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THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

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MEETING OF SENATE

The Senate met at 9.30 am. The President (Senator the Honourable Stephen Parry) took the chair, read prayers and made an acknowledgement of country.

DOCUMENTS

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

- Airservices Australia—Corporate plan 2016-21.
- Auditor-General—Audit reports for 2016-17—
  - No. 1—Performance audit—Procurement of the International Centre for Complex Project Management to assist on the OneSKY Australia program: Airservices Australia.
  - No. 3—Performance audit—Machinery of government changes: Across entities.
  - No. 4—Performance audit—Award of funding under the 20 Million Trees Programme: Department of the Environment and Energy.
  - No. 5—Performance audit—Passenger security screening at domestic airports: Department of Infrastructure and Regional Development.
  - No. 6—Performance audit—Corporate planning in the Australian public sector: Across entities.
  - No. 7—Financial statement audit—Interim phase of the audits of the financial statements of major general government sector entities for the year ending 30 June 2016.
  - No. 8—Performance audit—Controls over credit card use: Across entities.
  - No. 9—Performance audit—Community Pharmacy Agreement: Follow-on audit: Department of Health.

- Australian National University—Report for 2015.
- Civil Aviation Safety Authority (CASA)—Corporate plan 2016-21.
- Indigenous Business Australia (IBA)—Corporate plan 2016-20.
- Migration Act 1958—Section 486O—Assessment of detention arrangements—
  - Personal identifiers 1002188, 1002288, 1002380, 1002449, 1002485, 1002493, 1002648, 1002652, 1002654, 1002661, 1002841, 1002859, 1002935, 1002944, 1002945, 1002966, 1003018, 1003019, 1003029, 1003074, 1003086, 1003087, 1003096, 1003208, 1003228, 1003232, 1003258, 1003259, 1003268, 1003280, 1003284, 1003317, 1003327, 1003365, 1003402, 1003403, 1003450, 1003451, 1003482 and 1003497—Commonwealth Ombudsman’s reports—Report no. 9 of 2016.
  - Government response to Ombudsman’s reports, dated 29 August 2016.
Personal identifiers 1002196, 1002199-O, 1002204, 1002211, 1002230, 1002251, 1002284, 1002430, 1002555, 1002557, 1002565, 1002567, 1002594, 1002601, 1002618, 1002827, 1002851, 1002913, 1002920, 1003049, 1003149, 1003167, 1003174, 1003177, 1003179, 1003191, 1003196, 1003201, 1003225, 1003270, 1003340, 1003393, 1003422, 1003430, 1003473, 1003480, 1003492 and 1003532—

Commonwealth Ombudsman’s reports—Report no. 10 of 2016.

Government response to Ombudsman’s reports, dated 29 August 2016.

Personal identifiers 1000159-O, 1000413-O, 1000416-O, 1002198-O, 1002231, 1002317, 1002592, 1002630, 1002631, 1002646, 1002701, 1002702, 1002755, 1002756, 1002857, 1002858, 1002860, 1002901, 1002978, 1002980, 1002995, 1003064, 1003081, 1003120, 1003158, 1003229, 1003265, 1003273, 1003287, 1003306, 1003311, 1003335, 1003372, 1003373, 1003381, 1003400, 1003408, 1003467, 1003487, 1003496 and 1003500—


Government response to Ombudsman’s reports, dated 29 August 2016.

Personal identifiers 1001653-O, 1002193, 1002200-O, 1002201-O, 1002235, 1002253-O, 1002304, 1002396, 1002413, 1002494, 1002680, 1002812, 1002814, 1002816, 1002844, 1002845, 1002846, 1002998, 1003028, 1003036, 1003037, 1003048, 1003054, 1003062, 1003077, 1003079, 1003082, 1003089, 1003115, 1003117, 1003118, 1003178, 1003200, 1003230, 1003274, 1003285, 1003286, 1003334, 1003418, 1003437, 1003470 and 1003510—


Government response to Ombudsman’s reports, dated 29 August 2016.

Personal identifiers 1001647, 1002064, 1002203-O, 1002204-O, 1002233-O, 1002262, 1002359, 1002374, 1002378, 1002451, 1002500, 1002536, 1002658, 1002659, 1002843, 1002905, 1002940, 1002946, 1003038, 1003040, 1003108, 1003116, 1003153, 1003157, 1003198, 1003203, 1003221, 1003243, 1003264, 1003288, 1003290, 1003295, 1003312, 1003319, 1003341, 1003357, 1003358, 1003375, 1003380, 1003383, 1003419, 1003421, 1003428, 1003434 and 1003494—


Government response to Ombudsman’s reports, dated 29 August 2016.

National Health and Medical Research Council (NHMRC)—Corporate plan 2016-20.


Superannuation (Government Co-contribution for Low Income Earners) Act 2003—Operation of the Government co-contribution scheme—Quarterly reports for the period 1 January to 31 March 2016—

Subsection 12G(1).

Subsection 54(1).
Sydney Airport Demand Management Act 1997—Quarterly report on the maximum movement limit for Sydney Airport for the period 1 April to 30 June 2016.

Treaties—Multilateral—Text, together with national interest analysis—
Amendment of Australia’s Schedule of Concessions under the General Agreement on Tariffs and Trade 1994 (GATT) and the Marrakesh Agreement establishing the World Trade Organization for implementation of: Ministerial Declaration on the Expansion of Trade in Information Technology Products (Nairobi, 16 December 2015) and Ministerial Decision — Export Competition (Nairobi, 19 December 2015).
Doha amendment to the Kyoto Protocol (Doha, 8 December 2012).


The following documents were tabled by the Clerk pursuant to statute:
Commissioner of Taxation—Public Rulings—Class Rulings—
CR 2016/60.

3 DECLARATION OF INTEREST—SENATOR DASTYARI—STATEMENT BY LEAVE
Senator Dastyari, by leave, made a statement relating to an interest that he had registered in the register of senators’ interests.
Statement by leave: Senator Bernardi, by leave, made a statement relating to the matter.

4 DAYS OF MEETING
The Minister for Communications (Senator Fifield), pursuant to notice, moved government business notice of motion no. 1—that the days of meeting of the Senate for the remainder of 2016 be as follows:

Spring sittings:
Thursday, 1 September
Monday, 12 September to Thursday, 15 September

Spring sittings (2):
Monday, 10 October to Thursday, 13 October

Spring sittings (3):
Monday, 7 November to Thursday, 10 November
Monday, 21 November to Thursday, 24 November
Monday, 28 November to Thursday, 1 December.

Debate ensued.
Question put and passed.
5 **ROTATION OF SENATORS—SECTION 13 OF THE CONSTITUTION**

The Minister for Communications (Senator Fifield), pursuant to notice, moved government business notice of motion no. 2—that, pursuant to section 13 of the Constitution, the senators chosen for each state be divided into two classes, as follows:

1. Senators listed at positions 7 to 12 on the certificate of election of senators for each state shall be allocated to the first class and receive 3 year terms.
2. Senators listed at positions 1 to 6 on the certificate of election of senators for each state shall be allocated to the second class and receive 6 year terms.

Debate ensued.

The Senate divided—

**AYES, 50**

Abetz  
Back  
Bernardi  
Birmingham  
Brandis  
Burston  
Bushby*  
Cameron  
Carr  
Cash  
Chisholm  
Collins  
Cormann  
Culleton  
Dastyari  
Dodson  
Duniam  
Farrell  
Fawcett  
Fierravanti-Wells  
Fifield  
Gallacher  
Hanson  
Hume  
Ketter  
Lambie  
Lines  
Macdonald  
Marshall  
McAllister  
McCarthy  
McGrath  
McKenzie  
Moore  
Nash  
O'Neill  
Parry  
Paterson  
Pratt  
Reynolds  
Roberts  
Ruston  
Seselja  
Singh  
Sinodinos  
Smith  
Sterle  
Urquhart  
Watt  
Williams

**NOES, 15**

Day  
Di Natale  
Griff  
Hanson-Young  
Hinch  
Kakoschke-Moore  
Lambie  
Ludlam  
McKim  
Rhiannon  
Rice  
Siewert*  
McGrath  
Mckinlay  
Rhiannon  
Rice

* Tellers

Question agreed to.

6 **GOVERNOR-GENERAL’S OPENING SPEECH—ADDRESS-IN-REPLY**

Order of the day read for the consideration of the Governor-General’s opening speech.

Senator Hume moved—that the following address-in-reply be agreed to:

*To His Excellency the Governor-General*

**MAY IT PLEASE YOUR EXCELLENCY—**

We, the Senate of the Commonwealth of Australia in Parliament assembled, desire to express our loyalty to our Most Gracious Sovereign and to thank Your Excellency for the speech which you have been pleased to address to Parliament.

The Assistant Minister for Agriculture and Water Resources (Senator Ruston) seconded the motion.

Debate ensued.

*Declaration of interest: Senator Back declared an interest in relation to the matter under discussion.*
Debate continued.

At 12.45 pm: Debate was interrupted while Senator Williams was speaking.

7 **SENATORS’ STATEMENTS**

Senators made statements.

At 2 pm—

8 **QUESTIONS**

Questions without notice were answered.

9 **LEADER OF THE NATIONALS IN THE SENATE AND OTHER OFFICE HOLDERS**

Senator Scullion, by leave, informed the Senate of his reappointment as Leader of The Nationals in the Senate, of the reappointment of Senator Nash as Deputy Leader of The Nationals in the Senate, and of the appointment of Senator Williams as The Nationals Whip.

10 **MOTIONS TO TAKE NOTE OF ANSWERS**

Senator Dodson moved—That the Senate take note of the answer given by the Attorney-General (Senator Brandis) to a question without notice asked by Senator Dodson today relating to section 18C of the *Racial Discrimination Act 1975*. Debate ensued.

Question put and passed.

Senator Rhiannon 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 political donations reform.

Question put and passed.

11 **PRIVILEGES—STANDING COMMITTEE—STATEMENT BY PRESIDENT—PROPOSED REFERENCE**

The President made a statement relating to a matter of privilege raised by Senator Conroy concerning the execution of search warrants by the Australian Federal Police (AFP) on his Melbourne office and the home of an Opposition staff member on 19 and 20 May 2016, and on the Department of Parliamentary Services at Parliament House, Canberra, on 24 August 2016, and related actions allegedly undertaken by the AFP and NBN Co Limited.

The President informed the Senate that, pursuant to the procedures provided by standing order 81 and resolutions of the Senate of 25 February 1988, he had determined that a motion relating to the matter may have precedence of all other business on the day for which the notice is given.

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*Document:* The President tabled the following document:

Notice of motion: Senator Conroy gave a notice of motion as follows: To move on the next day of sitting—That the following matters be referred to the Standing Committee of Privileges for inquiry and report:

In relation to the execution of search warrants by the Australian Federal Police (AFP) on the Melbourne office of Senator Conroy and the home of an Opposition staff member on 19-20 May 2016, and on the Department of Parliamentary Services at Parliament House, Canberra, on 24 August 2016 or subsequent actions allegedly undertaken by the AFP and NBN Co Limited, as specified in Senator Conroy’s letter to the President of the Senate of 30 August 2016 raising a matter of privilege:

(a) whether there was any improper interference, or attempted improper interference, with the free performance by Senator Conroy of his duties as a senator;

(b) whether disciplinary or other adverse action was taken against any person in connection with the alleged provision of information to Senator Conroy; and

(c) if so, whether any contempts were committed in respect of those matters.

12 Petition

The following petition, lodged with the Clerk by Senator Bernardi, was received:

From 15 072 petitioners, requesting that the Senate take action to remove the terms ‘offend’ and ‘insult’ from section 18C(1)(a) of the Racial Discrimination Act 1975.

13 Notices

Senators Brown and Conroy: To move on the next day of sitting—That the Senate—

(a) notes that:

(i) the 2016 Paralympics will take place in Rio from 7 to 18 September 2016,

(ii) around 4 350 athletes from more than 160 countries will travel to Rio to compete in 528 medal events in 22 different sports,

(iii) Australia will be represented by 169 athletes competing across 15 sports, and

(iv) Australia has a proud history of success at the Paralympic Games, competing at every Games since the first one in Rome in 1960 and finishing in the top five at every summer Games since the Barcelona Games in 1992, including at the London 2012 Paralympic Games where Australia placed fifth on the gold medal tally with 32 gold, 23 silver and 30 bronze medals;

(b) recognises that the Paralympic Games play an important role in:

(i) putting a spotlight on inclusion in our society,

(ii) highlighting the need for greater support for people living with disability in Australia and around the world,

(iii) shaping community attitudes towards disability, and

(iv) promoting sport for all Australians;

(c) recognises the dedication and hard work of the athletes who have been named as part of the Australian Paralympic Team;

(d) wishes our athletes well in Rio; and
(e) calls on all parliamentarians to support the Australian Paralympic Team at the Rio 2016 Paralympic Games. (general business notice of motion no. 14)

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

(a) notes that:

(i) a large cache of documents has been made public regarding the treatment of asylum seekers, including children, on Nauru, and

(ii) these documents contain concerning reports of alleged abuse; and

(b) calls on the Australian Government to:

(i) reveal whether these serious and disturbing allegations of abuse have been investigated, and the outcomes of those investigations, and

(ii) appoint an Independent Children’s Advocate, backed by adequate resources and statutory powers, to ensure the rights and interests of children are protected. (general business notice of motion no. 15)

Senators Leyonhjelm, Day, Xenophon, Lambie, Griff, Kakoschke-Moore, Burston, Culleton and Roberts, the Leader of Pauline Hanson’s One Nation (Senator Hanson) and Senator Hinch: To move on the next day of sitting—That—

(a) the Senate notes that:

(i) the President’s report to the Senate on government responses outstanding to parliamentary committee reports as at 30 June 2016, listed the report of the Select Committee on Wind Turbines amongst the reports the Government had failed to respond to within the 3 month timeframe, and

(ii) the Government still has not provided a formal response to the committee’s report, although it has been some 12 months since the report was tabled; and

(b) there be laid on the table by the Minister representing the Minister for Environment and Energy, by no later than 3.30 pm on 21 November 2016, the Government’s response to the report of the Select Committee on Wind Turbines, dated August 2015. (general business notice of motion no. 16)

The Minister for Communications (Senator Fifield): To move on the next day of sitting—That consideration of the business before the Senate on the following days be interrupted at approximately 5 pm, but not so as to interrupt a senator speaking, to enable senators to make their first speeches without any question before the chair, as follows:

(a) Tuesday, 13 September 2016—Senator Roberts; and

(b) Wednesday, 14 September 2016—Senator Hanson.

Senator Watt: To move on the next day of sitting—That the following matter be referred to the Legal and Constitutional Affairs References Committee for inquiry and report by the last sitting day in March 2017:

The serious allegations of abuse, self-harm and neglect of asylum seekers in relation to the Nauru Regional Processing Centre, with particular reference to:

(a) the factors that have contributed to the abuse and self-harm alleged to have occurred;

(b) how notifications of abuse and self-harm are investigated;

(c) the obligations of the Commonwealth Government and contractors relating to the treatment of asylum seekers, including the provision of support, capability and capacity building to Nauruan authorities;
(d) the provision of support services for asylum seekers who have been alleged, or
been found, to have been subject to abuse, neglect or self-harm in the Centre or
while residing in Nauru;

(e) the effect of Part 6 of the *Australian Border Force Act 2015*;

(f) attempts by the Commonwealth Government to negotiate third country
resettlement of asylum seekers and refugees;

(g) additional measures that could be implemented to expedite third country
resettlement of asylum seekers and refugees within the Centre; and

(h) any other related matters.

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

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

2. That the Veterans’ Entitlement Amendment (Expanded Gold Card Access) Bill
2015 be restored to the *Notice Paper* and consideration of the bill resume at the
stage reached in the 44th Parliament. *(general business notice of motion no. 17)*

Senator Dastyari: To move on the next day of sitting—That the Senate notes that the
Prime Minister (Mr Turnbull) has repeatedly said that making changes to section 18C
of the Racial Discrimination Act is ‘not a priority’ but has refused to rule them out.
*(general business notice of motion no. 18)*

Senators Lambie, Xenophon, Hinch and Culleton: To move on the next day of
sitting—That—

(a) the Senate notes that:

(i) the number of veterans who have served overseas in war and warlike
circumstances since 1999 is some 50 000 personnel over 75 000
deployments, which is now approaching the number of Australian
veterans who served in Vietnam – 60 000 between 1962 and 1972,

(ii) some reports from ex-service organisations and former Australian
Defence Force (ADF) members suggest that the number of veterans in
our community who have committed suicide may be more than
280 veterans since 1999,

(iii) the Turnbull Government must now take steps to acknowledge this crisis
among so many ADF veterans, and undertake the necessary research so
as to measure the scale of the suicide rate,

(iv) some ex-service organisations and former ADF members believe that
the complexity of Australia’s military compensation schemes, together
with administrative failures and slow decision-making by the
Department of Veterans’ Affairs (DVA), is a contributing factor to
imposing financial hardship, stress on families, delays in medical
treatment, and even homelessness and suicide; Australian Military
Compensation Arrangements must be fair and provide former members
of the Defence Force and their families who suffer a service injury or
disease with a strong system of compensation and other benefits,

(v) media reports and discussions with individual veterans, along with
feedback from ex-service organisations, have revealed a number of
serious issues with the administration, governance and processes of the
DVA, that the last comprehensive government review of the DVA was
over five years ago and is now outdated, and the Turnbull Government
must commit to undertaking a thorough review of DVA, addressing the
issues raised above, and
(vi) the RSL Tasmania State Executive supported the following motion by State President Robert Dick: ‘As a society, we have an obligation to ensure that we care for those called upon to serve and defend our country. When there is a failure in the system that looks after and cares for these people, it is important to understand why that failure has occurred and to rectify it to ensure that it doesn’t happen again. A Senate inquiry is the most appropriate vehicle to explore these failures and identify the best means to remedy this situation and hold those responsible for the failures to account’; and

(b) the above matters be referred to the Foreign Affairs, Defence and Trade References Committee for inquiry and report by 1 December 2016, with particular reference to:

(i) the reasons why Australian veterans are committing suicide at such high rates,
(ii) previous reviews of military compensation arrangements and their failings,
(iii) the Repatriation Medical Authority’s Statements of Principles, claims administration time limits, claims for detriment caused by defective administration, authorised medical treatment, level of compensation payments, including defence abuse, as contained in all military compensation arrangements,
(iv) the performance of the DVA, and
(v) any other related matters.

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

(a) notes that:

(i) Australia has committed, at the Paris climate talks, to keep global warming below 2 degrees, and to pursue efforts to keep global warming below 1.5 degrees,
(ii) with only 1 degree of global warming so far, the Great Barrier Reef has already suffered the worst ever mass coral bleaching event,
(iii) if built, the Adani Carmichael coal mine would cancel out Australia’s weak 5 per cent pollution reduction target three times over, and
(iv) fourteen major international and domestic banks have ruled out providing finance to the Adani mine or associated infrastructure; and

(b) calls on the Federal Government to rule out giving any public funding to the Adani coal mine or any associated infrastructure, including via the Northern Australia Infrastructure Facility. (general business notice of motion no. 19)

Senators Ludlam, Moore and Pratt: To move on the next day of sitting—That the Senate—

(a) recognises the Global Fund to Fight HIV/AIDS, Tuberculosis and Malaria:

(i) provides an invaluable contribution to the global decline in the numbers of new cases of HIV, tuberculosis and malaria, as well as rates of morbidity and mortality in almost every country and region,
(ii) has, as a result of programs since 2002, saved an estimated 22 million lives by the end of 2016, and
(iii) requires long term ongoing funding to enable a continuation of this vital and significant improvement in the many countries that face the severe challenges posed by HIV/AIDS, Tuberculosis and Malaria;
(b) notes that, on 16 and 17 September 2016, leaders of governments and non-government contributors to the Global Fund will gather in Montreal to commit resources to the Global Fund for 2017-2019; and

(c) acknowledges that:

(i) the Fifth Replenishment Conference for the Global Fund to Fight HIV/AIDS, Tuberculosis and Malaria presents an important opportunity for Australia to increase our contribution to assist countries in our region combat the ongoing burden of AIDS, tuberculosis and malaria, and

(ii) Australia’s contribution to the Global Fund has a high return for the Asia Pacific region, with the Global Fund investing $15 in the Asia Pacific for each $1 Australia contributed to the Global Fund. (general business notice of motion no. 20)

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

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

(2) That the Restoring Territory Rights (Dying with Dignity) Bill 2016 be restored to the Notice Paper and consideration of the bill resume at the stage reached in the 44th Parliament. (general business notice of motion no. 21)

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

(a) notes:

(i) that Transurban now either fully or partially operates 13 of the 15 toll roads in Sydney, Melbourne and Brisbane,

(ii) Transurban’s role in the construction and future operation of Melbourne’s Western Distributor, a ‘market-led’ proposal,

(iii) Transurban’s stated intention to become the ‘natural custodian’ of Australia’s motorways as policy shifts towards greater road pricing,

(iv) the New South Wales Government’s stated intention to sell down its stake in the WestConnex project,

(v) the extension of Transurban’s Citylink monopoly as part of the Western Distributor contract, and

(vi) the Productivity Commission’s assessment of the dangers of public private partnerships unless the ‘risks are transferred efficiently, transparently and credibly, with incentives that align the interests of the private sector with that of the public’; and

(b) supports the approach that all contracts, business cases, transport and economic modelling and other associated documents of governments and between governments and private contractors in the planning, construction and operation of toll roads should be made fully available to the public, unredacted, in a timely manner. (general business notice of motion no. 22)

Senator McKim: To move on the next day of sitting—That the following matters be referred to the Legal and Constitutional Affairs References Committee for inquiry and report by 15 March 2017:

(1) Noting the sovereignty of the Republic of Nauru and Papua New Guinea, and within the limits of Australia’s sovereignty:

(a) conditions and treatment of asylum seekers and refugees at the regional processing centres in the Republic of Nauru and Papua New Guinea;
(b) transparency and accountability mechanisms that apply to the regional processing centres in the Republic of Nauru and Papua New Guinea;
(c) implementation of recommendations of the Moss Review in relation to the regional processing centre in the Republic of Nauru;
(d) the extent to which the Australian-funded regional processing centres in the Republic of Nauru and Papua New Guinea are operating in compliance with Australian and international legal obligations;
(e) the extent to which contracts associated with the operation of offshore processing centres are:
   (i) delivering value for money consistent with the definition contained in the Commonwealth procurement rules,
   (ii) meeting the terms of their contracts, and
   (iii) delivering services which meet Australian standards;
(f) the documents known as the ‘Nauru files’; and
(g) any other related matter.

(2) The committee be granted access to all inquiry submissions and documents of the preceding committee relating to its inquiry on a similar matter.

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

(a) the Senate notes that the Turnbull Government intends to provide funding now worth $1.2 billion for the Perth Freight Link and has no social, environmental or economic credibility; and
(b) there be laid on the table by the Minister for Finance, no later than 11 am on Monday, 12 September 2016:
   (i) an estimate of the financial penalties or compensation that the Barnett Government has exposed Western Australian taxpayers to, should the contracts be terminated, and
   (ii) any correspondence or information (including briefings and meeting notes) relating to penalties or compensation that will be offered to contractors, should the contracts for the Perth Freight Link be terminated upon a change of government, including correspondence between any Australian Government minister, department or agency and the Western Australian Government on this matter. (general business notice of motion no. 23)

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

(a) the Senate notes that:
   (i) on 3 August 2016, the Australian Statistician was interviewed on the ABC television program 7.30 in relation to the 2016 Census, and
   (ii) during the interview, the Australian Statistician referred to legal advice received from the Australian Government Solicitor; and
(b) there be laid on the table by the Minister representing the Minister for Small Business, no later than 3 pm on Monday, 12 September 2016, the legal advice referred to by the Australian Statistician during his appearance on 7.30 on 3 August 2016. (general business notice of motion no. 24)

Senators Xenophon and Rhiannon: To move on the next day of sitting—That the Senate—

(a) notes that:
   (i) at least 114 countries have banned foreign political donations, and
Australia is not one of the at least 114 countries that ban foreign political donations; and
(b) calls on the Government to support legislative changes to make overseas political donations illegal. (general business notice of motion no. 25)

Senators Griff, Kakoschke-Moore and Xenophon: To move on the next day of sitting—That the Senate—
(a) notes that:
(i) more than $800 million was lost by Australians on legal sports betting in the 2014-15 financial year, an increase of more than 30 per cent from 2013-14,
(ii) while some restrictions on gambling advertising exist, there is an exemption that allows gambling advertising during televised sporting events at children’s viewing times,
(iii) research shows that children are especially susceptible to such advertising, and
(iv) there is a pressing need to ban gambling advertising particularly during children’s viewing times;
(b) calls on the Government to amend the Broadcasting Services Act 1992 to ban gambling advertising during sporting broadcasts during children’s viewing times; and
(c) further notes community concern about the recent increased level of gambling advertising on the Special Broadcasting Service, and calls on the Minister for Communications to issue a directive under section 11 of the Special Broadcasting Service Act 1991 to limit the amount of such advertising. (general business notice of motion no. 26)

Senator Xenophon: To move on the next day of sitting—That the Senate—
(a) notes that:
(i) statistics from Tourism Research Australia show that backpackers spent approximately $3.4 billion in Australia for the year ending December 2015,
(ii) backpackers play a vital role in the Australian economy and perform important work in rural and regional areas,
(iii) while the Government has given a temporary reprieve on the backpacker tax, there is still a threat that it will be implemented in its current form,
(iv) rural and regional communities across Australia will be damaged if the Government does not rule out implementing the backpacker tax in its current form, and
(v) the Queensland Liberal National Party recently passed a motion against the Government’s planned backpacker tax at its state convention; and
(b) calls on the Government to immediately announce that it will not proceed with the implementation of the backpacker tax in its current form. (general business notice of motion no. 27)

Senator Rhiannon: To move on the next day of sitting—That the Senate—
(a) notes that:
(i) the former Treasurer, Mr Wayne Swan, thinks that there should be stronger debate about the role of political donations and how donations are potentially leading to the skewing of political decision-making in favour of foreign countries,
(ii) most political donations are from domestic sources, which carry a similar risk of skewing decision-making in favour of donors, and

(iii) in the Australian Government’s 2008 Electoral Reform Green Paper, former Special Minister of State, Senator Faulkner, argued that the perception of undue influence can be as damaging to democracy as undue influence itself; and

(b) calls for a ban on foreign political donations, and domestic donations from property developers, tobacco industry business entities, liquor business entities, gambling industry business entities, mineral resources or mining industry business entities, and industry lobby groups who represent these entities.

(General business notice of motion no. 28)

Contingent notices of motion: Senator Lambie gave contingent notices of motion as follows—

No. 1—To move (contingent on the Senate on any day concluding its consideration of any item of business and prior to the Senate proceeding to the consideration of another item of business)—That so much of the standing orders be suspended as would prevent the senator moving a motion relating to the conduct of the business of the Senate or to provide for the consideration of any matter.

No. 2—To move (contingent on any senator being refused leave to move an amendment to a motion discovered during formal business)—That so much of the standing orders be suspended as would prevent that senator moving the amendment to the motion.

No. 3—To move (contingent on a minister moving a motion to specify time to be allotted to the consideration of a bill, or any stage of a bill)—That so much of standing order 142 be suspended as would prevent the motion being debated without limitation of time and each senator speaking for the time allotted by standing orders.

No. 4—To move (contingent on the chair declaring that the time allotted for the consideration of a bill, or any stage of a bill, has expired)—That so much of standing order 142 be suspended as would prevent further consideration of the bill, or the stage of the bill, without limitation of time or for a specified period.

No. 5—To move (contingent on the moving of a motion to debate a matter of urgency under standing order 75)—That so much of the standing orders be suspended as would prevent a senator moving an amendment to the motion.

No. 6—To move (contingent on the President proceeding to the placing of business on any day)—That so much of the standing orders be suspended as would prevent the senator moving a motion relating to the order of business on the Notice Paper.

No. 7—To move (contingent on a minister at question time on any day asking that further questions be placed on notice)—That so much of the standing orders be suspended as would prevent the senator moving a motion that, at question time on any day, questions may be put to ministers until 30 questions, including supplementary questions, have been asked and answered.

No. 8—To move (contingent on any senator being refused leave to make a statement to the Senate)—That so much of the standing orders be suspended as would prevent that senator making that statement.

No. 9—To move (contingent on any senator being refused leave to table a document in the Senate)—That so much of the standing orders be suspended as would prevent the senator moving that the document be tabled.
14 LEAVE OF ABSENCE
Senator Bushby, by leave, moved—That leave of absence be granted to Senator Day for today, for personal reasons.
Question put and passed (but see entry no. 37).
Senator Urquhart, by leave, moved—That leave of absence be granted to Senator Carr on 1 September 2016, on account of shadow ministerial business.
Question put and passed.

15 POSTPONEMENT
Business was postponed as follows:
Business of the Senate notice of motion no. 4 standing in the name of Senator Leyonhjelm for today, proposing the disallowance of the Customs (Prohibited Imports) Amendment (Shotguns and Shotgun Magazines) Regulation 2016, postponed till 12 October 2016.

16 PRIVILEGES—STANDING COMMITTEE—REFERENCE
The Leader of the Opposition in the Senate (Senator Wong), pursuant to notice of motion not objected to as a formal motion, moved business of the Senate notice of motion no. 3—That the following matter be referred to the Standing Committee of Privileges for inquiry and report:

(1) The disposition of the material over which a claim of privilege has been made by Senator the Honourable Stephen Conroy, namely:
   (a) the material delivered to the Clerk of the Senate on 20 May 2016 by Australian Federal Police (AFP) following the execution of search warrants on 19-20 May 2016 at the office of Senator Conroy at Treasury Place, Melbourne, and at the Brunswick home of an Opposition staff member;
   (b) the material delivered to the Clerk of the Senate on 24 August 2016 by the AFP following the execution of search warrants on that day at the premises of the Department of Parliamentary Services, Parliament House, Canberra; and
   (c) the material referred to in a letter from Senator Conroy to the Clerk of the Senate, dated 12 August 2016, being copies of material seized from his office and the home of a staff member on 19-20 May 2016 that had been acquired by the AFP in searching any other premises.

(2) In carrying out its inquiry, the committee shall have regard to the law of parliamentary privilege with reference to the Parliamentary Privileges Act 1987 and relevant court judgments relating to the interpretation and application of the Act.

(3) The committee shall be provided by the AFP with a list and a description of the seized material but the list and description to be provided by the AFP must not contain any information that could identify any person subject to investigation by the AFP in connection with the execution of the search warrants referred to in paragraph (1).

(4) The committee shall provide to affected parties the opportunity to make submissions on the claim of parliamentary privilege and may seek submissions on the application of the law of parliamentary privilege.
(5) If the committee is able to determine the matter without examining the material, it shall report accordingly to the Senate, making recommendations for the disposition of the material.

(6) If the committee is unable to determine the matter without an examination of the material, it may, with the further approval of the Senate, appoint an appropriate person to examine the material and report to it on the claim of parliamentary privilege. The committee shall then report to the Senate.

(7) Unless the Senate approves the appointment of a person to examine the material, it shall remain in the custody of the Clerk of the Senate at all times until its disposition is determined by the Senate, and shall not be examined by the committee.

Statements by leave: The Attorney-General (Senator Brandis) and Senator Wong, by leave, made statements relating to the motion.

Question put and passed.

17 ROUTINE OF BUSINESS—VARIATION

The Assistant Minister to the Prime Minister (Senator McGrath), at the request of the Minister for Communications (Senator Fifield) and pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 3—That, on Thursday, 1 September 2016, consideration of private senators’ bills under standing order 57(1)(d)(i) shall not be proceeded with and that government business shall have precedence for 2 hours and 20 minutes.

Statements by leave: Senators Leyonhjelm and McGrath, by leave, made statements relating to the motion.

Question put and passed.

18 ROUTINE OF BUSINESS—VARIATION—FIRST SPEECHES

The Assistant Minister to the Prime Minister (Senator McGrath), at the request of the Minister for Communications (Senator Fifield) and pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 4—That consideration of the business before the Senate on the following days be interrupted at approximately 5 pm, but not so as to interrupt a senator speaking, to enable senators to make their first speeches without any question before the chair, as follows:

(a) Wednesday, 31 August 2016—Senator Hume;
(b) Thursday, 1 September 2016—Senators Dodson and Duniam;
(c) Monday, 12 September 2016—Senator Hinch; and
(d) Wednesday, 12 October 2016—Senator Chisholm.

Question put and passed.

19 COMMITTEES—ALLOCATION OF DEPARTMENTS

The Assistant Minister to the Prime Minister (Senator McGrath), at the request of the Minister for Communications (Senator Fifield) and pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 5—That departments and agencies be allocated to legislative and general purpose standing committees as follows:

Community Affairs
Health
Social Services, including Human Services
Economics
Industry, Innovation and Science
Treasury

Education and Employment
Education and Training
Employment

Environment and Communications
Communications and the Arts
Environment and Energy

Finance and Public Administration
Finance
Parliament
Prime Minister and Cabinet

Foreign Affairs, Defence and Trade
Defence, including Veterans’ Affairs
Foreign Affairs and Trade

Legal and Constitutional Affairs
Attorney-General
Immigration and Border Protection

Rural and Regional Affairs and Transport
Agriculture and Water Resources
Infrastructure and Regional Development.

Question put and passed.

20 LEGISLATION COMMITTEES—ESTIMATES HEARINGS

The Assistant Minister to the Prime Minister (Senator McGrath), at the request of the Minister for Communications (Senator Fifield) and pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 6—

(1) That the 2016-17 supplementary Budget estimates hearings be scheduled as follows:
Monday, 17 October and Tuesday, 18 October 2016 (supplementary hearings—Group A)
Wednesday, 19 October and Thursday, 20 October 2016 (supplementary hearings—Group B).

(2) That, pursuant to the orders of the Senate of 26 August 2008 and 23 June 2015, cross portfolio estimates hearings on Indigenous matters be scheduled for Friday, 21 October 2016.

(3) That the committees consider the proposed expenditure in accordance with the allocation of departments and agencies to committees agreed to by the Senate.

(4) That committees meet in the following groups:

**Group A:**
Environment and Communications
Finance and Public Administration
Legal and Constitutional Affairs
Rural and Regional Affairs and Transport

**Group B:**
Community Affairs
Economics
21 MINISTERIAL STATEMENTS—TEMPORARY ORDER
The Assistant Minister to the Prime Minister (Senator McGrath), at the request of the Minister for Communications (Senator Fifield) and pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 7—That the temporary order relating to the consideration of ministerial statements that was in effect at the end of the 44th Parliament operate as a temporary order until 30 June 2017.
Question put and passed.

22 CRIMINAL CODE AMENDMENT (ANIMAL PROTECTION) BILL 2015—RESTORATION TO NOTICE PAPER
Senator Back, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1—
(1) That so much of the standing orders be suspended as would prevent this resolution having effect.
(2) That the Criminal Code Amendment (Animal Protection) Bill 2015 be restored to the Notice Paper and consideration of the bill resume at the stage reached in the 44th Parliament.
Question put and passed.

23 REGIONAL AUSTRALIA—TASMANIA—FLOODS
Senator Polley, also on behalf of Senator Urquhart, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 2—That the Senate—
(a) notes:
   (i) the destructive impact of the floods in Tasmania which have had a devastating effect on the people of Tasmania, local communities and the natural environment, and
   (ii) the erosion of prime agricultural farmland, effect on agriculture, destruction of roads and bridges, and consequential impact on the local economy;
(b) recognises the unwavering commitment and hard work of the emergency services, SES volunteers, business and community groups and the broader community for their exceptional efforts in responding to this natural disaster; and
(c) expresses its sincere condolences to the families who lost loved ones in the floods.
Statement by leave: The Assistant Minister to the Prime Minister (Senator McGrath), by leave, made a statement relating to the motion.
Question put and passed.
Senator Leyonhjelm, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 3—

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

(2) That the following bills be restored to the Notice Paper and consideration of each bill resume at the stage reached in the 44th Parliament:

Fair Work Amendment (Penalty Rates Exemption for Small Businesses) Bill 2015
Restoring Territory Rights (Assisted Suicide Legislation) Bill 2015.

Question put and passed.

Senator Bernardi, also on behalf of Senators Day, Macdonald, Abetz, Duniam, O'Sullivan, Back, Fawcett, Paterson and Burston, the Leader of Pauline Hanson’s One Nation (Senator Hanson) and Senators Reynolds, Bushby, Hinch, Roberts, Culleton, Leyonhjelm, Williams, Smith and McKenzie, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 5—That the following bill be introduced:

A Bill for an Act to amend the Racial Discrimination Act 1975, and for related purposes.

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

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

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

Senator Dastyari, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 7—

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

(2) That the following bills be restored to the Notice Paper and consideration of each bill resume at the stage reached in the 44th Parliament:

Fair Work Amendment (Protecting Australian Workers) Bill 2016
Parliamentary Joint Committee on Intelligence and Security Amendment Bill 2015.

Question put and passed.
Senator Siewert, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 8—

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

(2) That the following bills be restored to the Notice Paper and consideration of each bill resume at the stage reached in the 44th Parliament:
- Commonwealth Electoral Amendment (Donations Reform) Bill 2014
- Commonwealth Electoral Amendment (Political Donations and Other Measures) Bill 2016
- Commonwealth Electoral Amendment (Reducing Barriers for Minor Parties) Bill 2014
- Defence Legislation Amendment (Parliamentary Approval of Overseas Service) Bill 2015
- Environment Protection and Biodiversity Conservation Amendment (Prohibition of Live Imports of Primates for Research) Bill 2015
- Fair Work Amendment (Gender Pay Gap) Bill 2015
- Landholders’ Right to Refuse (Gas and Coal) Bill 2015

Question put and passed.

Senator Xenophon, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 11—

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

(2) That the following bills be restored to the Notice Paper and consideration of each bill resume at the stage reached in the 44th Parliament:
- Foreign Acquisitions Amendment (Agricultural Land) Bill 2010 [2013]
- Interactive Gambling Amendment (Sports Betting Reform) Bill 2015.

Question put and passed.

27 FINANCE—BANKING AND FINANCIAL SERVICES SECTOR—ROYAL COMMISSION

The Leader of the Opposition in the Senate (Senator Wong), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 12—That—

(a) the Senate notes that:
   (i) confidence and trust in the financial services industry has been shaken by ongoing revelations of scandals, which have resulted in tens of thousands of Australians being ripped off, including:
      (A) retirees who have had their retirement savings gutted,
      (B) families who have been rorted out of hundreds of thousands of dollars,
      (C) small business owners who have lost everything, and
      (D) life insurance policy holders who have been denied justice,
   (ii) it is clear from the breadth and scope of the allegations that the problems in this industry go beyond any one bank or type of financial institution,
(iii) the Australian Labor Party, the Australian Greens, crossbench, Liberal and Nationals parliamentarians have supported a thorough investigation of the culture and practices within the financial services industry through a Royal Commission, which is the only forum with the coercive powers and broad jurisdiction necessary to properly perform this investigation, and

(iv) Australia has one of the strongest banking systems in the world, but Australians must have confidence in their banks and financial institutions, making it necessary to sweep away doubt and uncover and deal with unethical behaviour that compromises that confidence;

(b) the Senate calls on the Prime Minister to request His Excellency the Governor-General of the Commonwealth of Australia issue Letters Patent to establish a Royal Commission to inquire into misconduct in the banking and financial services industry; and

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

Leave refused: Senator Williams sought leave to move an amendment to the motion. An objection was raised and leave was not granted.

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

Leave refused: Senator Lambie sought leave to table a document. An objection was raised and leave was not granted.

Statements by leave: Senators Whish-Wilson and Williams, by leave, made statements relating to the motion.

Leave refused: Senator Culleton sought leave to move an amendment to the motion. An objection was raised and leave was not granted.

The President reminded senators of the Procedure Committee’s second report of 2011 and its consideration of standing order 66 relating to procedures for dealing with formal motions and, in particular, statements being made by leave which may amount to de facto debate.

Statement by leave: The Assistant Minister to the Prime Minister (Senator McGrath) and Senators Dastyari and Xenophon, by leave, made statements relating to the motion.

Postponement: Senator Xenophon, by leave, moved—that general business notice of motion no. 12 be postponed till the next day of sitting. Question put and passed.

Leave was granted for the motion to be considered at the discovery of formal business on Thursday, 1 September 2016.
28 **LEGISLATION COMMITTEES—ESTIMATES—UNANSWERED QUESTIONS ON NOTICE**

Senator Dastyari, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 6—That—

(a) answers be provided by 14 September 2016 to all legislation committees relating to all questions taken on notice by the committees’ predecessor committees with respect to the 2015-16 additional estimates and the 2016-17 Budget estimates, and which remained unanswered at the beginning of the new Parliament; and

(b) for the purposes of standing order 74(5), the day set for answering the question for each of the unanswered questions is 14 September 2016.

Question put and passed.

29 **INDIGENOUS AUSTRALIANS—DEATHS IN CUSTODY—MS DHU**

Senator Siewert, also on behalf of Senator Lines, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 10—That the Senate—

(a) acknowledges that:
   (i) 4 August 2016 marked two years since the death of Ms Dhu in police custody in Western Australia, and
   (ii) Ms Dhu’s family has repeatedly called for the release of CCTV footage of Ms Dhu in police custody; and

(b) calls for:
   (i) Ms Dhu’s family’s wishes to be respected, and for the CCTV footage to be publicly released by the Western Australian Government, and
   (ii) the Commonwealth Government to work with state and territory counterparts to implement the recommendations of the Royal Commission into Aboriginal Deaths in Custody in full, in order to prevent future deaths in custody.

*Statement by leave:* The Assistant Minister to the Prime Minister (Senator McGrath), by leave, made a statement relating to the motion.

Question put and passed.

30 **IMMIGRATION—ASYLUM SEEKERS—ROYAL COMMISSION INTO IMMIGRATION DETENTION FACILITIES**

Senator McKim, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 4—That the Senate—

(a) acknowledges the damage done to men, women and children by offshore detention on Manus Island, Papua New Guinea and Nauru as revealed to the Parliament through Senate inquiries, independent government reports and a recent leak of more than 2,000 incident reports from Nauru; and

(b) calls on the Government to establish a Royal Commission into Australia’s immigration detention facilities, including those on Manus Island, Papua New Guinea and Nauru.

*Statements by leave:* Senator Dastyari, the Assistant Minister to the Prime Minister (Senator McGrath) and Senator McKim, by leave, made statements relating to the motion.

Question put.
The Senate divided—

**AYES, 12**

Senators—
- Di Natale
- Griff
- Hanson-Young
- Kakoschke-Moore
- Ludlam
- McKim
- Rhiannon
- Rice
- Siewert*
- Whish-Wilson
- Waters

**NOES, 46**

Senators—
- Abetz
- Back
- Bernardi
- Bushby
- Cameron
- Canavan
- Cash
- Chisholm
- Collins
- Dastyari
- Dodson
- Duniam
- Farrell
- Fawcett
- Fierravanti-Wells
- Fifield
- Gallagher
- Hinch
- Hume
- Ketter
- Lambie
- Leyonhjelm
- Lines
- Macdonald
- Marshall
- McAllister
- McCarthy
- McGrath
- McKenzie
- Moore
- Nash
- O’Neill
- Parry
- Paterson
- Payne
- Polley
- Pratt
- Reynolds
- Ruston
- Seselja
- Sinodinos
- Smith
- Sterle
- Watt
- Urquhart*

* Tellers

Question negatived.

31 **HEALTH—ILICIT DRUGS—HARM REDUCTION POLICIES**

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. 9—

That the Senate—

(a) notes that:

(i) today is the 15th annual International Overdose Awareness Day, commemorating all those who have died or been seriously injured due to drug overdose, and

(ii) six people lose their lives to preventable overdose in Australia each day; and

(b) calls on the Government to address the rising rates of harm associated with drug use by implementing and appropriately resourcing evidence-based harm reduction policies, including:

(i) greater access to needle and syringe programs across the country, with an urgent roll-out of trials inside prisons,

(ii) expanded access to medically supervised injecting facilities across Australia,

(iii) promoting awareness of the life-saving opioid reversal drug Naloxone, and highlighting its availability over the counter in pharmacies, and

(iv) working with state and territory governments to cease the use of drug sniffer dogs at festivals, and urgently introduce trials of pill testing for the upcoming festivals season.

_*Statements by leave:_ Senators Lambie and Di Natale, by leave, made statements relating to the motion.

Question put and passed.
32 **ECONOMICS REFERENCES COMMITTEE—REFERENCE**

Senator Xenophon, also on behalf of Senators Ludlam, Lambie and Dastyari, amended business of the Senate notice of motion no. 1 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 24 November 2016:

The 2016 Census, with particular reference to:

(a) the preparation, administration and management on the part of the Australian Bureau of Statistics (ABS) and the Government in the lead up to the 2016 Census;

(b) the scope, collection, retention, security and use of data obtained in the 2016 Census;

(c) arrangements, including contractual arrangements, in respect of the information technology aspects of the Census;

(d) the shutting down of the Census website on the evening of 9 August 2016, the factors leading to that shutdown, and the reasons given, and the support provided by government agencies, including the Australian Signals Directorate;

(e) the response rate to the Census, and factors that may have affected the response rate;

(f) privacy concerns in respect of the 2016 Census, including the use of data linking, information security and statistical linkage keys;

(g) Australia’s Census of Population and Housing generally, including purpose, scope, regularity and cost and benefits;

(h) the adequacy of funding and resources to the ABS;

(i) ministerial oversight and responsibility; and

(j) any related matters.

*Statements by leave:* Senator Xenophon, the Assistant Minister to the Prime Minister (Senator McGrath) and Senators Dastyari and Ludlam, by leave, made statements relating to the motion.

Question put and passed.

33 **NOTICE OF MOTION WITHDRAWN**

Senator Dastyari withdrew business of the Senate notice of motion no. 2 standing in his name for today, proposing a reference to the Economics References Committee.

34 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—ECONOMICS—ECONOMIC POLICY**

The President informed the Senate that Senator Dastyari had proposed that the following matter of public importance be submitted to the Senate for discussion:

The Prime Minister’s failure of leadership on economic policy.

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

*After 5 pm:* Discussion was interrupted.

35 **FIRST SPEECH**

Pursuant to the order of the Senate agreed to earlier today (*see entry no. 18*), Senator Hume made her first speech.
36 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—ECONOMICS—ECONOMIC POLICY**

Discussion of the matter of public importance proposed by Senator Dastyari (*see entry no. 34*) concluded.

37 **LEAVE OF ABSENCE**

Senator Smith, by leave, moved—that leave of absence be granted to Senator Day for 1 September 2016, for personal reasons, and not for today, as agreed to earlier (*see entry no. 14*).

Question put and passed.

38 **DOCUMENTS—CONSIDERATION**

The documents tabled earlier today (*see entry no. 2*) were called on but no motion was moved.

39 **COMMITTEE REPORTS AND GOVERNMENT RESPONSES—TABLEING AND CONSIDERATION**

Senator Smith, on behalf of the former Parliamentary Joint Committee on the Australian Commission for Law Enforcement Integrity, tabled the following report and documents:


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

Senator Smith moved—that the Senate take note of the report.

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

Senator Smith, on behalf of the former Joint Standing Committee on Foreign Affairs, Defence and Trade, tabled the following reports:

Foreign Affairs, Defence and Trade—Joint Standing Committee—

A world without the death penalty: Australia’s advocacy for the abolition of the death penalty—Report, dated May 2016.

Development partnerships in agriculture and agribusiness in promoting prosperity, reducing poverty and enhancing stability in the Indo-Pacific region:


Senator Smith moved—that the Senate take note of the reports.

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

Senator Smith, on behalf of the former Joint Committee of Public Accounts and Audit, tabled the following reports and documents:

Public Accounts and Audit—Joint Statutory Committee—

Executive minutes and responses to the committee recommendations in reports—
No. 447—EPBC Act, cyber security, mail screening, ABR and helicopter program: Review of Auditor-General’s reports nos 32 to 54 (2013-14).

Senator Smith moved—That the Senate take note of the reports.
Debate adjourned till the next day of sitting, Senator Smith in continuation.

Senator Smith, on behalf of the former Joint Standing Committee on Migration, tabled the following report:

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

Senator Urquhart, on behalf of the former Joint Standing Committee on the National Disability Insurance Scheme, tabled the following report:

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

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

40 HISTORICAL EVENTS—MILITARY COMMEMORATIONS—MINISTERIAL STATEMENT—DOCUMENT
The Cabinet Secretary (Senator Sinodinos) tabled the following document:
Historical events—Military commemorations—Updating the House on the recent military commemorations—Ministerial statement by the Prime Minister (Mr Turnbull), dated 31 August 2016.

41 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:

5 May 2016—Messages Nos—

17—
20—
Income Tax (Attribution Managed Investment Trusts—Offsets) Act 2016 (Act No. 48, 2016)
Income Tax Rates Amendment (Managed Investment Trusts) Act 2016 (Act No. 49, 2016)
21—
National Disability Insurance Scheme Amendment Act 2016 (Act No. 51, 2016)
Tax and Superannuation Laws Amendment (2016 Measures No. 1) Act 2016 (Act No. 52, 2016)

42 GOVERNOR-GENERAL’S OPENING SPEECH—ADDRESS-IN-REPLY
Order of the day read for the adjourned debate on the motion of Senator Hume proposing an address-in-reply to the Governor-General’s opening speech (see entry no. 6).
Debate resumed.
At 7.20 pm: Debate was interrupted while Senator McKim was speaking.

43 ADJOURNMENT
The Acting Deputy President (Senator Reynolds) proposed the question—That the Senate do now adjourn.
Debate ensued.
The Senate adjourned at 7.44 pm till Thursday, 1 September 2016 at 9.30 am.

44 ATTENDANCE
Present, all senators except Senators O’Sullivan and Ryan* (*on leave).

ROSEMARY LAING
Clerk of the Senate