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1 MEETING OF SENATE
The Senate met at 10 am. The President (Senator the Honourable Stephen Parry) 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):

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

Auditor-General—Audit reports for 2015-16—
  No. 20—Performance audit—Defence industry support and skill development programs: Department of Defence.
  No. 22—Performance audit—Supporting the Australian Antarctic Program: Department of the Environment.
Australian Human Rights Commission—Reports—
  No. 98—Kong v Commonwealth of Australia (Department of Immigration and Border Protection).
  No. 99—CM v Commonwealth of Australia (Department of Immigration and Border Protection).
Business of the Senate—1 January to 31 December 2015.
Commonwealth Electoral Act 1918—2016 Redistribution into electoral divisions—Reports, together with composite maps and compact discs of supporting information—
  Australian Capital Territory.
  Western Australia.
Departmental and agency appointments and vacancies—Additional estimates 2015-16—Letters of advice pursuant to the order of the Senate of 24 June 2008—
  Defence portfolio. [Received 8 February 2016]
  Department of the Prime Minister and Cabinet (Indigenous Affairs group). [Received 8 February 2016]
  Health portfolio. [Received 10 February 2016]
Departmental and agency grants—Additional estimates 2015-16—Letters of advice pursuant to the order of the Senate of 24 June 2008—
  Australian Organ and Tissue Donation and Transplantation Authority. [Received 8 February 2016]
  Defence portfolio. [Received 8 February 2016]
  Department of Employment. [Received 5 February 2016]
  Department of Health. [Received 5 February 2016]
Department of the Prime Minister and Cabinet (Indigenous Affairs Group). [Received 8 February 2016]

Entity contracts for 2015—Letter of advice pursuant to the order of the Senate of 20 June 2001, as amended—Infrastructure and Regional Development portfolio. [Received 11 February 2016]

Estimates hearings—Unanswered questions on notice—Budget (supplementary) estimates 2015-16—Statement pursuant to the order of the Senate of 25 June 2014—Foreign Affairs and Trade portfolio. [Received 8 February 2016]

Environment—Phytophthora Dieback management—Letter to the President of the Senate from the Minister for the Environment (Mr Hunt), dated 4 February 2016, responding to the resolution of the Senate of 30 November 2015.


*Fair Work Act 2009*—Fair Work Commission—General Manager’s reports for the period 2012-15—

- Developments in making enterprise agreements, dated November 2015.
- Individual flexibility arrangements, dated November 2015.
- Operation of the provisions of the National Employment Standards relating to requests for flexible working arrangements and extensions of unpaid parental leave, dated November 2015.


Indexed lists of departmental and agency files for the period 1 July to 31 December 2015—Statements of compliance pursuant to the order of the Senate of 30 May 1996, as amended—Employment portfolio [2]. [Received 10 and 18 February 2016]

Indigenous Australians—Imprisonment rates—Letter to the President of the Senate from the Queensland Minister for Aboriginal and Torres Strait Islander Partnerships (Mr Pitt), dated 11 February 2016, responding to the resolution of the Senate of 2 December 2015.


Mid-year economic and fiscal outlook—2015-16—Statement by the Treasurer (Mr Morrison) and the Minister for Finance (Senator Cormann).

*Migration Act 1958*—Section 486O—Assessment of detention arrangements—

- Personal identifiers 1001934, 1002000, 1002052, 1002074, 1002120, 1002134, 1002151, 1002152, 1002160, 1002222, 1002238, 1002282, 1002313, 1002314, 1002330, 1002362, 1002372, 1002376, 1002382, 1002391, 1002458, 1002505, 1002530, 1002534, 1002548, 1002591, 1002651, 1002653, 1002671, 1002737, 1002757, 1002794, 1002803, 1002822, 1002830, 1002837, 1002838, 1002853, 1002854, 1002871, 1002883, 1002895, 1003030, 1003032, 1003034, 1003035, 1003052, 1003056, 1003058, 1003059, 1003065, 1003066, 1003169, 1003176, 1003199, 1003209, 1003216, 1003299, 1003301, and 1003370—Commonwealth Ombudsman’s reports, dated 10 February 2016.
Questions on notice summary—12 November 2013 to 31 December 2015.
Torres Strait Regional Authority (TSRA)—Report for 2014-15.

The following documents were tabled by the Clerk pursuant to statute:

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

Acts Interpretation Act 1901—Subsection 34C(6)—Statements relating to extension of time for presentation of periodic reports—
Northern Territory Fisheries Joint Authority, Queensland Fisheries Joint Authority and Western Australian Fisheries Joint Authority—Reports for 2014-2015.
Torres Strait Protected Zone Joint Authority—Report for 2014-2015.
Australian Prudential Regulation Authority Act 1998—Australian Prudential Regulation Authority (confidentiality) determination—No. 1 of 2016 [F2016L00093].
Carbon Credits (Carbon Farming Initiative) Act 2011—
Carbon Credits (Carbon Farming Initiative) Amendment (Extended Accounting Period) Rule 2016 [F2016L00099].


*Civil Aviation Act 1988—* Civil Aviation Safety Regulations 1998—
	Direction — conduct of parachute training operations—CASA 06/16 [F2016L00088].
	Manual of Standards (MOS) – Part 60 Amendment Instrument 2016 (No. 1) [F2016L00087].


Commissioner of Taxation—Public Rulings—
	Class Rulings—
		Addendum—CR 2013/96.
	Goods and Services Tax Advice—Notice of Withdrawal—GSTA TPP 003.
	Goods and Services Tax Determination GSTD 2016/1.
	Miscellaneous Taxation Ruling—Notice of Withdrawal—MT 2005/1.

*Corporations Act 2001—*
	ASIC Corporations (Amendment) Instrument 2016/45 [F2016L00104].
	ASIC Corporations (Amendment) Instrument 2016/103 [F2016L00121].


*Environment Protection and Biodiversity Conservation Act 1999—*
	Amendment of List of Exempt Native Specimens – Queensland Fin Fish (Stout Whiting) Trawl Fishery (12 February 2016)—EPBC303/DC/SFS/2016/05 [F2016L00110].
	Amendment of List of Exempt Native Specimens – Queensland River and Inshore (Beam) Trawl Fishery (15 February 2016)—EPBC303DC/SFS/2016/02 [F2016L00119].


*Fair Work Act 2009—*
	Fair Work (State Declarations — employer not to be national system employer) Endorsement 2016 (No. 1) [F2016L00085].
	Fair Work (State Declarations — employer not to be national system employer) Endorsement 2016 (No. 2) [F2016L00086].

*Food Standards Australia New Zealand Act 1991—*
	Australia New Zealand Food Standards Code – Standard 1.4.2 – Maximum Residue Limits Amendment Instrument No. APVMA 2, 2016 [F2016L00096].
Food Standards (Proposal M1013 – Schedule 20 – MRLs – Consequentials & Corrective Amendments) Variation [F2016L00118].
Food Standards (Proposal P1040 – Code Revision – Consequential & Corrective Amendments II) Variation [F2016L00120].

Higher Education Support Act 2003—
Revocation of Approval as a VET Provider (Training and Development Australia Pty Ltd) [F2016L00091].
Suspension of Approval as a VET Provider (Phoenix Institute of Australia Pty Ltd) [F2016L00092].


Jervis Bay Territory Acceptance Act 1915—Administration Ordinance 1990—Water and Wastewater Services Fees Determination 2016 (Jervis Bay Territory) [F2016L00100].

Low Aromatic Fuel Act 2013—Low Aromatic Fuel (Designated Areas) (Barkly Region) Instrument 2016 [F2016L00111].


My Health Records Act 2012—
My Health Records Rule 2016 [F2016L00095].


Parliamentary Service Act 1999—Parliamentary Service (Remuneration) Amendment (Secretary, Department of Parliamentary Services) Determination 2016.


Royal Commissions Act 1902—Royal Commissions Amendment Regulation 2016 (No. 1) [F2016L00113].

Social Security Act 1991—
Social Security (ACT Lifetime Care and Support Scheme) Determination 2015 [F2016L00103].
Social Security (Self-Directed Funding Tasmania Program) Determination 2015 [F2016L00102].


Taxation Administration Act 1953—PAYG withholding – Variation and exemption of withholding requirements for certain payments made to religious practitioners [F2016L00107].

3 COMMITTEE REPORTS PRESENTED SINCE LAST SITTING OF SENATE

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

- Intelligence and Security—Joint Statutory Committee—Counter-Terrorism Legislation Amendment Bill (No. 1) 2015—Advisory report, dated February 2016. [Received 15 February 2016]
- Legal and Constitutional Affairs Legislation Committee—Migration Amendment (Complementary Protection and Other Measures) Bill 2015 [Provisions]—Report, dated February 2016, Hansard record of proceedings, additional information and submissions. [Received 18 February 2016]
- Rural and Regional Affairs and Transport References Committee—Australian grape and wine industry—Report, dated February 2016, Hansard record of proceedings, documents presented to the committee, additional information and submissions. [Received 12 February 2016]

4 COMMITTEES—LEAVE TO MEET DURING SITTINGS

Committees were authorised to hold public meetings during the sittings of the Senate, as follows:

- Finance and Public Administration Legislation Committee—today, from 10 am, for the committee’s consideration of the 2015-16 additional estimates.
- Foreign Affairs, Defence and Trade—Joint Standing Committee—today and on Monday, 29 February 2016, from 5 pm, to take evidence for the committee’s inquiry into the role of development partnerships in agriculture and agribusiness in promoting prosperity, reducing poverty and enhancing stability in the Indo-Pacific region.
- Foreign Affairs, Defence and Trade Legislation Committee—Thursday, 25 February 2016, from 3.30 pm, for the committee’s consideration of the 2015-16 additional estimates.

5 ENVIRONMENT AND COMMUNICATIONS REFERENCES COMMITTEE—REFERENCE

Pursuant to the order of the Senate of 4 February 2016 (see entry no. 23, 4 February 2016), the following motion of Senators Simms and Xenophon was called on for the question to be put—That the following matter be referred to the Environment and Communications References Committee for inquiry and report by 12 May 2016:

The potential environmental, social and economic impacts of BP’s planned exploratory oil drilling project, and any future oil or gas production in the Great Australian Bight, with particular reference to:

(a) the effect of a potential drilling accident on marine and coastal ecosystems, including:
   (i) impacts on existing marine reserves within the Bight,
   (ii) impacts on whale and other cetacean populations, and
   (iii) impacts on the marine environment,
(b) social and economic impacts, including effects on tourism, commercial fishing activities and other regional industries;
(c) current research and scientific knowledge;
(d) the capacity, or lack thereof, of government or private interests to mitigate the effect of an oil spill; and
(e) any other related matters.

Question put.

The Senate divided—

AYES, 32

Senators—
Bilyk
Brown
Bullock
Cameron
Collins
Conroy
Dastyari
Di Natale

Gallacher
Gallagher
Hanson-Young
Ketter
Lambie
Lazarus
Lines
Ludlam

Ludwig
Marshall
McEwen (Teller)
McKim
Moore
O’Neill
Rhiannon
Rice

Siewert
Simms
Singh
Unsworth
Waters
Whish-Wilson
Wong
Xenophon

NOES, 31

Senators—
Back
Birmingham
Brandis
Bushby (Teller)
Canavan
Day
Edwards
Fawcett

Fierravanti-Wells
Fifield
Heffernan
Johnston
Leyonhjelm
Lindgren
Macdonald
Madigan

McKenzie
Muir
Nash
O’Sullivan
Parry
Payne
Reynolds
Ronaldson

Ruston
Ryan
Scullion
Seselja
Sinodinos
Smith
Williams

Question agreed to.

6 **Tax and Superannuation Laws Amendment (2015 Measures No. 6) Bill 2015**

Order of the day read for the adjourned debate on the motion of the Assistant Minister for Agriculture and Water Resources (Senator Ruston)—That this bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

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

On the motion of the Minister for Communications (Senator Fifield) the bill was read a third time.

7 **Competition and Consumer Amendment (Payment Surcharges) Bill 2015**

Order of the day read for the adjourned debate on the motion of the Assistant Minister for Agriculture and Water Resources (Senator Ruston)—That this bill be now read a second time.

Debate resumed.

Question put and passed.
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.
Senator Whish-Wilson moved the following amendments together by leave:

Schedule 1, item 2, page 3 (after line 27), after subsection (2F), insert:

(2G) In addition to the effect that this Act (other than Parts IIIA, VIIA and X) has as provided by another subsection of this section, this Act (other than Parts IIIA, VIIA and X) has, by force of this subsection, the effect it would have if:

(a) each reference in Part IVD to an ATM transaction were a reference to an ATM transaction that occurs:
   (i) by means of a postal, telegraphic, telephonic, or other like service (including electronic communication); or
   (ii) by means of an automatic teller machine provided by a bank (other than a State bank), or any other institution engaged in banking, in the course of banking (within the meaning of section 51(xiii) of the Constitution); and

(b) each reference to a corporation included a reference to a person not being a corporation.

Schedule 1, item 3, page 10 (after line 32), after Part IVC, insert:

Part IVD—ATM transactions
Division 1—Preliminary
55P Object of this Part
The object of this Part is to ensure that:

(a) account holders are not charged for ATM transactions made using automatic teller machines owned or leased by the persons with whom their accounts are held; and

(b) amounts charged for other ATM transactions:
   (i) are not excessive; and
   (ii) reflect the reasonable costs of allowing a person to make an ATM transaction.

55Q Definitions
In this Part:

ATM transaction means a cash deposit to, a cash withdrawal from, or an enquiry about the balance of, an account that is made by means of an automatic teller machine.

55R Part not to apply to State banking
This Part does not apply with respect to State banking that does not extend beyond the limits of the State concerned.
Division 2—Limit on charges for ATM transactions

55S Limit on charges for ATM transactions

No charges for ATM transactions made using own-branded ATMs

(1) A corporation must not, in trade or commerce, charge a person an amount (however described) for making an ATM transaction if:
   (a) the corporation is an ADI (authorised deposit-taking institution) for the purposes of the Banking Act 1959; and
   (b) the transaction relates to an account held by the person with the corporation; and
   (c) the automatic teller machine used to make the transaction is owned or leased by the corporation.

ATM transactions made using foreign ATMs must not be excessive

(2) A corporation must not, in trade or commerce, charge a person an amount (however described) for making an ATM transaction that is excessive (see subsection (3)) if:
   (a) the corporation is an ADI (authorised deposit-taking institution) for the purposes of the Banking Act 1959; and
   (b) the transaction relates to an account held by the person with the corporation; and
   (c) the automatic teller machine used to make the transaction is not owned or leased by the corporation.

(3) For the purposes of subsection (2), an amount charged for making an ATM transaction is excessive if the amount exceeds the amount permitted by a standard determined under section 18 of the Payment Systems (Regulation) Act 1998.

(4) For the purposes of subsection (3):
   (a) the Reserve Bank of Australia must ensure that there are at all times in force standards under section 18 of the Payment Systems (Regulation) Act 1998 permitting amounts for the purposes of subsection (3); and
   (b) the making of such standards is taken to be in the public interest; and
   (c) an amount permitted for an ATM transaction must reflect the reasonable costs of allowing the person to make the transaction.

55T Acquisition of property

Scope

(1) This section applies to the following provisions of this Act:
   (a) section 55S;
   (b) any other provision to the extent to which it relates to section 55S.

Effect of provision

(2) The provision has no effect to the extent (if any) to which its operation would result in the acquisition of property (within the meaning of paragraph 51(3xxi) of the Constitution) otherwise than on just terms (within the meaning of that paragraph).

Schedule 1, item 4, page 11 (line 2), after “55B,”, insert “55S,”.
Schedule 1, item 5, page 11 (after line 5), after subparagraph (ia), insert: (ib) section 55S;
Schedule 1, item 6, page 11 (line 7), after “55B,”, insert “55S,”.
Schedule 1, item 7, page 11 (line 9), after “55B,”, insert “55S,”.
Schedule 1, item 8, page 11 (after line 12), after subparagraph (iia), insert: (iib) section 55S;
Schedule 1, item 9, page 11 (line 14), after “55B,”, insert “55S,”.
Schedule 1, item 10, page 11 (line 16), after “55B,”, insert “55S,”.
Schedule 1, item 11, page 11 (line 18), after “55B,”, insert “or 55S”.
Schedule 1, item 12, page 11 (line 20), after “55B”, insert “or 55S”.
Schedule 1, item 13, page 11 (line 22), after “55B”, insert “or 55S”.
Schedule 1, item 14, page 11 (line 24), after “55B”, insert “or 55S”.
Schedule 1, item 15, page 12 (line 3), after “55B,”, insert “55S,”.
Schedule 1, item 16, page 12 (line 5), after “55B,”, insert “55S,”.
Schedule 1, item 17, page 12 (line 12), after “55B”, insert “or 55S”.
Schedule 1, item 18, page 12 (line 19), after “55B”, insert “or 55S”.
Debate ensued.

Question—That the amendments be agreed to—put.
The committee divided—

**AYES, 12**

- Di Natale
- Hanson-Young
- Ludlam
- Madigan
- McKim
- Muir
- Rhiannon
- Rice
- Siewert (Teller)
- Simms
- Waters
- Whish-Wilson

**NOES, 31**

- Back
- Bilyk
- Birmingham
- Brown
- Bullock
- Bushby
- Cameron
- Dastyari
- Edwards
- Fawcett
- Gallagher
- Gallagher
- Ketter
- Lazarus
- Landgren
- Lines
- Ludwig
- McKenzie
- Moore
- O’Neill
- Peris
- Polley
- Reynolds
- Ludg
- Ludwig
- McKenzie
- Moore
- O’Neill
- Peris
- Polley
- Reynolds
- Ronaldson
- Singh
- Smith
- Sterle
- Urquhart (Teller)
- Wang
- Williams

Question negatived.

Bill agreed to.

Bill to be reported without amendment.

The Acting Deputy President (Senator Sterle) resumed the chair and the Temporary Chair of Committees reported accordingly.

On the motion of the Minister for Education and Training (Senator Birmingham) the report from the committee was adopted and the bill read a third time.
8 COMMUNICATIONS LEGISLATION AMENDMENT (DEREGULATION AND OTHER MEASURES) BILL 2015

TELECOMMUNICATIONS (NUMBERING CHARGES) AMENDMENT BILL 2015

Messages from the House of Representatives were reported transmitting for the concurrence of the Senate the following bills:

Message no. 538, dated 10 February 2016—A Bill for an Act to amend laws relating to communications, and for related purposes.


The Minister for Education and Training (Senator Birmingham) 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 Birmingham moved—That these bills be now read a second time.

Debate ensued.

Question put and passed.

Bills read a second time.

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

_In the committee_

Bills taken together and as a whole by leave.

Senator Conroy moved the following amendment in respect of the Communications Legislation Amendment (Deregulation and Other Measures) Bill 2015:

Page 5 (after line 25), after Schedule 1, insert:

**Schedule 1A—NBN Co Reporting**

**National Broadband Network Companies Act 2011**

1 After section 98A

    Insert:

    **98AA Financial and deployment forecasts report**

    (1) The Board must prepare a report setting out NBN Co’s financial and deployment forecasts for the period beginning on 1 July 2015 and ending on 30 June 2022.

    (2) The report must include:

        (a) forecasts for each financial year during the period of the following:

            (i) number of premises ready for service for each access technology;
            (ii) number of premises activated for each access technology;
            (iii) total revenue;
            (iv) total operating expenditure;
            (v) earnings before interest, taxes, depreciation and amortisation;
(vi) earnings before interest, taxes, depreciation and amortisation margin;
(vii) operating profit before deduction of interest and income taxes;
(viii) net cash interest (funding costs);
(ix) earnings before taxes;
(x) total capital expenditure;
(xi) movement in working capital;
(xii) cash tax;
(xiii) levered free cash flow;
(xiv) government funding;
(xv) debt funding;
(xvi) total funding; and
(b) totals for the whole of the period for each forecast mentioned in paragraph (a).

(3) The Board must, within 60 days of the day on which this item commences:
(a) give the Minister the report; and
(b) publish the report on NBN Co’s website.

(4) The Minister must cause a copy of the report to be tabled in each House of the Parliament within 5 sitting days of receiving it.

Debate ensued.
Question—That the amendment be agreed to—put.
The committee divided—

**AYES, 33**

Bilyk
Brown
Bullock
Collins
Dastyari
Di Natale
Gallacher
Gallagher
Hanson-Young
Ketter
Lazarus
Lanes
Ludlam
Ludwig
Mадigan
Marshall
McAllister

McEwen (Teller)
McKim
McLucas
Moore
O’Neill
Rhiannon
Rice
Siewert
Simms
Singh
Sterle
Urquhart
Wang
Waters
Whish-Wilson
Xenophon

**NOES, 28**

Bernardi
Birmingham
Bushby
Canavan
Cash
Edwards
Fawcett (Teller)

Fierravanti-Wells
Field
Heffernan
Johnston
Lindgren
Macdonald
McGrath

McKenzie
Muir
Nash
O’Sullivan
Payne
Reynolds
Ronaldson

Ruston
Ryan
Scullion
Seselja
Sinodinos
Smith
Williams

Question agreed to.
The Communications Legislation Amendment (Deregulation and Other Measures) Bill 2015, as amended, and the Telecommunications (Numbering Charges) Amendment Bill 2015 agreed to.
The Communications Legislation Amendment (Deregulation and Other Measures) Bill 2015 to be reported with an amendment and the Telecommunications (Numbering Charges) Amendment Bill 2015 to be reported without amendment.

The Deputy President (Senator Marshall) resumed the chair and the Chair of Committees reported accordingly.

On the motion of the Minister for Communications (Senator Fifield) the report from the committee was adopted and the bills read a third time.

9 Insolvency Law Reform Bill 2015

A message from the House of Representatives was reported transmitting for the concurrence of the Senate the following bill:

Message no. 536, dated 10 February 2016—A Bill for an Act to amend the law in relation to personal and corporate insolvency, and for related purposes.

The Minister for Communications (Senator Fifield) moved—that this bill may proceed without formalities and be now read a first time.

Question put and passed.

Bill read a first time.

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

Debate ensued.

Question put and passed.

Bill read a second time.

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

On the motion of the Cabinet Secretary (Senator Sinodinos) the bill was read a third time.

10 Courts Administration Legislation Amendment Bill 2015

Order of the day read for the adjourned debate on the motion of the Minister for Indigenous Affairs (Senator Scullion)—That this bill be now read a second time.

Debate resumed.

Question put and passed.

Bill read a second time.

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

On the motion of the Minister for International Development and the Pacific (Senator Fierravanti-Wells) the bill was read a third time.

11 Crimes Legislation Amendment (Proceeds of Crime and Other Measures) Bill 2015

Order of the day read for the adjourned debate on the motion of the Minister for Employment (Senator Cash)—That this bill be now read a second time.

Debate resumed.

At 2 pm: Debate was interrupted while Senator Macdonald was speaking.
12 MINISTRY AND MINISTERIAL ARRANGEMENTS—DOCUMENT
The Leader of the Government in the Senate (Senator Brandis) tabled a document showing all members of the Turnbull Ministry and ministerial representation, dated 18 February 2016.

13 QUESTIONS
Questions without notice were answered.

14 MOTIONS TO TAKE NOTE OF ANSWERS
Senator Brown moved—That the Senate take note of the answers given by the Minister for Finance (Senator Cormann) to questions without notice asked by Senators Brown and Ketter today relating to tax policy.
Debate ensued.
Question put and passed.
Senator Simms moved—That the Senate take note of the answer given by the Minister for Education and Training (Senator Birmingham) to a question without notice asked by Senator Simms today relating to income support for students.
Question put and passed.

15 DEATH OF FORMER SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE HONOURABLE ROBERT (BOB) GEORGE HALVERSON, OBE
The President informed the Senate of the death, on 9 February 2016, of the Honourable Robert (Bob) George Halverson, OBE, a former Speaker of the House of Representatives.
The Leader of the Government in the Senate (Senator Brandis), by leave, moved—That the Senate records its deep regret at the death, on 9 February 2016, of the Honourable Robert (Bob) George Halverson, OBE, former Speaker of the House of Representatives and member for Casey, places on record its appreciation of his long and highly distinguished service to the nation and tenders its profound sympathy to his family in their bereavement.
The motion was supported and all senators present stood in silence—Question passed.

16 DEATH OF FORMER MEMBER ANDREW THOMAS JONES
The President informed the Senate of the death, on 2 December 2015, of Andrew Thomas Jones, a member of the House of Representatives for the division of Adelaide from 1966 to 1969.

17 NOTICES
Senators Lindgren and Bernardi: To move on the next day of sitting—That the Senate—
(a) notes that:
(i) bullying and harassment should never be tolerated in any forum,
(ii) schools should provide a safe and supportive learning environment for all students, and
(iii) schools participating in the Safe Schools Coalition Australia program should carefully consider the suitability of resources, including web-based resources, for all their students;
(b) requests that all parents are provided information about the program to allow them to make an informed decision regarding their child’s participation, and that schools respect their decision, including the right to exclude their child from the programme; and
(c) requests that all schools considering joining the program respectfully consult parents in making any such decision. (general business notice of motion no. 1029)

The Leader of the Glenn Lazarus Team (Senator Lazarus): To move on the next day of sitting—That the Senate—
(a) acknowledges that rural and regional Queensland is suffering from drought and ongoing job losses across many sectors, including the meat processing industry;
(b) calls on the Government to take immediate action to prevent further job losses in the Queensland meat industry by:
   (i) establishing a dedicated working group comprised of Government, employers and employees, including representative groups/bodies to consult with employers, employees and unions in the meat processing industry to ascertain what level of support would be useful in protecting employment levels in the industry, and
   (ii) developing an industry accord in consultation with industry stakeholders, including those within the meat processing, live export and farming sectors, which delivers positive outcomes for all stakeholders and reduces job losses in the meat processing industry; and
(c) further calls on the Government to investigate and report on the extent to which recently signed free trade agreements (FTAs), such as the China-Australia Free Trade Agreement, have altered demand and supply patterns in the local meat industry and, if FTAs have contributed to local jobs being lost, how such agreements can be strengthened to prevent this from happening in the future. (general business notice of motion no. 1030)

Senators Xenophon and McEwen: To move on the next day of sitting—That the Foreign Affairs, Defence and Trade Legislation Committee meet to consider additional estimates 2015–16 prior to 10 March 2016 to further examine the Department of Defence and that Dr Rob Bourke, Economic Adviser, Capability Acquisition and Sustainment Group appear before the committee at that time to answer questions. (general business notice of motion no. 1031)

Senator Ludlam: To move on the next day of sitting—That the Senate—
(a) notes that:
   (i) strong digital encryption protects the personal and financial information of millions of people,
   (ii) encryption is an important tool to prevent identity theft and other crime,
   (iii) encryption ensures that public interest whistleblowers, journalists and other civil society actors can conduct their activities more securely,
   (iv) the Government, through services such as Medicare and Centrelink, and digital platforms such as myGov, depends on encryption to keep client information safe, and
   (v) any decrease in public trust in digital systems and services will present an obstacle to the Government’s agile innovation agenda; and
calls on the Government to:

(i) support the continued development and use of strong encryption technologies,

(ii) resist any push from other governments to weaken encryption on personal devices, and

(iii) work with law enforcement to develop alternative avenues to obtain information through warrants and targeted surveillance that does not put every Australian at greater risk of identity theft. (general business notice of motion no. 1032)

The Chair of the Standing Committee on Regulations and Ordinances (Senator Williams): To move 15 sitting days after today—That the International Organisations (Privileges and Immunities—Asian Infrastructure Investment Bank) Regulation 2015, as contained in Select Legislative Instrument 2015 No. 172 and made under the International Organisations (Privileges and Immunities) Act 1963, be disallowed [F2015L01737].

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

(a) the devastating and destructive impact of bushfires in Tasmania which are affecting the people of Tasmania and destroying Tasmanian wilderness areas;

(b) grave concern for the survival of Indigenous cultural heritage sites in the area, as well as precious flora and fauna; and

(c) the unwavering commitment and hard work of the Tasmanian Fire Service, the Tasmanian Parks and Wildlife Service, SES and volunteers for their resilience and exceptional efforts responding to this natural disaster. (general business notice of motion no. 1033)

Senator Hanson-Young: To move on 24 February 2016—That the Senate—

(a) notes that the Australian Medical Association has said that keeping children in immigration detention is akin to state-sanctioned child abuse; and

(b) calls on the Federal Government to let baby Asha and the hundreds of other people who are facing return to Nauru and Manus Island stay, in accordance with treating doctors’ advice, so that they can have their claims for protection assessed in Australia and be permanently integrated into the community. (general business notice of motion no. 1034)

The Minister for Vocational Education and Skills (Senator Ryan): 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:

Dairy Produce Amendment (Dairy Service Levy Poll) Bill 2016
Narcotic Drugs Amendment Bill 2016
Offshore Petroleum and Greenhouse Gas Storage Amendment Bill 2016
Parliamentary Entitlements Amendment (Injury Compensation Scheme) Bill 2016
Tax Laws Amendment (Small Business Restructure Roll-over) Bill 2016.

Documents: Senator Ryan tabled the following documents:

Notices of motion withdrawn:
Senator Ludlam withdrew general business notice of motion no. 93 standing in his name for 24 February 2016, proposing the introduction of the Telecommunications (Interception and Access) Amendment (Get a Warrant) Bill 2014.
Senator Rhiannon withdrew general business notice of motion no. 980 standing in her name for today, relating to funding for family planning.

18 LEAVE OF ABSENCE
Senator McEwen, by leave, moved—That leave of absence be granted to Senator Peris for 23 February 2016, for personal reasons.
Question put and passed.
Senator Bushby, by leave, moved—That leave of absence be granted to the following senators:
(a) Senator Abetz for today, for personal reasons; and
(b) Senator Colbeck from 22 to 25 February 2016, on account of ministerial business.
Question put and passed.

19 POSTPONEMENTS
Business was postponed as follows:
Business of the Senate notice of motion no. 1 standing in the name of Senator Xenophon for today, proposing a reference to the Environment and Communications References Committee, postponed till 24 February 2016.
Business of the Senate notice of motion no. 2 standing in the name of Senator Siewert for today, proposing the disallowance of the Social Security (Administration) (Trial Area — Ceduna and Surrounding Region) Determination 2015, postponed till 23 February 2016.
General business notice of motion no. 911 standing in the name of Senator Hanson-Young for today, proposing the introduction of the Migration Amendment (Free the Children) Bill 2015, postponed till 29 February 2016.
General business notice of motion no. 1024 standing in the name of Senator Xenophon for today, proposing the introduction of the Commonwealth Electoral Amendment (Above the Line Voting) Bill 2016, postponed till 24 February 2016.
General business notice of motion no. 1026 standing in the name of Senator Conroy for today, proposing an order for the production of documents by the Minister representing the Minister for Infrastructure and Regional Development, postponed till 24 February 2016.

20 COMMITTEES—EXTENSIONS OF TIME TO REPORT
The following committees were granted extensions of time to report:
Economics References Committee—
Australia’s naval ship building industry, extended to 30 June 2016.
Corporate tax avoidance, extended to 22 April 2016.
Gender retirement income gap, extended to 29 April 2016.
Education and Employment References Committee—Australia’s temporary work visa programs, extended to 17 March 2016.

Finance and Public Administration References Committee—
Aboriginal and Torres Strait Islander experience of law enforcement and justice services, extended to 25 August 2016.

Foreign Affairs, Defence and Trade References Committee—Australia’s bilateral aid program in Papua New Guinea, extended to 12 May 2016.

Rural and Regional Affairs and Transport References Committee—
Effect of market consolidation on the red meat processing sector, extended to 5 May 2016.
Use of Flag of Convenience shipping in Australia, extended to 22 June 2016.

21 Legal and Constitutional Affairs References Committee—Leave to Meet During Sitting
The Chair of the Legal and Constitutional Affairs References Committee (Senator Lazarus), by leave, moved—That the Legal and Constitutional Affairs References Committee be authorised to hold a public meeting during the sitting of the Senate today, from 7 pm, to take evidence for the committee’s inquiry into residential fire safety.
Question put and passed.

22 Mining—Queensland—Carmichael Mine
Senator Macdonald, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1016—That the Senate—
(a) notes:
(i) that the Queensland Government has issued an environmental authority for the construction of the Carmichael mine,
(ii) that the Queensland Government has acknowledged that, following 5 years of approval processes, there is no legal impediment stopping it from issuing a mining lease for the Carmichael mine,
(iii) that Townsville’s Labor Mayor, Ms Jenny Hill, the Queensland Resources Council and elders of the Wangan and Jagalingou people have all supported the benefits this mine will bring to Central Queensland, and
(iv) the statement of the Queensland Minister for Natural Resources and Mines, Dr Lynham, that ‘Everyone deserves their day in court, but not their four years in court’; and
(b) calls on the Queensland Government to get on with the job of issuing this mining lease, providing a much needed economic boost to the people of Central Queensland.
Question put and negatived.
23 INDUSTRY— RADIOACTIVE WASTE STORAGE

Senator Ludlam, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1027—That the Senate—

(a) notes that:

(i) the Australian Government has initiated a voluntary site selection process for a national radioactive waste facility,

(ii) consecutive ministers have confirmed that such a facility would not proceed against the wishes of host communities,

(iii) six sites have been selected for further assessment for shortlisting, including Hill End in New South Wales, Oman Ama in Queensland, Hale in the Northern Territory, Cortlinye, Pinkawillinie and Barndioota in South Australia, and

(iv) strong local opposition clearly exists at all six sites currently under consideration; and

(b) calls on the Government to:

(i) acknowledge the opposition and lack of community support at all six sites,

(ii) respect previous commitments on non-imposition and the importance of community consent, and remove all six sites from further consideration,

(iii) initiate a genuinely independent inquiry to investigate long-term stewardship options for spent fuel, reprocessing waste, and other categories of radioactive waste, including drawing on international examples and experience,

(iv) investigate options for active waste minimisation, including increased use of non-reactor based methods for radioisotope production, and

(v) clearly reaffirm policy and legislative prohibitions on the importation and disposal of international radioactive waste.

Question put.
The Senate divided—

AYES, 11

Di Natale  
Hanson-Young  
Lazarus  
Ludlam  
Rice  
Rhiannon  
Rhiannon  
Siewert (Teller)  
Simms  
Waters  
Whish-Wilson

NOES, 36

Back  
Bernardi  
Bilyk  
Brown  
Bullock  
Bushby  
Cameron  
Canavan  
Collins  
Fawcett  
Gallacher  
Gallagher  
Ketter  
Leyonhjelm  
Lindgren  
Lines  
Ludwig  
Madigan  
Marshall  
McAllister  
McEwen (Teller)  
McGrath  
McKenzie  
McLucas  
Moore  
O’Neill  
O’Sullivan  
Payne  
Peris  
Polley  
Reynolds  
Ronaldson  
Ryan  
Smith  
Wang  
Williams

Question negatived.
24 **ENVIRONMENT—NEW SOUTH WALES—COAL SEAM GAS MINING IN THE PILLIGA FOREST**

Senator Rhiannon, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1020—That the Senate—

(a) notes that:

(i) the Federal Government has approved coal seam gas mining in the Pilliga Forest near Narrabri in New South Wales, with Santos planning to develop an 850-well field,

(ii) the Pilliga Push is an ongoing civil disobedience campaign against this mining led by the Gamilaraay and Gomeroi peoples, the Knitting Nannas and other grassroots action groups in New South Wales, and

(iii) the Narrabri coal seam gas project presents an unacceptable risk to the region’s groundwater and the Great Artesian Basin; and

(b) calls on the Federal Government to:

(i) condemn the New South Wales Police Force’s use of pepper spray against the protesters, and

(ii) withdraw its approval of the Narrabri coal seam gas project.

*Statements by leave:* Senator Williams and the Minister for Vocational Education and Skills (Senator Ryan), by leave, made statements relating to the motion.

Question put.

The Senate divided—

**AYES, 11**

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Question negatived.

25 **ADMINISTRATION—2016 AUSTRALIA DAY AWARD RECIPIENTS**

The Leader of the Glenn Lazarus Team (Senator Lazarus), also on behalf of Senators Moore and Waters, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1018—That the Senate acknowledges, congratulates and thanks all Queensland Order of Australia recipients and all Australia Day Award recipients for 2016 for their outstanding service and contribution to Queensland and more broadly Australia.
Statement by leave: The Minister for Vocational Education and Skills (Senator Ryan), by leave, made a statement relating to the motion.

Question put and passed.

26 MIGRATION—JOINT STANDING COMMITTEE—LEAVE TO MEET DURING SITTINGS
Senator Back, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1025—That the Joint Standing Committee on Migration be authorised to hold public meetings during the sittings of the Senate, from 9.45 am, to take evidence for the committee’s inquiry into the Seasonal Worker Programme, as follows:
(a) Wednesday, 24 February 2016; and
(b) Wednesday, 2 March 2016.

Question put and passed.

27 INDIGENOUS AUSTRALIANS—CHILDREN IN OUT-OF-HOME CARE
Senator Siewert, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1028—That the Senate—
(a) notes that:
   (i) Aboriginal children make up less than 5 per cent of the general population, but 35 per cent of children in out-of-home care nationally, and more than 50 per cent in Western Australia, and
   (ii) children in out-of-home care experience poor outcomes on a range of indicators; and
(b) calls on the Government to address the unacceptably high rates of Aboriginal children in out-of-home care.

Question put and passed.

28 ENVIRONMENT—TASMANIAN WILDERNESS WORLD HERITAGE AREA—IMPACT OF FIRES
Senator McKim, also on behalf of Senator Singh, amended general business notice of motion no. 1023 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—
(a) acknowledges the impact of recent fires on the Tasmanian Wilderness World Heritage Area (TWWHA);
(b) notes that:
   (i) over 22 000 hectares inside the TWWHA has already been burned, and that many fires are still burning inside the TWWHA,
   (ii) the Commonwealth Government is a signatory to the World Heritage Convention, which binds it to responsibly manage the TWWHA, and
   (iii) scientists are predicting that it is likely that the TWWHA will experience hotter, drier conditions, and more dry lightning, in the future due to the impacts of global warming; and
(c) calls on the Australian Government to work with the Tasmanian Government to establish and adequately resource an independent inquiry to examine the response to the current fires in the TWWHA, and the planning for, management of, and response to future fire events in the TWWHA, to seek submissions and hold public hearings, and to examine, report and make recommendations on relevant matters, including:

(i) the impact of global warming on fire frequency and magnitude,
(ii) the availability and provision of financial, human and mechanical resources,
(iii) the adequacy of fire assessment and modelling capacity, and
(iv) any other related matters deemed necessary by the inquiry.

Question put and passed.

29 PRIMARY INDUSTRIES—SALE OF VAN DIEMEN’S LAND COMPANY

Senator Xenophon, also on behalf of Senators Madigan and Whish-Wilson, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1022—That the Senate—

(a) notes:

(i) that the proposed sale of Australasia’s largest and most productive dairy farm holding, Van Diemen’s Land Company, to Moon Lake Investments, is currently before the Foreign Investment Review Board,
(ii) the critical importance of Van Diemen’s Land Company to Australia for food security and our international reputation as a high quality dairy product producer,
(iii) the significant environmental importance of the Van Diemen’s Land property with its remnant vegetation, refuge to the last disease-free population of Tasmanian devil in the area and habitat to rare, threatened and endangered native fauna and flora species, and
(iv) the opportunity for this iconic and strategically-important agricultural and natural asset to be brought into Australian ownership for the first time; and

(b) calls on the Government to consider:

(i) the potential economic, social and environmental benefits that may flow from a viable alternative Australian-based bid for Van Diemen’s Land Company when considering the Moon Lake Investments proposal, and
(ii) the following as part of a national interest test when examining the proposed sale of Van Diemen’s Land Company to Moon Lake Investments:

(A) the potential for transfer pricing, including any potential loss of revenue to the Commonwealth,
(B) commitments to the local workforce in terms of the business plan being proposed, and
(C) any expansion plans of the overseas bid compared to the local bid.

Statement by leave: The Minister for Vocational Education and Skills (Senator Ryan), by leave, made a statement relating to the motion.

Question put.
The Senate divided—

**AYES, 14**

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Question negatived.

30 **DISCUSSION OF MATTER OF PUBLIC IMPORTANCE—TAXATION—TAX POLICY**

The Deputy President (Senator Marshall) informed the Senate that Senator Moore had proposed that the following matter of public importance be submitted to the Senate for discussion:

The Turnbull Government’s failure to articulate a tax policy.

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

31 **INDIGENOUS AUSTRALIANS—COMMENTS BY MR ALAN JONES—DOCUMENT**

Senator Siewert, by leave, tabled the following document:

Indigenous Australians—Comments by Mr Alan Jones—Petitioning document from 21 676 signatories.

32 **DOCUMENTS—CONSIDERATION**

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

33 **CRIMES LEGISLATION AMENDMENT (PROCEEDS OF CRIME AND OTHER MEASURES) BILL 2015 AND FAMILY LAW AMENDMENT (FINANCIAL AGREEMENTS AND OTHER MEASURES) BILL 2015—EXPLANATORY MEMORANDA**

The Assistant Minister for Agriculture and Water Resources (Senator Ruston) tabled the following documents:

- Crimes Legislation Amendment (Proceeds of Crime and Other Measures) Bill 2015—Addendum to the explanatory memorandum.
34 **DEFENCE—DEFENCE WHITE PAPER—ORDER FOR PRODUCTION OF DOCUMENT—DOCUMENT**

The Assistant Minister for Agriculture and Water Resources (Senator Ruston) tabled the following document:

Defence—Defence White Paper—Letter to the President of the Senate from the Minister for Defence (Senator Payne), dated 22 February 2016, responding to the order of the Senate of 2 February 2016.

35 **DEFENCE—DEFENCE HOUSING AUSTRALIA—SCOPING STUDY—ORDER FOR PRODUCTION OF DOCUMENTS—DOCUMENT**

The Assistant Minister for Agriculture and Water Resources (Senator Ruston) tabled the following document:

Defence—Defence Housing Australia—Scoping study—Letter from the Minister for Defence (Senator Payne) to the Clerk of the Senate (Dr Laing), dated 22 February 2016, responding to the order of the Senate of 2 February 2016.

36 **TRADE—TRANS-PACIFIC PARTNERSHIP AGREEMENT—MINISTERIAL STATEMENT—DOCUMENTS**

The Assistant Minister for Agriculture and Water Resources (Senator Ruston) tabled the following documents:

Trade—Trans-Pacific Partnership Agreement—Ministerial statement by the Minister for Trade and Investment (Mr Robb), dated 9 February 2016.

Treaty—Multilateral—Trans-Pacific Partnership Agreement between the Government of Australia and the Governments of: Brunei Darussalam, Canada, Chile, Japan, Malaysia, Mexico, New Zealand, Peru, Singapore, the United States of America and Vietnam and associated side letters (Auckland, 4 February 2016)—Text, together with national interest analysis, regulation impact statement and annexures.

Senator Whish-Wilson moved—that the Senate note of the documents.

Question put and passed.

37 **INDIGENOUS AUSTRALIANS—CLOSING THE GAP—MINISTERIAL STATEMENT—DOCUMENTS**

The Minister for Indigenous Affairs (Senator Scullion) tabled the following documents:

Indigenous Australians—Closing the gap—Prime Minister’s 2016 closing the gap statement—Ministerial statement by the Prime Minister (Mr Turnbull), dated 10 February 2016.

Prime Minister’s report 2016.

Senator Scullion, by leave, moved—that standing order 169 shall not apply to the total time for debate on a motion to take note of the documents.

Question put and passed.

Senator Scullion moved—that the Senate note of the documents.

Debate ensued.
Documents: Senator Siewert, by leave, tabled the following documents:

Indigenous Australians—
Closing the Gap—Progress and priorities report 2016—Close the Gap Campaign Steering Committee.
Reconciliation Australia—The state of reconciliation in Australia.

Debate continued.
Question put and passed.

38 Australian Crime Commission Amendment (National Policing Information) Bill 2015
Australian Crime Commission (National Policing Information Charges) Bill 2015

Messages from the House of Representatives were reported transmitting for the concurrence of the Senate the following bills:

Message no. 534, dated 9 February 2016—A Bill for an Act to impose national policing information charges as taxes, and for related purposes.

The Minister for Indigenous Affairs (Senator Scullion) 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 Scullion moved—That these bills be now read a second time.

Consideration of legislation: Pursuant to order, the debate was adjourned and the resumption of the debate made an order of the day for the day fixed for the Legal and Constitutional Affairs Legislation Committee to report on the bills, 10 March 2016.

39 Tax Laws Amendment (New Tax System for Managed Investment Trusts) Bill 2015
Income Tax Rates Amendment (Managed Investment Trusts) Bill 2015
Medicare Levy Amendment (Attribution Managed Investment Trusts) Bill 2015
Income Tax (Attribution Managed Investment Trusts—Offsets) Bill 2015

Messages from the House of Representatives were reported transmitting for the concurrence of the Senate the following bills:

Message no. 540, dated 10 February 2016—A Bill for an Act to amend the law relating to taxation, and for related purposes.
Message no. 543, dated 10 February 2016—A Bill for an Act to impose tax in relation to amounts of a character relating to a tax offset, and for related purposes.
The Minister for Indigenous Affairs (Senator Scullion) 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 Scullion moved—That these bills be now read a second time.

*Consideration of legislation:* Pursuant to order, the debate was adjourned and the resumption of the debate made an order of the day for the day fixed for the Economics Legislation Committee to report on the bills, 10 March 2016.

40 **SOCIAL SERVICES LEGISLATION AMENDMENT (FAMILY PAYMENTS STRUCTURAL REFORM AND PARTICIPATION MEASURES) BILL (NO. 2) 2015**

A message from the House of Representatives was reported transmitting for the concurrence of the Senate the following bill:

Message no. 537, dated 10 February 2016—A Bill for an Act to amend the law relating to family assistance and social security, and for related purposes.

The Minister for Indigenous Affairs (Senator Scullion) 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 Scullion moved—That this bill be now read a second time.

*Consideration of legislation:* Pursuant to order, the debate was adjourned and the resumption of the debate made an order of the day for the day fixed for the Community Affairs Legislation Committee to report on the bill, 1 March 2016.

41 **SOCIAL SERVICES LEGISLATION AMENDMENT (MISCELLANEOUS MEASURES) BILL 2015**

**WATER AMENDMENT (REVIEW IMPLEMENTATION AND OTHER MEASURES) BILL 2015**

Messages from the House of Representatives were reported transmitting for the concurrence of the Senate the following bills:

Message no. 546, dated 11 February 2016—A Bill for an Act to amend the law relating to family assistance and social security, and for related purposes.


The Minister for Indigenous Affairs (Senator Scullion) 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 Scullion moved—That these bills be now read a second time.

*Consideration of legislation:* Pursuant to order, the debate was adjourned and the resumption of the debate made an order of the day for the day fixed for committees to report on the bills, 10 March 2016.

Senator Scullion moved—That the bills be listed on the *Notice Paper* as separate orders of the day.
Question put and passed.
42 **CORPORATIONS AMENDMENT (CROWD-SOURCED FUNDING) BILL 2015**

A message from the House of Representatives was reported transmitting for the concurrence of the Senate the following bill:


The Minister for Indigenous Affairs (Senator Scullion) 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 Scullion moved—that this bill be now read a second time.

Consideration of legislation: Pursuant to order, the debate was adjourned and the resumption of the debate made an order of the day for the day fixed for the Economics Legislation Committee to report on the bill, 29 February 2016.

43 **CRIMINAL CODE AMENDMENT (FIREARMS TRAFFICKING) BILL 2015**

**SOCIAL SERVICES LEGISLATION AMENDMENT (BUDGET REPAIR) BILL 2015**

**SOCIAL SERVICES LEGISLATION AMENDMENT (FAMILY MEASURES) BILL 2015**

**TAX LAWS AMENDMENT (IMPLEMENTATION OF THE COMMON REPORTING STANDARD) BILL 2015**

Messages from the House of Representatives were reported transmitting for the concurrence of the Senate the following bills:

Message no. 545, dated 11 February 2016—A Bill for an Act to amend the Criminal Code Act 1995, and for other purposes.

Message no. 530, dated 9 February 2016—A Bill for an Act to amend the law relating to social security and veterans’ entitlements, and for related purposes.

Message no. 531, dated 9 February 2016—A Bill for an Act to amend the law relating to family assistance, and for related purposes.


The Minister for Indigenous Affairs (Senator Scullion) 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 Scullion moved—that these bills be now read a second time.

On the motion of Senator Scullion the debate was adjourned till the next day of sitting.

Consideration of legislation: Senator Scullion moved—that the bills be listed on the Notice Paper as separate orders of the day.

Question put and passed.

44 **COMMITTEE MEMBERSHIP**

Messages from the House of Representatives were reported informing the Senate of changes in the membership of joint committees, as follows:

Message no. 547, dated 22 February 2016—Joint Standing Committee on Treaties, Mr Taylor, discharged; and Mr Hartsuyker, Ms Price and Mr Williams, appointed.

Message no. 549, dated 22 February 2016—Joint Standing Committee on Electoral Matters, Mr Coleman in place of Mrs Prentice.
Message no. 552, dated 22 February 2016—
Parliamentary Joint Committee on Corporations and Financial Services,
Mr van Manen, appointed
Joint Select Committee on Trade and Investment Growth, Mr Billson,
appointed.

45 ELECTORAL MATTERS—JOINT STANDING COMMITTEE—REFERENCE
A message from the House of Representatives was reported informing the Senate of a
resolution of that House:
Message no. 548, dated 22 February 2016, referring the Commonwealth Electoral
Amendment Bill 2016 to the Joint Standing Committee on Electoral Matters for
inquiry and report by 9 am on 2 March 2016.

46 ELECTORAL MATTERS—JOINT STANDING COMMITTEE—MEMBERSHIP—
COMMONWEALTH ELECTORAL AMENDMENT BILL 2016
A message from the House of Representatives was reported as follows:
Message no. 550, dated 22 February 2016—Joint Standing Committee on Electoral
Matters, and transmitting for the concurrence of the Senate the following
resolution:
That for the purposes of the Joint Standing Committee on Electoral Matters
inquiry into the Commonwealth Electoral Amendment Bill 2016:
(1) Participating members may be appointed to the committee on the
nomination of the Leader of the Government in the Senate, the Leader of
Opposition in the Senate, or any minority group or independent Senator;
(2) Such participating members:
(a) shall be taken to be a member of the committee for the purposes
of forming a quorum if a majority of members of the committee
are not present; and
(b) may participate in hearings of evidence and deliberations of the
committee and have all rights of a committee member except that
a participating member may not vote on any question before the
committee.

The Minister for Indigenous Affairs (Senator Scullion), by leave, moved—That the
Senate concurs with the resolution.
Question put and passed.

47 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:
10 February 2016—Message No. 1—
Aged Care Amendment (Red Tape Reduction in Places Management) Act 2016
(Act No. 1, 2016)
Maritime Transport and Offshore Facilities Security Amendment (Inter-State
Voyages) Act 2016 (Act No. 2, 2016)
Safety, Rehabilitation and Compensation Legislation Amendment (Exit
11 February 2016—Message No. 2—
Statute Law Revision Act (No. 1) 2016 (Act No. 4, 2016)
Australian Institute of Aboriginal and Torres Strait Islander Studies Amendment Act 2016 (Act No. 6, 2016)
Food Standards Australia New Zealand Amendment (Forum on Food Regulation and Other Measures) Act 2016 (Act No. 7, 2016).

48 COMMUNITY AFFAIRS LEGISLATION COMMITTEE—REPORT—SOCIAL SERVICES LEGISLATION AMENDMENT (FAMILY MEASURES) BILL 2015
Pursuant to order, Senator Fawcett, at the request of the Chair of the Community Affairs Legislation Committee (Senator Seselja), tabled the following report and documents:
Report ordered to be printed on the motion of Senator Fawcett.

49 ENVIRONMENT AND COMMUNICATIONS LEGISLATION COMMITTEE—REPORT—TELECOMMUNICATIONS LEGISLATION AMENDMENT (ACCESS REGIME AND NBN COMPANIES) BILL 2015
Pursuant to order, Senator Fawcett, at the request of the Chair of the Environment and Communications Legislation Committee (Senator Reynolds), tabled the following report and documents:
Report ordered to be printed on the motion of Senator Fawcett.

50 POSTPONEMENTS
Senator Siewert, by leave, moved—That general business notices of motion nos 1004 and 1005 standing in the name of Senator Lambie for today, relating to nuclear programs in North Korea and Iran, and to poker machine licensing, be postponed till the next day of sitting.
Question put and passed.

51 CRIMES LEGISLATION AMENDMENT (PROCEEDS OF CRIME AND OTHER MEASURES) BILL 2015
Order of the day read for the adjourned debate on the motion of the Minister for Employment (Senator Cash)—That this bill be now read a second time.
Debate resumed.
Question put and passed.
Bill read a second time.
The Senate resolved itself into committee for the consideration of the bill.
In the committee

Bill, taken as a whole by leave, debated.

At 9.50 pm: The Acting Deputy President (Senator Lines) resumed the chair and the Temporary Chair of Committees reported progress.

52 ADJOURNMENT
The Acting Deputy President (Senator Lines) proposed the question—That the Senate do now adjourn.
Debate ensued.
The Senate adjourned at 10.17 pm till Tuesday, 23 February 2016 at 12.30 pm.

53 ATTENDANCE
Present, all senators except Senators Abetz* and Colbeck* (*on leave).

ROSEMARY LAING
Clerk of the Senate

Printed by authority of the Senate