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Meeting of Senate
The Senate met at 10 am. The President (Senator the Honourable Scott Ryan) took the chair, read prayers and made an acknowledgement of country.

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

Documents presented since the last sitting of the Senate, pursuant to standing order 166, were authorised for publication on the dates indicated

Documents presented by the President
2. Department of the Senate—
   Inter-Parliamentary Union—Travel expenditure, 1 July 2018 to 30 June 2019, dated October 2019.
   Travel expenditure, 1 July 2018 to 30 June 2019, dated October 2019.

Auditor-General’s reports for 2019-20
4. No. 9—Performance audit—National Ice Action Strategy rollout: Department of Health. [Received 23 September 2019]
5. No. 10—Performance audit—Design and governance of the Child Care Package—Department of Education. [Received 30 September 2019]

Government documents
9. Australian Radiation Protection and Nuclear Safety Agency—Quarterly report for the period 1 January to 31 March 2019. [Received 10 October 2019]
15. Department of Agriculture—Report for 2018-19, including reports of the National Residue Survey, the Water Efficiency Labelling and Standards Scheme and the Water for the Environment Special Account.
17. Director of Military Prosecutions—Report for 2018. [Received 30 September 2019]


22. Sydney Airport Demand Management Act 1997—Quarterly report on the maximum movement limit for Sydney Airport for the period 1 April to 30 June 2019.


**Documents pursuant to continuing orders**

24. Departmental and agency appointments and vacancies—Letters of advice pursuant to the order of the Senate of 24 June 2008—Budget estimates 2019-20 (Supplementary)—

   - Attorney-General’s portfolio. [Received 9 October 2019]
   - Defence portfolio. [Received 11 October 2019]
   - Finance portfolio. [Received 11 October 2019]
   - Industry, Innovation and Science portfolio. [Received 11 October 2019]
   - Services Australia. [Received 11 October 2019]
   - Social Services portfolio [2]. [Received 11 October 2019]
   - Treasury portfolio. [Received 10 October 2019]

25. Departmental and agency grants—Letters of advice pursuant to the order of the Senate of 24 June 2008—Budget estimates 2019-20 (Supplementary)—

   - Defence portfolio. [Received 11 October 2019]
   - Department of Employment, Skills, Small and Family Business. [Received 9 October 2019]
   - Finance portfolio. [Received 11 October 2019]
   - Industry, Innovation and Science portfolio (including Resources and Northern Australia). [Received 10 October 2019]
   - Services Australia. [Received 11 October 2019]
   - Treasury portfolio. [Received 10 October 2019]

26. Estimates hearings—Unanswered questions on notice—Statements pursuant to the order of the Senate of 25 June 2014—Budget estimates 2019-20—

   - Attorney-General’s portfolio. [Received 9 October 2019]
   - Australian Trade and Investment Commission. [Received 10 October 2019]
   - Communications and the Arts portfolio. [Received 9 October 2019]
   - Department of Veterans’ Affairs. [Received 4 October 2019]
   - Environment and Energy portfolio. [Received 10 October 2019]
   - Export Finance Australia. [Received 11 October 2019]
   - Health portfolio. [Received 4 October 2019]
   - Home Affairs portfolio. [Received 4 October 2019]
   - Infrastructure, Transport, Cities and Regional Development portfolio. [Received 23 September 2019]
   - Services Australia. [Received 11 October 2019]
   - Social Services portfolio. [Received 11 October 2019]
   - Tourism Australia. [Received 10 October 2019]
   - Treasury portfolio. [Received 10 October 2019]
Indexed lists of departmental and agency files for the period 1 January to 30 June 2019—Statements relating to the order of the Senate of 30 May 1996, as amended—

Department of Education. [Received 10 October 2019]
Department of Employment, Skills, Small and Family Business. [Received 9 October 2019]
Department of the Prime Minister and Cabinet. [Received 10 October 2019]
Department of Veterans’ Affairs (including the Australian War Memorial). [Received 4 October 2019]
Environment and Energy portfolio. [Received 23 September 2019]
Finance portfolio. [Received 23 September 2019]
Infrastructure, Transport, Cities and Regional Development portfolio. [Received 25 September 2019]
Social Services portfolio. [Received 11 October 2019]

Committee reports presented out of sitting

The following reports and documents were presented and authorised for publication on the dates indicated pursuant to standing order 38(7)(a):

28. Finance and Public Administration References Committee—Compliance by former Ministers of State with the requirements of the Prime Minister’s Statement of Ministerial Standards—Report, dated September 2019, Hansard record of proceedings, documents presented to the committee, additional information and submissions. [Received 26 September 2019]

29. Rural and Regional Affairs and Transport Legislation Committee—Performance of the Australian Transport Safety Bureau, and in particular its report on the June 2017 crash of a flight conducted on behalf of Angel Flight Australia—Report, dated October 2019, Hansard record of proceedings, additional information and submissions. [Received 4 October 2019]

30. Treaties—Joint Standing Committee—186th report—IA-CEPA and A-HKFTA, dated October 2019. [Received 9 October 2019]

References initiated by the Selection of Bills Committee

31. Community Affairs Legislation Committee—Social Services Legislation Amendment (Drug Testing Trial) Bill 2019 [Provisions]—Report, dated October 2019, Hansard record of proceedings, additional information and submissions. [Received 10 October 2019]

32. Economics Legislation Committee—

   Intellectual Property Laws Amendment (Productivity Commission Response Part 2 and Other Measures) Bill 2019—Additional information and corrigendum. [Received 10 October 2019]

   National Housing Finance and Investment Corporation Amendment Bill 2019 [Provisions]—Report, dated October 2019, Hansard record of proceedings, additional information and submissions. [Received 10 October 2019]

33. Education and Employment Legislation Committee—Family Assistance Legislation Amendment (Building on the Child Care Package) Bill 2019 [Provisions]—Report, dated October 2019, and submissions. [Received 11 October 2019]
The Clerk tabled the following documents pursuant to statute:

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

Aged Care Act 1997—Aged Care (Subsidy, Fees and Payments) Amendment (September Indexation) Determination 2019 [F2019L01218].
Aged Care (Transitional Provisions) (Subsidy and Other Measures) Amendment (September Indexation) Determination 2019 [F2019L01216].
ASIC Corporations and Credit (Repeal) Instrument 2019/966 [F2019L01275].


Biosecurity Act 2015—

Broadcasting Services Act 1992—
Broadcasting Services (Transmitter Access) Regulations 2019 [F2019L01248].
Variation to Licence Area Plan – Bundaberg Radio 2019 (No. 1) [F2019L01272].
Variation to Licence Area Plan – Emerald Radio 2019 (No. 1) [F2019L01271].
Variation to Licence Area Plan – Kingaroy Radio 2019 (No. 1) [F2019L01264].
Variation to Licence Area Plan – Toowoomba/Warwick Radio 2019 (No. 1) [F2019L01263].
Variation to Licence Area Plan – Townsville Radio 2019 (No. 1) [F2019L01257].

Civil Aviation Act 1988—
Civil Aviation Regulations 1988—Civil Aviation Order 40.7 Amendment Instrument 2019 (No. 1) [F2019L01062]—Replacement explanatory statement.
Civil Aviation Regulations 1988 and Civil Aviation Safety Regulations 1998—Number of Cabin Attendants (Hevilift Australia (Fixed Wing) Pty Ltd) Direction 2019—CASA 71/19 [F2019L01302].
Civil Aviation Safety Regulations 1998—
Repeal of Airworthiness Directives AD/ECUREUIL/82 and AD/AS355/70—CASA ADCX 008/19 [F2019L01261].
Solo Flight Time Exceeding 3 Hours Between Dual Flight Checks (Student Pilots) Exemption 2019—CASA EX107/19 [F2019L01316].
Tail Boom and Fin – Fretting and Cracking—AD/UH-1/20 [F2019L01283].
Tail Boom and Fin – Fretting and Cracking—AD/UH-1/20 Amdt 1 [F2019L01311].
Commissioner of Taxation—Public Rulings—
   Class Rulings—
   Product Rulings—
      Addendum—PR 2016/6.
      PR 2019/7.


*Corporations Act 2001*—
   ASIC Corporations (Amendment) Instrument 2019/933 [F2019L01289].
   ASIC Corporations (Repeal) Instrument 2019/874 [F2019L01214].
   ASIC Corporations (Share and Interest Purchase Plans) Instrument 2019/547 [F2019L01114]—Supplementary explanatory statement.


*Customs Act 1901*—
   Comptroller-General of Customs (International Mail Centres) Approval 2019 [F2019L01229].
   Comptroller-General of Customs (Strength of Alcoholic Beverages) Determination 2019 [F2019L01250].

*Defence Act 1903*—
   Defence Determination, Conditions of service Amendment (Additional risk insurance and deployment allowance) Determination 2019 (No. 29) [F2019L01284].
   Defence Determination, Conditions of service Amendment (ADF Retention – Carer’s leave) Determination 2019 (No. 28) [F2019L01269].
   Defence Determination, Conditions of service Amendment (ADF Retention – Parental leave) Determination 2019 (No. 30) [F2019L01285].
   Defence Determination, Conditions of service Amendment (District allowance for members of the Reserve and Technical amendments) Determination 2019 (No. 26) [F2019L01243].
   Defence Determination, Conditions of service Amendment (Leave for travel to restricted destinations) Determination 2019 (No. 27) [F2019L01270].
   Defence (Townsville removal) Determination 2019 (No. 1) [F2019L01210].


Federal Financial Relations Act 2009—
Federal Financial Relations (General Purpose Financial Assistance) Determination No. 127 (September 2019) [F2019L01254].

Financial Sector (Collection of Data) Act 2001—
Financial Sector (Collection of Data) (reporting standard) determination No. 10 of 2019 [F2019L00730]—Replacement explanatory statement.
Financial Sector (Collection of Data) (reporting standard) determination No. 11 of 2019 [F2019L00731]—Replacement explanatory statement.
Financial Sector (Collection of Data) (reporting standard) determination No. 16 of 2019 [F2019L00754]—Replacement explanatory statement.
Financial Sector (Collection of Data) (reporting standard) determination No. 18 of 2019 [F2019L00780]—Replacement explanatory statement.
Financial Sector (Collection of Data) (reporting standard) determination No. 20 of 2019 [F2019L00733]—Replacement explanatory statement.
Financial Sector (Collection of Data) (reporting standard) determination No. 21 of 2019 [F2019L00735]—Replacement explanatory statement.


Fuel Quality Standards Act 2000—
**Health Insurance Act 1973**—
Health Insurance (Accredited Pathology Laboratories – Approval) Amendment Instrument (No. 2) 2019 [F2019L01278].
Health Insurance (Allied Health Services) Amendment (Eating Disorders) Determination 2019 [F2019L01315].
Health Insurance (Section 3C Diagnostic Imaging – Nuclear Medicine Services) Amendment Determination 2019 [F2019L01309].
Health Insurance (Section 3C General Medical Services – Eating Disorders Treatment Plan and Psychological Treatment Services) Determination 2019 [F2019L01318].
Health Insurance (Section 3C General Medical Services – General Practice Telehealth Services) Amendment Determination (No. 2) 2019 [F2019L01310].
Health Insurance (Section 3C General Medical Services – Heart Health Assessment No. 2) Amendment Determination 2019 [F2019L01308].
Health Insurance (Section 3C Midwife and Nurse Practitioner) Amendment Determination (No. 2) 2019 [F2019L01319].
Health Insurance (Section 3C Pathology Services – Archival Tissue Retrieval) Amendment Determination 2019 [F2019L01320].

**High Court of Australia Act 1979**—High Court of Australia Regulations 2019 [F2019L01267].

**Imported Food Control Act 1992**—
Imported Food Control (Recordkeeping) Determination 2019 [F2019L01294].


**Insurance Act 1973**—
Insurance (prudential standard) determination No. 1 of 2019 [F2019L00624]—Replacement explanatory statement.
Insurance (prudential standard) determination No. 3 of 2019 [F2019L00621]—Replacement explanatory statement.
Insurance (prudential standard) determination No. 4 of 2019 [F2019L00631]—Replacement explanatory statement.
Insurance (prudential standard) determination No. 5 of 2019 [F2019L00632]—Replacement explanatory statement.
Insurance (prudential standard) determination No. 6 of 2019 [F2019L00656]—Replacement explanatory statement.
Insurance (prudential standard) determination No. 7 of 2019 [F2019L00659]—Replacement explanatory statement.
Insurance (prudential standard) determination No. 8 of 2019 [F2019L00648]—Replacement explanatory statement.
Insurance (prudential standard) determination No. 9 of 2019 [F2019L00643]—Replacement explanatory statement.


Legislation Act 2003—
Legislation (Broadcasting Services Instruments) Sunset-altering Declaration 2019 [F2019L01235].
Legislation (Deferral of Sunsetting—Medical and Midwife Indemnity Instruments) Certificate 2019 [F2019L01215].
Legislation (Telecommunications Instruments) Sunset-altering Declaration 2019 [F2019L01239].
List of legislative instruments due to sunset on 1 April 2021.


Migration Act 1958—Migration Regulations 1994—
Migration (LIN 19/084: Definition of a Superyacht) Instrument 2019 [F2019L01286].
National Greenhouse and Energy Reporting Act 2007—
National Greenhouse and Energy Reporting Regulations 2008—National
Greenhouse and Energy Reporting (Auditor Registration) Instrument 2018
[F2018L01653]—Replacement explanatory statement.
National Greenhouse and Energy Reporting (Safeguard Mechanism)
Amendment Rule (No. 2) 2019 [F2019L01259].

National Health Act 1953—
National Health (Efficient Funding of Chemotherapy) Special Arrangement
Amendment Instrument 2019 (No. 9)—PB 79 of 2019 [F2019L01296].
National Health (Growth Hormone Program) Special Arrangement Amendment
Instrument 2019 (No. 2)—PB 80 of 2019 [F2019L01299].
National Health (Highly specialised drugs program) Special Arrangement
Amendment Instrument 2019 (No. 9)—PB 78 of 2019 [F2019L01295].
National Health (Listed drugs on F1 or F2) Amending Determination 2019
(No. 9)—PB 81 of 2019 [F2019L01298].
National Health (Listing of Pharmaceutical Benefits) Amendment Instrument
2019 (No. 9)—PB 76 of 2019 [F2019L01291].
National Health (Originator Brand) Amendment Determination 2019 (No. 7)—
PB 82 of 2019 [F2019L01292].
National Health (Pharmaceutical benefits – early supply) Amendment
Instrument 2019 (No. 9)—PB 77 of 2019 [F2019L01297].
National Health (Pharmaceutical Benefits) Amendment (Active Ingredient
Prescribing) Regulations 2019 [F2019L01312].
National Health (Price and Special Patient Contribution) Amendment
Determination 2019 (No. 9)—PB 83 of 2019 [F2019L01293].

National Land Transport Act 2014—Roads to Recovery List 2019 Variation

Regulations 2019 [F2019L01273].

National Transmission Network Sale Act 1998—National Transmission Network
Sale (Exemption from Restriction on Transfer of Assets—Minor Portions of Land)
Notice 2019 [F2019L01223].

Private Health Insurance Act 2007—Private Health Insurance Legislation
Amendment (No. 3) Rules 2019 [F2019L01221].

Private Health Insurance (Complaints Levy) Act 1995—Private Health Insurance
(Complaints Levy) Rules 2019 [F2019L01258].

Private Health Insurance (Prudential Supervision) Act 2015—Health Insurance
(prudential standard) determination No. 1 of 2019 [F2019L00649]—Replacement
explanatory statement.

Public Governance, Performance and Accountability Act 2013—Commonwealth
acquired shares in Australian Rail Track Corporation—19 September 2019 [2].

Public Interest Disclosure Act 2013—Public Interest Disclosure Rules 2019
[F2019L01322].

Radiocommunications Act 1992—Radiocommunications Licence Conditions
(Amateur Licence) Omnibus Amendment Instrument 2019 (No. 1)
[F2019L01226].

Royal Commissions Act 1902—Royal Commissions Regulations 2019
[F2019L01224].


Social Security Act 1991—


Taxation Administration Act 1953—
Taxation Administration: Individuals Engaged in Foreign Service Variation Notice 2019 [F2019L01282].
Taxation Administration (Private Ancillary Fund) Guidelines 2019 [F2019L01227].
Taxation Administration – Single Touch Payroll – Exemption for Employers Having a Seasonal Workforce (Repeal) [F2019L00458]—Replacement explanatory statement.


Therapeutic Goods Act 1989—
Therapeutic Goods Amendment (Fees for Relisted Medicine) Regulations 2019 [F2019L01260].


Veterans’ Entitlements Act 1986—
Statement of Principles concerning cerebral meningioma (Balance of Probabilities)—No. 2 of 2018 [F2018L00007]—Replacement explanatory statement.
Statement of Principles concerning cerebral meningioma (Reasonable Hypothesis)—No. 1 of 2018 [F2018L00006]—Replacement explanatory statement.

Statement of Principles concerning malignant neoplasm of the cerebral meninges (Balance of Probabilities)—No. 4 of 2018 [F2018L00002]—Replacement explanatory statement.

Statement of Principles concerning malignant neoplasm of the cerebral meninges (Reasonable Hypothesis)—No. 3 of 2018 [F2018L00001]—Replacement explanatory statement.

Statement of Principles concerning malignant neoplasm of the ovary (Balance of Probabilities)—No. 10 of 2018 [F2018L00011]—Replacement explanatory statement.

Statement of Principles concerning malignant neoplasm of the ovary (Reasonable Hypothesis)—No. 9 of 2018 [F2018L00010]—Replacement explanatory statement.


Water Act 2007—


The Clerk tabled the following documents pursuant to order:

Departmental and agency appointments and vacancies—Budget estimates 2019-20 (Supplementary)—Letters of advice pursuant to the order of the Senate of 24 June 2008—
Education portfolio.
National Indigenous Australians Agency.

Departmental and agency grants—Budget estimates 2019-20 (Supplementary)—Letters of advice pursuant to the order of the Senate of 24 June 2008—
Attorney-General’s portfolio.
Australian Research Council.
Department of Education.
National Indigenous Australians Agency.
Social Services portfolio.
Estimates hearings—Unanswered questions on notice—Budget estimates 2019-20—Statements pursuant to the order of the Senate of 25 June 2014—
Department of Education (including the former Department of Education and Training).
Industry, Innovation and Science portfolio (including Resources and Northern Australia).
Indexed lists of departmental and agency files for the period 1 January to 30 June 2019—Statements of compliance pursuant to the order of the Senate of 30 May 1996, as amended—
Attorney-General’s portfolio.
Australian Taxation Office.

3 Committees—Leave to meet during sitting
Committees were authorised to meet during the sitting of the Senate today, as follows:
Legal and Constitutional Affairs Legislation Committee—private meeting otherwise than in accordance with standing order 33(1), from 3.30 pm, for the committee’s consideration of the 2019-20 supplementary budget estimates.
Regulations and Ordinances—Standing Committee—private briefing, from 12 pm.

4 Governor-General’s opening speech—Address-in-reply—Presentation
The President informed the Senate that, accompanied by honourable senators, he had, on 19 September 2019, presented to the Governor-General the address-in-reply to his speech, on the occasion of the opening of Parliament, agreed to on 16 September 2019. The Governor-General had indicated that he would convey the address-in-reply to Her Majesty the Queen.

5 Private senators’ bill—Consideration
The Minister for Families and Social Services (Senator Ruston) moved—That general business order of the day no. 24 (Human Rights (Parliamentary Scrutiny) Amendment (Australian Freedoms) Bill 2019) be considered today at the time for private senators’ bills.
Question put and passed.

6 Human Rights (Parliamentary Scrutiny) Amendment (Australian Freedoms) Bill 2019
Order of the day read for the adjourned debate on the motion of Senator Bernardi—That this bill be now read a second time.
Debate resumed.
Senator McKim moved the following amendment:
Omit all words after “That”, substitute:
“the bill be withdrawn and redrafted to promote universal respect for, and observance of, human rights and freedoms as outlined in the International Covenant on Civil and Political Rights”.
Debate ensued.
Debate adjourned till the next day of sitting, Senator Dean Smith in continuation.
7 Order of business—Rearrangement

The Minister for Foreign Affairs (Senator Payne) moved—That consideration of government business order of the day no. 3 (Emergency Response Fund Bill 2019 and a related bill) be postponed till after consideration of government business orders of the day nos 4 to 6.

Question put and passed.

8 National Housing Finance and Investment Corporation Amendment Bill 2019

Order of the day read for the adjourned debate on the motion of the Minister for Families and Social Services (Senator Ruston)—That this bill be now read a second time.

Debate resumed.

Question put.

The Senate divided—

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* Tellers

Question agreed to.

Bill read a second time.

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

In the committee

Bill, taken as a whole by leave, debated.

At 2 pm: The President resumed the chair and the Temporary Chair of Committees (Senator Bernardi) reported progress.

9 Questions

Questions without notice were answered.
10 Motions to take note of answers
Senator Sterle moved—That the Senate take note of the answers given by the Minister for Finance (Senator Cormann) to questions without notice asked by Senators Sheldon and Gallagher today relating to economic growth.
Debate ensued.
Question put and passed.
The Leader of the Australian Greens (Senator Di Natale) moved—That the Senate take note of the answer given by the Minister for Finance (Senator Cormann) to a question without notice asked by Senator Di Natale today relating to climate change.
Question put and passed.

11 Notices
Senator Dean Smith: To move on the next day of sitting—That the Senate—
(a) notes:
   (i) that 10 October 2019 was World Day Against the Death Penalty,
   (ii) that the aim of the 2019 World Day Against the Death Penalty is to raise awareness of the rights of children whose parents have been sentenced to death or executed, and
   (iii) the bipartisan position of Australian Governments over many years in their continued opposition to the death penalty in all circumstances for all people, and their commitment to pursuing the universal abolition of the death penalty through all avenues available; and
(b) acknowledges the Australian Government’s Strategy for Abolition of the Death Penalty, and supports the Strategy’s statement of intent: ‘Australia opposes the death penalty in all circumstances for all people. We support the universal abolition of the death penalty and are committed to pursuing this goal through all the avenues available to us’. (general business notice of motion no. 161)

Senator Roberts: To move on the next day of sitting—That there be laid on the table by the Minister representing the Minister for Health, by no later than 3 pm on 16 October 2019, a copy of the final report by Professor John McMillan, AO, entitled Review of the Narcotics Drugs Act 1967, dated 10 July 2019. (general business notice of motion no. 162)

Senator Ciccone: To move on the next day of sitting—That the Senate—
(a) notes that:
   (i) after six years under this Liberal-National Government’s watch, from 1 July 2014 to 19 August 2019:
      (A) 95,943 people have come through Australia’s airports and sought asylum, as is their right to do, and
      (B) in nearly the same period, bridging visas have blown out from 94,000 to almost 230,000 – an increase of over 140%,
   (ii) of the protection visa applications decided by the Department of Home Affairs in that period, 62,732 – 84.2% – were rejected,
   (iii) those waiting in Australia on a bridging visa as their claims for asylum are assessed are often being exploited and trafficked by labour hire companies and criminal syndicates,
   (iv) stakeholders have expressed concern as racketeering around visas and asylum applications has been allowed to flourish,
(v) the Assistant Minister for Customs, Community Safety and Multicultural Affairs, Mr Wood, remarked on the blowout of airplane arrivals and stated ‘Organised crime and illegitimate labour hire companies are using this loophole...’, and

(vi) the Minister for Home Affairs, Mr Dutton, stated that: ‘...If you cannot control your borders, you cannot govern the country’; and

(b) condemns the Morrison Government and the Minister for Home Affairs, Mr Dutton, for losing control of Australia’s borders and allowing exploitation, slavery and trafficking to go unchecked, having a devastating impact on workers and their families. (general business notice of motion no. 163)

Senators Brown and Bilyk: To move—that the Senate—

(a) notes that:

(i) the latest Government report indicates that there are 120,000 older Australians waiting for their approved package, and

(ii) more than 72,000 older Australians on the wait list have no home care package at all;

(b) recognises that:

(i) the majority of older Australians waiting for level three and level four packages have high care needs,

(ii) some older Australians have been waiting more than two years for their approved package, many of whom are in their 90s, and others who have terminal illnesses, and

(iii) older Australians are entering residential aged care or even emergency departments instead of receiving their approved home care package;

(c) condemns the Morrison Government for failing to stop the waitlist growing; and

(d) calls on the Morrison Government to listen to the growing chorus of voices for urgent action to fix the home care packages waitlist now, and properly address this national crisis. (general business notice of motion no. 164)

The Minister for Employment, Skills, Small and Family Business (Senator Cash): To move on the next day of sitting—that, in accordance with subsection 10B(2) of the Health Insurance Act 1973, the Senate approves the Health Insurance (Extended Medicare Safety Net) Amendment (Eating Disorders Capping) Determination 2019 made under subsection 10B(1) of the Act on 10 September 2019.

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

(a) notes that it was National Mental Health Week from 5 to 12 October 2019, National Headspace Day on 9 October 2019 and World Mental Health Day on 10 October 2019;

(b) recognises that:

(i) in Australia around 950,000 young Australians (12 to 25) will be affected by a mental health issue each year,

(ii) Headspace has been instrumental in assisting young Australians to strengthen their wellbeing and manage their mental health,

(iii) Headspace has assisted 520,000 young people since it was established in 2006, and

(iv) more needs to be done to tackle the mental health crisis in Australia; and
(c) calls on the Federal Government to take action to reduce the stigma that sadly still surrounds mental health conditions, explore greater investment opportunities in mental health and move ahead on delivering the new Headspace centres it promised during the election campaign. (general business notice of motion no. 165)

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

(a) notes that it is National Children’s Week from 19 to 27 October 2019;

(b) recognises that:

(i) the first three years of life set critical foundations for learning, development and well-being into adulthood,
(ii) early childhood education and care in Australia is disproportionately funded by private sources, such as parents and families,
(iii) only one in five Australian children attend a public institution for early childhood education and care – well below the OECD average,
(iv) childcare costs are going up for working families, who are already struggling with stagnating wages, a slowing economy and skyrocketing costs of living, and
(v) all Australian children should have access to quality education at the start of life, regardless of where they live; and

calls on the Federal Government to make early childhood education an economic priority, and take steps to provide long-term funding certainty for four-year-old preschool, and extend the program to three-year-olds. (general business notice of motion no. 166)

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

(a) notes that:

(i) Anti-Poverty Week runs from 13 to 19 October 2019,
(ii) the Productivity Commission has found that two-thirds of low income renters in Australia are in rental stress – spending more than 30% of their income on rent,
(iii) 170,000 Australian households are left with less than $35 a day after covering their rent, and
(iv) the Productivity Commission has stated that Commonwealth Rent Assistance has not kept up with rising rents; and

(b) calls on the Federal Government to review the adequacy of Commonwealth Rent Assistance. (general business notice of motion no. 167)

Senators Faruqi and Waters: To move on the next day of sitting—That the Senate—

(a) notes that the New South Wales Parliament passed a bill to decriminalise abortion on 25 September 2019; and

(b) congratulates and thanks all the women and activists who have worked tirelessly for decades to achieve this important reform. (general business notice of motion no. 168)
Senators Keneally, Bilyk, McCarthy, Lambie, Waters, Hughes and Polley: To move on the next day of sitting—That the Senate—

(a) notes that:
   (i) today marks International Pregnancy and Infant Loss Remembrance Day,
   (ii) on this day, parents, families and friends will memorialise babies they have lost through miscarriage, stillbirth and infant death, and
   (iii) Pregnancy and Infant Loss Remembrance Day is an opportunity to officially acknowledge the losses experienced by parents and families across Australia;

(b) acknowledges that in Australia:
   (i) it is estimated that one in four pregnancies result in miscarriage — that is 103,000 every year,
   (ii) in 2018, 2419 lives were lost due to stillbirth or newborn death,
   (iii) despite medical advancements, the stillbirth rate has not changed in two decades, and
   (iv) the rate of stillbirth and newborn death is 20% higher in Aboriginal and Torres Strait Islander peoples;

(c) acknowledges that the bipartisan Select Committee on Stillbirth Research and Education tabled its report on 4 December 2018 which contained 16 recommendations;

(d) congratulates the Federal Government for this week’s launch of the Safer Baby Bundle educational resources to support healthcare professionals with new strategies to help reduce stillbirths;

(e) looks forward to the Federal Government’s release of the National Stillbirth Action Plan, due for public consultation in early 2020, which will outline strategies to reduce stillbirth rates and provide support for bereaved families;

(f) recognises that Pregnancy and Infant Loss Remembrance Day is an opportunity to raise awareness of this difficult reality and start a conversation about miscarriage and infant loss;

(g) expresses sympathy to all families who have suffered a miscarriage, a stillbirth or infant death;

(h) commends each and every person who has supported parents and families through their journey from the loss of a baby; and

(i) gives special recognition to previous generations who experienced such a devastating loss during a time when not only was the subject taboo, but families were given even less of an opportunity to commemorate and remember their children. (general business notice of motion no. 169)

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

(a) notes that it is Anti-Poverty Week from 13 to 19 October 2019, and 17 October 2019 is the United Nations Day for the Eradication of Poverty;

(b) recognises the dedication and enthusiasm of the Newstart Nannas who are in Canberra today asking federal politicians to immediately raise the rate of Newstart;

(c) notes that over a quarter of Newstart recipients are over the age of 55;

(d) acknowledges that many older women are increasingly facing financial insecurity, retiring into poverty and experiencing homelessness; and
(e) calls on the Federal Government to listen to the pleas of the Newstart Nannas for an immediate increase to Newstart and Youth Allowance. (general business notice of motion no. 170)

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

(a) notes that it is Anti-Poverty Week from 13 to 19 October 2019;
(b) recognises that:
   (i) in Australia, 739,000 children are living below the poverty line,
   (ii) the poverty rate is proportionately higher for children than adults, with one in six living below the poverty line, or 17.3% of all children, and
   (iii) all children deserve a fair start in life, no matter what their parents’ circumstances; and
(c) calls on the Federal Government to combat childhood poverty by lifting the rate of Newstart, ceasing their attacks on Medicare and the universality of our healthcare system, and by reversing their cuts to penalty rates to ensure working Australian families have a quality standard of living and a liveable wage. (general business notice of motion no. 171)

The Leader of Pauline Hanson’s One Nation (Senator Hanson): To move on the next day of sitting—That the Senate—

(a) notes that:
   (i) in 2000, the dairy industry in Australia was deregulated, and since that time milk production has fallen from close to 12 billion litres a year to 8.8 billion litres a year, while the population has increased from 19 million to 25 million people,
   (ii) milk production has fallen in every state in the past 12 months with the greatest decline in Queensland, followed by South Australia and New South Wales,
   (iii) the number of dairy farms has declined in Queensland from around 1500 to about 380,
   (iv) Queensland dairy herds are now in immediate danger through a failure of the winter and summer seasonal crops, and the shortage of quality feed means it is likely that whole herds will be sent to the slaughterhouse and families destroyed,
   (v) the Australian Competition and Consumer Commission’s (ACCC) dairy inquiry report was handed down in April 2018, and found that an increase in the fresh milk price in supermarkets would not benefit dairy farmers, only the processors,
   (vi) none of the eight recommendations in the ACCC’s report have been implemented by the Federal Government, including the Mandatory Code of Practice which means that farmers are still being forced into unfair and unconscionable contracts going forward for the next five years,
   (vii) there is an immediate need to deal with the imbalance in bargaining power between dairy farmers and processors by legislating to make unfair contracts and, in particular, multi-year contracts (which bind farmers but not processors) unlawful because dairy farmers do not have the means to pursue these unfair contracts through the courts, and
(viii) it is a myth that milk prices are set by market forces because farm-gate prices for milk are set by processors that are often foreign-owned; and

(b) calls on the Federal Government to:
   (i) provide immediate additional financial support to dairy farmers who cannot feed their herds,
   (ii) implement all of the ACCC recommendations, and
   (iii) regulate the price of milk per litre paid by processors to dairy farmers to ensure a viable dairy industry. (general business notice of motion no. 172)

Senator McKim: To move on the next day of sitting—That there be laid on the table by the Minister representing the Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs, by 5 pm on 16 October 2019, the final report on the review, led by Professor Peter Shergold, into Australia’s integration, employment and settlement outcomes for refugees and humanitarian entrants, which was delivered to the Government in February 2019. (general business notice of motion no. 173)

Senators Whish-Wilson and McKim: To move on the next day of sitting—That the Senate—
   (a) notes that:
      (i) thermal coal combustion is a key driver of increasing greenhouse gas emissions and rising global temperatures,
      (ii) the impact the current level of global warming of just 1.1 degrees is having on Tasmania includes worsening floods, East Coast drought, marine heatwaves, increased dry lightning storms causing bushfires, coastal erosion, biosecurity threats and ecosystem stress,
      (iii) the scientific consensus is that the burning of fossil fuels, such as coal, must end in order to limit global warming to 2.0 degrees and prevent further climate breakdown,
      (iv) Western Australian-based Midland Energy has received around $50,000, and Queensland-based Junction Coal around $23,000, in grants from the Tasmanian Government for coal exploration in Tasmania, and
      (v) it is in Tasmania’s best interest to be a climate positive, clean energy island, and that any new coal mines would harm the agricultural and tourism sectors; and

(b) calls on the Federal Government to implement a prohibition on any new thermal coal mines in Tasmania. (general business notice of motion no. 174)

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

(1) That the Senate notes recent statements concerning Australia’s relations with the People’s Republic of China, including:
   (a) the speech of the Minister for Foreign Affairs, Senator Payne, on 19 September 2019 in which she stated that in pursuing Australian diplomacy she will advance ‘Australian values’ and that ‘at times that will mean speaking our mind or taking actions that seem disagreeable to others’;
(b) the comments of the Minister for Home Affairs, Mr Dutton, on
11 October 2019 that it is necessary to have a ‘frank conversation’
about China’s global influence: its Belt and Road Initiative,
expansionism in the South China Sea and growing military and aid
presence in the Indo-Pacific;
(c) Mr Dutton’s further observations that the values, policies and actions of
the Chinese Communist Party are ‘inconsistent’ with Australian
democratic values and that ‘We’re not going to allow theft of
intellectual property and we’re not going to allow our government
bodies or non-government bodies to be hacked into’;
(d) the remarks of Prime Minister, Mr Morrison, on 12 October 2019, that
Mr Dutton’s comments ‘just simply reflect the fact we’re two different
countries’ and that ‘China will do what they do in their country, and we
respect that too’;
(e) the comments of the Minister for Resources and Northern Australia,
Senator Canavan, on 13 October 2019 that Mr Dutton was ‘just stating
the facts of the matter’ and that it is a ‘longstanding fact’ that Australia
and China have different systems of government and political values;
(f) the statement of the Shadow Minister for Foreign Affairs, Senator
Wong, on 14 October 2019 that she has made ‘repeated requests’ to the
Minister for Foreign Affairs that relevant agencies, such as the
Department of Foreign Affairs and Trade, and the Office of National
Intelligence, provide a detailed and comprehensive briefing for
parliamentarians on Australia’s relationship with China; and
(g) Senator Wong’s further observation that the Government has still not
replied to her request.

(2) That the following matter be referred to the Foreign Affairs, Defence and
Trade References Committee for inquiry and report by the final sitting day of
June 2020:

Australia’s relations with the People’s Republic of China, with particular
reference to:
(a) the management of a mutually respectful and beneficial bilateral
relationship between Australia and China;
(b) Australian and Chinese perspectives on, and interests in, regional and
global security issues;
(c) trade, investment and infrastructure issues, including Australia’s
engagement with China’s Belt and Road Initiative;
(d) educational and research cooperation;
(e) tourism, cultural exchanges and people-to-people ties;
(f) management of diplomatic and consular arrangements;
(g) dialogue on human rights issues;
(h) the roles of Australian institutions in Australia’s relations with China,
including, state and local governments, universities and other academic
bodies, business and non-government organisations; and
(i) any related matters.
Senators Waters and McKim: To move on the next day of sitting—That—

(1) The Senate notes that:
   (a) the Joint Select Committee on Australia’s Family Law System (the Committee) was appointed by resolution of the Senate on 18 September 2019, and resolution of the House of Representatives on 19 September 2019;
   (b) final membership of the Committee has yet to be confirmed, however, Mr Kevin Andrews, MP, is to be appointed as the Chair and Senator Hanson as the Deputy Chair;
   (c) the Federal Government has yet to act on or respond to the recommendations of the Australian Law Reform Commission review of the family law system;
   (d) up to 85% of matters in the Family Court involve family violence and abuse;
   (e) since the announcement of the inquiry into Australia’s family law system, numerous women’s and children’s safety organisations, including the Government reference group and Australian Women Against Violence Alliance, have condemned the inquiry and the proposed appointment of Mr Andrews and Senator Hanson; and
   (f) more than 1400 emails have been sent to the Prime Minister and other parliamentarians expressing concern that victims and survivors of family violence and abuse will not feel safe to give evidence to the inquiry, compromising the legitimacy of any recommendations made by the Committee.

(2) The Senate calls on the Federal Government to:
   (a) immediately abandon the unnecessary and harmful inquiry by the Joint Select Committee on Australia’s Family Law System;
   (b) respond to the recommendations of:
       (i) the Australian Law Reform Commission’s review of family law, and
       (ii) the House of Representatives Standing Committee on Social Policy and Legal Affairs inquiry, Better family law system to support and protect those affected by family violence; and
   (c) implement evidence-based strategies to make family law safer for victims and survivors of family violence.

(3) This resolution be communicated to the House of Representatives for concurrence. (general business notice of motion no. 175)

The Leader of Pauline Hanson’s One Nation (Senator Hanson): To move on the next day of sitting—That the Senate—

(a) notes that:
   (i) in July 2019, former Tasmanian senator and founder of the Australian Greens, Dr Bob Brown, stated ‘The proposal to build 200 supersized wind turbines on Robbins Island cattle farm will be the death of a thousand cuts to the State’s endangered shore birds’,
(ii) the Australian Greens:

(A) have not opposed the Robbins Island Wind Farm, first proposed in 2013, even though the island is home to the Tasmanian Wedge-tailed Eagles, listed as endangered under the Environment Protection and Biodiversity Conservation Act 1999 (the EPBC Act),

(B) opposed the Adani coal project on the grounds that the Black-Throated Finch, listed as endangered under the EPBC Act, would become extinct if approval was given by the Queensland Government to the Carmichael coal mine, and

(C) apply double standards in respect of species extinction, because they use an endangered species listing if it might stop a coal project proceeding, but not when an endangered species listing might stop a wind farm or solar farm project.

(iii) the matter of Mr Hamish Cumming & Ors v the Minister for Planning & Ors, a matter concerning brolgas (water birds) and the Golden Plains Wind Farm, has been listed for hearing in the Supreme Court of Victoria in October 2019,

(iv) the Commonwealth and Queensland governments spent more than $40 million on the Kogan Creek Solar Boost Project, which did not deliver one milliamp of power, before being closed, and

(v) a new industry comprising a small number of environmental consultants or brokers, who commonly receive 5% of the project cost as a fee, now operates to obtain planning approval for overseas wind farm operators; and

(b) calls on the Commonwealth Government to work with state government planning ministers and their departments to be vigilant in making sure projects are viable and proper arms-length processes are followed when approving wind, solar and other renewable energy projects. (general business notice of motion no. 176)

Senator Steele-John: To move on the next day of sitting—That the Senate—

(a) notes that:

(i) Anti-Poverty Week is from 13 to 19 October 2019, and 17 October 2019 is the United Nations Day for the Eradication of Poverty,

(ii) individuals who have served in the Australian Defence Force (ADF) have a right to be able to access comprehensive support services to enable them to reintegrate into civilian society,

(iii) recent estimates suggest that Australian veterans experience homelessness at a rate almost triple that of the general population,

(iv) factors such as age, poor mental and physical health, substance use and abuse, lack of access to support services, length of military service and accessibility of the housing and job market increase the likelihood of recent veterans experiencing homelessness, and

(v) recent research suggests that, despite services being in place for veterans, the information provided by the ADF and the Department of Veterans’ Affairs as to entitlements is insufficient, and that understanding and accessing these entitlements remains unnecessarily burdensome to veterans and their families; and
(b) calls on the Federal Government to:

(i) ensure that ADF personnel are comprehensively informed of their entitlements prior to discharge, provide increased information as to how to access services and invest in current services to ensure they are able to adequately support the veterans and military families who need them, and

(ii) work with veterans’ advocacy groups to develop a national strategy for the elimination of veteran homelessness as part of a national homelessness strategy. (general business notice of motion no. 177)

Senator Steele-John: To move on the next day of sitting—That the Senate—

(a) notes that:

(i) the thalidomide disaster was the most significant pharmaceutical regulatory failure in Australian history – thousands of affected babies died in vitro, and survivors have lived with significant impairments since birth,

(ii) there are an estimated 100 living survivors in Australia who are experiencing rapid deterioration of their health and quality of life,

(iii) the Community Affairs References Committee conducted an inquiry on support for Australia’s thalidomide survivors, and the committee reported on 22 March 2019 and found the current supports available to thalidomide survivors are inadequate; the committee made 11 recommendations, including that the Government should issue a formal apology, as well as provide compensation to enable survivors to live with their disability – the findings received unanimous support from the committee,

(iv) the Federal Government has not yet responded to the report and has indicated to survivors that they will not do so until mid-2020 – the only action taken by the Government so far has been to offer a plaque situated at the National Arboretum, and survivors have expressed the inadequacy of this offering as it is both inaccessible and unlikely to be enjoyed by survivors as many of them will be too immobile or would have passed away by the time the garden will have flourished, and

(v) further, survivors have clearly articulated the need for urgency in enacting all recommendations of the report, especially those which call for the provision of compensation to all survivors; and

(b) calls on the Federal Government to:

(i) urgently respond to the committee report, and

(ii) enact all recommendations of the committee report without delay. (general business notice of motion no. 178)

The Leader of the Australian Greens (Senator Di Natale): To move on the next day of sitting—That the Senate congratulates the Australian Capital Territory Government for reducing emissions by 40% since 1990, and this month securing 100% of the Territory’s power from renewable energy, meaning Australian Parliament House and the offices of Senator Canavan and the Member for Hughes, Mr Craig Kelly, and the Prime Minister’s Office, among others, are all running completely on clean energy. (general business notice of motion no. 179)
The Leader of the Australian Greens (Senator Di Natale): To move on the next day of sitting—That the Senate—

(a) notes with deep concern:

(i) United States President Donald Trump’s decision to withdraw some US forces from Northeast Syria and his tacit endorsement of a Turkish invasion, which follows the Kurdish people putting their lives on the line to help defeat ISIS and help the Yazidi people escape genocide,

(ii) Turkey’s subsequent decision to unilaterally and illegally invade Syria, which seriously risks unleashing a humanitarian catastrophe, has already resulted in the deaths of civilians, and threatens to spark the re-emergence of ISIS,

(iii) the warnings from Syrian Kurds that Turkey plans to engage in ethnic cleansing and demographic engineering along the Syrian-Turkish border, and

(iv) that Human Rights Watch has stated that Turkey and its allies have previously unlawfully killed, arbitrarily arrested and wrongfully displaced civilians;

(b) further notes with concern Turkish President Erdogan’s persecution of Turkey’s Kurdish minority, including the Government’s repressive measures against elected parliamentarians, mayors and municipalities from pro-Kurdish parties;

(c) expresses solidarity for the many Kurdish Australians who are deeply worried about their loved ones in the Middle East; and

(d) calls on the Australian Government to demand an immediate cessation of hostilities and the withdrawal of Turkish forces involved in so-called ‘Operation Peace Spring’. (general business notice of motion no. 180)

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

(a) notes that:

(i) the New South Wales Government plans to water down environmental rules to fast-track approvals for new dams and pipelines,

(ii) the Murray-Darling River is in environmental collapse and bypassing environmental protections will do more harm,

(iii) plans to override environmental protections will have negative impacts on downstream communities and the health of the river system, and

(iv) building dams will not make it rain; and

(b) calls on the Federal Government to rule out giving any public funding to dam and water infrastructure projects that circumvent environmental assessment and do not abide by proper environmental protections. (general business notice of motion no. 181)

Senator Hanson-Young: To move on 16 October 2019—That the Senate—

(a) notes that:

(i) Australia’s national parks are at risk of being privatised, to the exclusion of everyday Australians, against environmental interests, and in favour of high-end tourists for private profit,
(ii) a private corporation, The Australian Walking Company, is planning a luxury private development on fragile coastal sites in the wild and unspoilt parts of Flinders Chase National Park on Kangaroo Island in South Australia – South Australian taxpayers have footed an $830,000 bill for this project despite not being consulted.

(iii) the same private company has already developed parts of Cradle Mountain in Tasmania, and other locations across Australia, including Uluru and Hinchinbrook Island, are under threat, and

(iv) the applications for these private developments lack transparency and proper scrutiny; and

(b) calls on the Federal Government to honour the century-old Australian ethos that national parks should be for the people, and not for private ‘high-end’ resorts which exclude ordinary Australians and devalue prime park qualities.

The Leader of the Opposition in the Senate (Senator Wong): To move on the next day of sitting—That the Senate—

(a) notes with great concern:

(i) Turkey’s military operation targeting Kurds in northern Syria,
(ii) Turkey’s actions which are causing further destabilisation in the region, worsening the humanitarian disaster in Syria, and risk undermining progress against Daesh, and
(iii) evidence that innocent civilians are being killed and injured by Turkey’s military operations in Syria;

(b) recognises that the Kurdish forces in Syria have:

(i) been instrumental in fighting Daesh as an ally of the Global Coalition to Defeat Daesh/ISIS, and
(ii) lost over 10,000 fighters in the fight against Daesh in Syria; and

(c) calls on the Federal Government to urge Turkey to cease its unilateral military operations in Syria. (general business notice of motion no. 182)

12 Leave of absence

Senator Dean Smith, by leave, moved—That leave of absence be granted to Senator Fawcett from 14 to 17 October 2019, on account of parliamentary business.

Question put and passed.

Senator Urquhart, by leave, moved—That leave of absence be granted to Senators Carr and O’Neill from 14 to 17 October 2019, on account of parliamentary business.

Question put and passed.

Senator Siewert, by leave, moved—That leave of absence be granted to Senator Rice from 14 to 17 October 2019, for personal reasons.

Question put and passed.

13 Postponement

Business was postponed as follows:

General business notice of motion no. 157 standing in the name of Senator Waters for today, proposing the introduction of the National Integrity (Parliamentary Standards) Bill 2019, postponed till 17 October 2019.
General business notice of motion no. 159 standing in the names of Senators Sheldon and Bilyk for today, relating to the family law system, postponed till 17 October 2019.

14 **Committees—Extensions of time to report**

The following committees were granted extensions of time to report:

- Environment and Communications References Committee—Disclosure and reporting of sensitive and classified information, extended to 16 March 2020.
- Impact of feral deer, pigs and goats in Australia, extended to 16 March 2020.

15 **Routine of business—First speech and valedictory statements**

The Assistant Minister for Forestry and Fisheries (Senator Duniam), at the request of the Minister for Families and Social Services (Senator Ruston) and pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 1—That—

(a) on Wednesday, 16 October 2019, consideration of the business before the Senate be interrupted at approximately 5 pm, but not so as to interrupt a senator speaking, to enable Senator Henderson to make her first speech without any question before the chair; and

(b) immediately after Senator Henderson’s first speech, valedictory statements may be made relating to Senator Sinodinos.

Question put and passed.

16 **Anti-Poverty week**

Senator Siewert, also on behalf of Senator Ciccone, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 160—That the Senate—

(a) notes that it is Anti-Poverty Week from 13 to 19 October 2019, and 17 October 2019 is the United Nations Day for the Eradication of Poverty;

(b) recognises that:

(i) everybody has a right to a roof over their head, food on the table and a dignified life,

(ii) Australia is a party to seven core international human rights treaties – the right to social security is contained in article 9 of the International Covenant on Economic, Social and Cultural Rights,

(iii) one in six Australian children is living in poverty and relying on food banks every week,

(iv) people in our community are denied dignity when they are forced to live on $40 a day on Newstart for extended periods because the jobs are simply not there,

(v) it is difficult to look for paid work if you are homeless and hungry,

(vi) people living on Newstart are trapped in a daily struggle to make ends meet which makes it hard to think about the future they aspire to, and
(vii) increasing Newstart is a long overdue part of addressing growing income inequality, and it would also be a real boost to our economy; and

(c) calls on the Federal Government to make it a priority to help alleviate poverty by immediately increasing Newstart.

Statement by leave: The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, made a statement relating to the motion.

Question put and passed.

17 **Bylong Valley coal mine**

Senator Faruqi, also on behalf of Senator Waters, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 158—

That the Senate—

(a) notes that:

(i) the New South Wales Independent Planning Commission (the Commission) has rejected the development of the Bylong Valley coal mine near Mudgee in New South Wales, citing concerns about the long-lasting environmental, agricultural and heritage impacts of the proposed coal mine,

(ii) the Commission raised serious concerns about the proposed mine, including groundwater contamination and the mine’s contribution to climate change through greenhouse gas emissions, and

(iii) the Commission also raised concerns about the intergenerational inequity of environmental costs associated with the proposal, saying that younger generations would have to bear the heavy environmental, agricultural and heritage costs of the proposed coal mine; and

(b) congratulates the community who have been campaigning for years to protect the Bylong Valley from coal mining.

Statements by leave: The Assistant Minister for Forestry and Fisheries (Senator Duniam) and Senators Gallagher and Roberts, by leave, made statements relating to the motion.

Question put.

The Senate divided—

AYES, 8

Senators—

Di Natale   Hanson-Young   Siewert*   Waters
Faruqi      McKim         Steele-John  Whish-Wilson
NOES, 37

Senators—

Antic
Askew
Ayres
Bilyk
Bragg
Brockman
Brown
Canavan
Chandler
Ciccone
Davey
Dodson
Duniam
Fierravanti-Wells
Gallacher
Gallagher
Henderson
Hughes
Lines
McAllister
McCarthy
McDonald
McKenzie
McMahon
O’Sullivan
Paterson
Polley
Pratt
Rennick
Scarr
Sinodinos
Smith, Dean
Smith, Marielle
Sterle
Stoker
Urquhart*
Van

* Tellers

Question negatived.

18 Discussion of matter of public importance—Girls Take Over Parliament

The Deputy President (Senator Lines) informed the Senate that the following matter of public importance submitted by Senator Waters under standing order 75 had been selected for discussion today:

To mark the Senate’s involvement in the Girls Take Over Parliament, the issues of concern to young women in Australia.

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

19 Hong Kong—Document

The Leader of the Australian Greens (Senator Di Natale) tabled the following document by leave:

Hong Kong—Petitioning document relating to human rights in Hong Kong.

20 Documents—Consideration

Documents tabled earlier today (see entry no. 2) were considered as follows:

Motion to take note of document no. 4 moved by Senator Siewert. Consideration to resume on Thursday at general business.

Motion to take note of documents nos 5, 15 and 18 moved by Senator McCarthy. Consideration to resume on Thursday at general business.

Motion to take note of document no. 8 moved by Senator Brockman and agreed to.

21 Environment and Communications References Committee—Great Barrier Reef 2050 Partnership Program—Government response—Order for production of document—Documents

The Assistant Minister for Superannuation, Financial Services and Financial Technology (Senator Hume) tabled the following documents:

Environment and Communications References Committee—Report on the Great Barrier Reef 2050 Partnership Program—Government response—Order of 18 September 2019—Letter to the President of the Senate from the Minister for Trade, Tourism and Investment (Senator Birmingham), dated 14 October 2019, responding to the order, and attachment.
Committee membership

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

The Assistant Minister for Superannuation, Financial Services and Financial Technology (Senator Hume), by leave, moved—That senators be discharged from and appointed to committees as follows:

Australia’s Family Law System—Joint Select Committee—
Appointed—Participating member: Senator Roberts

Effectiveness of the Australian Government’s Northern Australia agenda—Select Committee—
Appointed—Participating member: Senator Hanson

Electoral Matters—Joint Standing Committee—
Appointed—Participating members [for the purposes of the committee’s inquiry into the 2019 election]: Senators Hanson and Roberts

Financial Technology and Regulatory Technology—Select Committee—
Appointed—Participating members: Senators Hanson and Roberts

Jobs for the Future in Regional Areas—Select Committee—
Appointed—Participating members: Senators Hanson and Roberts

Legal and Constitutional Affairs Legislation Committee—
Discharged—
Senator Van
Participating member: Senator Henderson
Appointed—
Senator Henderson
Participating member: Senator Van

Migration—Joint Standing Committee—
Discharged—Senator Dean Smith
Appointed—Senator Henderson

Multi-Jurisdictional Management and Execution of the Murray Darling Basin Plan—Select Committee—
Appointed—Participating members: Senators Hanson and Roberts

Publications—Standing Committee—
Discharged—Senator Dean Smith
Appointed—Senator Henderson.

Question put and passed.

Treasury Laws Amendment (Putting Members’ Interests First) Bill 2019

A message from the House of Representatives was reported agreeing to the amendments made by the Senate to the following bill:

Message no. 81, dated 14 October 2019—Treasury Laws Amendment (Putting Members’ Interests First) Bill 2019.

Australia’s Family Law System—Joint Select Committee—Appointment

The following message from the House of Representatives was reported:

Message no. 80, dated 14 October 2019— Agreeing to the Senate resolution establishing the Joint Select Committee on Australia’s Family Law System.
25 Governor-General’s messages—Assent to laws

Messages from His Excellency the Governor-General were reported, informing the Senate that he had assented to the following laws:

19 September 2019—Messages nos—

28—
- National Sports Tribunal Act 2019 (Act no. 68, 2019)

29—Health Insurance Amendment (Bonded Medical Programs Reform) Act 2019 (Act no. 70, 2019).

20 September 2019—Message no. 30—
- Aged Care Amendment (Movement of Provisionally Allocated Places) Act 2019 (Act no. 71, 2019)
- Combatting Child Sexual Exploitation Legislation Amendment Act 2019 (Act no. 72, 2019)
- Family Assistance Legislation Amendment (Extend Family Assistance to ABSTUDY Secondary School Boarding Students Aged 16 and Over) Act 2019 (Act no. 73, 2019)
- Social Services Legislation Amendment (Overseas Welfare Recipients Integrity Program) Act 2019 (Act no. 74, 2019)
- Veterans’ Affairs Legislation Amendment (Partner Service Pension and Other Measures) Act 2019 (Act no. 75, 2019).

2 October 2019—Messages nos—

31—
- Customs Amendment (Immediate Destruction of Illicit Tobacco) Act 2019 (Act no. 76, 2019)
- National Health Amendment (Pharmaceutical Benefits) Act 2019 (Act no. 77, 2019)
- Treasury Laws Amendment (Putting Members’ Interests First) Act 2019 (Act no. 79, 2019)
- Water Amendment (Indigenous Authority Member) Act 2019 (Act no. 80, 2019).

32—
- National Disability Insurance Scheme Amendment (Worker Screening Database) Act 2019 (Act no. 82, 2019).

26 National Housing Finance and Investment Corporation Amendment Bill 2019

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

In the committee

Consideration resumed of the bill.
Senator Lambie moved the following amendments together by leave:

Schedule 1, page 3 (after line 20), after item 4, insert:

**4A At the end of section 8**

Add:

(4) In performing its function under paragraph (1)(ca), the number of guarantees issued by the NHFIC in a year must not be greater than the number (if any) specified in the rules for the purposes of this subsection.

(5) In relation to the NHFIC’s function under paragraph (1)(ca), the rules may provide that the NHFIC must not issue a guarantee in relation to a property if:

(a) the property is in a specified class of properties; and

(b) the value of the property is above the amount of value specified in, or worked out in accordance with, the rules for a property in that class.

Schedule 1, page 4 (after line 18), after item 11, insert:

**11A After paragraph 14(a)**

Insert:

(aa) that relates to a matter mentioned in subsections 8(4) and (5); or

**11B At the end of paragraph 14(b)**

Add “or the rules”.

Debate ensued.

Question—That the amendments be agreed to—put and negatived.

On the motion of Senator Watt the following amendment was debated and agreed to:

Schedule 1, page 5 (after line 7), after item 15, insert:

**15A After section 57**

Insert:

**57A Review of assistance to first home buyers**

(1) The Minister must cause a review of the National Housing Finance and Investment Corporation’s activities assisting additional first home buyers to enter the housing market to be commenced within 3 months after the end of:

(a) the period beginning on the date when the first guarantee is issued and ending 12 months after that date; and

(b) each subsequent 12 month period.

(2) The persons undertaking the review must give the Minister a written report of the review within 3 months of the commencement of the review.

(3) The Minister must cause a copy of the report to be tabled in each House of the Parliament within 15 sitting days of that House after the report is given to the Minister.

Bill agreed to and reported with an amendment.
On the motion of the Assistant Minister for Superannuation, Financial Services and Financial Technology (Senator Hume) the report from the committee was adopted.

Senator Hume moved—That this bill be now read a third time.

Question put.

The Senate divided—

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* Tellers

Question agreed to.

Bill read a third time.

27 **ANL Legislation Repeal Bill 2019**

Order of the day read for the adjourned debate on the motion of the Assistant Minister for Forestry and Fisheries (Senator Duniam)—That this bill be now read a second time.

Debate resumed.

Senator Brown moved the following amendment:

At the end of the motion, add “but the Senate:

(a) notes this Government’s record of undermining the Australian shipping industry; and

(b) reaffirms that Australia’s economic, environmental and national security interests are best served by a viable and competitive Australian shipping industry”.

Debate ensued.

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

Main question, as amended, put and passed.

Bill read a second time.
No amendments to the bill were circulated and no senator required that it be considered in committee.

On the motion of the Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja) the bill was read a third time.

28 Community Affairs Legislation Committee—Leave to meet during sitting
Senator Dean Smith, by leave and at the request of the Chair of the Community Affairs Legislation Committee (Senator Askew), moved—that the Community Affairs Legislation Committee be authorised to hold a public meeting during the sitting of the Senate today, from 6.30 pm, to take evidence for the committee’s inquiry into the provisions of the Social Security (Administration) Amendment (Income Management to Cashless Debit Card Transition) Bill 2019.
Question put and passed.

29 Crimes Legislation Amendment (Police Powers at Airports) Bill 2019
Order of the day read for the adjourned debate on the motion of the Assistant Minister for Superannuation, Financial Services and Financial Technology (Senator Hume)—That this bill be now read a second time.

Debate resumed.

Question put.

The Senate divided—

AYES, 35

Antic
Ayres
Bilyk
Bragg
Cash
Chandler
Ciccone
Colbeck
Davey*

Duniam
Gallacher
Gallagher
Green
Henderson
Hughes
Hume
Lambie
Lines

McDonald
McGrath
O’Sullivan
Paton
Patrick
Polley
Pratt
Rennick
Scarr

Sinodinos
Smith, Dean
Smith, Marielle
Sterle
Stoker
Van
Walsh
Watt

NOES, 8

Di Natale
Faruqi

Hanson-Young
McKim

Siewert*
Steele-John

Waters
Whish-Wilson

* Tellers

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

In the committee

Bill, taken as a whole by leave, debated.
On the motion of Senator Patrick the following amendment was debated and agreed to:

Schedule 1, item 1, page 11 (after line 17), at the end of Division 3B, add:

**3UV Review of Division**

1. The Parliamentary Joint Committee on Intelligence and Security must review:
   a. the operation, effectiveness and implications of this Division; and
   b. security matters relating to major airports.

2. The Committee must begin the review before the end of the period of 3 years beginning on the day the *Crimes Legislation Amendment (Police Powers at Airports) Act 2019* commenced.

3. The Committee must report on the review to each House of the Parliament before the end of the period of 9 months beginning on the day the review commences.

Senator Patrick moved the following amendment:

Schedule 1, item 1, page 3 (before line 8), before section 3ULA, insert:

**3ULA Expiration of this Division**

This Division is repealed at the start of the day after the end of the period of 4 years beginning on the day the *Crimes Legislation Amendment (Police Powers at Airports) Act 2019* commenced.

Debate ensued.

Question—That the amendment be agreed to—put.

The committee divided—

**AYES, 30**

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**NOES, 29**

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Question agreed to.

Bill agreed to and reported with amendments.
On the motion of Minister for Employment, Skills, Small and Family Business (Senator Cash) the report from the committee was adopted.

Senator Cash moved—That this bill be now read a third time.

Debate ensued.

Question put and passed.

Bill read a third time.

30 **Treasury Laws Amendment (Ending Grandfathered Conflicted Remuneration) Bill 2019**

Order of the day read for the adjourned debate on the motion of the Minister for Resources and Northern Australia (Senator Canavan)—That this bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

No amendments to the bill were circulated and no senator required that it be considered in committee.

On the motion of the Assistant Minister for Superannuation, Financial Services and Financial Technology (Senator Hume) the bill was read a third time.

31 **Higher Education Support (Charges) Bill 2019**

**Higher Education Support Amendment (Cost Recovery) Bill 2019**

Order of the day read for the adjourned debate on the motion of the Minister for Resources and Northern Australia (Senator Canavan)—That these bills be now read a second time.

Debate resumed.

At 9.50 pm: Debate was interrupted while Senator O’Sullivan was speaking.

32 **Adjournment**

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

Debate ensued.

The Senate adjourned at 10.09 pm till Tuesday, 15 October 2019 at midday.

33 **Attendance**

Present, all senators except Senators Carr*, Fawcett*, Griff*, O’Neill* and Rice* (*on leave).

**RICHARD PYE**

Clerk of the Senate

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