448 [F2013L01961].
  CW 13/1479 [F2013L01959].


Currency Act 1965—Currency (Royal Australian Mint) Determination 2013 (No. 5) [F2013L01960].

Customs Act 1901—Customs Amendment (Record Keeping Requirements and Other Measures) Regulation 2013—Select Legislative Instrument 2013 No. 251 [F2013L01968].

Environment Protection and Biodiversity Conservation Act 1999—
Amendment of List of Exempt Native Specimens – Coral Sea Fishery (deletion) (19 November 2013)—EPBC303DC/SFS/2013/54 [F2013L01951].
Amendment of List of Exempt Native Specimens – Coral Sea Fishery (inclusion) (19 November 2013)—EPBC303DC/SFS/2013/55 [F2013L01950].
Amendment of List of Exempt Native Specimens – Hippopus hippopus (horse’s hoof clam) (19 November 2013)—EPBC303DC/SFS/2013/58 [F2013L01998].
Amendment of List of Exempt Native Specimens – Pilbara Fish Trawl Interim Managed Fishery (19 November 2013)—EPBC303DC/SFS/2013/56 [F2013L01997].
Amendment of List of Exempt Native Specimens – Queensland East Coast Otter Trawl Fishery (deletion) (26 November 2013)—EPBC303DC/SFS/2013/53 [F2013L02003].
Amendment of List of Exempt Native Specimens – Queensland East Coast Otter Trawl Fishery (inclusion) (26 November 2013)—EPBC303DC/SFS/2013/61 [F2013L02004].
Amendment of List of Exempt Native Specimens – Queensland Gulf of Carpentaria Line Fishery (deletion) (26 November 2013)—EPBC303DC/SFS/2013/60 [F2013L02000].
Amendment of List of Exempt Native Specimens – Torres Strait Tropical Rock Lobster Fishery (13 November 2013)—EPBC303DC/SFS/2013/57 [F2013L01956].


Fisheries Management Act 1991—Heard Island and McDonald Islands Fishery Management Plan 2002—Heard Island and McDonald Islands Fishery Total Allowable Catch Determination 2013 [F2013L01996].


Health Insurance Act 1973—
Health Insurance (Diagnostic Imaging Services Table) Regulation 2013—Select Legislative Instrument 2013 No. 247 [F2013L01979].
Health Insurance (General Medical Services Table) Regulation 2013—Select Legislative Instrument 2013 No. 248 [F2013L01980].
Health Insurance Legislation Amendment (Various Measures) Regulation 2013—Select Legislative Instrument 2013 No. 250 [F2013L01982].
Health Insurance (Pathology Services Table) Regulation 2013—Select Legislative Instrument 2013 No. 249 [F2013L01978].
Higher Education Support Act 2003—
Higher Education Provider Approval No. 6 of 2013 [F2013L01985].

VET Provider Approvals—
No. 4 of 2013 [F2013L01931].
No. 64 of 2013 [F2013L01932].
No. 65 of 2013 [F2013L01934].
No. 66 of 2013 [F2013L01935].
No. 67 of 2013 [F2013L01936].
No. 68 of 2013 [F2013L01948].
No. 69 of 2013 [F2013L01946].
No. 70 of 2013 [F2013L01993].
No. 72 of 2013 [F2013L02005].

Migration Act 1958—
Migration Amendment (Internet Applications and Related Matters) Regulation 2013—Select Legislative Instrument 2013 No. 252 [F2013L01962].
Migration Amendment (Visa Application Charge and Related Matters No. 2) Regulation 2013—Select Legislative Instrument 2013 No. 253 [F2013L01963].
Migration Regulations 1994—Visas Attracting a Non-Internet Application Charge—IMMI 13/145 [F2013L01937].
Specified Period in Which Labour Market Testing Must be Undertaken—IMMI 13/136 [F2013L01953].

National Health Act 1953—
National Health (Concession or entitlement card fee) Amendment Determination 2013 (No. 1)—PB 86 of 2013 [F2013L01955].
National Health (Paraplegic and Quadriplegic Program) Special Arrangement Amendment Instrument 2013 (No. 3)—PB 87 of 2013 [F2013L01947].
National Health (Price and Special Patient Contribution) Amendment Determination 2013 (No. 7)—PB 75 of 2013 [F2013L02007].

Radiocommunications Act 1992—
Radiocommunications (Spectrum Access Charges — 2.3 GHz Band) Determination 2013 [F2013L01994].
Radiocommunications (Spectrum Access Charges — 1800 MHz Band) Determination 2013 (No. 1) [F2013L02006].
Radiocommunications (Spectrum Access Charges — 1800 MHz Band) Determination 2013 (No. 2) [F2013L01995].

Social Security Act 1991—
Social Security (Disaster Recovery Allowance) (Prescribed payments) Determination 2013 [F2013L01964].
Social Security (Disaster Recovery Allowance) (Rate calculator) Determination 2013 [F2013L01971].

Taxation Administration Act 1953—

Additional method of working out the amount of monthly instalment liabilities in accordance with the Taxation Administration Act 1953 [F2013L01933].

 Provision of further time for lodgment of the 2013 Minerals Resource Rent Tax (MRRT) Return – Low volume non-payers’ Instrument (No. 1) 2013 [F2013L01940].


Therapeutic Goods Act 1989—

 Therapeutic Goods (Listing) Notice 2013 (No. 3) [F2013L01921].
 Therapeutic Goods (Listing) Notice 2013 (No. 4) [F2013L01922].
 Therapeutic Goods (Listing) Notice 2013 (No. 5) [F2013L01924].
 Therapeutic Goods (Listing) Notice 2013 (No. 6) [F2013L01925].


27 Committee Membership

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

The Assistant Minister for Social Services (Senator Fifield), by leave, moved—that senators be discharged from and appointed to committees as follows:

 Australian Commission for Law Enforcement Integrity—Joint Statutory Committee—
 Appointed—Senators Edwards and Parry

Constitutional Recognition of Aboriginal and Torres Strait Islander Peoples—Joint Select Committee—
 Appointed—Senators McKenzie and Ruston

Corporations and Financial Services—Joint Statutory Committee—
 Appointed—Senators Bushby and Fawcett

Education and Employment Legislation Committee—
 Discharged—Senator Smith
 Appointed—Senator Kroger

Electoral Matters—Joint Standing Committee—
 Appointed—Senators Kroger and Ruston

Environment and Communications Legislation Committee—
 Appointed—
 Substitute member: Senator Whish-Wilson to replace Senator Waters for the committee’s inquiry into Australia Post on 6 December 2013
 Participating member: Senator Waters

Foreign Affairs, Defence and Trade—Joint Standing Committee—
 Appointed—Senators Eggleston, Fawcett, Kroger, Macdonald and Parry

Law Enforcement—Joint Statutory Committee—
 Appointed—Senators Edwards and Parry
Migration—Joint Standing Committee—
Appointed—Senators Edwards and Williams

National Broadband Network—Select Committee—
Appointed—
Senators Ruston, Seselja, and Smith

National Capital and External Territories—Joint Standing Committee—
Appointed—Senator Seselja

National Disability Insurance Scheme—Joint Standing Committee—
Appointed—Senators McKenzie, Seselja and Smith

Parliamentary Library—Joint Standing Committee—
Appointed—Senators Boswell, Seselja and Williams

Treaties—Joint Standing Committee—
Appointed—Senators Fawcett, Kroger and Smith.

Question put and passed.

28 COMMONWEALTH INSCRIBED STOCK AMENDMENT BILL 2013
A message from the House of Representatives was reported disagreeing to the amendment made by the Senate to the following bill:

On the motion of the Assistant Minister for Social Services (Senator Fifield) consideration of the message in committee of the whole was made an order of the day for the next day of sitting.

29 CLEAN ENERGY LEGISLATION (CARBON TAX REPEAL) BILL 2013
OZONE PROTECTION AND SYNTHETIC GREENHOUSE GAS (IMPORT LEVY) AMENDMENT (CARBON TAX REPEAL) BILL 2013
OZONE PROTECTION AND SYNTHETIC GREENHOUSE GAS (IMPORT LEVY) (TRANSITIONAL PROVISIONS) BILL 2013
OZONE PROTECTION AND SYNTHETIC GREENHOUSE GAS (MANUFACTURE LEVY) AMENDMENT (CARBON TAX REPEAL) BILL 2013
TRUE-UP SHORTFALL LEVY (GENERAL) (CARBON TAX REPEAL) BILL 2013
TRUE-UP SHORTFALL LEVY (EXCISE) (CARBON TAX REPEAL) BILL 2013
CLIMATE CHANGE AUTHORITY (ABOLITION) BILL 2013
CUSTOMS TARIFF AMENDMENT (CARBON TAX REPEAL) BILL 2013
EXCISE TARIFF AMENDMENT (CARBON TAX REPEAL) BILL 2013
CLEAN ENERGY (INCOME TAX RATES AND OTHER AMENDMENTS) BILL 2013
CLEAN ENERGY FINANCE CORPORATION (ABOLITION) BILL 2013

Messages from the House of Representatives were reported transmitting for the concurrence of the Senate the following bills:
Message no. 4, dated 21 November 2013—A Bill for an Act to repeal the Clean Energy Act 2011, and for other purposes.

Message no. 8, dated 21 November 2013—A Bill for an Act to provide for a limited exemption from the carbon charge component of levy imposed on the import of synthetic greenhouse gases by the Ozone Protection and Synthetic Greenhouse Gas (Import Levy) Act 1995, and for related purposes.


Message no. 6, dated 21 November 2013—A Bill for an Act to impose a levy on true-up shortfalls under the Clean Energy Legislation (Carbon Tax Repeal) Act 2013, so far as that levy is neither a duty of customs nor a duty of excise.

Message no. 5, dated 21 November 2013—A Bill for an Act to impose a levy on true-up shortfalls under the Clean Energy Legislation (Carbon Tax Repeal) Act 2013, so far as that levy is a duty of excise.

Message no. 14, dated 21 November 2013—A Bill for an Act to abolish the Climate Change Authority, and for other purposes.


Message no. 10, dated 21 November 2013—A Bill for an Act to amend the law relating to excise tariffs, and for related purposes.

Message no. 13, dated 21 November 2013—A Bill for an Act to amend the law relating to taxation, and for related purposes.

Message no. 12, dated 21 November 2013—A Bill for an Act to abolish the Clean Energy Finance Corporation, and for other purposes.

The Assistant Minister for Social Services (Senator Fifield) moved—that these bills may proceed without formalities, may be taken together and be now read a first time.

The Leader of the Opposition in the Senate (Senator Wong) requested that the motion be divided—

Question—that these bills may proceed without formalities—put and passed.

Question—that these bills may be taken together—debated.

Question put.

The Senate divided—

AYES, 27

Senators—

Bernardi
Birmingham
Boyce
Bushby (Teller)
Cash
Colbeck
Edwards

Eggleston
Fawcett
Fierravanti-Wells
Fifield
Heffernan
Johnston
Kroger

Macdonald
Mason
McKenzie
Parry
Payne
Ronaldson
Ruston

Ryan
Scullion
Seselja
Sinodinos
Smith
Williams
NOES, 37

Senators—

Bilyk Hogg O’Neill Tillem
Cameron Lines Peris Urquhart
Carr Ladlam Polley Waters
Conroy Ladwig Pratt Whish-Wilson
Dastyari Lundy Rhiannon Wong
Di Natale Madigan Siewert Wright
Farrell McEwen (Teller) Singh Xenophon
Furner McLucas Stephens
Gallacher Milne Sterle
Hanson-Young Moore Thorp

Question negatived.

CLEAN ENERGY LEGISLATION (CARBON TAX REPEAL) BILL 2013—

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

Bill read a first time.

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

On the motion of Senator Fifield the debate was adjourned.

Senator Fifield moved—That the resumption of the debate be made an order of the day for a later hour.

Senator Wong moved the following amendment:

At the end of the motion, add “but the orders of the day for the resumption of the second reading debate on the Clean Energy Finance Corporation (Abolition) Bill 2013 and, subsequently, the Climate Change Authority (Abolition) Bill 2013 have precedence over this bill and the other related bills until determined”.

Debate ensued.

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 37

Senators—

Bilyk Hogg O’Neill Tillem
Cameron Lines Peris Urquhart
Carr Ladlam Polley Waters
Conroy Ladwig Pratt Whish-Wilson
Dastyari Lundy Rhiannon Wong
Di Natale Madigan Siewert Wright
Farrell McEwen (Teller) Singh Xenophon
Furner McLucas Stephens
Gallacher Milne Sterle
Hanson-Young Moore Thorp

NOES, 27

Senators—

Bernardi Eggleston Macdonald Ryan
Birmingham Fawcett Mason Scullion
Boyece Ferrarvanti-Wells McKenzie Seselja
Boyce Fifield Parry Sinodinos
Bushby (Teller) Heffernan Payne Smith
Cash Johnston Ronaldson Williams
Colbeck Kroger
Edwards

Question agreed to.

Main question, as amended, put and passed.
OZONE PROTECTION AND SYNTHETIC GREENHOUSE GAS (IMPORT LEVY) AMENDMENT (CARBON TAX REPEAL) BILL 2013—
Question—That this bill be now read a first time—put and passed.
Bill read a first time.
Senator Fifield moved—That this bill be now read a second time.
On the motion of Senator Fifield the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

OZONE PROTECTION AND SYNTHETIC GREENHOUSE GAS (IMPORT LEVY) (TRANSITIONAL PROVISIONS) BILL 2013—
Question—That this bill be now read a first time—put and passed.
Bill read a first time.
Senator Fifield moved—That this bill be now read a second time.
On the motion of Senator Fifield the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

OZONE PROTECTION AND SYNTHETIC GREENHOUSE GAS (MANUFACTURE LEVY) AMENDMENT (CARBON TAX REPEAL) BILL 2013—
Question—That this bill be now read a first time—put and passed.
Bill read a first time.
Senator Fifield moved—That this bill be now read a second time.
On the motion of Senator Fifield the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

TRUE-UP SHORTFALL LEVY (GENERAL) (CARBON TAX REPEAL) BILL 2013—
Question—That this bill be now read a first time—put and passed.
Bill read a first time.
Senator Fifield moved—That this bill be now read a second time.
On the motion of Senator Fifield the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

TRUE-UP SHORTFALL LEVY (EXCISE) (CARBON TAX REPEAL) BILL 2013—
Question—That this bill be now read a first time—put and passed.
Bill read a first time.
Senator Fifield moved—That this bill be now read a second time.
On the motion of Senator Fifield the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

CLIMATE CHANGE AUTHORITY (ABOLITION) BILL 2013—
Question—That this bill be now read a first time—put and passed.
Bill read a first time.
Senator Fifield moved—That this bill be now read a second time.
On the motion of Senator Fifield the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

CUSTOMS TARIFF AMENDMENT (CARBON TAX REPEAL) BILL 2013—
Question—That this bill be now read a first time—put and passed.
Bill read a first time.
Senator Fifield moved—That this bill be now read a second time.
On the motion of Senator Fifield the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

**Excise Tariff Amendment (Carbon Tax Repeal) Bill 2013**—
Question—That this bill be now read a first time—put and passed.
Bill read a first time.
Senator Fifield moved—That this bill be now read a second time.
On the motion of Senator Fifield the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

**Clean Energy (Income Tax Rates and Other Amendments) Bill 2013**—
Question—That this bill be now read a first time—put and passed.
Bill read a first time.
Senator Fifield moved—That this bill be now read a second time.
On the motion of Senator Fifield the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

**Clean Energy Finance Corporation (Abolition) Bill 2013**—
Question—That this bill be now read a first time—put and passed.
Bill read a first time.
Senator Fifield moved—That this bill be now read a second time.
On the motion of Senator Fifield the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

**Minerals Resource Rent Tax Repeal and Other Measures Bill 2013**
A message from the House of Representatives was reported transmitting for the concurrence of the Senate the following bill:

Message no. 3, dated 21 November 2013—A Bill for an Act to amend the law relating to taxation, superannuation, social security and family assistance, and for other purposes.

The Assistant Minister for Social Services (Senator Fifield) 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 Fifield moved—That this bill be now read a second time.
On the motion of Senator Fifield the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

**Joint Committees—Appointment**
Messages from the House of Representatives were reported relating to the appointment of joint committees, as follows:

Message no. 15, dated 28 November 2013—Parliamentary Joint Committee on Law Enforcement
Message no. 16, dated 28 November 2013—Parliamentary Joint Committee on the Australian Commission for Law Enforcement Integrity
Message no. 17, dated 28 November 2013—Parliamentary Joint Committee on Human Rights
Message no. 18, dated 28 November 2013—Parliamentary Joint Committee on Corporations and Financial Services
Message no. 19, dated 28 November 2013—Joint Standing Committee on the National Capital and External Territories
Message no. 20, dated 28 November 2013—Joint Standing Committee on Treaties
Message no. 21, dated 28 November 2013—Joint Standing Committee on Migration
Message no. 22, dated 28 November 2013—Joint Standing Committee on the Parliamentary Library
Message no. 23, dated 28 November 2013—Joint Standing Committee on Foreign Affairs, Defence and Trade
Message no. 24, dated 28 November 2013—Joint Standing Committee on Electoral Matters
Message no. 25, dated 28 November 2013—Joint Standing Committee on the National Disability Insurance Scheme
Message no. 26, dated 28 November 2013—Joint Select Committee on Constitutional Recognition of Aboriginal and Torres Strait Islander Peoples
Message no. 27, dated 28 November 2013—Joint Select Committee on Northern Australia,

and transmitting for the concurrence of the Senate the following resolutions:

**Parliamentary Joint Committee on Law Enforcement**

That in accordance with section 5 of the *Parliamentary Joint Committee on Law Enforcement Act 2010*, matters relating to the powers and proceedings of the Parliamentary Joint Committee on Law Enforcement shall be as follows:

(a) the committee consist of 10 members, 3 Members of the House of Representatives to be nominated by the Government Whip or Whips, 2 Members of the House of Representatives to be nominated by the Opposition Whip or Whips or by any minority group or independent Member, 2 Senators to be nominated by the Leader of the Government in the Senate, 2 Senators to be nominated by the Leader of the Opposition in the Senate and 1 Senator to be nominated by any minority group or independent Senator;

(b) every nomination of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives;

(c) the committee elect:

   (i) a Government member as its chair; and

   (ii) a non-Government member as its deputy chair who shall act as chair of the committee at any time when the chair is not present at a meeting of the committee;

(d) at any time when the chair and deputy chair are not present at a meeting of the committee the members present shall elect another member to act as chair at that meeting;

(e) in the event of an equally divided vote, the chair, or the deputy chair when acting as chair, have a casting vote;
(f) three members of the committee constitute a quorum of the committee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(g) the committee:
   (i) have power to appoint subcommittees consisting of three or more of its members and to refer to any subcommittee any matter which the committee is empowered to examine; and
   (ii) appoint the chair of each subcommittee who shall have a casting vote only;

(h) at any time when the chair of a subcommittee is not present at a meeting of the subcommittee the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;

(i) two members of a subcommittee include a quorum of that subcommittee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(j) members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;

(k) the committee or any subcommittee have power to:
   (i) call for witnesses to attend and for documents to be produced;
   (ii) conduct proceedings in any place it sees fit;
   (iii) sit in public or in private;
   (iv) report from time to time; and
   (v) adjourn from time to time and sit during any adjournment of the Senate and the House of Representatives;

(l) the committee or any subcommittee have power to consider and make use of the evidence and records of the Joint Committees on the National Crime Authority, the Australian Crime Commission and Law Enforcement appointed during previous Parliaments;

(m) in carrying out its duties, the committee or any subcommittee ensure that the operational methods and results of investigations of law enforcement agencies, as far as possible, be protected from disclosure where that would be against the public interest; and

(n) the provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.
Parliamentary Joint Committee on the Australian Commission for Law Enforcement Integrity

That in accordance with sections 213 and 214 of the Law Enforcement Integrity Commissioner Act 2006, matters relating to the powers and proceedings of the Parliamentary Joint Committee on the Australian Commission for Law Enforcement Integrity shall be as follows:

(a) the committee consist of 10 members, 3 Members of the House of Representatives to be nominated by the Government Whip or Whips, 2 Members of the House of Representatives to be nominated by the Opposition Whip or Whips or by any minority group or independent Member, 2 Senators to be nominated by the Leader of the Government in the Senate, 2 Senators to be nominated by the Leader of the Opposition in the Senate and 1 Senator to be nominated by any minority group or independent Senator;

(b) every nomination of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives;

(c) the committee elect a:

(i) Government member as its chair; and

(ii) non-Government member as its deputy chair who shall act as chair of the committee at any time when the chair is not present at a meeting of the committee;

(d) at any time when the chair and deputy chair are not present at a meeting of the committee the members present shall elect another member to act as chair at that meeting;

(e) in the event of an equally divided vote, the chair, or the deputy chair when acting as chair, have a casting vote;

(f) three members of the committee constitute a quorum of the committee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(g) the committee:

(i) have power to appoint subcommittees consisting of three or more of its members and to refer to any subcommittee any matter which the committee is empowered to examine; and

(ii) appoint the chair of each subcommittee who shall have a casting vote only;

(h) at any time when the chair of a subcommittee is not present at a meeting of the subcommittee the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;

(i) two members of a subcommittee constitute a quorum of that subcommittee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(j) members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;

(k) the committee or any subcommittee have power to:

(i) call for witnesses to attend and for documents to be produced;

(ii) conduct proceedings at any place it sees fit;
(iii) sit in public or in private;
(iv) report from time to time; and
(v) adjourn from time to time and sit during any adjournment of the Senate
and the House of Representatives;
(l) the committee or any subcommittee have power to consider and make use of
the evidence and records of the Joint Committees on the Australian
Commission for Law Enforcement Integrity appointed during previous
Parliaments;
(m) in carrying out its duties, the committee or any subcommittee ensure that the
operational methods and results of investigations of law enforcement agencies,
as far as possible, be protected from disclosure where that would be against the
public interest; and
(n) the provisions of this resolution, so far as they are inconsistent with the
standing orders, have effect notwithstanding anything contained in the standing
orders.

Parliamentary Joint Committee on Human Rights
That, in accordance with section 6 of the Human Rights (Parliamentary Scrutiny) Act
2011, matters relating to the powers and proceedings of the Parliamentary Joint
Committee on Human Rights shall be as follows:

(a) the committee consist of 10 members, 3 Members of the House of
Representatives to be nominated by the Government Whip, 2 Members of the
House of Representatives to be nominated by the Opposition Whip or by any
minority group or independent Member, 2 Senators to be nominated by the
Leader of the Government in the Senate, 2 Senators to be nominated by the
Leader of the Opposition in the Senate and 1
Senator to be nominated by any
minority group or independent Senator;
(b) every nomination of a member of the committee be notified in writing to the
President of the Senate and the Speaker of the House of Representatives;
(c) the committee elect a:
    (i) Government member as its chair; and
    (ii) non-Government member as its deputy chair who shall act as chair of
    the committee at any time when the chair is not present at a meeting of
    the committee;
(d) at any time when the chair and deputy chair are not present at a meeting of the
committee the members present shall elect another member to act as chair at
that meeting;
(e) in the event of an equally divided vote, the chair, or the deputy chair when
acting as chair, have a casting vote;
(f) three members of the committee constitute a quorum of the committee,
provided that in a deliberative meeting the quorum shall include one
Government member of either House and one non-Government member of
either House;
(g) the committee:
    (i) have power to appoint subcommittees consisting of three or more of its
members, and to refer to any subcommittee any matter which the
committee is empowered to examine; and
    (ii) appoint the chair of each subcommittee who shall have a casting vote
only;
(h) at any time when the chair of a subcommittee is not present at a meeting of the subcommittee the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;

(i) two members of a subcommittee constitute a quorum of that subcommittee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(j) members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;

(k) the committee or any subcommittee have power to:

(i) call for witnesses to attend and for documents to be produced;
(ii) conduct proceedings at any place it sees fit;
(iii) sit in public or in private;
(iv) report from time to time; and
(v) adjourn from time to time and sit during any adjournment of the Senate and the House of Representatives;

(l) the committee or any subcommittee have power to consider and make use of the evidence and records of the Joint Committee on Human Rights appointed during the previous Parliament;

(m) the committee may appoint counsel to advise the committee with the approval of the President of the Senate and the Speaker of the House of Representatives; and

(n) the provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.

Parliamentary Joint Committee on Corporations and Financial Services

That in accordance with section 242 of the Australian Securities and Investments Commission Act 2001, matters relating to the powers and proceedings of the Parliamentary Joint Committee on Corporations and Financial Services shall be as follows:

(a) the committee consist of 10 members, 3 Members of the House of Representatives to be nominated by the Government Whip or Whips, 2 Members of the House of Representatives to be nominated by the Opposition Whip or Whips or by any minority group or independent Member, 2 Senators to be nominated by the Leader of the Government in the Senate, 2 Senators to be nominated by the Leader of the Opposition in the Senate and 1 Senator to be nominated by any minority group or independent Senator;

(b) every nomination of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives;

(c) the committee elect a:

(i) Government member as its chair; and
(ii) non-Government member as its deputy chair who shall act as chair of the committee at any time when the chair is not present at a meeting of the committee;

(d) at any time when the chair and deputy chair are not present at a meeting of the committee the members present shall elect another member to act as chair at that meeting;
(e) in the event of an equally divided vote, the chair, or the deputy chair when acting as chair, have a casting vote;

(f) three members of the committee constitute a quorum of the committee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(g) the committee:
   (i) have power to appoint subcommittees consisting of three or more of its members and to refer to any subcommittee any matter which the committee is empowered to examine; and
   (ii) appoint the chair of each subcommittee who shall have a casting vote only;

(h) at any time when the chair of a subcommittee is not present at a meeting of the subcommittee the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;

(i) two members of a subcommittee constitute a quorum of that subcommittee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(j) members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;

(k) the committee or any subcommittee have power to:
   (i) call for witnesses to attend and for documents to be produced;
   (ii) conduct proceedings at any place it sees fit;
   (iii) sit in public or in private;
   (iv) report from time to time; and
   (v) adjourn from time to time and sit during any adjournment of the Senate and the House of Representatives;

(l) the committee or any subcommittee have power to consider and make use of the evidence and records of the Joint Committees on Corporations and Financial Services and Corporations and Securities appointed during previous Parliaments; and

(m) the provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.

Joint Standing Committee on the National Capital and External Territories

That:

(1) a Joint Standing Committee on the National Capital and External Territories be appointed to inquire into and report on:

   (a) matters coming within the terms of section 5 of the Parliament Act 1974 as may be referred to it by:
      (i) either House of the Parliament; or
      (ii) the Minister responsible for administering the Parliament Act 1974; or
      (iii) the President of the Senate and the Speaker of the House of Representatives;
(b) such other matters relating to the Parliamentary Zone as may be referred to it by the President of the Senate and the Speaker of the House of Representatives;

(c) such amendments to the National Capital Plan as are referred to it by a Minister responsible for administering the Australian Capital Territory (Planning and Land Management) Act 1988;

(d) such other matters relating to the National Capital as may be referred to it by:
   (i) either House of the Parliament; or
   (ii) the Minister responsible for administering the Australian Capital Territory (Self-Government) Act 1988; and

(e) such matters relating to Australia’s territories as may be referred to it by:
   (i) either House of the Parliament; or
   (ii) the Minister responsible for the administration of the Territory of Cocos (Keeling) Islands; the Territory of Christmas Island; the Coral Sea Islands Territory; the Territory of Ashmore and Cartier Islands; the Australian Antarctic Territory, and the Territory of Heard Island and McDonald Islands, and of Commonwealth responsibilities on Norfolk Island;

(2) annual reports of government departments and authorities presented to the House shall stand referred to the committee for any inquiry the committee may wish to make and reports shall stand referred to the committee in accordance with a schedule tabled by the Speaker to record the areas of responsibility of each committee, provided that:
   (a) any question concerning responsibility for a report or a part of a report shall be determined by the Speaker; and
   (b) the period during which an inquiry concerning an annual report may be commenced by a committee shall end on the day on which the next annual report of that department or authority is presented to the House;

(3) the committee consist of 12 members, the Deputy Speaker, 3 Members of the House of Representatives to be nominated by the Government Whip or Whips, 2 Members of the House of Representatives to be nominated by the Opposition Whip or Whips or by any minority group or independent Member, the Deputy President and Chairman of Committees, 2 Senators to be nominated by the Leader of the Government in the Senate, 2 Senators to be nominated by the Leader of the Opposition in the Senate and 1 Senator to be nominated by any minority group or independent Senator;

(4) every nomination of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives;

(5) the members of the committee hold office as a joint standing committee until the House of Representatives is dissolved or expires by effluxion of time;

(6) the committee elect a:
   (a) Government member as its chair; and
   (b) non-Government member as its deputy chair who shall act as chair of the committee at any time when the chair is not present at a meeting of the committee;

(7) at any time when the chair and deputy chair are not present at a meeting of the committee the members present shall elect another member to act as chair at that meeting;
(8) in the event of an equally divided vote, the chair or the deputy chair when acting as chair, have a casting vote;

(9) three members of the committee (of whom one is the Deputy President or the Deputy Speaker when matters affecting the Parliamentary Zone are under consideration) constitute a quorum of the committee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(10) the committee:
   (a) have power to appoint subcommittees consisting of three or more of its members and to refer to any subcommittee any matter which the committee is empowered to examine; and
   (b) appoint the chair of each subcommittee who shall have a casting vote only;

(11) at any time when the chair of a subcommittee is not present at a meeting of the subcommittee the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;

(12) two members of a subcommittee constitute a quorum of that subcommittee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(13) members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;

(14) the committee or any subcommittee have power to:
   (a) call for witnesses to attend and for documents to be produced;
   (b) conduct proceedings at any place it sees fit;
   (c) sit in public or in private;
   (d) report from time to time; and
   (e) adjourn from time to time and to sit during any adjournment of the Senate and the House of Representatives;

(15) the committee or any subcommittee have power to consider and make use of the evidence and records of the Joint Standing Committees on the National Capital and External Territories, the Joint Committees on the Australian Capital Territory, the Joint Standing Committees on the New Parliament House, the Joint Standing Committee on the Parliamentary Zone and the Joint Committee on the National Capital appointed during previous Parliaments and of the House of Representatives and Senate Standing Committees on Transport, Communications and Infrastructure when sitting as a joint committee on matters relating to the Australian Capital Territory;

(16) the provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.
Joint Standing Committee on Treaties

That:

(1) a Joint Standing Committee on Treaties be appointed to inquire into and report on:

   (a) matters arising from treaties and related National Interest Analyses and proposed treaty actions and related Explanatory Statements presented or deemed to be presented to the Parliament;

   (b) any question relating to a treaty or other international instrument, whether or not negotiated to completion, referred to the committee by:

      (i) either House of the Parliament, or

      (ii) a Minister; and

      (iii) such other matters as may be referred to the committee by the Minister for Foreign Affairs and on such conditions as the Minister may prescribe;

(2) the committee consist of 16 members, 6 Members of the House of Representatives to be nominated by the Government Whip or Whips, 3 Members of the House of Representatives to be nominated by the Opposition Whip or Whips or by any minority group or independent Member, 3 Senators to be nominated by the Leader of the Government in the Senate, 3 Senators to be nominated by the Leader of the Opposition in the Senate and 1 Senator to be nominated by any minority group or independent Senator;

(3) every nomination of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives;

(4) the members of the committee hold office as a joint standing committee until the House of Representatives is dissolved or expires by effluxion of time;

(5) the committee elect a:

   (a) Government member as its chair; and

   (b) non-Government member as its deputy chair who shall act as chair of the committee at any time when the chair is not present at a meeting of the committee;

(6) at any time when the chair and deputy chair are not present at a meeting of the committee the members present shall elect another member to act as chair at that meeting;

(7) in the event of an equally divided vote, the chair, or the deputy chair when acting as chair, have a casting vote;

(8) three members of the committee constitute a quorum of the committee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(9) the committee:

   (a) have power to appoint not more than three subcommittees each consisting of three or more of its members, and to refer to any subcommittee any matter which the committee is empowered to examine; and

   (b) appoint the chair of each subcommittee who shall have a casting vote only;
(10) in addition to the members appointed pursuant to paragraph (9), the chair and
deputy chair of the committee be *ex officio* members of each subcommittee
appointed;

(11) at any time when the chair of a subcommittee is not present at a meeting of the
subcommittee the members of the subcommittee present shall elect another
member of that subcommittee to act as chair at that meeting;

(12) two members of a subcommittee constitute the quorum of that subcommittee,
provided that in a deliberative meeting the quorum shall include one
Government member of either House and one non-Government member of
either House;

(13) members of the committee who are not members of a subcommittee may
participate in the proceedings of that subcommittee but shall not vote, move
any motion or be counted for the purpose of a quorum;

(14) the committee or any subcommittee have power to:

(a) call for witnesses to attend and for documents to be produced;
(b) conduct proceedings at any place it sees fit;
(c) sit in public or in private;
(d) report from time to time; and
(e) adjourn from time to time and sit during any adjournment of the Senate
and the House of Representatives;

(15) the committee or any subcommittee have power to consider and make use of the
evidence and records of the Joint Standing Committees on Treaties
appointed during previous Parliaments;

(16) the provisions of this resolution, so far as they are inconsistent with the
standing orders, have effect notwithstanding anything contained in the standing
orders.

**Joint Standing Committee on Migration**

That:

(1) a Joint Standing Committee on Migration be appointed to inquire into and
report on:

(a) regulations made or proposed to be made under the *Migration Act 1958*;
(b) proposed changes to the *Migration Act 1958* and any related acts; and
(c) such other matters relating to migration as may be referred to it by the
Minister responsible for the administration of the *Migration Act 1958*;

(2) annual reports of government departments and authorities and reports of the
Auditor General presented to the House shall stand referred to the committee
for any inquiry the committee may wish to make and reports shall stand
referred to the committee in accordance with a schedule tabled by the Speaker
to record the areas of responsibility of each committee, provided that:

(a) any question concerning responsibility for a report or a part of a report
shall be determined by the Speaker; and
(b) the period during which an inquiry concerning an annual report may be
commenced by a committee shall end on the day on which the next
annual report of that department or authority is presented to the House;
the committee consist of 10 members, 3 Members of the House of Representatives to be nominated by the Government Whip or Whips, 3 Members of the House of Representatives to be nominated by the Opposition Whip or Whips or by any minority group or independent Member, 2 Senators to be nominated by the Leader of the Government in the Senate, 1 Senator to be nominated by the Leader of the Opposition in the Senate and 1 Senator to be nominated by any minority group or independent Senator;

(4) every nomination of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives;

(5) the members of the committee hold office as a joint standing committee until the House of Representatives is dissolved or expires by effluxion of time;

(6) the committee elect a:
   (a) Government member as its chair; and
   (b) non-Government member as its deputy chair who shall act as chair of the committee at any time when the chair is not present at a meeting of the committee;

(7) at any time when the chair and deputy chair are not present at a meeting of the committee the members present shall elect another member to act as chair at that meeting;

(8) in the event of an equally divided vote, the chair, or the deputy chair when acting as chair, have a casting vote;

(9) three members of the committee constitute a quorum of the committee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(10) the committee:
   (a) have power to appoint subcommittees consisting of three or more of its members and to refer to any subcommittee any matter which the committee is empowered to examine; and
   (b) appoint the chair of each subcommittee who shall have a casting vote only;

(11) at any time when the chair of a subcommittee is not present at a meeting of the subcommittee the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;

(12) two members of a subcommittee constitute a quorum of that subcommittee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(13) members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;

(14) the committee or any subcommittee have power to:
   (a) call for witnesses to attend and for documents to be produced;
   (b) conduct proceedings at any place it sees fit;
   (c) sit in public or in private;
   (d) report from time to time; and
   (e) adjourn from time to time and sit during any adjournment of the Senate and the House of Representatives;
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(15) the committee or any subcommittee have power to consider and make use of the evidence and records of the Joint Committees on Migration Regulations and the Joint Standing Committees on Migration appointed during previous Parliaments;

(16) the provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.

Joint Standing Committee on the Parliamentary Library

That:

(1) a Joint Standing Committee on the Parliamentary Library be appointed to:

(a) consider and report to the President of the Senate and the Speaker of the House of Representatives on any matters relating to the Parliamentary Library referred to it by the President or the Speaker;

(b) provide advice to the President and the Speaker on matters relating to the Parliamentary Library;

(c) provide advice to the President and the Speaker on an annual resource agreement between the Parliamentary Librarian and the Secretary of the Department of Parliamentary Services; and

(d) receive advice and reports, including an annual report, directly from the Parliamentary Librarian on matters relating to the Parliamentary Library;

(2) the Committee consist of 13 members, 4 Members of the House of Representatives nominated by the Government Whip or Whips, 3 Members of the House of Representatives nominated by the Opposition Whip or Whips or by any minority group or independent Member, 3 Senators nominated by the Leader of the Government in the Senate, 2 Senators nominated by the Leader of the Opposition in the Senate and 1 Senator nominated by any minority group or independent Senator;

(3) every nomination:

(a) of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives; and

(b) from a minority group in the Senate or an independent Senator shall be determined by agreement between them, and, in the absence of agreement duly notified to the President, any question of the representation on the committee shall be determined by the Senate;

(4) the members of the committee hold office as a joint standing committee until the House of Representatives is dissolved or expires by effluxion of time;

(5) the committee elect two of its members to be joint chairs, one being a Senator or Member, on an alternating basis each Parliament, who is a member of the government parties and one being a Senator or Member, on an alternating basis each Parliament, who is a member of the non-government parties, provided that the joint chairs may not be members of the same House;

(6) the joint chair nominated by the Government parties shall chair meetings of the committee, and the joint chair nominated by the non-Government parties shall take the chair whenever the other joint chair is not present;

(7) each of the joint chairs shall have a deliberative vote only, regardless of who is chairing the meeting;

(8) when votes on a question before the committee are equally divided, the question shall be resolved in the negative;
three members of the committee shall constitute a quorum of the committee, but in a deliberative meeting a quorum shall include one member of each House of the Government parties and one member of either House of the non-Government parties;

the committee:

(a) have power to appoint subcommittees, consisting of three or more of its members, and to refer to any subcommittee any matter which the committee is empowered to consider; and

(b) appoint the chair of each subcommittee, who shall have a deliberative vote only;

at any time when the chair of a subcommittee is not present at a meeting of the subcommittee, the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;

two members of a subcommittee constitute a quorum of that subcommittee;

members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee, but shall not vote, move any motion or be counted for the purpose of a quorum;

the committee or any subcommittee have power to:

(a) sit in public or private;

(b) report from time to time; and

(c) adjourn from time to time and sit during any adjournment of the Senate and the House of Representatives;

the President and the Speaker may attend any meeting of the committee or a subcommittee as they see fit, but shall not be members of the committee or subcommittee and may not vote, move any motion or be counted for the purpose of a quorum;

the committee or any subcommittee have power to consider and make use of the evidence and records of the former Joint Committees on the Parliamentary Library appointed during previous Parliaments;

the provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.

Joint Standing Committee on Foreign Affairs, Defence and Trade

That:

(a) a Joint Standing Committee on Foreign Affairs, Defence and Trade be appointed to inquire into and report on such matters relating to foreign affairs, defence and trade as may be referred to it by:

(a) either House of the Parliament;

(b) the Minister for Foreign Affairs;

(c) the Minister for Defence; or

(d) the Minister for Trade and Investment;
(2) annual reports of government departments and authorities and reports of the Auditor-General presented to the House shall stand referred to the committee for any inquiry the committee may wish to make and reports shall stand referred to the committee in accordance with a schedule tabled by the Speaker to record the areas of responsibility of each committee, provided that:

(a) any question concerning responsibility for a report or a part of a report shall be determined by the Speaker; and

(b) the period during which an inquiry concerning an annual report may be commenced by a committee shall end on the day on which the next annual report of that department or authority is presented to the House;

(3) the committee consist of 32 members, 12 Members of the House of Representatives to be nominated by the Government Whip or Whips, 8 Members of the House of Representatives to be nominated by the Opposition Whip or Whips or by any minority group or independent Member, 5 Senators to be nominated by the Leader of the Government in the Senate, 5 Senators to be nominated by the Leader of the Opposition in the Senate and 2 Senators to be nominated by any minority group or independent Senator;

(4) every nomination of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives;

(5) the members of the committee hold office as a joint standing committee until the House of Representatives is dissolved or expires by effluxion of time;

(6) the committee elect a:

(a) Government member as its chair; and

(b) non-Government member as its deputy chair who shall act as chair of the committee at any time when the chair is not present at a meeting of the committee;

(7) at any time when the chair and deputy chair are not present at a meeting of the committee the members present shall elect another member to act as chair at that meeting;

(8) in the event of an equally divided vote, the chair, or the deputy chair when acting as chair, have a casting vote;

(9) six members of the committee constitute a quorum of the committee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(10) the committee:

(a) have power to appoint subcommittees consisting of three or more of its members and to refer to any subcommittee any matter which the committee is empowered to examine; and

(b) appoint the chair of each subcommittee who shall have a casting vote only;

(11) in addition to the members appointed pursuant to paragraph (10), the chair and deputy chair of the committee be ex officio members of each subcommittee appointed;

(12) at any time when the chair of a subcommittee is not present at a meeting of the subcommittee the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;
(13) two members of a subcommittee constitute the quorum of that subcommittee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(14) members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;

(15) the committee or any subcommittee have power to:
   (a) call for witnesses to attend and for documents to be produced;
   (b) conduct proceedings at any place it sees fit;
   (c) sit in public or in private;
   (d) report from time to time;
   (e) adjourn from time to time and sit during any adjournment of the Senate and the House of Representatives; and
   (f) conduct meetings for the purpose of private briefings at any time while the Senate is sitting;

(16) the committee or any subcommittee have power to consider and make use of the evidence and records of the Joint Committees on Foreign Affairs and Defence, and Foreign Affairs, Defence and Trade, appointed during previous Parliaments;

(17) the provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.

**Joint Standing Committee on Electoral Matters**

That:

(1) a Joint Standing Committee on Electoral Matters be appointed to inquire into and report on such matters relating to electoral laws and practices and their administration as may be referred to it by either House of the Parliament or a Minister;

(2) annual reports of government departments and authorities presented to the House shall stand referred to the committee for any inquiry the committee may wish to make and reports shall stand referred to the committee in accordance with a schedule tabled by the Speaker to record the areas of responsibility of each committee, provided that:
   (a) any question concerning responsibility for a report or a part of a report shall be determined by the Speaker; and
   (b) the period during which an inquiry concerning an annual report may be commenced by a committee shall end on the day on which the next annual report of that department or authority is presented to the House;

(3) the committee consist of 10 members, 3 Members of the House of Representatives to be nominated by the Government Whip or Whips, 2 Members of the House of Representatives to be nominated by the Opposition Whip or Whips or by any minority group or independent Member, 2 Senators to be nominated by the Leader of the Government in the Senate, 2 Senators to be nominated by the Leader of the Opposition in the Senate and 1 Senator to be nominated by any minority group or independent Senator;

(4) every nomination of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives;
(5) the members of the committee hold office as a joint standing committee until the House of Representatives is dissolved or expires by effluxion of time;

(6) the committee elect a:
   (a) Government member as its chair; and
   (b) non-Government member as its deputy chair who shall act as chair of the committee at any time when the chair is not present at a meeting of the committee;

(7) at any time when the chair and deputy chair are not present at a meeting of the committee the members present shall elect another member to act as chair at that meeting;

(8) in the event of an equally divided vote, the chair, or the deputy chair when acting as chair, have a casting vote;

(9) three members of the committee constitute a quorum of the committee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(10) the committee:
   (a) have power to appoint subcommittees consisting of three or more of its members and to refer to any subcommittee any matter which the committee is empowered to examine; and
   (b) appoint the chair of each subcommittee who shall have a casting vote only;

(11) at any time when the chair of a subcommittee is not present at a meeting of the subcommittee, the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;

(12) two members of a subcommittee constitute a quorum of that subcommittee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(13) members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;

(14) the committee or any subcommittee have power to:
   (a) call for witnesses to attend and for documents to be produced;
   (b) conduct proceedings at any place it sees fit;
   (c) sit in public or in private;
   (d) report from time to time; and
   (e) adjourn from time to time and sit during any adjournment of the Senate and the House of Representatives;

(15) the committee or any subcommittee have power to consider and make use of:
   (a) submissions lodged with the Clerk of the Senate in response to public advertisements placed in accordance with the resolution of the Senate of 26 November 1981 relating to a proposed Joint Select Committee on the Electoral System; and
   (b) the evidence and records of the Joint Committees on Electoral Reform and Electoral Matters appointed during previous Parliaments;
the provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.

**Joint Standing Committee on the National Disability Insurance Scheme**

That:

1. a Joint Standing Committee on the National Disability Insurance Scheme be appointed according to the practice of the Parliament;

2. the committee:
   - review the implementation of the National Disability Insurance Scheme;
   - review the administration and expenditure of the National Disability Insurance Scheme;
   - review any matter in relation to the National Disability Insurance Scheme referred to the committee by a resolution of either House of the Parliament;
   - report to each House of the Parliament; and
   - have such other functions as agreed to by resolution of the House of Representatives and the Senate;

3. as soon as practicable after 30 June each year, the committee present an annual report to the Parliament on the activities of the committee during the year, which report should include particular reference to the National Disability Insurance Scheme Board quarterly and annual reports provided by the Standing Council on Disability Reform, as well as the independent launch evaluation reports;

4. the committee consist of 12 members, 3 Members of the House of Representatives to be nominated by the Government Whip or Whips, 3 Members of the House of Representatives to be nominated by the Opposition Whip or Whips or by any minority group or independent Member, 3 Senators to be nominated by the Leader of the Government in the Senate, 2 Senators to be nominated by the Leader of the Opposition in the Senate, 1 Senator to be nominated by any minority group or independent Senator;

5. every nomination of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives;

6. the members of the committee hold office as a joint standing committee until the House of Representatives is dissolved or expires by effluxion of time;

7. the committee elect a:
   - Government member as its chair; and
   - non-Government member as its deputy chair who shall act as chair of the committee at any time when the chair is not present at a meeting of the committee;

8. at any time when the chair and deputy chair are not present at a meeting of the committee the members present shall elect another member to act as chair at that meeting;

9. in the event of an equally divided vote, the chair, or the deputy chair when acting as chair, have a casting vote;

10. three members of the committee constitute a quorum of the committee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;
(11) the committee:
   (a) have power to appoint subcommittees consisting of three or more of its members and to refer to any subcommittee any matter which the committee is empowered to examine; and
   (b) appoint the chair of each subcommittee who shall have a casting vote only;
(12) each subcommittee shall have at least one Government member of either House and one non-Government member of either House;
(13) at any time when the chair of a subcommittee is not present at a meeting of the subcommittee, the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;
(14) two members of a subcommittee constitute a quorum of that subcommittee, provided that in a deliberative meeting the quorum shall comprise one Government member of either House and one non-Government member of either House;
(15) members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;
(16) the committee or any subcommittee have power to:
   (a) call for witnesses to attend and for documents to be produced;
   (b) conduct proceedings at any place it sees fit;
   (c) sit in public or in private;
   (d) report from time to time; and
   (e) adjourn from time to time and sit during any adjournment of the House of Representatives and the Senate;
(17) the committee be:
   (a) 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 of the Senate and the Speaker of the House of Representatives; and
   (b) empowered to publish 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;
(18) the committee or any subcommittee have power to consider and make use of the evidence and records of the former Joint Select Committee on DisabilityCare Australia appointed during the previous Parliament;
(19) the provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.
Joint Select Committee on Constitutional Recognition of Aboriginal and Torres Strait Islander Peoples

That:

(1) a Joint Select Committee on Constitutional Recognition of Aboriginal and Torres Strait Islander Peoples be appointed to inquire into and report on steps that can be taken to progress towards a successful referendum on Indigenous constitutional recognition, and in conducting the inquiry, the committee:

(a) work to build a secure strong multi-partisan parliamentary consensus around the timing, specific content and wording of referendum proposals for Indigenous constitutional recognition; and

(b) consider:

(i) the creation of an advisory group whose membership includes representatives of Aboriginal and Torres Strait Islander people to assist the work of the committee;

(ii) the recommendations of the Expert Panel on Constitutional Recognition of Indigenous Australians; and

(iii) mechanisms to build further engagement and support for the constitutional recognition of Aboriginal and Torres Strait Islander peoples across all sectors of the community, and taking into account and complementing the existing work being undertaken by Recognise;

(2) the committee present to Parliament an interim report on or before 30 September 2014 and its final report on or before 30 June 2015;

(3) the committee consist of eight members, two Members of the House of Representatives to be nominated by the Government Whip or Whips, two Members of the House of Representatives to be nominated by the Opposition Whip or Whips or by any minority group or independent Member, two Senators to be nominated by the Leader of the Government in the Senate, one Senator to be nominated by the Leader of the Opposition in the Senate, and one Senator to be nominated by any minority group or independent Senator;

(4) every nomination of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives;

(5) the members of the committee hold office as a joint select committee until presentation of the committee’s final report or until the House of Representatives is dissolved or expires by effluxion of time, whichever is the earlier;

(6) the committee elect a:

(a) Government member as its chair; and

(b) non-Government member as its deputy chair who shall act as chair of the committee at any time when the chair is not present at a meeting of the committee;

(7) at any time when the chair and deputy chair are not present at a meeting of the committee, the members present shall elect another member to act as chair at that meeting;

(8) in the event of an equally divided vote, the chair, or the deputy chair when acting as chair, have a casting vote;

(9) three members of the committee constitute a quorum of the committee provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;
(10) the committee:
   (a) have power to appoint subcommittees consisting of three or more of its members, and to refer to any subcommittee any matter which the committee is empowered to examine; and
   (b) appoint the chair of each subcommittee who shall have a casting vote only;

(11) each subcommittee shall have at least one Government member of either House and one non-Government member of either House;

(12) at any time when the chair of a subcommittee is not present at a meeting of the subcommittee, the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;

(13) two members of a subcommittee constitute the quorum of that subcommittee, provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(14) members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;

(15) the committee or any subcommittee have power to:
   (a) call for witnesses to attend and for documents to be produced;
   (b) conduct proceedings at any place it sees fit;
   (c) sit in public or in private;
   (d) report from time to time, in order to progress constitutional recognition of Aboriginal and Torres Strait Islander peoples; and
   (e) adjourn from time to time and to sit during any adjournment of the House of Representatives and the Senate;

(16) the committee or any subcommittee have power to consider and make use of the evidence and records of the former Joint Select Committee on Constitutional Recognition of Aboriginal and Torres Strait Islander Peoples appointed during the previous Parliament;

(17) the provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.

**Joint Select Committee on Northern Australia**

That:

(1) a Joint Select Committee on Northern Australia be appointed according to the practice of the Parliament;

(2) the committee consider policies for developing the parts of Australia which lie north of the Tropic of Capricorn, spanning Western Australia, Northern Territory and Queensland, and in doing so:
   (a) examine the potential for development of the region’s mineral, energy, agricultural, tourism, defence and other industries;
   (b) provide recommendations to:
      (i) enhance trade and other investment links with the Asia-Pacific;
      (ii) establish a conducive regulatory and economic environment;
      (iii) address impediments to growth; and
      (iv) set conditions for private investment and innovation;
(c) identify the critical economic and social infrastructure needed to support the long term growth of the region, and ways to support planning and investment in that infrastructure;

(d) report to each House of the Parliament; and

(e) have such other functions as agreed to by resolutions of the House of Representatives and the Senate;

(3) as soon as practicable after 30 June 2014, the committee present an interim report to Parliament on the activities of the committee, which should include particular reference to the outcomes of public hearings held across Northern Australia, and any specialist knowledge emanating from the public submissions process;

(4) the committee deliver its final report and recommendations to the Parliament on or before 6 September 2014;

(5) the committee consist of 12 members, 4 Members of the House of Representatives to be nominated by the Government Whip or Whips, 3 Members of the House of Representatives to be nominated by the Opposition Whip or Whips or by any minority group or independent Member, 2 Senators to be nominated by the Leader of the Government in the Senate, 2 Senators to be nominated by the Leader of the Opposition in the Senate, and 1 Senator to be nominated by any minority group or independent Senator;

(6) participating members may be appointed to the committee on the nomination in the House of Representatives, of the Government or Opposition Whip or Whips, or any minority group or independent Member, and in the Senate, of the Leader of the Government or Opposition, or any minority group or independent Senator, and such participating member:

(a) shall be taken to be a member of the committee for the purposes of forming a quorum if a majority of members of the committee are not present; and

(b) may participate in hearings of evidence and deliberations of the committee and have all rights of a committee member except that a participating member may not vote on any questions before the committee;

(7) every nomination of a member of the committee be notified in writing to the President of the Senate and the Speaker of the House of Representatives;

(8) the members of the committee hold office as a joint select committee until presentation of the committee’s final report or until the House of Representatives is dissolved or expires by effluxion of time, whichever is the earlier;

(9) the committee elect a:

(a) Government member as its chair; and

(b) non-Government member as its deputy chair who shall act as chair of the committee at any time when the chair is not present at a meeting of the committee;

(10) at any time when the chair and deputy chair are not present at a meeting of the committee the members shall elect another member to act as chair at that meeting;

(11) in the event of an equally divided vote, the chair, or the deputy chair when acting as chair, have a casting vote;
(12) five members of the committee constitute a quorum of the committee provided that in a deliberative meeting the quorum shall include one Government member of either House and one non-Government member of either House;

(13) the committee:
   (a) have power to appoint subcommittees consisting of three or more of its members and to refer to any subcommittee any matter which the committee is empowered to examine; and
   (b) appoint the chair of each subcommittee who shall have a casting vote only;

(14) each subcommittee shall have at least one Government member of either House and one non-Government member of either House;

(15) at any time when the chair of a subcommittee is not present at a meeting of the subcommittee, the members of the subcommittee present shall elect another member of that subcommittee to act as chair at that meeting;

(16) two members of a subcommittee constitute a quorum of that subcommittee, provided that in a deliberative meeting the quorum shall include one Government member or either House and one non-Government member of either House;

(17) members of the committee who are not members of a subcommittee may participate in the proceedings of that subcommittee but shall not vote, move any motion or be counted for the purpose of a quorum;

(18) the committee or any subcommittee have power to:
   (a) call for witnesses to attend and for documents to be produced;
   (b) conduct proceedings at any place it sees fit;
   (c) sit in public or in private;
   (d) report from time to time; and
   (e) adjourn from time to time and to sit during any adjournment of the Senate and the House of Representatives;

(19) the committee be:
   (a) 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 of the Senate and the Speaker of the House of Representatives; and
   (b) empowered to publish 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; and

(20) the provisions of this resolution, so far as they are inconsistent with the standing orders, have effect notwithstanding anything contained in the standing orders.

On the motion of the Assistant Minister for Social Services (Senator Fifield) consideration of message no. 27 relating to the Joint Select Committee on Northern Australia was made an order of the day for the next day of sitting.

Senator Fifield, by leave, moved—That the Senate concurs with the resolutions of the House of Representatives contained in messages nos 15 to 26 relating to the appointment of joint committees.

Debate ensued.

Question put and passed.
32 **Migration Amendment (Temporary Protection Visas) Regulation 2013—Disallowance**

Senator Hanson-Young, pursuant to notice, moved business of the Senate notice of motion no. 1—That the Migration Amendment (Temporary Protection Visas) Regulation 2013, as contained in Select Legislative Instrument 2013 No. 234 and made under the Migration Act 1958, be disallowed.

Debate ensued.

Question put.

The Senate divided—

**AYES, 36**

Bilyk
Brown
Cameron
Carr
Collins
Conroy
Dastyari
Di Natale
Farrell
Faulkner
Gallacher
Hanson-Young
Hogg
Lines
Ludlam
Ludwig
Lundy
Madigan
McEwen (Teller)
McLucas
Milne
Moore
O’Neill
Peris
Pratt
Rhiannon
Siewert
Singh
Stephens
Sterle
Thorp
Tillem
Urqhart
Waters
Whish-Wilson

**NOES, 26**

Bernardi
Birmingham
Boyce
Bushby
Cash
Colbeck
Edwards
Eggleston
Fawcett
Fierravanti-Wells
Fifield
Heffernan
Johnston
Kroger (Teller)
Mason
McKenzie
Parry
Payne
Ronaldson
Ruston
Scullion
Seselja
Sinodinos
Smith
Williams

Question agreed to.

33 **Education and Employment Legislation Committee—Report—Building and Construction Industry (Improving Productivity) Bill 2013 and Related Bill**

Pursuant to order, Senator Bushby, at the request of the Chair of the Education and Employment Legislation Committee (Senator McKenzie), tabled the following report and documents:


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

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


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

35 Education and Employment Legislation Committee—Report—Fair Work (Registered Organisations) Amendment Bill 2013

Pursuant to order, Senator Bushby, at the request of the Chair of the Education and Employment Legislation Committee (Senator McKenzie), tabled the following report and documents:


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


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


Report ordered to be printed on the motion of Senator Bushby.
37 **COMMITTEE MEMBERSHIP**

The President informed the Senate that he had received letters nominating senators to be members of committees.

The Assistant Minister for Social Services (Senator Fifield), by leave, moved—That senators be appointed to committees as follows:

- **Constitutional Recognition of Aboriginal and Torres Strait Islander Peoples—**
  - Joint Select Committee
  - Appointed—Senator Siewert

- **Economics Legislation and References Committees**—
  - Appointed—Participating members: Senators Di Natale, Hanson-Young, Ludlam, Milne, Rhiannon, Siewert, Waters, Whish-Wilson and Wright

- **Electoral Matters—**
  - Joint Standing Committee
  - Appointed—Senator Rhiannon

- **Foreign Affairs, Defence and Trade—**
  - Joint Standing Committee
  - Appointed—Senator Whish-Wilson

- **Human Rights—**
  - Joint Statutory Committee
  - Appointed—Senator Wright

- **Migration—**
  - Joint Standing Committee
  - Appointed—Senator Hanson-Young

- **National Capital and External Territories—**
  - Joint Standing Committee
  - Appointed—Senator Hanson-Young

- **Privileges—**
  - Standing Committee
  - Appointed—Senator Ludlam

- **Treaties—**
  - Joint Standing Committee
  - Appointed—Senator Ludlam.

Question put and passed.

38 **ADJOURNMENT**

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

Debate ensued.

The Senate adjourned at 10.25 pm till Tuesday, 3 December 2013 at 12.30 pm.

39 **ATTENDANCE**

Present, all senators except Senators Back* and Bishop* (* on leave).

**ROSEMARY LAING**

Clerk of the Senate

Printed by authority of the Senate