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1 **Meeting of Senate**
The Senate met at 9.30 am. The President (Senator the Honourable Scott Ryan) took the chair, read prayers and made an acknowledgement of country.

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

**Auditor-General’s report for 2019-20**
1 No. 16—Performance audit—Western Sydney Airport procurement activities: WSA Co Limited.

**Government documents**
6 Schedule of multilateral treaties under negotiation, consideration or review by the Australian Government as at August 2019.

3 **Migration Amendment (Repairing Medical Transfers) Bill 2019—Consideration**

*Leave refused:* The Minister for Finance (Senator Cormann) sought leave to move a motion relating to the consideration of the Migration Amendment (Repairing Medical Transfers) Bill 2019. An objection was raised and leave was not granted.

*Suspension of standing orders:* Senator Cormann, pursuant to contingent notice, moved—That so much of the standing orders be suspended as would prevent him moving a motion to provide for the consideration of a matter, namely a motion to provide that a motion relating to the consideration of the Migration Amendment (Repairing Medical Transfers) Bill 2019 may be moved immediately and determined without amendment or debate.

Debate ensued.

*Question*—That the motion to suspend standing orders be agreed to—put.

The Senate divided—

**AYES, 38**

Senators—

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Question agreed to.

Senator Cormann moved—That a motion to provide for the consideration of the Migration Amendment (Repairing Medical Transfers) Bill 2019 may be moved immediately and determined without amendment or debate.

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

Question—That the question be now put—put.

The Senate divided—

**AYES, 38**

Senators—

Abetz  Colbeck  Lambie  Reynolds
Antic  Cormann  McDonald  Roberts
Askew  Davey  McGrath  Ruston
Bernardi  Duniam  McKenzie  Ryan
Birmingham  Fawcett  McMahon  Scarr
Bragg  Fierravanti-Wells  Molan  Seselja
Brockman  Hanson  O’Sullivan  Smith, Dean*
Canavan  Henderson  Paterson  Stoker
Cash  Hughes  Rennick  Van
Chandler  Hume

**NOES, 36**

Senators—

Ayres  Faruqi  McAllister  Smith, Marielle
Bilyk  Gallagher  McCarthy  Steele-John
Brown  Gallagher  McKim  Sterle
Carr  Green  O’Neill  Urquhart*
Chisholm  Griff  Patrick  Walsh
Ciccone  Hanson-Young  Pratt  Waters
Di Natale  Keneally  Rice  Watt
Dodson  Kitching  Sheldon  Whish-Wilson
Farrell  Lines  Siewert  Wong

* Tellers

Question agreed to.

Main question put.
The Senate divided—

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* Tellers

Question agreed to.

Senator Cormann moved—That—

(a) the Migration Amendment (Repairing Medical Transfers) Bill 2019 be called on immediately and have precedence over all other business;

(b) if, by 11 am, the bill has not been finally considered, the questions on all remaining stages shall be put without debate;

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

(d) following conclusion of consideration of the bill, the Senate shall return to the routine of business.

Question put.

The Senate divided—

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Question agreed to.

4 **Migration Amendment (Repairing Medical Transfers) Bill 2019**

Order of the day read for the adjourned debate on the motion of the Assistant Minister for Finance, Charities and Electoral Matters (Senator Seselja)—That this bill be now read a second time.

Debate resumed.

Senator Gallagher moved the following amendment:

At the end of the motion add “and further consideration of the bill be made an order of the day for the first sitting day after the Minister representing the Minister for Home Affairs has laid on the table all documents relating to negotiations between the Government and Senator Lambie in relation to this bill”.

*Leave refused*: The Leader of the Opposition in the Senate (Senator Wong) sought leave to move that the question on the amendment be now put. An objection was raised and leave was not granted.

*Proposed suspension of standing orders*: Senator Wong moved—That so much of the standing orders be suspended as would prevent her moving that the question on the amendment be now put.

Debate ensued.

Question—That the motion to suspend standing orders be agreed to—put.

The Senate divided—

**AYES, 35**

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<th>McAllister</th>
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*Tellers*
Question negatived.

* Tellers

Debate continued.

**Limitation of debate:** The time allotted for the consideration of the bill expired (see entry no. 3).

Question—That the amendment be agreed to—put.

The Senate divided—

**AYES, 35**

Senators—

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* Tellers

Question negatived.

Main question put.
The Senate divided—

AYES, 37

Senators—

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NOES, 34

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*Tellers

Question agreed to.

Bill read a second time.

Senator Keneally, by leave, moved the following amendment:

Schedule 1, item 15, page 5 (lines 11 to 29), omit the item, substitute:

**15 Continued application of old law**

(1) This item applies in relation to a transitory person if, immediately before this item’s commencement, any of the following had occurred:

(a) a decision had been made by the Minister in relation to the person under section 198D, 198E, 198F or 198G of the old law;
(b) the Secretary had identified the person as a legacy minor under section 198D of the old law but had not notified the Minister;
(c) the Secretary had been notified about the person under section 198E of the old law but had not notified the Minister;
(d) the Minister had been notified about the person under section 198D or 198E of the old law but had not made a decision about the person;
(e) the Independent Health Advice Panel (the panel) had been notified by the Minister about the person under section 198F of the old law but the panel had not informed the Minister of its recommendation in relation to the person;
(f) the Minister had been informed by the panel about the person under section 198F of the old law but the Minister had not made a decision about the person;
(g) the Minister had been informed by an officer about the person under section 198G of the old law but the Minister had not made a decision about the person.

(2) Despite the amendments and repeals made by this Schedule, the old law continues to apply, in relation to the transitory person, as if those amendments and repeals had not been made.
(3) The old law is the Migration Act 1958 as in force immediately before this item’s commencement.

(4) To avoid doubt, this item does not affect the operation of subsection 7(2) of the Acts Interpretation Act 1901.

Statements by leave: Senators Keneally and McKim, by leave, made statements relating to the amendment.

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 35

Senators—

Ayres              Gallacher              McCarthy*              Smith, Marielle
Bilyk              Gallagher              McKim                  Steele-John
Carr               Green                 O’Neill                Sterle
Chisholm           Griff                 Patrick                Walsh
Ciccone            Hanson-Young          Polley                 Waters
Di Natale          Keneally              Pratt                  Watt
Dodson             Kitching              Rice                   Whish-Wilson
Farrell            Lines                 Sheldon                Wong
Faruqi             McAllister            Siewert

NOES, 37

Senators—

Abetz              Cormann               Lambie                 Reynolds
Antic              Davey                 McDonald               Roberts
Askew              Duniam                McGrath               Ruston
Bernardi           Fawcett               McKenzie              Ryan
Bragg              Fierravanti-Wells       McMahon               Scarr
Brockman           Hanson                Molan                 Seselja
Canavan            Henderson             O’Sullivan             Smith, Dean*
Cash               Hughes                Paterson               Stoker
Chandler           Hume                  Rennick               Van
Colbeck

* Tellers

Question negatived.

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

The Senate divided—

AYES, 37

Senators—

Abetz              Cormann               Lambie                 Reynolds
Antic              Davey                 McDonald               Roberts
Askew              Duniam                McGrath               Ruston
Bernardi           Fawcett               McKenzie              Ryan
Bragg              Fierravanti-Wells       McMahon               Scarr
Brockman           Hanson                Molan                 Seselja
Canavan            Henderson             O’Sullivan             Smith, Dean*
Cash               Hughes                Paterson               Stoker
Chandler           Hume                  Rennick               Van
Colbeck
Question agreed to.
Bill read a third time.

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

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

**Biosecurity Act 2015**—
- Biosecurity (First Point of Entry—Essendon Airport) Determination 2019 [F2019L01550].
- Biosecurity (First Point of Entry—Port of Dampier) Determination 2019 [F2019L01551].
- Biosecurity (First Point of Entry—Port of Eden) Determination 2019 [F2019L01547].
- Biosecurity (First Point of Entry—Port of Esperance) Determination 2019 [F2019L01549].
- Biosecurity (First Point of Entry—Port of Fremantle) Determination 2019 [F2019L01545].
- Biosecurity (First Point of Entry—Port of Mackay) Determination 2019 [F2019L01544].


**Jervis Bay Territory Acceptance Act 1915**—Jervis Bay Territory Rural Fires Amendment (Miscellaneous Measures) Ordinance 2019 [F2019L01546].

**Migration Act 1958**—Directions under section 499—
   Consideration of Protection visa applications—No. 84.
Order of Consideration – Certain Skilled Migration visas—No. 86.
Order of Consideration – Distinguished Talent visas—No. 85.

6 Committees—Leave to meet during sitting
Committees were authorised to hold private meetings otherwise than in accordance with standing order 33(1) during the sitting of the Senate on Thursday, 5 December 2019, as follows:

   Autism—Select Committee, from 11 am.
   Effectiveness of the Australian Government’s Northern Australia agenda—Select Committee, from 10.30 am.

7 Counter-Terrorism Legislation Amendment (2019 Measures No. 1) 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 Whish-Wilson moved the following amendment:

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

(a) notes that:

   (i) the explanatory memorandum to the Anti-Money Laundering and Counter-Terrorism Financing Bill 2006 forecast a ‘second tranche’ of legislation that would include real estate agents, accountants and lawyers as designated services under the Act,

   (ii) in April 2016, the Government released the statutory review of the Anti-Money Laundering and Counter-Terrorism Financing Act 2006 which contained a recommendation that the Government develop options to regulate real estate agents, accountants and lawyers under the Act,

   (iii) the Government undertook consultation on the regulation of real estate agents, accountants and lawyers under the Act, which closed in January 2017,

   (iv) the Financial Action Task Force’s April 2015 Mutual Evaluation Report on Australia’s progress in combatting money laundering and terrorist financing stated that Australia is an attractive destination for foreign proceeds of crime, particularly corruption-related proceeds flowing into real estate,
(v) the December 2017 OECD Phase 4 Report on Australia’s implementation of the OECD Anti-Bribery Convention recommended that Australia address the risk that the real estate sector could be used to launder the proceeds of foreign bribery,

(vi) Australia is one of only six countries in the world not to have included real estate agents, accountants and lawyers as designated services under anti-money laundering and counter-terrorism laws,

(vii) AUSTRAC estimates that $1 billion in suspicious transactions flowed through the Australian property market from just one country, China, in just one year, 2016,

(viii) in November 2019, the Financial Action Task Force suspended their evaluation of Australia’s progress in combatting money laundering and terrorist financing, and

(ix) the Government’s rhetoric about being ‘tough on crime’ does not match with their failure to legislate the second tranche of anti-money laundering and counter-terrorism financing laws; and

(b) calls on the Government to introduce legislation to include real estate agents, accountants and lawyers as designated services under the Anti-Money Laundering and Counter-Terrorism Financing Act 2006”.

Debate ensued.

Question—That the amendment be agreed to—put.

The Senate divided—

AYES, 11

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

NOES, 43

Abetz  Davey  Lines  Ruston
Antic  Duniam  McDonald  Scarr
Askew  Fawcett  McGrath  Sheldon
Ayres  Fieravanti-Wells  McMahon  Smith, Dean
Bernardi  Gallacher  Molan  Smith, Marielle
Bragg  Green  O’Neill  Sterle
Brockman  Hanson  O’Sullivan  Stoker
Cash  Henderson  Paterson  Van
Chandler  Hughes  Pratt  Walsh
Ciccone*  Hume  Rennick  Watt
Colbeck  Lambie  Reynolds

*Tellers

Question negatived.

Main question put.
The Senate divided—

**AYES, 45**

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**NOES, 9**

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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.

The Minister for Employment, Skills, Small and Family Business (Senator Cash) moved the following amendment:

Schedule 2, item 16, page 12 (after line 12), after subsection 105A.5(9), insert:

(10) To avoid doubt, nothing in this section imposes an obligation on the offender to satisfy the Court that a claim of public interest immunity should not be upheld.

Note: The offender may seek to access any information, material or facts that are likely to be protected by public interest immunity (for example, through a subpoena). Under the law of public interest immunity, the person claiming the immunity must make and substantiate the claim, and satisfy the Court that the claim should be upheld.

*Explanatory memorandum:* Senator Cash tabled a supplementary explanatory memorandum relating to the government amendment to be moved to the bill.

Debate ensued.

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

Bill agreed to and reported with an amendment.

On the motion of Senator Cash the report from the committee was adopted and the bill read a third time.
8  **Aged Care Legislation Amendment (New Commissioner Functions) 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.  
*At 12.45 pm:* Debate was interrupted while Senator Siewert was speaking.

9  **Senators’ statements**  
Senators made statements.

10  **Questions**  
Questions without notice were answered.

11  **Personal explanation by Senator Cormann**  
The Minister for Finance (Senator Cormann), by leave, made a personal explanation relating to statements made by Senator Keneally at a press conference on 3 December 2019 concerning commitments made during consideration of the *Telecommunications and Other Legislation Amendment (Assistance and Access) Act 2018.*  
*Statements by leave:* The Leader of the Opposition in the Senate (Senator Wong) and Senators Keneally and McKim, by leave, made statements relating to the matter.

12  **Motions to take note of answers**  
Senator Watt moved—That the Senate take note of the answers given by the Minister for Finance (Senator Cormann) to questions without notice asked by Senators Gallagher and Walsh today relating to the economy.  
 Debate ensued.  
 Question put and passed.  
 Senator McKim moved—That the Senate take note of the answer given by the Minister for Finance (Senator Cormann) to a question without notice asked by the Leader of the Australian Greens (Senator Di Natale) today relating to negotiations concerning legislation.  
 Question put and passed.

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

(a) notes the importance of ensuring that Australian Parliament House is a safe place to visit and work;

(b) notes longstanding security arrangements in Parliament House have evolved in recent years and that further changes are proposed, in particular, the operation of closed circuit television systems (CCTV) and the new Electronic Access Pass System;
(c) notes that these systems, like other security and information systems, are managed by the Department of Parliamentary Services, under the authority of the Presiding Officers, on behalf of the Parliament;

(d) notes that, under the *Parliamentary Precincts Act 1988*, the powers of the Presiding Officers to manage and control the precincts apply subject to relevant orders of the Houses, which means that the administration of these security and information systems is constrained by the powers, privileges and immunities of the Houses and their members;

(e) affirms that the collection of information about parliamentarians and their staff is to be managed such that parliamentary privilege is protected;

(f) requests the Presiding Officers expedite protocols for adoption by the commencement of Parliament in 2020, such that:

   (i) management of data collected through the CCTV and Electronic Access Control System (EACS) is consistent with relevant Australian Government standards for the protection of personal information,

   (ii) members and senators whose privilege may be impinged by a decision to release data are provided opportunities to make submissions prior to the release of any data collected through the CCTV or Electronic Access Control System, where such a decision to release is in the remit of the Presiding Officers and not required by law, and

   (iii) the governance arrangements for CCTV or the Electronic Access Control System provide opportunities for non-government members and senators to participate, in relation to both determinations to release data where parliamentary privilege or the privacy of senators or members may be impacted or claimed, and system oversight;

(g) notes the President’s advice, that as an interim arrangement, pending finalisation of the protocols referred to in paragraph (f), when the President in consultation with the Clerk considers that the release of CCTV footage or EACS data may involve matters of privilege in relation to the functions or authority of the Senate or its committees or in relation to the free performance of a senators’ duties, the President will consult the Deputy President prior to agreeing to the release of any CCTV footage or EACS data to an external agency, or following the release of any such material where that release is required by legal processes without determination or decision of the Presiding Officers; and

(h) further notes the Senate’s previous resolution in December 2018, calling for an update on the MOU between the Attorney-General and the Presiding Officers, requests that this be expedited, and affirms this as a priority for 2020. *(general business notice of motion no. 346)*

The Minister for Families and Social Services (Senator Ruston): To move on the next day of sitting—That the provisions of paragraphs (5) to (8) of standing order 111 not apply to the following bills, allowing them to be considered during this period of sittings:

- *Australian Crime Commission Amendment (Special Operations and Special Investigations) Bill 2019*
- *Farm Household Support Amendment (Relief Measures) Bill (No. 2) 2019*
- *Interactive Gambling Amendment (National Self-exclusion Register) Bill 2019*
National Self-exclusion Register (Cost Recovery Levy) Bill 2019
Special Recreational Vessels Bill 2019.

Documents: Senator Ruston tabled the following documents:

Consideration of legislation—statements of reasons for the introduction and passage in the bills in the 2019 spring sittings.

Senators McDonald, Davey and McMahon: To move on the next day of sitting—That the Senate—

(a) notes that all Australians want to see a vibrant and prosperous Australian dairy industry that continues to produce delicious, nutritious and safe dairy products;
(b) recognises that dairy farmers are currently facing challenging times with high costs of inputs such as grain and fodder, due to the effects of drought, water and electricity prices;
(c) acknowledges the suite of measures available to assist dairy farmers, including:
   (i) $10 million to assist dairy farmers to upgrade or invest in energy efficient equipment to reduce their energy costs,
   (ii) $8.1 million in additional funding to the Australian Competition and Consumer Commission’s (ACCC) Agriculture Unit, including establishing a ‘Dairy Specialist’ position within the unit,
   (iii) $3 million in grants to support farmer groups to set up farm cooperatives and other collective business models,
   (iv) $1.5 million to Dairy Australia and Australian Dairy Farmers to increase financial literacy for farmers and support increased price transparency through more sophisticated contracting and milk marketing tools,
   (v) $98 million through the ‘Water for Fodder’ Program, and
   (vi) Over $8 billion in drought measures, including the Farm Household Allowance;
(d) notes that Australia is the fourth leading global dairy exporter, with dairy farmers benefiting from the Government’s free trade agreements, and removal of non-tariff trade barriers; and
(e) congratulates the Government in bringing forward the mandatory Code of Conduct due to be in operation by 1 January 2020 which will help protect farmers against egregious conduct by processors, improve transparency in the industry, and set enforceable minimum standards of conduct for business practices between farmers and processors. (general business notice of motion no. 347)

Senator Waters: To move on the next day of sitting—That there be laid on the table by the Minister representing the Minister for Energy and Emissions Reduction, by no later than 3 pm on 5 December 2019, the following documents:

(a) written justification for why the Department of the Environment and Energy (the Department) is using the 5% target instead of the up to 15% 2020 target for the second Kyoto Protocol period to calculate the size of their 2030 Paris Nationally Determined Contributions abatement task, as reflected on page 2 of the Climate Solutions Package brochure, and on page 10 of Australia’s emissions projections 2018;

(b) written justification for why the Department is using the 5% target instead of the up to 15% 2020 target for the second Kyoto Protocol period to calculate the size of Australia’s Kyoto carryover credits, as reflected on page 2 of the Climate Solutions Package brochure, and on page 10 of Australia’s emissions projections 2018;

(c) any correspondence, emails, meeting notes, memos or any other documentation relating to whether the conditions, as outlined in the Cancun Agreement and subsequent Doha Amendment, for a target of up to a 15% emissions reduction on 2000 emissions by 2020 have or have not been met; and

(d) any correspondence, emails, meeting notes, memos or any other documentation relating to the choice of 5% over up to 15% reductions by 2020 as the baseline for either the calculation of the 2021-2030 abatement task or the size of Australia’s Kyoto Protocol period two carryover credits. (general business notice of motion no. 349)

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

(a) notes with deep concern that:

(i) over a hundred fires continue to burn across New South Wales,

(ii) data from the New South Wales Department of Environment shows harmful pollutants in Sydney’s air are already over three times worse than at any moment in the past five years during bushfire season,

(iii) the toxicity of the air in some parts of Sydney is the equivalent of smoking between four and ten cigarettes a day,

(iv) particle pollution can trigger heart attacks, strokes, lung cancer and asthma attacks,

(v) New South Wales Health has stated that bushfires were to blame for an increase in people presenting to emergency departments with asthma and breathing difficulties, and

(vi) Mr Greg Mullins, the former chief of NSW Fire and Rescue, has stated that ‘climate change has supercharged the bushfire problem’ and that ‘if anyone tells you this is part of a normal cycle or we’ve had fires like this before smile politely and walk away, because they don’t know what they’re talking about’; and
(b) calls on the Federal Government to protect the health of the people of New South Wales and declare a climate emergency. (general business notice of motion no. 350)

Senators Siewert and Di Natale: To move on the next day of sitting—That the Senate—

(a) acknowledges that:

(i) First Nations peoples are the Traditional Owners and Custodians of the land we call Australia,

(ii) 26 January marks over 230 years of on-going dispossession and oppression for First Nations peoples and is considered a day of mourning by many First Nations peoples,

(iii) by continuing to celebrate Australia Day on 26 January we deny the truth about our shared history, and

(iv) Australians come together and march on Invasion Day because they want to tell the truth about our shared history, and acknowledge the ongoing impacts of colonisation; and

(b) urges all Australians to:

(i) respectfully engage in conversations about what 26 January means to First Nations peoples, and

(ii) be in solidarity with First Nations people on this painful day by attending Invasion Day events in their regions. (general business notice of motion no. 351)

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

(a) recognises that a Tasmanian organisation, Loaves & Fishes, provides around 70% of emergency food relief in Tasmania, servicing over 200 community food programs and 38 school breakfast clubs;

(b) acknowledges that Loaves & Fishes applied for but were excluded from receiving emergency food relief funding from the Commonwealth Government on the basis they are a local Tasmanian organisation;

(c) recognises that Tasmania is the only State in the Commonwealth that does not have on-the-ground operations from all three emergency food relief providers that receive funding support from the Department of Social Services;

(d) notes that, without Commonwealth Government funding of $150,000 a year, Loaves & Fishes will have to close their Hobart operation which supports 134 community food programs in the region, and since July 2018, has distributed more than 300,000 kilograms of fresh produce and produced over 55,000 ready to eat meals;

(e) calls on the Federal Government to ensure that vulnerable Tasmanians and Tasmanian emergency food relief providers are not overlooked for Federal Government support; and

(f) requests that the Federal Government act swiftly to resolve this matter, and that funding to support Tasmanians in need flow immediately. (general business notice of motion no. 352)
Senator Waters: To move on the next day of sitting—

(1) That the Senate notes—

(a) the Bureau of Meteorology’s (the Bureau) 2019–20 severe weather outlook has indicated that ‘this summer there’s a higher chance of extreme heat developing across our inland with soils so dry and an outlook for clearer skies’;

(b) the Bureau has declared that the Murray-Darling Basin is experiencing the most severe drought conditions in 120 years of records;

(c) in New South Wales (NSW), more than 2 million hectares have been burnt by bushfires since 1 July this year, including more than 10% of the area covered by NSW’s national parks and reserves; and

(d) in Queensland, more than 170,000 hectares have been lost since the start of the bushfire season and more than 50 bushfires continue to burn across the state.

(2) That the Senate notes that the State of the Climate 2018 report, authored by the CSIRO and Bureau of Meteorology, indicates that, as the climate crisis continues, Australia will see:

(a) a further increase in temperatures, with more extremely hot days and fewer extremely cool days;

(b) a decrease in cool-season rainfall across many regions of southern Australia, with more time spent in drought; and

(c) an increase in the number of high fire weather danger days and a longer fire season for southern and eastern Australia.

(3) That the Senate notes that:

(a) we are in a climate emergency;

(b) the burning of coal, oil and natural gas is the major global contributor to the climate crisis; and

(c) this summer, more Australian lives are at risk from extreme heatwaves, bushfires and drought as a result. (general business notice of motion no. 353)


Senators McDonald, Canavan, McGrath, Rennick, Scarr and Stoker: To move on the next day of sitting—That the Senate—

(a) acknowledges all recent recipients of Australian Bravery Decorations;

(b) notes that the Bravery Medal is awarded for acts of bravery in hazardous circumstances;

(c) recognises the following Queensland recipients of the Bravery Medal: Miss Elizabeth Adams, Mr Craig Coleman, Sergeant Paul Cox, Mr Damond Gray, Mr Matthew Hassen, Mr Alan Lawry, and the late Mr Robert Pickersgill;

(d) notes that the Commendation for Brave Conduct is awarded for other acts of bravery which are considered worthy of recognition;
(e) recognises the following Queensland recipients of the Commendation for Brave Conduct: Mrs Vivienne Coleman, Warrant Officer Class Two James Cottle, Mr Robert Devlin, Mr Craig Hogarth, Mr Daniel McDonald, Mr Darryn Marshall, Sergeant Matthew O’Brien, Mr Roberto Serola, Mrs Kerry Seymour and Senior Constable Jay Shepherd;

(f) notes that the Group Bravery Citation is awarded for a collective act of bravery, by a group of persons in extraordinary circumstances that is considered worthy of recognition; and

(g) recognises the following Queensland recipients of the Group Bravery Citation: Constable Richard Adderley, Sergeant Agnelle Bagetti, Senior Constable Jason Banks, Mr Cyril Cairns, Mr John Collins, Senior Constable Dale Cook, Mr James Ferguson, Mr Samuel Fouras, Master Vishaak Gangasandra, Dr Ashok Gangasandra Basavaraj, the late Mr Geoffrey Grant, Mr Christopher Holloway, Mr David Jefferson, Mr Michael Kindness, Mr Roy Koplick, Senior Constable Brendan O’Brien, Mr Richard Staples, Senior Constable Ashley Thompson and Mr John Verbeek. (general business notice of motion no. 355)

Senator Keneally: 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 no later than 12 pm on 9 December 2019, the detailed 2018-19 end of financial year reports for the migration, skilled temporary residents and visitors programs. (general business notice of motion no. 356)

Senators McDonald and McMahon: To move on the next day of sitting—That the Senate—

(a) notes that:

(i) Australian farmers are highly productive, with each farmer producing enough food to feed 600 people, 150 at home and 450 overseas – feeding approximately 50 million people across the world each year,

(ii) Australia’s Free Trade Agreements (FTA) give our primary producers and exporters preferential access into the growing markets across Asia,

(iii) the Federal Government’s work to deliver FTA means that Australian farmers are poised to take advantage of the projected growth in Asia,

(iv) there is a high demand for Australia’s safe and nutritious agricultural products across our international markets,

(v) trade has lifted the real income of Australian households by over $8400 a year, and

(vi) in 2017-18, the Australian red meat and livestock industry created employment for around 404,800 people, of these, just over 172,400 people were directly employed in the industry – the industry was also responsible for the employment of a further 232,400 people in businesses servicing the red meat and livestock industry, and as this industry exports 60% of product, six in every ten jobs relies on our ability to trade with the world;
(b) congratulates the Federal Government on the entry into force of major FTA across north Asia, including:

(i) the China FTA which has resulted in beef exports totalling $1.75 billion in 2018–19 – a 75% increase from $1 billion in 2017–18; in November 2019 alone, Australia’s chilled and frozen beef exports to China reached a new record high of 34,264 tonnes, 134% above November last year; dairy product exports totalling $1.7 billion in 2018–19 – a 54% increase from $1.1 billion in 2017–18,

(ii) the Japan FTA which has resulted in beef exports totalling $2.3 billion in 2018 – a 14% increase from $2 billion in 2017, cheese exports totalled $498 million in 2018 – a 17% increase over 2017, and

(iii) the Korean FTA which has resulted in beef exports totalling $1.37 billion in 2018 – a 25% increase from $1.1 billion in 2017;

(c) notes Indonesia’s demand for Australia’s quality clean, green produce will continue to be built on the back of demand from its increasingly affluent 260 million strong population – under IA CEPA, over 99% of Australian goods exports to Indonesia will enter duty free or under significantly improved and preferential arrangements; and

(d) supports the growth of Australian agriculture through the negotiation of preferential market access in export markets of the world. (general business notice of motion no. 357)

Senator McKim: To move on the next day of sitting—That there be laid on the table by the Minister representing the Prime Minister, by the adjournment of the Senate on 5 December 2019, any communication, including attached documents, between ministers of the Government and Senator Lambie, or their staff, relating to negotiations between the aforementioned parties regarding the Migration Amendment (Repairing Medical Transfers) Bill 2019. (general business notice of motion no. 358)

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

(1) That a select committee, to be known as the Select Committee on Foreign Interference through Social Media, be established to inquire into and report on the risk posed to Australia’s democracy by foreign interference through social media, with particular reference to:

(a) use of social media for purposes that undermine Australia’s democracy and values, including the spread of misinformation;

(b) responses to mitigate the risk posed to Australia’s democracy and values, including by the Australian Government and social media platforms;

(c) international policy responses to cyber-enabled foreign interference and misinformation;

(d) the extent of compliance with Australian laws; and

(e) any related matters.

(2) That the committee present its final report on or before the second sitting day of May 2022.

(3) That the committee consist of five senators, as follows:

(a) two nominated by the Leader of the Government in the Senate;
(b) two nominated by the Leader of the Opposition in the Senate; and
(c) one nominated by minor party and independent senators.

(4) That:
(a) participating members may be appointed to the committee on the nomination of the Leader of the Government in the Senate, the Leader of the Opposition in the Senate or any minority party or independent senator; and
(b) participating members may participate in hearings of evidence and deliberations of the committee, and have all the rights of members of the committee, but may not vote on any questions before the committee.

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

(6) That the committee elect as chair one of the members nominated by the Leader of the Opposition in the Senate and as deputy chair one of the members nominated by the Leader of the Government in the Senate.

(7) That the deputy chair shall act as chair when the chair is absent from a meeting of the committee or the position of chair is temporarily vacant.

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

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

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

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

(12) That the committee be empowered to print from day to day such papers and evidence as may be ordered by it, and a daily Hansard be published of such proceedings as take place in public. (general business notice of motion no. 359)

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

(1) That the Senate notes that:
(a) Australia has the second-largest migrant workforce in the world;
(b) according to Australian Population Research Institute, almost a fifth of the nation’s cleaners, store packers, and food and hospitality workers are on temporary migrant visas, and the number of migrants on the visas has jumped from 1.8 million to 2.2 million in the past four years;
(c) due to their temporary status and threats of deportation, migrant workers are more often subject to exploitation, wage theft and even physical and sexual abuse; and
(d) as the Chair of the Parliamentary Joint Committee on Migration, Mr Wood, stated ‘Organised crime and illegitimate labour hire companies are using this loophole to bring out illegal workers who are often vulnerable and open to exploitation and this represents an orchestrated scam that enables these criminal elements to exploit foreign workers in Australia until their claims are finalised’.

(2) That a select committee, to be known as the Select Committee on Temporary Migration, be established to inquire into and report on the impact temporary migration has on the Australia’s economy, wages and jobs, social cohesion and workplace rights and conditions, with particular reference to:

(a) government policy settings, including their impact on the employment prospects and social cohesion of Australians;
(b) the impact of temporary skilled and unskilled migration on Australia’s labour market;
(c) policy responses to challenges posed by temporary migration;
(d) whether permanent migration offers better long-term benefits for Australia’s economy, Australian workers and social cohesion;
(e) the impact of wage theft, breaches of workplace rights and conditions, modern slavery and human trafficking on temporary migrants; and
(f) any related matters.

(3) That the committee present its final report on or before the second sitting day of May 2022.

(4) That the committee consist of five senators, as follows:

(a) two nominated by the Leader of the Government in the Senate;
(b) two nominated by the Leader of the Opposition in the Senate; and
(c) one nominated by minor party and independent senators.

(5) That:

(a) participating members may be appointed to the committee on the nomination of the Leader of the Government in the Senate, the Leader of the Opposition in the Senate or any minority party or independent senator; and

(b) participating members may participate in hearings of evidence and deliberations of the committee, and have all the rights of members of the committee, but may not vote on any questions before the committee.

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

(7) That the committee elect as chair one of the members nominated by the Leader of the Opposition in the Senate and as deputy chair one of the members nominated by the Leader of the Government in the Senate.

(8) That the deputy chair shall act chair when the chair is absent from a meeting of the committee or the position of chair is temporarily vacant.

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

(11) That the committee have power to appoint subcommittees consisting of 3 or more of its members, and to refer to any such subcommittee any of the matters which the committee is empowered to consider.

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

(13) That the committee be empowered to print from day to day such papers and evidence as may be ordered by it, and a daily Hansard be published of such proceedings as take place in public. (general business notice of motion no. 360)

Senator Kitching: To move on 4 February 2020—That the following bill be introduced: A Bill for an Act to enable Australia to impose sanctions to promote compliance with international human rights law and respect for human rights or to deter significant corruption, and for related purposes. **International Human Rights and Corruption (Magnitsky Sanctions) Bill 2020.** (general business notice of motion no. 361)

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

(a) notes that mismanagement, water theft and allegations of corruption have undermined confidence in the Murray-Darling Basin Plan;

(b) rejects the National Party’s and Mr Barnaby Joyce’s assault on the Murray-Darling Basin Plan, the environment and South Australia; and

(c) calls on the Federal Government to support the delivery of water to South Australia under the Murray-Darling Basin Plan which is necessary for the survival of the River and the Lower Murray, and the communities that rely upon it. (general business notice of motion no. 362)

Notice withdrawn: Senator Urquhart, at the request of Senator Kitching, withdrew general business notice of motion no. 72 standing in the name of Senator Kitching relating to the establishment of a select committee.

14 **Postponement**

Business of the Senate notice of motion no. 2 standing in the name of Senator Brown for today, proposing the disallowance of the Marine Order 47 (Offshore industry units) 2019, postponed till 4 February 2020.

15 **Leave of absence**

Senator Dean Smith, by leave, moved—That leave of absence be granted to Senator Payne for 4 and 5 December 2019, on account of ministerial business.

Question put and passed.
16 Transport Security Amendment (Testing and Training) Bill 2019
National Vocational Education and Training Regulator Amendment
Bill 2019
The Assistant Minister for Forestry and Fisheries (Senator Duniam), at the request of the
Minister for Employment, Skills, Small and Family Business (Senator Cash), and pursuant
to notices of motion not objected to as formal motions, moved government business
notices of motion nos 1 to 2—That the following bills be introduced:
A Bill for an Act to amend legislation relating to transport security, and for related
purposes.
A Bill for an Act to amend the National Vocational Education and Training
Regulator Act 2011, and for related purposes.
Question put and passed.
Senator Duniam presented the bills and moved—That these bills may proceed without
formalities, may be taken together and be now read a first time.
Question put and passed.
Bills read a first time.
Senator Duniam moved—That these bills be now read a second time.
Explanatory memoranda: Senator Duniam tabled explanatory memoranda relating
to the bills.
Consideration of legislation: Pursuant to order, the debate was adjourned till the first day
in the next period of sittings, 4 February 2020.
On the motion of Senator Duniam the bills were listed as separate orders of the day.

17 Western Australia nominees for Australian of the Year Awards
Senator Dean Smith, also on behalf of Senators Sterle, Pratt, Lines, Dodson, O’Sullivan
and Brockman, pursuant to notice of motion not objected to as a formal motion, moved
general business notice of motion no. 326—That the Senate—
(a) notes that the 2020 Australian of the Year Awards finalists were announced on
13 November 2019;
(b) notes that the Australian of the Year Awards has four categories, including Young
Australian of the Year, which celebrates exceptional 16 to 30 year-olds who have
succeeded from all different walks of life;
(c) recognises the 2020 WA Young Australian of the Year nominee, Mr Yarlalu
Thomas, a Nyangumarta Pitjikarli man from Warralong, south-east of Port
Hedland, Western Australia; and
(d) congratulates the other nominees from Western Australia:
(i) Ms Annie Fogarty, AM, of the Fogarty Foundation, Perth, nominated for
2020 WA Australian of the Year,
(ii) Professor John Newnham, AM, of the University of Western Australia,
Perth, nominated for 2020 WA Senior Australian of the Year, and
(iii) Ms Suzy Urbaniak of the CoRE Learning Foundation, Victoria Park,
nominated for 2020 WA Local Hero.
Question put and passed.
18 **Attendance by minister—Australian dairy industry**

The Leader of Pauline Hanson’s One Nation (Senator Hanson) amended general business notice of motion no. 327 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—

(1) That the Senate notes that—

(a) the number of registered Australian dairy farms has fallen from 5699 in July 2018 to 5200 at present;

(b) milk production has fallen from 12 billion litres in 2000 to 8 billion litres in 2019;

(c) dairy foods play an important part in Australia’s food security and human health;

(d) none of the recommendations contained in the final report of the Australian Competition and Consumer Commission’s Dairy Inquiry, dated April 2018, have been implemented;

(e) Australia is forecast to import more dairy products than it exports by 2023;

(f) four foreign-owned milk processors control an increasing proportion of milk production in Australia setting the price at the farm gate, and that during the period 2013 to 2017, these processors had revenues in Australia of over $160 billion but paid less than $160 million in income tax or a rate of less than 1%;

(g) the main dairy export countries, including New Zealand which is the largest dairy exporter in the world, have a regulated farm gate milk price;

(h) regulation of farm gate milk prices is correlated with growth in milk production and increasing exports, whereas Australia’s export of dairy products has been in decline;

(i) on 11 November 2019, the Federal Government voted against the Protecting Australian Dairy Bill 2019; and

(j) on 2 December 2019, the Federal Government voted against debating the Saving Australian Dairy Bill 2019.

(2) That the Senate requires the Minister for Agriculture to attend the Senate on Thursday, 5 December 2019, at 3.30 pm, to provide an explanation of no more than 10 minutes of the Government’s plan to save the dairy industry from long-term decline.

(3) That at the conclusion of the explanation, any senator may move to take note of the explanation.

(4) That any motion under paragraph (3) may be debated for no longer than 60 minutes, shall have precedence over all business until determined, and senators may speak to the motion for not more than 10 minutes.

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

Question put and passed.
19 **Education and Employment References Committee—Government response—Mental health of first responders, emergency workers and volunteers—Order for production of documents**

Senator Urquhart, also on behalf of Senator Sheldon, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 328—That there be laid on the table by the Minister representing the Minister for Industrial Relations, by no later than 12.45 pm on 5 December 2019, the government’s response to the report of the Education and Employment References Committee, *The people behind 0oo: mental health of our first responders*, tabled on 14 February 2019.

*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.

20 **Independent review of the Australian Public Service**

Senator Gallagher, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 330—That the Senate—

(a) notes that:

(i) the Australian Public Service (APS) performs an essential role, from protecting our national security to supporting the most vulnerable members of our community,

(ii) the APS is an enduring institution in our democratic system that exists to serve the government of the day but remains impartial in its delivery of frank and fearless advice, and

(iii) for the APS to continue to meet the needs of the Australian community and adapt to a changing environment, it will need strong leadership, cultural change and long-term vision from governments of both political persuasions;

(b) notes that the Independent Review of the APS, the ‘Thodey Review’, touted as a ‘once in a generation review’, is yet to be released despite being received by the Federal Government two months ago; and

(c) calls on the Federal Government to release the ‘Thodey Review’ to the public before the end of 2019.

Question put and passed.

21 **Misconduct in the Banking, Superannuation and Financial Services Industry—Royal Commission—Government response—Order for production of documents**

Senator Roberts, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 332—That there be laid on the table by the Assistant Minister for Superannuation, Financial Services and Financial Technology, by 9.30 am on 5 December 2019, the draft response to the recommendations of the Royal Commission into Financial Services that relate to the Banking Code of Practice enforceable provisions and penalties for non-compliance.
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.

22 PFAS testing—Order for production of documents
Senator Roberts amended general business notice of motion no. 333 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That there be laid on the table by the Minister for Defence, by 10 am on 4 February 2020, blood and/or genetic testing on humans and livestock, that:
(a) was taken within the contamination zones, including private land, related to RAAF Base Richmond, RAAF Base Williamtown and Williamtown Airport;
(b) shows the level of per- and poly-fluoroalkyl substances (PFAS);
(c) is the actual testing result for each test taken or a facsimile thereof;
(d) are all the tests taken within the last 24 months; and
(e) has any personal information redacted.
Statement by leave: Senator Faruqi, by leave, made a statement relating to the motion.
Question put and passed.

23 Select Committee—Australian Government’s Northern Australia agenda—Terms of appointment
Senator Urquhart, at the request of the Chair of the Select Committee on the effectiveness of the Australian Government’s Northern Australia agenda (Senator Watt) and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 336—That paragraph (5) of the resolution of the Senate of 4 July 2019, appointing the Select Committee on the effectiveness of the Australian Government’s Northern Australia agenda, be amended to provide: That 3 members of the committee constitute a quorum of the committee, provided that the quorum shall include one Government member and one Opposition member.
Question put and passed.

24 Legal and Constitutional Affairs Legislation Committee—Extension of time to report
Senator Dean Smith, at the request of Senators Stoker and Carr and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 337—That the time for the presentation of the report of the Legal and Constitutional Affairs Legislation Committee on the provisions of the Native Title Legislation Amendment Bill 2019 be extended from 28 February 2020 to 16 April 2020.
Question put and passed.
25 **Census questions—Sexual orientation and gender identity—Order for production of documents**

Senator Rice, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 338—

(1) That the Senate notes that:
   
   (a) in briefings prepared for the Assistant Treasurer, the Australian Bureau of Statistics indicated that the October 2019 field test for the 2021 Census would include questions on sexual orientation and gender identity;

   (b) the Australian Statistician has given evidence to the Economics Legislation Committee that the Assistant Treasurer, or his office, expressed a preference about the use of forms without questions on sexual orientation or gender identity in the field trial; and

   (c) the October 2019 field trial proceeded without questions on sexual orientation or gender identity.

(2) That there be laid on the table by the Minister representing the Assistant Treasurer, by no later than 2 pm on 5 December 2019, all communications to the Australian Bureau of Statistics from the Assistant Treasurer, or his office, in relation to these questions, including any reasons for not proceeding with these questions in the field trial.

*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.

26 **Saudi journalists**

Senator Rice, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 339—That the Senate—

(a) notes that:

   (i) two gay Saudi journalists are currently being detained by the Australian Government after fleeing their home country where homosexuality is punishable by death,

   (ii) it is reported that the two men were outed by their own government after contact with foreign media, and feared death and torture, and

   (iii) the men have drawn similarities between their treatment in Saudi Arabia and their treatment in Australian detention – they have allegedly been threatened with violence from other detainees in the centre and been intimidated by guards; and

(b) calls on the Australian Government to:

   (i) acknowledge the increased risk these men face being held in detention due to their sexuality, and

   (ii) expedite the assessment process for these two journalists and ensure their safety while their claims for asylum are assessed.

*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.
Violence against women

Senator Waters, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 340—That the Senate—

(a) notes that:

(i) the overall national toll for women killed by violence since the start of 2019 now stands at 51, as reported by Counting Dead Women Australia from Destroy The Joint,

(ii) there is no national government reporting program to record the ongoing toll of women killed by violence in real time,

(iii) on average, one woman is murdered every week by her current or former partner,

(iv) according to the Australian Bureau of Statistics Personal Safety Survey 2016:

(A) more than 370,000 Australian women are subjected to violence from men each year,

(B) 1 in 3 Australian women has experienced physical violence,

(C) 1 in 5 Australian women has experienced sexual violence,

(D) 1 in 6 Australian women has experienced physical or sexual violence by a current or former partner,

(E) 1 in 4 Australian women has experienced emotional abuse by a current or former partner,

(F) Australian women are nearly three times more likely than men to experience violence from an intimate partner, and

(G) Australian women are 2.5 times more likely to be hospitalised for assault injuries arising from family and domestic violence than men, with hospitalisation rates rising by 23% since 2014-15,

(v) in 2017, young women aged between 15 and 34 accounted for more than half of reported sexual assaults,

(vi) there is growing evidence that women with disabilities are more likely to experience violence,

(vii) Aboriginal and Torres Strait Islander women report experiencing violence at 3.1 times the rate of non-Indigenous women,

(viii) in 2016-17, Indigenous women were 32 times as likely to be hospitalised due to family violence as non-Indigenous women,

(ix) the Fourth Action Plan of the National Plan to Reduce Violence against Women and their Children 2010-2022 states that the overall prevalence of violence against women will only start to decrease in the very long term as gender roles change, and

(x) the Fourth Action Plan recognises that demand for domestic and family violence services has increased, and will continue to increase; and

(b) calls on the Federal Government to:

(i) recognise domestic violence against women as a national security crisis,
(ii) adequately fund frontline domestic, family and sexual violence and crisis housing services to ensure that all women seeking safety can access these services when and where they need them,

(iii) legislate for 10 days paid domestic and family violence leave so that women do not have to choose between paying the bills and seeking safety,

(iv) ensure that all government-funded counselling services for domestic and family violence are delivered by expert family violence service providers, in accordance with the National Outcome Standards for Perpetrator Interventions,

(v) implement all 25 recommendations contained in the report of the Finance and Public Administration References Committee on domestic violence in Australia, tabled on 20 August 2015, and

(vi) maintain and publish an official real-time national toll of women killed by violence in Australia.

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.

28 Regulation of sonographers

The Leader of the Australian Greens (Senator Di Natale) amended general business notice of motion no. 341 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that:

(i) there were 10.9 million medical ultrasound examinations funded by Medicare last year,

(ii) the outcome of an ultrasound is reliant on the competence and expertise of the sonographer,

(iii) sonographers are the only medical imaging profession not regulated in Australia, and

(iv) calls to have sonographers regulated under national law are supported by the Australasian Sonographers Association; and

(b) calls on the Federal Government to sponsor a submission from the Australian Sonographers Association to the COAG Health Council for consideration of the proposal for sonographers to be regulated by adding the profession to the list of imaging professions already regulated by the Medical Radiation Practice Board of Australia.

Question put and passed.
29 Privatisation of visa processing system

Senator Urquhart, also on behalf of all Opposition senators, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 342—
That the Senate—

(a) notes that:
   (i) the Department of Home Affairs employs nearly 2000 dedicated and hardworking Australians to process visa applications across the country and the world,
   (ii) this is crucial work that ensures the integrity of our visa processing system and is the cornerstone of our sovereignty as a nation,
   (iii) the Federal Government’s plan to privatise Australia’s visa system threatens the livelihoods of thousands of Australians and their families, and
   (iv) privatising Australia’s visa system will lead to increased costs of visas, greater risks of worker exploitation, data security breaches and will make protecting national security more difficult;

(b) condemns the Federal Government for auctioning Australian jobs off to the highest bidder, and for undermining the integrity of our visa processing system and our nation’s sovereignty; and

(c) calls on the Federal Government to guarantee the protection of the 2000 visa processing jobs which will be lost under the Morrison Government if they persist with their efforts to privatise Australia’s visa system.

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.

30 Telecommunications Amendment (Repairing Assistance and Access) Bill 2019

Senator Urquhart, at the request of Senator Keneally and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 343—That the following bill be introduced:

   A Bill for an Act to amend the Telecommunications Act 1997, and for related purposes.

Question put and passed.

Senator Urquhart presented the bill and moved—That this bill may proceed without formalities and be now read a first time.

Question put and passed.

Bill read a first time.

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

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

Debate adjourned till the next day of sitting, Senator Urquhart in continuation.
31 New Skilled Regional Visas (Consequential Amendments) Bill 2019—Consideration

Senator Urquhart, at the request of Senator Keneally and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 344—That the Senate—

(a) notes that:
   (i) on 16 November 2019, applications opened for two new skilled regional visas – the Skilled Work Regional (Provisional) visa (subclass 491) and the Skilled Employer Sponsored Regional (Provisional) visa (subclass 494),
   (ii) the New Skilled Regional Visa (Consequential Amendments) Bill 2019 (the Bill) is an important piece of legislation which would ensure that ‘holders of these provisional skilled regional visas will have the same access to welfare payments and government services as permanent visa holders where eligible’,
   (iii) the Bill was introduced by the Federal Government into the House of Representatives on 31 July 2019,
   (iv) the Bill passed the House of Representatives on 14 October 2019, and was introduced in the Senate on 17 October 2019, and
   (v) to date, the Bill has remained without debate in the Senate for nearly two months;

(b) condemns the Federal Government for:
   (i) failing both new Australians and our rural and regional communities through their mismanagement of their limited legislative agenda, and
   (ii) prioritising the privatisation of Australia’s visa processing system over appropriately supporting current visa holders and the communities that they now call home; and

(c) calls on the Federal Government to properly consider and debate the New Skilled Regional Visas (Consequential Amendments) Bill 2019, as a matter of urgency.

Question put and passed.

32 Gambling reform

Senator Griff, 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. 345—That the Senate—

(a) notes that the 35th edition of the Australian Gambling Statistics, published by the Queensland Government Statistician’s Office and released this week, show:
   (i) $24.88 billion was lost by Australians in the year 2017-18,
   (ii) over half of the total gambling losses came from pokies – with $12.52 billion lost, and
   (iii) losses from the sports betting industry grew by 16.3% to $1.2 billion;

(b) further notes the response from Alliance for Gambling Reform chief advocate, Reverend Tim Costello, that there are direct connections in some instances between gambling harm and family violence and mental ill-health; and
(c) calls on the Federal Government to address gambling harm as a public health issue.

Question put and passed.

33 Economics References Committee—Reference—Review of foreign investment proposals

Senator Whish-Wilson amended business of the Senate notice of motion no. 3 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—that the following matter be referred to the Economics References Committee for inquiry and report by 7 September 2020:

The review of foreign investment proposals against the national interest test, with particular reference to:

(a) the protection of Australia’s market-based system from manipulation that would benefit proposed foreign investment;

(b) the assessment of the impact of proposed foreign investment on market concentration and competition;

(c) the imposition of conditions on foreign investors;

(d) the extent to which the risk that foreign investment proposals are being used for money laundering is examined;

(e) the role of the Foreign Investment Review Board; and

(f) any other related matters.

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

Question put.

The Senate divided—

AYES, 35

Senators—

Ayres Gallacher McKim Smith, Marielle
Brown Gallagher O’Neill Steele-John
Carr Green Patrick Sterle
Chisholm Griff Polley Urquhart*
Ciccone Hanson Pratt Walsh
Di Natale Hanson-Young Rice Waters
Dodson Kitching Roberts Watt
Farrell Lambie Sheldon Whish-Wilson
Faruqi McCarthy Siewert
34 Newstart and Youth Allowance

Senator Siewert, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 331—That the Senate—

(a) notes that:

(i) people living on Newstart and Youth Allowance find the festive season a particularly difficult time and they do not enjoy the same Christmas spirit as other Australians,

(ii) the low rates of payments means they are unable to afford gifts and the additional costs associated with the festive season, resulting in exclusion from participating in seasonal activities and events,

(iii) the social isolation and exclusion people feel when they cannot participate in their community or partake in family activities is devastating for their emotional and social well-being and sense of being part of the community, and

(iv) this situation is particularly hard for children; and

(b) calls on the Federal Government to immediately increase Newstart and Youth Allowance so that people in our community are not isolated and excluded.

Question put and passed.

35 Urannah Water Scheme

Senator McGrath, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 325—That the Senate—

(a) notes that the Urannah Water Scheme will:

(i) increase water security for the Mackay, Isaac and Whitsunday regions,

(ii) provide a storage capacity of over 1.5 million megalitres,

(iii) generate electricity with a hydro-power plant, and

(iv) create new jobs in regional Queensland; and

(b) commends:

(i) Bowen Collinsville Enterprise, including its Chairman, Mr Paul McLaughlin and former Chairman, Mr David Evans, for their long and continued advocacy of the Urannah Water Scheme, and
the Federal Government for providing a $10 million grant to fund a detailed business case and Environmental Impact Statement of the Urannah Water Scheme.

Question put.
The Senate divided—

AYES, 34

Senators—

Abetz  Davey  McGrath  Roberts
Antic  Duniam  McKenzie  Ruston
Askew  Fawcett  McMahon  Ryan
Birmingham  Fierravanti-Wells  Molan  Scarr
Bragg  Hanson  O'Sullivan  Seselja
Brockman  Henderson  Paterson  Smith, Dean*
Canavan  Hughes  Rennick  Stoker
Chandler  Hume  Reynolds  Van
Colbeck  McDonald

NOES, 31

Senators—

Ayres  Farrell  McKim  Steele-John
Bilyk  Faruqi  O'Neil  Sterle
Brown  Gallacher  Polley  Urquhart*
Carr  Gallagher  Pratt  Walsh
Chisholm  Green  Rice  Waters
Ciccone  Hanson-Young  Sheldon  Watt
Di Natale  Kitching  Siewert  Whish-Wilson
Dodson  McCarthy  Smith, Marielle

* Tellers

Question agreed to.

36 Native forestry industry

Senator Davey, also on behalf of Senators Henderson, O'Sullivan, Brockman, Abetz, Askew, Hughes, Rennick and Van, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 329—that the Senate—

(a) notes that:

(i) the Intergovernmental Panel on Climate Change, which advised the United Nations Framework Convention on Climate Change, stated in their 4th Assessment: ‘A sustainable forest management strategy aimed at maintaining or increasing forest carbon stocks, while producing an annual sustained yield of timber, fibre or energy from the forest, will generate the largest sustained mitigation benefit’,

(ii) all Australia’s native forests, including the Victorian native forest estate, are certified to the global standard of Programme for the Endorsement of Forest Certification, which is the world’s largest certification scheme for forestry and is only available to countries that practise sustainable forest management,

(iii) on 7 November 2019, the Victorian Labor Government announced it will cease all native forest harvesting in state forests by 2030, stepping down production from 2024,
(iv) the annual economic impact on the native forestry value chain and regional communities is expected to be more than $297.3 million,
(v) more than 4700 workers, their families and communities will be negatively impacted as a result of the Victorian Labor Government’s decision,
(vi) regional towns and communities across Victoria, including Orbost, Benalla, Heyfield, Noojee, Violet Town, Powelltown and Corryong, are likely to be negatively affected by this decision, and
(vii) this decision creates a disturbing precedent undermining confidence in communities relying on native forestry across Australia; and

(b) calls on all parties to:
(i) recognise the significant contribution the Victorian native hardwood forestry industry contributes to the economy and to rural and regional communities,
(ii) condemn the Victorian Labor Government for seeking to destroy the Victorian native timber industry and forestry workers right to earn a living, and
(iii) call on the Victorian Labor Government to listen to the regional communities directly affected, and reverse this decision.

Statements by leave: Senators Gallagher and Rice, by leave, made statements relating to the motion.

Question put.
The Senate divided—

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* Tellers

Question agreed to.
37 Australian foreign aid budget

Senator Faruqi amended general business notice of motion no. 334 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that the Federal Government has announced a review of Australia’s foreign aid program;

(b) notes with concern that:

(i) Australia’s foreign aid budget has been cut by 27% since its peak in 2012-13, and is well below the average for countries in the Organisation for Economic Co-operation and Development (OECD),

(ii) the Liberal Government cut $117 million from the aid budget in 2019-20 – if current trends continue, Australia’s foreign aid program will be in the bottom third of all OECD countries by 2020-21,

(iii) Australia’s current aid commitment stands at an abysmal 0.21% of Gross National Income (GNI), well below Australia’s United Nations obligation of 0.7% of GNI,

(iv) aid programs in south and east Asia have been cut drastically, and

(v) the Liberals’ budget cuts and political repurposing of aid to serve Australia’s self-interest have decimated our foreign aid program;

(c) calls on the Federal Government to ensure the review is conducted independently and the findings are shared publicly; and

(d) calls on the Federal Government to:

(i) increase our foreign aid budget to at least match Australia’s UN obligation at 0.7% of GNI, and

(ii) use the review as an opportunity to reset their approach to foreign aid and put poverty reduction, climate resilience and social justice at the heart of our foreign aid program.

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

Question put.

The Senate divided—

AYES, 33

Senators—

Ayres          Faruqi          McKim          Smith, Marielle
Bilyk          Gallagher       O’Neill       Steele-John
Brown          Gallagher       Patrick       Sterle
Carr           Green          Polley       Urquhart*
Chisholm       Griff          Pratt        Walsh
Ciccone        Hanson-Young   Rice         Waters
Di Natale      Kitching       Sheldon       Watt
Dodson         McCarthy       Siewert       Whish-Wilson
Farrell
NOES, 35

Senators—
Abetz   Davey   McDonald   Roberts
Antic   Duniam  McGrath   Ruston
Askew   Fawcett McKenize   Ryan
Birmingham F ierravanti-Wells McMahon   Scarr
Bragg   Hanson   Molan   Seselja
Brockman Henderson O’Sullivan Smith, Dean*
Canavan Hughes   Paterson   Stoker
Chandler Hume   Rennick   Van
Colbeck Lambie Reynolds

* Tellers

Question negatived.

38 Climate change and public health

The Leader of the Australian Greens (Senator Di Natale), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 335—That the Senate—

(a) acknowledges that the Australian Medical Association, the Royal Australasian College of Physicians, the Australian College of Emergency Medicine and the Australian College of Rural and Remote Medicine, representing more than 50,000 Australian doctors, have all declared climate change a public health emergency;

(b) recognises that these highly-respected health and medical organisations have stated that climate change now poses an unprecedented and deadly threat to human lives, and have urgently called on all governments to address the climate emergency by:

(i) expediting the transition from fossil fuels to zero emission renewable energy across all economic sectors, with support to affected communities,

(ii) developing and implementing a national climate change and health strategy based on the framework developed by the health sector, and

(iii) advancing comprehensive heat hazard reduction strategies to minimise heat exposure and sensitivity across Australia, paying particular attention to the needs of vulnerable populations;

(c) further acknowledges that, through the Climate and Health Alliance, more than 50 health, social welfare and conservation groups have joined together in an open letter to the Parliament, to highlight the unprecedented and profound threat of climate change on the health of people and the health system; and

(d) calls on the Federal Government to listen to the experts, and act now to follow the 965 jurisdictions in 18 countries that have already declared a climate emergency, and take the urgent actions required to protect human and environmental health.

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

Question put.
The Senate divided—

**AYES, 33**

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**NOES, 35**

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* Tellers

Question negatived.

39 **Discussion of matter of public importance—Unconventional monetary policy**

The Acting Deputy President (Senator Fawcett) informed the Senate that the following matter of public importance submitted by the Leader of Pauline Hanson’s One Nation (Senator Hanson) under standing order 75 had been selected for discussion today:

In light of comments by the Governor of the Reserve Bank that, under certain circumstances, all options for unconventional monetary policy should be on the table, the need for the Senate to reassure everyday Australians that this will not include negative interest rates or bank bail-ins.

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

At 5.00 pm: The discussion was interrupted.

40 **Valedictory statements**

Pursuant to order (see entry no. 11, 3 December 2019), senators made statements relating to the retirement of Senator Bernardi.

41 **Discussion of matter of public importance—Unconventional monetary policy**

Discussion of the matter of public importance proposed by the Leader of Pauline Hanson’s One Nation (Senator Hanson) (see entry no. 39) concluded.
42 Notice of motion withdrawn
Senator McMahon withdrew general business notice of motion no. 347 given today concerning the Australian dairy industry.

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

Motion to take note of documents nos 1, 4 and 6 moved by Senator Urquhart.
Consideration to resume on Thursday at general business.

44 Australian parliamentary delegation to 141st Inter-Parliamentary Union Assembly, Belgrade, Serbia—Document
Senator O’Neill, by leave, tabled the following document:

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

45 Committee reports and government responses—Tabling and consideration
Senator McGrath, at the request of the Chair of the Standing Committee for the Scrutiny of Delegated Legislation (Senator Fierravanti-Wells), tabled the following report:


Senator McGrath, on behalf of the Parliamentary Joint Committee on Intelligence and Security, tabled the following reports:

Intelligence and Security—Joint Statutory Committee—Reports—
Senator McGrath moved—That the Senate take note of the reports.
Debate adjourned till the next day of sitting, Senator McGrath in continuation.

The Chair of the Environment and Communications References Committee (Senator Hanson-Young) tabled the following report:

Environment and Communications References Committee—Australia’s faunal extinction crisis: Environmental protections for native grasslands, and the conduct of Ministers—Interim report, dated December 2019.
Senator Hanson-Young moved—That the Senate take note of the report.
Debate ensued.
Debate adjourned till the next day of sitting, Senator McMahon in continuation.

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

Public Accounts and Audit—Joint Statutory Committee—


Executive minutes and responses to the committee recommendations in reports—


Senator Chandler moved—That the Senate take note of the report.
Question put and passed.

Pursuant to order, Senator McGrath, at the request of the Chair of the Community Affairs Legislation Committee (Senator Askew), tabled the following report and documents:


Pursuant to order, Senator Siewert, at the request of the Chair of the Select Committee into Jobs for the Future in Regional Areas (Senator Di Natale), tabled the following report and documents:

Jobs for the Future in Regional Areas—Select Committee—Report, dated December 2019, Hansard record of proceedings, documents presented to the committee, additional information and submissions.

Senator McDonald moved—That the Senate take note of the report.
Debate ensued.
Debate adjourned till the next day of sitting, Senator McKim in continuation.

46 City of Sydney—Emissions—Order for production of documents—Document
The Minister for Resources and Northern Australia (Senator Canavan) tabled the following document:
City of Sydney—Emissions—Order of 3 December 2019—Letter to the President of the Senate from the Minister for Trade, Tourism and Investment (Senator Birmingham), dated 4 December 2019, responding to the order and raising a public interest immunity claim.
Senator Watt moved—That the Senate take note of the document.
Debate ensued.
Debate adjourned till the next day of sitting, Senator Abetz in continuation.

47 Corporate emissions and energy data—Order for production of documents—Document
The Minister for Resources and Northern Australia (Senator Canavan) tabled the following document:
Corporate emissions and energy data—Order of 2 December 2019—Letter to the President of the Senate from the Minister for Trade, Tourism and Investment (Senator Birmingham), dated 4 December 2019, responding to the order.
Senator Watt moved—That the Senate take note of the document.
Debate ensued.
Debate adjourned till the next day of sitting, Senator Abetz in continuation.

48 Notice
Senator Gallagher by leave, gave a notice of motion as follows: To move on the next day of sitting—That the Senate—
(a) notes the Morrison Government’s consistent failure in 2019 to uphold its own Statement of Ministerial Standards or to be an open, transparent and accountable government in line with the expectations of the Australian community on matters, including:
(i) Prime Minister Morrison’s inappropriate contact with the New South Wales Police Commissioner regarding a criminal investigation into a member of his Cabinet, the Minister for Energy and Emissions Reduction, Mr Taylor,
(ii) Prime Minister Morrison’s refusal to confirm whether he invited the head of the Hillsong Church, Pastor Brian Houston, to a state dinner in Washington DC,
(iii) Prime Minister Morrison’s refusal to uphold his own ministerial standards for former Ministers Pyne and Bishop,
(iv) Prime Minister Morrison’s refusal to require Mr Gladys Liu, MP, to make a full and frank statement to the Parliament,
(v) Minister Taylor’s and Minister Frydenberg’s involvement in the ‘grasslands’ affair,
(vi) Minister Taylor’s use of falsified information in correspondence to the Lord Mayor of Sydney,
(vii) Minister Porter’s appointments to the Administrative Appeals Tribunal,
(viii) Minister Hunt’s awarding of MRI licences in South Australia, and
(ix) Minister Dutton’s awarding of the $423 million Paladin contract; and
(b) expresses its disappointment in the Morrison Government’s ongoing disregard for its Statement of Ministerial Standards, the conventions of our parliamentary system of government, and the expectations of the Australian community for integrity and accountability in government. *(general business notice of motion no. 363)*

49 **Adjournment**

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

Debate ensued.

The Senate adjourned at 7.59 pm till Thursday, 5 December 2019 at 9.30 am.

50 **Attendance**

Present, all senators except Senator Payne (on leave).

**Richard Pye**

Clerk of the Senate