THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

JOURNALS OF THE SENATE

No. 21

TUESDAY, 15 OCTOBER 2019

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

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

Documents presented by the President

Government documents
4. Australian Communications and Media Authority (ACMA) and the Office of the eSafety Commissioner—Report for 2018-19.
The Clerk tabled the following documents pursuant to statute:

- Cocos (Keeling) Islands Act 1955—List of Acts of the Western Australian Parliament for the period 1 April to 30 September 2019.
- Public Governance, Performance and Accountability Act 2013—
  - Commonwealth disposed of shares and ceased to be a member of a company—Yowie Group Ltd—9 October 2019.
  - Commonwealth disposed of shares in Donaco International Limited—9 October 2019.

The Clerk tabled the following documents pursuant to order:

- Departmental and agency appointments and vacancies—Budget estimates 2019-20 (Supplementary)—Letters of advice pursuant to the order of the Senate of 24 June 2008—
  - Communications and the Arts portfolio.
  - Department of Employment, Skills, Small and Family Business.
  - Department of the Prime Minister and Cabinet (Office for Women).
  - Industry, Innovation and Science portfolio (Resources and Northern Australia).
  - Infrastructure, Transport, Cities and Regional Development portfolio.
- Departmental and agency grants—Budget estimates 2019-20 (Supplementary)—Letters of advice pursuant to the order of the Senate of 24 June 2008—
  - Australian Organ and Tissue Donation and Transplantation Authority.
  - Cancer Australia.
  - Communications and the Arts portfolio.
  - Department of Infrastructure, Transport, Cities and Regional Development.
  - Department of the Prime Minister and Cabinet (Office for Women).
  - Foreign Affairs and Trade portfolio.
- Estimates hearings—Unanswered questions on notice—Budget estimates 2019-20—Statements pursuant to the order of the Senate of 25 June 2014—Statements—
  - Department of Foreign Affairs and Trade.
  - Employment, Skills, Small and Family Business portfolio.

3 Committees—Leave to meet during sittings

Committees were authorised to meet during the sittings of the Senate, as follows:

- Australian Commission for Law Enforcement Integrity—Joint Statutory Committee—private meeting otherwise than in accordance with standing order 33(1) today, from 1 pm.
- Corporations and Financial Services—Joint Statutory Committee—private briefings—
  - Today, from 12 pm.
  - Thursday, 17 October 2019, from 9.50 am.
Electoral Matters—Joint Standing Committee—private meetings otherwise than in accordance with standing order 33(1)—from 9.40 am on Wednesday, 16 October, 27 November and 4 December 2019.

Financial Technology and Regulatory Technology—Select Committee—private briefing from 11.30 am on Wednesday, 16 October 2019.

Human Rights—Joint Statutory Committee—private meeting otherwise than in accordance with standing order 33(1) from 11.30 am on Wednesday, 16 October 2019.

Legal and Constitutional Affairs Legislation Committee—private meeting otherwise than in accordance with standing order 33(1) from 11 am, on Thursday, 17 October 2019.

4 Absence of President—Statement by President

The President informed the Senate that he would be temporarily absent from the Senate on 16 October 2019 and that, in accordance with the standing orders, the Deputy President (Senator Lines) would take the chair.

5 Higher Education Support (Charges) Bill 2019
Higher Education Support Amendment (Cost Recovery) Bill 2019

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

Debate resumed.

Question put.

The Senate divided—

AYES, 36

Senators—
Abetz
Antic
Askew
Bernardi
Birmingham
Bragg
Brockman
Chandler
Colbeck

Davey*
Duniam
Farrell
Gallacher
Gallagher
Green
Griff
Henderson
Hughes

Hume
McAllister
McCarthy
McDonald
McMahon
O’Sullivan
Paterson
Patrick
Pratt

Rennick
Scarr
Sheldon
Sinodinos
Smith, Dean
Sterle
Stokes
Van
Walsh

NOES, 8

Senators—
Di Natale
Faruqi

Hanson-Young
McKim
Siewert*
Steele-John

Waters
Whish-Wilson

* Tellers

Question agreed to.

Bills read a second time.

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

On the motion of the Minister for Trade, Tourism and Investment (Senator Birmingham) the bills were read a third time.
6 Offshore Petroleum and Greenhouse Gas Storage Amendment (Miscellaneous Amendments) Bill 2019
Offshore Petroleum and Greenhouse Gas Storage (Regulatory Levies) Amendment Bill 2019
Order of the day read for the adjourned debate on the motion of the Minister for Resources and Northern Australia (Senator Canavan)—That these bills be now read a second time.
Debate resumed.
Question put and passed.
Bills read a second time.

7 Questions
Questions without notice were answered.

8 Questions without notice—Statement by President
The President made a statement relating to questions without notice asked on 14 October 2018 and points of order relating to relevance.

9 Questions on notice—Answers and explanation
Senator Keneally, pursuant to standing order 74, asked the Minister for Employment, Skills, Small and Family Business (Senator Cash) for an explanation of answers not being provided to questions on notice nos 382 and 698 relating to asylum seekers in Australia.
Senator Cash provided an explanation.
Senator Keneally moved—that the Senate take note of the explanation.
Debate ensued.
Question put and passed.

10 Motions to take note of answers
Senator Bilyk moved—that the Senate take note of the answers given by the Minister for Foreign Affairs (Senator Payne), the Minister for Employment, Skills, Small and Family Business (Senator Cash) and the Minister for Aged Care and Senior Australians (Senator Colbeck) to questions without notice asked by Opposition senators today.
Debate ensued.
Question put and passed.
Senator Hanson-Young moved—that the Senate take note of the answer given by the Minister for Finance (Senator Cormann) to a question without notice asked by Senator Hanson-Young today relating to water resources in New South Wales.
Question put and passed.
11 Notices

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

(a) notes that:

(i) since Senator Waters’ last motion on this issue in the Senate, there have been a further 9 women killed by violence in Australia, taking the overall national toll for 2019 to 44, as reported by Counting Dead Women Australia from Destroy The Joint,

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(b) calls on the Federal Government to:

(i) recognise domestic violence against women as a national security crisis,

(ii) adequately fund frontline domestic, family and sexual violence and crisis housing services to ensure that all women seeking safety can access these services when and where they need them,
(iii) legislate for 10 days paid domestic and family violence leave so that women don’t have to choose between paying the bills and seeking safety,
(iv) ensure that all government-funded counselling services for domestic and family violence are delivered by expert family violence service providers, in accordance with the National Outcome Standards for Perpetrator Interventions,
(v) implement all 25 recommendations contained in the report of the Finance and Public Administration References Committee on domestic violence in Australia, tabled on 20 August 2015, and
(vi) maintain and publish an official real-time national toll of women killed by violence in Australia. (general business notice of motion no. 184)

The Minister for Aged Care and Senior Australians (Senator Colbeck): To move on the next day of sitting—That the following bill be introduced: A Bill for an Act to amend legislation relating to aged care, and for related purposes. Aged Care Legislation Amendment (New Commissioner Functions) Bill 2019.

Senator Faruqi: To move on the next day of sitting—That the Senate—
(a) notes that:
   (i) 61 local councils, representing almost 6 million Australians, have declared a climate emergency, and
   (ii) these local councils represent a wide range of regional, suburban and major city areas in every state and territory in Australia, including Canterbury-Bankstown City Council in New South Wales, Ballarat City Council in Victoria, Launceston City Council in Tasmania, Port Lincoln City Council in South Australia and Denmark Shire Council in Western Australia; and
(b) congratulates these local councils for declaring a climate emergency. (general business notice of motion no. 185)

Senator Polley: To move on the next day of sitting—That the Senate—
(a) notes that:
   (i) the Australian Labor Party (Labor) is the only party of government that is committed to real action on climate change,
   (ii) investing in renewable energy is the only way to ensure a responsible energy mix is achieved in Australia, and
   (iii) strong climate action is needed, to protect the prosperity of future generations of Australians and to meet our international obligations under the Paris climate change accords;
(b) acknowledges that any responsible government must modernise our economy and adapt to inevitable climate impacts;
(c) recognises that:
   (i) Labor’s approach to climate change policy will continue to be guided by the best science available, and be underpinned by Labor values of equity and fairness, and
   (ii) Labor’s approach will focus on the development of policies that will not only cut pollution, but ensure we maximise the jobs and economic opportunities of modernising our economy;
(d) understands that every Australian deserves a government that looks to the future and makes the necessary policy reforms and investments to secure that future;

(e) notes that projects, such as the proposed hydrogen production facility at Bell Bay, should have bipartisan support;

(f) further notes that Tasmania is a renewable energy leader but that Australia cannot get left behind by other countries, such as Japan and South Korea;

(g) understands that Tasmania Hydrogen can provide one-quarter of Northern Tasmania’s export growth over the next 10 years;

(h) recognises that, once complete, the proposed facility would use renewable energy to split water into hydrogen and oxygen through a process called electrolysis, with the product then able to be sold as liquid hydrogen, or combined with nitrogen to create ammonia; and

(i) notes that the regional development ramifications for a project like this should be recognised, including an estimated 500 to 1000 jobs which could be created, and that the flow-on effect to other businesses and service providers would be ongoing. (general business notice of motion no. 186)

Senator Roberts: To move on the next day of sitting—The Senate notes that:

(a) valid scientific data proving cause-and-effect is vital as the only credible justification for policies claimed to be based on science;

(b) the following are often used today in our communities as substitutes for science, yet are not science:
   (i) populist views and anecdotes about weather events,
   (ii) short-term perspectives of cycles out of context,
   (iii) unsubstantiated claims of ‘having the science’,
   (iv) name calling,
   (v) claims of consensus,
   (vi) so-called peer-reviewed literature,
   (vii) appeals to authority,
   (viii) academic fallacies, and
   (ix) emotional claims or statements; and

(c) the ultimate arbiter of science is empirical scientific evidence, being:
   (i) objectively verified hard data as physical measurements and/or physical observations, and
   (ii) presented in a logical framework proving cause and effect. (general business notice of motion no. 187)

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

(a) recognises that dyslexia, dyscalculia and dysgraphia are learning disabilities that are experienced by one in 10 Australians;

(b) observes that October is National Dyslexia Awareness Month;

(c) notes that undiagnosed or unassisted dyslexia is correlated with lower levels of education, lower socioeconomic status, poorer physical and mental health, reduced literacy, and higher incarceration rates;

(d) commends the work of the Dear Dyslexia Foundation in helping Australians understand this condition; and
(e) encourages the federal, state and territory governments to consider and adapt to
the needs of dyslexic people when developing education, health, technology
and employment policies. (general business notice of motion no. 188)

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

(a) notes that it is Anti-Poverty Week from 13 to 19 October 2019, and that
17 October 2019 is the United Nations Day for the Eradication of Poverty;
(b) recognises that:
   (i) the Australian Institute of Health and Welfare (AIHW) reports that the
mortality rate for the poorest Australians is 1.5 times as high as for
people in the highest socioeconomic group, and that the most
economically disadvantaged Australians live on average, up to
5.7 years less than the wealthiest,
   (ii) around 41% of people in the lowest annual household income group
avoid or delay a visit to a dentist due to cost, which puts them at greater
risk of more severe poor oral or general health in the future, as well as
reducing their ability to find employment and housing, and
   (iii) people living in rural or regional Australia, including First Nations
peoples, are most likely to be impacted by poverty, have the worst
health outcomes and face the greatest financial barriers to accessing
health care;
(c) notes that:
   (i) around 1 million people in Australia rely on the inadequate rate of
Newstart and Youth Allowance,
   (ii) this year, a Monash University study found that Newstart recipients are
six times more likely to face poor health outcomes, and twice as likely
to be hospitalised than wage earners, and
   (iii) the Australian Medical Association has backed the call for a raise to
Newstart, recognising that the payment is insufficient for someone with
chronic or other illness; and
(d) calls on the Federal Government to do more to address the social and economic
determinants of health, including immediately increasing Newstart and Youth
Allowance. (general business notice of motion no. 189)

The Leader of Pauline Hanson’s One Nation (Senator Hanson): To move on the next
day of sitting—That the following bill be introduced: A Bill for an Act to ensure the
viability of Australia’s dairy industry, and for related purposes. Protecting Australian
Dairy Bill 2019. (general business notice of motion no. 190)

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

(a) acknowledges that the very first step in dealing with the climate crisis is that no
new coal, oil or gas projects can be built;
(b) notes the in-depth research by the International Energy Agency that global
carbon budgets cannot afford a single new coal, oil or gas project to proceed in
order to stay below 1.5 degrees of warming, as committed to under the Paris
Agreement; and
(c) concludes that the Adani coalmine in Queensland, fracking the Beetaloo Gas
Basin in the Northern Territory and drilling for oil in the Great Australian
Bight are incompatible with any declaration of a climate emergency. (general business notice of motion no. 191)

Senator Siewert: To move on the next day of sitting—That the Senate—
(a) acknowledges that this week is Anti-Poverty Week 2019;
(b) recognises that many single parent families are living in poverty;
(c) notes that:
   (i) according to the Foodbank Hunger Report 2019, single parent households are most likely to experience food insecurity at a rate of 47%,
   (ii) since 2013, the rate of poverty among unemployed single parents has risen from 35% to 59%, and
   (iii) single parent families have a poverty rate of 32%, which is a major source of child poverty;
(d) acknowledges that one of the keys to ending child poverty and helping single parents out of poverty is by raising the rate of Newstart; and
(e) calls on the Federal Government to help reduce the poverty rate of single parent families by immediately increasing Newstart and related payments.

(We will now come to the question of Mr. Speaker, Standing Orders, 182 and 213.)

Senators McAllister and Pratt: To move on the next day of sitting—That the Senate—
(a) notes that:
   (i) climate change is a significant threat to our economy, natural environment, farming communities and national security,
   (ii) Australia’s annual emissions have been rising in recent years,
   (iii) as a global problem, the solution to climate change requires concerted international cooperation to limit the production of greenhouse gases,
   (iv) as the only global agreement designed to address climate change, the Paris accords must play a central role in addressing climate change,
   (v) the Paris accords require signatory countries to deliver actions consistent with keeping the global temperature rise this century to well below 2 degrees Celsius above pre-industrial levels, and to pursue efforts to limit the temperature increase to 1.5 degrees Celsius,
   (vi) based on the latest scientific advice, the world is currently on track for warming of above 3 degrees, and efforts to cut greenhouse gas emissions need to be strengthened to avoid catastrophic climate change impacts, and
   (vii) as a result of the threat posed by climate change, the United Kingdom, Canada, France, Portugal, Argentina and the Republic of Ireland have declared a climate emergency; and
(b) affirms that:
   (i) Australia remains committed to delivering on its obligations under the Paris accords,
   (ii) failing to meet the goals of the Paris accords would have unprecedented and devastating environmental, economic, societal and health impacts for Australia, and
   (iii) the threat posed by climate change on the future prosperity and security of Australia and the globe constitutes a climate change emergency.

(We will now come to the question of Mr. Speaker, Standing Orders, 182 and 213.)
Senator Watt: To move on the next day of sitting—That the Senate—

(a) notes that:

(i) the Federal Government signed a contract with the company Paladin that originally cost the Australian taxpayer $423 million,

(ii) Paladin was granted the contract – worth $20 million a month – without a competitive tender,

(iii) when the Federal Government first signed the contract with Paladin, the company was based out of a beach shack on Kangaroo Island,

(iv) this contract has been subject to an audit by Ernst & Young, and is currently the subject of an audit by the Auditor-General,

(v) the Federal Government extended this contract in June for a further 6 months – increasing the total cost of the contract to the Australian taxpayer to over half a billion dollars, and

(vi) this extension was granted despite:

(A) Paladin’s managing director being removed from his duties after the firm failed to comply with a direction from the Department of Home Affairs,

(B) the contract being labelled ‘high risk’ by Ernst & Young, and

(C) Paladin being fined more than 3700 times in a 12 month period for failing to meet minimum service standards; and

(b) condemns the Federal Government for their incompetence in handling the Paladin contacts, and their contempt for the Australian taxpayer. *(general business notice of motion no. 194)*

12 Leave of absence
Senator Dean Smith, by leave, moved—That leave of absence be granted to Senator Seselja for today, for personal reasons.

Question put and passed.

Senator Ciccone, by leave, moved—That leave of absence be granted to Senator Urquhart for today, for personal reasons.

Question put and passed.

13 Notice of motion withdrawn
Senator Roberts withdrew general business notice of motion no. 162 standing in his name for today, proposing an order for the production of documents.

14 Postponements
Business was postponed as follows:


Business of the Senate notice of motion no. 3 standing in the name of Senators Siewert and McKim for 16 October 2019, proposing the disallowance of the Quality of Care Amendment (Minimising the Use of Restraints) Principles 2019, postponed till 12 November 2019.
General business notice of motion no. 168 standing in the name of Senators Faruqui and Waters for today, relating to abortion reform, postponed till 16 October 2019.

Senator Hanson-Young, by leave, postponed general business notice of motion no. 181 standing in her name for today, relating to approvals of dams and pipelines, till 16 October 2019.

15 Committee—Extension of time to report

Rural and Regional Affairs and Transport References Committee—Policy, regulatory, taxation, administrative and funding priorities for Australian shipping, extended to the Wednesday of the first sitting week in June 2020.

16 Health Insurance (Extended Medicare Safety Net) Amendment (Eating Disorders Capping) Determination—Approval

The Assistant Minister for Forestry and Fisheries (Senator Duniam), at the request of the Minister for Employment, Skills, Small and Family Business (Senator Cash) and pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 1—That, in accordance with subsection 10B(2) of the Health Insurance Act 1973, the Senate approves the Health Insurance (Extended Medicare Safety Net) Amendment (Eating Disorders Capping) Determination 2019 made under subsection 10B(1) of the Act on 10 September 2019.

Question put and passed.

17 World Day Against the Death Penalty

Senator Dean Smith, also on behalf of Senators Abetz, Van, McAllister, Lines and Watt, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 161—That the Senate—

(a) notes:

(i) that 10 October 2019 was World Day Against the Death Penalty,

(ii) that the aim of the 2019 World Day Against the Death Penalty is to raise awareness of the rights of children whose parents have been sentenced to death or executed, and

(iii) the bi-partisan position of Australian Governments over many years in their continued opposition to the death penalty in all circumstances for all people, and their commitment to pursuing the universal abolition of the death penalty through all avenues available; and

(b) acknowledges the Australian Government’s Strategy for Abolition of the Death Penalty, and supports the Strategy’s statement of intent: ‘Australia opposes the death penalty in all circumstances for all people. We support the universal abolition of the death penalty and are committed to pursuing this goal through all the avenues available to us.’.

Question put and passed.

18 National Mental Health Week

Senator Ciccone, at the request of Senator Marielle Smith and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 165—That the Senate—

(a) notes that it was National Mental Health Week from 5 to 12 October 2019, National Headspace Day on 9 October 2019 and World Mental Health Day on 10 October 2019;
(b) recognises that:
   (i) in Australia around 950,000 young Australians (12 to 25) will be affected by a mental health issue each year,
   (ii) Headspace has been instrumental in assisting young Australians to strengthen their wellbeing and manage their mental health,
   (iii) Headspace has assisted 520,000 young people since it was established in 2006, and
   (iv) more needs to be done to tackle the mental health crisis in Australia; and
(c) calls on the Federal Government to take action to reduce the stigma that sadly still surrounds mental health conditions, explore greater investment opportunities in mental health and move ahead on delivering the new Headspace centres it promised during the election campaign.

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

Question put and passed.

19 Commonwealth Rent Assistance
Senator Faruqi, also on behalf of Senators Dodson and Siewert, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 167—That the Senate—

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

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

Question put and passed.

20 International Pregnancy and Infant Loss Remembrance Day
Senator Ciccone, at the request of Senators Keneally, Bilyk, McCarthy, Lambie, Waters, Hughes and Polley and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 169—That the Senate—

(a) notes that:
   (i) today marks International Pregnancy and Infant Loss Remembrance Day,
   (ii) on this day, parents, families and friends will memorialise babies they have lost through miscarriage, stillbirth and infant death, and
   (iii) Pregnancy and Infant Loss Remembrance Day is an opportunity to officially acknowledge the losses experienced by parents and families across Australia;
(b) acknowledges that in Australia:
   (i) it is estimated that one in four pregnancies result in miscarriage – that is 103,000 every year;
   (ii) in 2018, 2419 lives were lost due to stillbirth or newborn death,
   (iii) despite medical advancements, the stillbirth rate has not changed in two decades, and
   (iv) the rate of stillbirth and newborn death is 20% higher in Aboriginal and Torres Strait Islander peoples;
(c) acknowledges that the bipartisan Select Committee on Stillbirth Research and Education tabled its report on 4 December 2018 which contained 16 recommendations;
(d) congratulates the Federal Government for this week’s launch of the Safer Baby Bundle educational resources to support healthcare professionals with new strategies to help reduce stillbirths;
(e) looks forward to the Federal Government’s release of the National Stillbirth Action Plan, due for public consultation in early 2020, which will outline strategies to reduce stillbirth rates and provide support for bereaved families;
(f) recognises that Pregnancy and Infant Loss Remembrance Day is an opportunity to raise awareness of this difficult reality and start a conversation about miscarriage and infant loss;
(g) expresses sympathy to all families who have suffered a miscarriage, a stillbirth or infant death;
(h) commends each and every person who has supported parents and families through their journey from the loss of a baby; and
(i) gives special recognition to previous generations who experienced such a devastating loss during a time when not only was the subject taboo, but families were given even less of an opportunity to commemorate and remember their children.

Question put and passed.

21 Newstart and Youth Allowance
Senator Siewert, also on behalf of Senator Dodson, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 170—
That the Senate—
(a) notes that it is Anti-Poverty Week from 13 to 19 October 2019, and 17 October 2019 is the United Nations Day for the Eradication of Poverty;
(b) recognises the dedication and enthusiasm of the Newstart Nannas who are in Canberra today asking federal politicians to immediately raise the rate of Newstart;
(c) notes that over a quarter of Newstart recipients are over the age of 55;
(d) acknowledges that many older women are increasingly facing financial insecurity, retiring into poverty and experiencing homelessness; and
(e) calls on the Federal Government to listen to the pleas of the Newstart Nannas for an immediate increase to Newstart and Youth Allowance.

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

Question put and passed.
22 **Anti-poverty policy**

Senator Ciccone, at the request of Senators Marielle Smith and Dodson and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 171—That the Senate—

(a) notes that it is Anti-Poverty Week from 13 to 19 October 2019;

(b) recognises that:

(i) in Australia, 739,000 children are living below the poverty line,

(ii) the poverty rate is disproportionately higher for children than adults, with one in six living below the poverty line, or 17.3% of all children, and

(iii) all children deserve a fair start in life, no matter what their parents’ circumstances; and

(c) calls on the Federal Government to combat childhood poverty by lifting the rate of Newstart, ceasing their attacks on Medicare and the universality of our healthcare system, and by reversing their cuts to penalty rates to ensure working Australian families have a quality standard of living and a liveable wage.

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

Question put and passed.

23 **Veteran homelessness**

Senator Steele-John, also on behalf of Senator Lambie, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 177—That the Senate—

(a) notes that:

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

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

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

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

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

(b) calls on the Federal Government to:

(i) ensure ADF personnel are comprehensively informed of their entitlements prior to discharge, provide increased information as to how to access services and invest in current services to ensure they are able to adequately support the veterans and military families who need them, and
(ii) work with veterans’ advocacy groups to develop a national strategy for the elimination of veteran homelessness as part of a national homelessness strategy.

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

Question put and passed.

24 Community Affairs References Committee—Government response—Support for Australia’s thalidomide survivors

Senator Steele-John, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 178—That the Senate—

(a) notes that:

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

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

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

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

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

(b) calls on the Federal Government to:

(i) urgently respond to the committee report, and

(ii) enact all recommendations of the committee report without delay.

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

Question put and passed.
25 **Military operations in Syria**

Senator Ciccone, at the request of the Leader of the Opposition in the Senate (Senator Wong) and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 183—That the Senate—

(a) notes with great concern:

(i) Turkey’s military operation targeting Kurds in northern Syria,

(ii) Turkey’s actions which are causing further destabilisation in the region, worsening the humanitarian disaster in Syria, and risk undermining progress against Daesh, and

(iii) evidence that innocent civilians are being killed and injured by Turkey’s military operations in Syria;

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

(i) been instrumental in fighting Daesh as an ally of the Global Coalition to Defeat Daesh/ISIS, and

(ii) lost over 10,000 fighters in the fight against Daesh in Syria; and

(c) calls on the Federal Government to urge Turkey to cease its unilateral military operations in Syria.

Question put and passed.

26 **Thermal coal mines in Tasmania**

Senator McKim, also on behalf of Senator Whish-Wilson, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 174—That the Senate—

(a) notes that:

(i) thermal coal combustion is a key driver of increasing greenhouse gas emissions and rising global temperatures,

(ii) the impact the current level of global warming of just 1.1 degrees is having on Tasmania includes worsening floods, East Coast drought, marine heatwaves, increased dry lightning storms causing bushfires, coastal erosion, biosecurity threats and ecosystem stress,

(iii) the scientific consensus is that the burning of fossil fuels, such as coal, must end in order to limit global warming to 2.0 degrees and prevent further climate breakdown,

(iv) Western Australian-based Midland Energy has received around $50,000, and Queensland-based Junction Coal around $23,000, in grants from the Tasmanian Government for coal exploration in Tasmania, and

(v) it is in Tasmania’s best interest to be a climate positive, clean energy island, and that any new coal mines would harm the agricultural and tourism sectors; and

(b) calls on the Federal Government to implement a prohibition on any new thermal coal mines in Tasmania.

*Statements by leave:* The Assistant Minister for Forestry and Fisheries (Senator Duniam), Senators Roberts and Gallagher and the Leader of the Australian Greens (Senator Di Natale), by leave, made statements relating to the motion.

Question put.
The Senate divided—

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* Tellers

Question negatived.

27 Renewable energy projects

The Leader of Pauline Hanson’s One Nation (Senator Hanson), pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 176—that the Senate—

(a) notes that:

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

(ii) the Australian Greens:

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

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

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

(iii) the matter of Mr Hamish Cumming & Ors v the Minister for Planning & Ors, a matter concerning brolgas (water birds) and the Golden Plains Wind Farm, has been listed for hearing in the Supreme Court of Victoria in October 2019,
(iv) the Commonwealth and Queensland governments spent more than $40 million on the Kogan Creek Solar Boost Project, which did not deliver one milliamp of power, before being closed, and

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

(b) calls on the Commonwealth Government to work with state government planning ministers and their departments to be vigilant in making sure projects are viable and proper arms-length processes are followed when approving wind, solar and other renewable energy projects.

Question put.

The Senate divided—

AYES, 2

Senators—

Hanson* Roberts

NOES, 53

Senators—

Abetz Di Natale McCarthy Sheldon
Antic Dunaia McDonald Siwewert
Askew Faruqi McKim Simodinos
Ayres Fieravanti-Wells McMahon Smith, Dean
Bernardi Gallacher O’Sullivan Smith, Marielle
Bilyk Gallagher Paterson Steele-John
Bragg Green Payne Steele
Brockman Hanson-Young Polley Stoker
Brown Henderson Pratt Van
Canavan Hughes Rennick Walsh
Chandler Hume Ruston Waters
Ciccone* Lines Ryan Watt
Colbeck McAllister Scarr Whish-Wilson
Davey

* Tellers

Question negatived.

28 Border control

Senator Ciccone amended general business notice of motion no. 163 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—

(a) notes that:

(i) after six years under this Liberal-National Government’s watch, from 1 July 2014 to 31 August 2019:

(A) 95,943 people have come through Australia’s airports and sought asylum, as is their right to do, and

(B) in nearly the same period, bridging visas have blown out from 94,000 to almost 230,000 – an increase of over 140%;

(ii) of the protection visa applications decided by the Department of Home Affairs in that period, 62,732 – 84.2% – were rejected,
(iii) those waiting in Australia on a bridging visa as their claims for asylum are assessed are often being exploited and trafficked by labour hire companies and criminal syndicates,

(iv) stakeholders have expressed concern as racketeering around visas and asylum applications have been allowed to flourish.

(v) the Assistant Minister for Customs, Community Safety and Multicultural Affairs, Mr Wood, remarked on the blowout of airplane arrivals and stated ‘Organised crime and illegitimate labour hire companies are using this loophole...’; and

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

(b) condemns the Morrison Government and the Minister for Home Affairs, Mr Dutton, for losing control of Australia’s borders and allowing exploitation, slavery and trafficking to go unchecked, having a devastating impact on workers and their families, and the ability to do basic mathematics and provide accurate data to the Senate on the number of people who have been trafficked to Australia under their watch.

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

Question put.

The Senate divided—

AYES, 31

Senators—

Ayres Gallacher McAllister Smith, Marielle
Bilyk Gallagher McCarthy Steele-John
Brown Green McKim Sterle
Chisholm Griff Patrick Walsh
Ciccone* Hanson-Young Polley Waters
Di Natale Kitching Pratt Watt
Dodson Lambie Sheldon Whish-Wilson
Faruqi Lines Siewert

NOES, 29

Senators—

Abetz Chandler Hume Ruston
Antic Colbeck McDonald Ryan
Askew Davey McGrath Scarr
Bernardi Duniam McMahon Sinodinos
Bragg Fierravanti-Wells Paterson Smith, Dean*
Brockman Henderson Payne Stoker
Canavan Hughes Rennick Van
Cash

* Tellers

Question agreed to.
29 Home care packages

Senator Brown, also on behalf of Senators Bilyk, Griff, Polley and Siewert, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 164—That the Senate—

(a) notes that:
   (i) the latest Government report indicates that there are 120,000 older Australians waiting for their approved package, and
   (ii) more than 72,000 older Australians on the wait list have no home care package at all;

(b) recognises that:
   (i) the majority of older Australians waiting for level three and level four packages have high care needs,
   (ii) some older Australians have been waiting more than two years for their approved package, many of whom are in their 90s, and others who have terminal illnesses, and
   (iii) older Australians are entering residential aged care or even emergency departments instead of receiving their approved home care package;

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

(d) calls on the Morrison Government to listen to the growing chorus of voices for urgent action to fix the home care packages waitlist now, and properly address this national crisis.

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

Question put.

The Senate divided—

AYES, 30

Senators—

Ayres
Bilyk
Brown
Chisholm
Ciccone*
Di Natale
Dodson
Faruqi
Gallacher
Gallagher
Green
Griff
Hanson-Young
Kitching
Lines
McAllister
McCarty
McKim
Patrick
Polley
Pratt
Sheldon
Siewert
Smith, Marielle
Steel-John
Sterle
Walsh
Waters
Watt
Whish-Wilson

NOES, 28

Senators—

Abetz
Antic
Askew
Bernardi
Bragg
Brockman
Canavan
Chandler
Colbeck
Davey
Duniam
Fierravanti-Wells
Henderson
Hughes
Hume
McDonald
McGrath
McMahon
O’Sullivan
Paterson
Payne
Reynolds
Ryan
Scarr
Sinodinos
Smith, Dean*
Stoker
Van

* Tellers

Question agreed to.
30 National Children’s Week

Senator Ciccone, at the request of Senators Marielle Smith and Bilyk, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 166—
That the Senate—

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

(b) recognises that:

(i) the first three years of life set critical foundations for learning, development and well-being into adulthood,

(ii) early childhood education and care in Australia is disproportionately funded by private sources, such as parents and families,

(iii) only one in five Australian children attend a public institution for early childhood education and care – well below the OECD average,

(iv) childcare costs are going up for working families, who are already struggling with stagnating wages, a slowing economy and skyrocketing costs of living, and

(v) all Australian children should have access to quality education at the start of life, regardless of where they live; and

(c) calls on the Federal Government to make early childhood education an economic priority, and take steps to provide long-term funding certainty for four-year-old preschool, and extend the program to three-year-olds.

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

Question put.
The Senate divided—

AYES, 30

Senators—

Ayes

Ayers
Bilyk
Brown
Chisholm
Ciccone*
Di Natale
Dodson
Faruqi

Gallacher
Gallagher
Green
Griff
Hanson-Young
Lambie
Lines
McAllister

McCarthy
McKim
Patrick
Polley
Pratt
Sheldon
Siewert

Smith, Marielle
Steele-John
Sterle
Walsh
Waters
Watt
Whish-Wilson

NOES, 28

Senators—

Antic
Askew
Bernardi
Bragg
Brockman
Canavan

Chandler
Colbeck
Davey
Fierravanti-Wells
Henderson
Hughes

Hume
McDonald
McGrath
O’Sullivan
Paterson
Payne

Ryan
Ryan
Scarr
Sinodinos
Stoker
Van

Reynolds

* Tellers

Question agreed to.
31 Dairy industry
The Leader of Pauline Hanson’s One Nation (Senator Hanson) amended general business notice of motion no. 172 by leave and, pursuant to notice of motion not objected to as a formal motion, moved—That the Senate—
(a) notes that:
(i) in 2000, the dairy industry in Australia was deregulated, and since that time milk production has fallen from close to 12 billion litres a year to 8.8 billion litres a year, while the population has increased from 19 million to 25 million people,
(ii) milk production has fallen in every state in the past 12 months with the greatest decline in Queensland, followed by South Australia and New South Wales,
(iii) the number of dairy farms has declined in Queensland from around 1500 to about 380,
(iv) Queensland dairy herds are now in immediate danger through a failure of the winter and summer seasonal crops, and the shortage of quality feed means it is likely that whole herds will be sent to the slaughterhouse and families destroyed,
(v) the Australian Competition and Consumer Commission’s (ACCC) dairy inquiry report was handed down in April 2018, and found that an increase in the fresh milk price in supermarkets would not benefit dairy farmers, only the processors,
(vi) none of the eight recommendations in the ACCC’s report have been implemented by the Federal Government, including the Mandatory Code of Practice which means that farmers are still being forced into unfair and unconscionable contracts going forward for the next five years,
(vii) there is an immediate need to deal with the imbalance in bargaining power between dairy farmers and processors by legislating to make unfair contracts and, in particular, multi-year contracts (which bind farmers but not processors) unlawful because dairy farmers do not have the means to pursue these unfair contracts through the courts, and
(viii) the power imbalance between farmers and processors directly impacts the farm-gate milk prices; and
(b) calls on the Federal Government to:
(i) provide immediate additional financial support to dairy farmers who cannot feed their herds,
(ii) implement all of the ACCC recommendations, and
(iii) task the ACCC to investigate how it can regulate the price of milk per litre paid by processors to dairy farmers to ensure a viable dairy industry.

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

Question put.
The Senate divided—

AYES, 30

Senators—

Ayers
Bilyk
Brown
Chisholm
Ciccone*
Di Natale
Dodson
Faruqi

Gallacher
Gallagher
Green
Hanson
Hanson-Young
Lambie
Lines
McAllister

McCarthy
McKim
Polley
Pratt
Roberts
Sheldon
Siewert

Smith, Marielle
Steele-John
Sterle
Walsh
Waters
Watt
Whish-Wilson

NOES, 30

Senators—

Abetz
Antic
Askew
Bernardi
Brockman
Canavan
Cash
Chandler

Colbeck
Davey
Duniam
Fierravanti-Wells
Griff
Henderson
Hughes
Hume

McDonald
McGrath
McMahon
O’Sullivan
Paterson
Patrick
Payne

Reynolds
Ryan
Scarr
Sinodinos
Smith, Dean*
Stoker
Van

* Tellers

The ayes and noes were equal and so the question was negatived.

32 Australia’s integration, employment and settlement outcomes for refugees and humanitarian entrants—Order for production of documents

Senator McKim, also on behalf of Senator Keneally, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 173—That there be laid on the table by the Minister representing the Minister for Immigration, Citizenship, Migrant Services and Multicultural Affairs, by 5 pm on 16 October 2019, the final report on the review, led by Professor Peter Shergold, into Australia’s integration, employment and settlement outcomes for refugees and humanitarian entrants, which was delivered to the Government in February 2019.

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

Question put.

The Senate divided—

AYES, 30

Senators—

Ayers
Bilyk
Brown
Chisholm
Ciccone*
Di Natale
Dodson
Faruqi

Gallacher
Gallagher
Green
Griff
Hanson-Young
Lambie
Lines
McAllister

McCarthy
McKim
Patrick
Polley
Pratt
Sheldon
Siewert

Smith, Marielle
Steele-John
Sterle
Walsh
Waters
Watt
Whish-Wilson
33 Family law select committee

Senator Waters, also on behalf of Senators McKim, Bilyk and Sheldon, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 175—That—

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

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

(3) This resolution be communicated to the House of Representatives for concurrence.

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

Question put.
The Senate divided—

AYES, 27

Senators—

Ayres  Faraqi  McCarthy  Steele-John
Bilyk  Gallagher  McKim  Sterle
Brown  Gallagher  Polley  Walsh
Chisholm  Green  Pratt  Waters
Ciccone*  Hanson-Young  Sheldon  Watt
Di Natale  Lines  Siewert  Whish-Wilson
Dodson  McAllister  Smith, Marielle

NOES, 33

Senators—

Abetz  Davey  Lambie  Reynolds
Antic  Duniam  McDonald  Roberts
Askew  Fierravanti-Wells  McGrath  Ryan
Bernardi  Griff  McMahon  Scarr
Brockman  Hanson  O’Sullivan  Sinodinos
Canavan  Henderson  Paterson  Smith, Dean*
Cash  Hughes  Patrick  Stoker
Chandler  Hume  Payne  Van
Colbeck

* Tellers

Question negatived.

34 Australian Capital Territory renewable energy

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. 179—That the Senate congratulates the Australian Capital Territory Government for reducing emissions by 40% since 1990, and this month securing 100% of the Territory’s power from renewable energy, meaning Australian Parliament House and the offices of Senator Canavan and the Member for Hughes, Mr Craig Kelly, and the Prime Minister’s Office, among others, are all running completely on clean energy.

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

Question put.
The Senate divided—

AYES, 29

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NOES, 31

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<td>Chandler</td>
<td>Hume</td>
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* Tellers

Question negatived.

35 Turkey and Syria

Motion determined as not formal: The Leader of the Australian Greens (Senator Di Natale) requested that general business notice of motion no. 180 standing in his name for today, relating to Operation Peace Spring, be taken as formal. An objection was raised and the motion was not proceeded with as a formal motion.

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

36 Crimes Legislation Amendment (Police Powers at Airports) Bill 2019

A message from the House of Representatives was reported as follows:

Message no. 86, dated 15 October 2019—Crimes Legislation Amendment (Police Powers at Airports) Bill 2019, agreeing to amendment no. 2 and disagreeing to amendment no. 1 made by the Senate.

The Minister for Finance (Senator Cormann) moved—That the message be considered in committee of the whole immediately.

Question put.
The Senate divided—

AYES, 48

Senators—

Antic
Askew
Ayres
Bernardi
Bilyk
Bragg
Brockman
Canavan
Cash
Chandler
Ciccone
Colbeck

Cormann
Davey
Dodson
Duniam
Farrell
Ferravanti-Wells
Gallacher
Gallagher
Green
Hanson
Henderson
Hughes

Hume
McAllister
McCarthy
McDonald
McGrath
McMahon
O’Sullivan
Paterson
Payne
Pratt
Rennick
Reynolds

Roberts
Scarr
Sheldon
Sinodinos
Smith, Dean*
Smith, Marielle
Sterle
Stoker
Van
Walsh
Watt
Wong

NOES, 11

Senators—

Di Natale
Faruqi
Griff

Hanson-Young
Lambie
McKim

Patrick
Siewert*
Steele-John

Waters
Whish-Wilson

* Tellers

Question agreed to.

In the committee

SCHEDULE OF THE AMENDMENT MADE BY THE SENATE TO WHICH THE HOUSE OF REPRESENTATIVES HAS DISAGREED

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

3ULA Expiration of this Division

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

Senator Cormann moved—That the committee does not insist on its amendment to which the House of Representatives has disagreed.

Debate ensued.

Question put.

The committee divided—

AYES, 31

Senators—

Antic
Askew
Bernardi
Bragg
Brockman
Canavan
Cash
Chandler

Colbeck
Cormann
Dodson
Duniam
Ferravanti-Wells
Hanson
Hughes

Hume
McDonald
McGrath
McMahon
O’Sullivan
Paterson
Payne

Reynolds
Roberts
Scarr
Sinodinos
Smith, Dean*
Stoker
Van

Wong
The ayes and noes were equal.

Statement by Chair of Committees: The Chair of Committees (Senator Lines) reminded the committee that an equally divided vote in these circumstances indicates that the amendment lacks majority support. This means that the committee does not insist upon its amendment, and the bill proceeds without it. This is in line with the precedents listed on page 342 of the current edition of *Odgers’ Australian Senate Practice*.

Resolution to be reported.

The Deputy President (Senator Lines) resumed the chair and the Chair of Committees reported that the committee had considered message no. 86 from the House of Representatives and resolved not to insist on the amendment made by the Senate to which the House has disagreed.

On the motion of Senator Cormann the report from the committee was adopted.

37 Urgency motion—Dairy industry

The Deputy President (Senator Lines) informed the Senate that the following motion proposed to be moved by Leader of Pauline Hanson’s One Nation (Senator Hanson) had been selected under standing order 75—that, in the opinion of the Senate, the following is a matter of urgency:

That Australia’s dairy farmers are facing ruin and the government must take action to ensure they are paid a fair farm gate price for their milk.

The proposal was supported by four senators.
Senator Hanson moved the motion. 
Debate ensued. 
Debate was interrupted. 
Question put. 
The Senate divided—

AYES, 33

Senators—

Ayes Gallacher McAllister Siewert 
Bilyk Gallacher McCarthy Smith, Marielle 
Brown Green McKim Steele-John 
Chisholm Griff Patrick Sterle 
Ciccone* Hanson Polley Walsh 
Di Natale Hanson-Young Pratt Waters 
Dodson Keneally Roberts Watt 
Farrell Lines Sheldon Whish-Wilson 
Faruqi

NOES, 30

Senators—

Abetz Chandler McDonald Ruston 
Antic Colbeck McMahon Ryan 
Askew Cormann O’Sullivan Scarr 
Bernardi Davey Paterson Sinodinos 
Bragg Duniam Payne Smith, Dean* 
Brockman Henderson Rennick Stoker 
Canavan Hughes Reynolds Van 
Cash Hume

* Tellers

Question agreed to.

38 Committee membership

The President informed the Senate that he had received letters requesting changes in the membership of committees.

The Assistant Minister for Forestry and Fisheries (Senator Duniam), by leave, moved—That senators be discharged from and appointed to committees as follows:

Australia’s Family Law System—Joint Select Committee—

Discharged—Senator Ayres
Appointed—

Senator Polley

Participating members: Senators Ayres, Bilyk, Brown, Carr, Chisholm, Ciccone, Dodson, Farrell, Gallacher, Gallagher, Green, Keneally, Kitching, Lines, McAllister, McCarthy, O’Neill, Pratt, Sheldon, Marielle Smith, Sterle, Urquhart, Walsh, Watt and Wong

Environment and Communications References Committee—

Appointed—

Substitute member: Senator Gallacher to replace Senator Green for the committee’s inquiry into the impact of seismic testing on fisheries and the marine environment
Participating member: Senator Green
Human Rights—Joint Statutory Committee—
Discharged—Senator Van
Appointed—Senator Henderson

Implementation of the National Redress Scheme—Joint Select Committee—
Appointed—
Senator Marielle Smith
Participating members: Senators Ayres, Bilyk, Brown, Carr, Chisholm, Ciccone, Dodson, Farrell, Gallagher, Gallagher, Green, Keneally, Kitching, Lines, McAllister, McCarthy, O’Neill, Polley, Pratt, Sheldon, Sterle, Urquhart, Walsh, Watt and Wong

Privileges—Standing Committee—
Discharged—Senator Sinodinos
Appointed—Senator Brockman

Road Safety—Joint Select Committee—

Question put and passed.

After 7.20 pm—

39 Adjournment
The President proposed the question—That the Senate do now adjourn.
Debate ensued.
The Senate adjourned at 9.18 pm till Wednesday, 16 October 2019 at 9.30 am.

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

RICHARD PYE
Clerk of the Senate

Published by authority of the Senate