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1 **MEETING OF SENATE**

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

2 **DOCUMENTS**

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.]*

**A New Tax System (Goods and Services Tax) Act 1999—**

- Goods and Services Tax: Recipient Created Tax Invoice Determination (No. 08) 2016 for Commission Based Services provided to a member of the Stockbrokers Association of Australia [F2016L00201].
- Goods and Services Tax: Recipient Created Tax Invoice Determination (No. 10) 2016 for Labour Services [F2016L00209].
- Goods and Services Tax: Recipient Created Tax Invoice Determination (No. 11) 2016 on Referrals [F2016L00210].
- Goods and Services Tax: Recipient Created Tax Invoice Determination (No. 12) 2016 for Construction Work [F2016L00212].
- Goods and Services Tax: Recipient Created Tax Invoice Determination (No. 13) 2016 for Workers Compensation Insurance provided by Coal Mines Insurance Pty Ltd [F2016L00215].
- Goods and Services Tax: Recipient Created Tax Invoice Determination (No. 15) 2016 for Prize Winning Events [F2016L00206].
- Goods and Services Tax: Recipient Created Tax Invoice Determination (No. 16) 2016 on Licences for Copyright Material [F2016L00208].
- Goods and Services Tax: Recipient Created Tax Invoice Determination (No. 18) 2016 for Friendly Societies [F2016L00211].
- Goods and Services Tax: Recipient Created Tax Invoice Determination (No. 20) 2016 for Labour Services relating to Primary Production Activities [F2016L00218].
- Goods and Services Tax: Recipient Created Tax Invoice Determination (No. 27) 2016 for Referrers, Spotters, Sub-intermediaries or Sub-agents for General Insurance [F2016L00220].


**Civil Aviation Act 1988—**Civil Aviation Safety Regulations 1998—Exemption — use of pre-hiring drug and alcohol tests—CASA EX42/16 [F2016L00219].

**Corporations Act 2001—**

- ASIC Corporations (Superannuation: Accrued Default Amount and Intra-Fund Transfers) Instrument 2016/64 [F2016L00205].

Defence Act 1903—
Defence Force Amendment (Repatriation of Bodies from Malaysia) Regulation 2016 [F2016L00199].
Section 58H—Submarine Capability Assurance Payment – Amendment—Defence Force Remuneration Tribunal Determination No. 2 of 2016.

National Health Act 1953—
National Health (Efficient Funding of Chemotherapy) Special Arrangement Amendment Instrument 2016 (No. 2)—PB 14 of 2016 [F2016L00213].
National Health (Highly specialised drugs program) Special Arrangement Amendment Instrument 2016 (No. 2)—PB 13 of 2016 [F2016L00216].
National Health (Paraplegic and Quadriplegic Program) Special Arrangement Amendment Instrument 2016 (No. 1)—PB 15 of 2016 [F2016L00202].

Private Health Insurance (Prudential Supervision) Act 2015—Private Health Insurance (Prudential Supervision) Amendment Rules 2016 (No. 1) [F2016L00207].


The following documents were tabled by the Clerk pursuant to order:
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—
Environment portfolio.
Fair Work Commission.

3 Committees—Leave to Meet During Sittings

Committees were authorised to meet during the sittings of the Senate, as follows:
Foreign Affairs, Defence and Trade References Committee—private meeting otherwise than in accordance with standing order 33(1) today, from 10 am, for the committee’s inquiry into the mental health of returned Australian Defence Force personnel.
Migration—Joint Standing Committee—public meeting on Wednesday, 16 March 2016, from 9.45 am, to take evidence for the committee’s inquiry into the Seasonal Worker Programme.
4  **SCIENCE AND TECHNOLOGY—CSIRO OCEANS AND ATMOSPHERE DIVISION—RESTRUCTURE—ORDER FOR PRODUCTION OF DOCUMENTS—STATEMENTS BY LEAVE**

Senator Carr, the Minister for Communications (Senator Fifield) and Senator Whish-Wilson, by leave, made statements relating to orders for the production of documents, agreed to on 24 and 29 February 2016, concerning the restructure of the Commonwealth Scientific and Industrial Research Organisation Oceans and Atmosphere division (see entry no. 15, 24 February 2016, and entry no. 18, 29 February 2016).

5  **RESTORING TERRITORY RIGHTS (ASSISTED SUICIDE LEGISLATION) BILL 2015**

Order of the day read for the adjourned debate on the motion of Senator Leyonhjelm—That this bill be now read a second time.

Debate resumed.

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

6  **PARLIAMENTARY JOINT COMMITTEE ON INTELLIGENCE AND SECURITY AMENDMENT BILL 2015**

Order of the day read for the adjourned debate on the motion of Senator McEwen—That this bill be now read a second time.

Debate resumed.

*Time expired:* The time for general business orders of the day for the consideration of bills reached the limit of 2 hours 20 minutes.

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

7  **ORDERS FOR PRODUCTION OF DOCUMENTS—STATEMENTS BY LEAVE**

Senator Carr, the Minister for Vocational Education and Skills (Senator Ryan) and Senator Waters, by leave, made further statements relating to a matter raised earlier today concerning orders for the production of documents relating to the restructure of the Commonwealth Scientific and Industrial Research Organisation Oceans and Atmosphere division (see entry no. 4).

Senators Carr, Ryan and Moore, by leave, also made statements relating to an order for the production of documents agreed to on 2 March 2016 concerning Senate electoral law changes (see entry no. 19, 2 March 2016).

8  **PETITION**

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

From 88,968 petitioners, requesting that the Senate oppose the Environment Protection and Biodiversity Conservation Amendment (Standing) Bill 2015 and the Environment Protection and Biodiversity Conservation Amendment (Bilateral Agreement Implementation) Bill 2014.

Document: The Leader of the Glenn Lazarus Team (Senator Lazarus), by leave, tabled the following document:

Environment—Proposed laws—Petitioning document from 16,284 signatories on the same subject.

Statement by leave: Senator Lazarus, by leave, made a statement relating to the matter.
9 **NOTICES**

Senator Smith: To move on the next day of sitting—That the Joint Committee of Public Accounts and Audit be authorised to hold private meetings otherwise than in accordance with standing order 33(1) during the sittings of the Senate, from 10.30 am, as follows:

(a) Thursday, 12 May 2016, followed by a public meeting from 11 am;
(b) Thursday, 23 June 2016, followed by a public meeting from 11 am; and
(c) Thursday, 30 June 2016. (*general business notice of motion no. 1073*)

The Minister for Communications (Senator Fifield): To move on the next day of sitting—That—

(1) The Commonwealth Electoral Amendment Bill 2016 have precedence over all government business until determined.

(2) On Tuesday, 15 March 2016:

(a) the hours of meeting shall be 12.30 pm to 7 pm and 7.30 pm to adjournment;
(b) the routine of business from 7.30 pm shall be government business only; and
(c) the question for the adjournment of the Senate shall be proposed at 10.30 pm.

(3) On Wednesday, 16 March 2016:

(a) the hours of meeting shall be 9.30 am to 7 pm and 7.30 pm to 11.10 pm;
(b) the routine of business from 7.30 pm shall be government business only; and
(c) the question for the adjournment of the Senate shall be proposed at 10.30 pm.

(4) If by adjournment of the Senate on Wednesday, 16 March 2016, the following bills have not been finally considered:

- Appropriation Bill (No. 3) 2015-2016 and Appropriation Bill (No. 4) 2015-2016
- Biological Control Amendment Bill 2016
- Commonwealth Electoral Amendment Bill 2016
- Dairy Produce Amendment (Dairy Service Levy Poll) Bill 2016
- Law and Justice Amendment (Northern Territory Local Court) Bill 2016
- Migration Legislation Amendment (Cessation of Visa Labels) Bill 2015
- Territories Legislation Amendment Bill 2016 and Passenger Movement Charge Amendment (Norfolk Island) Bill 2016
- Trade Legislation Amendment Bill (No. 1) 2016,

(a) on Thursday, 17 March 2016:

(i) the hours of meeting shall be 9.30 am to adjournment,
(ii) consideration of general business and consideration of committee reports, government responses and Auditor-General’s reports under standing order 62(1) and (2) shall not be proceeded with,
(iii) the routine of business from not later than 4.30 pm shall be government business only, and
(iv) divisions may take place after 4.30 pm; and

(b) the Senate shall adjourn after it has finally considered the bills listed above in paragraph (4) only, or a motion for the adjournment is moved by a minister, whichever is the earlier.
Senator Siewert: To move on the next day of sitting—That the Senate—
(a) notes that World Kidney Day, held on 10 March 2016, is an opportunity to raise awareness of kidney disease;
(b) acknowledges that:
   (i) severe kidney disease is more common among Aboriginal and Torres Strait Islander peoples than non-Indigenous Australians, and
   (ii) Aboriginal and Torres Strait Islander peoples are more likely to die from kidney disease;
(c) recognises:
   (i) the importance of prevention and dialysis services for remote communities,
   (ii) that governments have provided funding for kidney health services in remote communities, particularly most recently in central Australia, and
   (iii) the on-going need for further prevention and dialysis services in Australia, including northern Australia; and
(d) calls on the Government to continue to invest in kidney health in Australia.

(General business notice of motion no. 1074)

Notice of motion withdrawn: Senator McEwen, at the request of Senator Conroy, withdrew general business notice of motion no. 1065 standing in the name of Senator Conroy for today, relating to the 2015-16 additional estimates hearings of the Foreign Affairs, Defence and Trade Legislation Committee.

10 Selection of Bills—Standing Committee—Report No. 3 of 2016

The Chair of the Selection of Bills Committee (Senator Bushby) tabled the following report:

   Selection of Bills Committee
   Report No. 3 of 2016

1. The committee met in private session on Wednesday, 2 March 2016 at 7.18 pm.

2. The committee resolved to recommend—That—
   (a) the provisions of the Broadcasting Legislation Amendment (Media Reform) Bill 2016 be referred immediately to the Environment and Communications Legislation Committee for inquiry and report by 12 May 2016;
   (b) the Commonwealth Electoral Amendment (Political Donations and Other Measures) Bill 2016 be referred immediately to the Finance and Public Administration Legislation Committee for inquiry and report by 17 June 2016;
   (c) the provisions of the Social Services Legislation Amendment (Enhanced Welfare Payment Integrity) Bill 2016 be referred immediately to the Community Affairs Legislation Committee for inquiry and report by 20 June 2016; and
   (d) the provisions of the Social Services Legislation Amendment (Interest Charge) Bill 2016 be referred immediately to the Community Affairs Legislation Committee for inquiry and report by 20 June 2016.
3. The committee resolved to recommend—That the following bills not be referred to committees:
   - Biological Control Amendment Bill 2016
   - Passenger Movement Charge Amendment (Norfolk Island) Bill 2016
   - Tax Laws Amendment (Norfolk Island CGT Exemption) Bill 2016
   - Territories Legislation Amendment Bill 2016.

The committee recommends accordingly.

4. The committee deferred consideration of the following bills to its next meeting:
   - Automotive Transformation Scheme Amendment (Securing the Automotive Component Industry) Bill 2015
   - Corporations Amendment (Publish What You Pay) Bill 2014
   - Law and Justice Amendment (Northern Territory Local Court) Bill 2016
   - Primary Industries Levies and Charges Collection Amendment Bill 2016
   - Registration of Deaths Abroad Amendment Bill 2016
   - Regulatory Powers (Standardisation Reform) Bill 2016
   - Restoring Territory Rights (Dying with Dignity) Bill 2016
   - Social Security and Other Legislation Amendment (Caring for Single Parents) Bill 2014.

David Bushby
Chair
3 March 2016.

Senator Bushby moved—That the report be adopted.

Question put and passed.

11 ORDER OF BUSINESS—REARRANGEMENT

The Minister for Vocational Education and Skills (Senator Ryan) moved—That—

(a) the following government business orders of the day be considered from 12.45 pm today:
   - No. 6 Business Services Wage Assessment Tool Payment Scheme Amendment Bill 2016
   - Tax Laws Amendment (Norfolk Island CGT Exemption) Bill 2016
   - Aged Care Legislation Amendment (Increasing Consumer Choice) Bill 2016
   - No. 7 Migration Legislation Amendment (Cessation of Visa Labels) Bill 2015; and

(b) government business be called on after consideration of the bills listed in paragraph (a) and considered till not later than 2 pm today.

Question put and passed.

Senator Ryan moved—That the order of general business for consideration today be as follows:

(a) general business order of the day no. 54 (Commonwealth Electoral Amendment (Donations Reform) Bill 2014); and

(b) orders of the day relating to documents.

Question put and passed.
12 **POSTPONEMENT**

Business was postponed as follows:

General business notice of motion no. 1071 standing in the names of Senators Madigan, Leyonhjelm, Day, Muir, Lambie, Wang and Xenophon and the Leader of the Glenn Lazarus Team (Senator Lazarus) for today, proposing an order for the production of documents by the Minister representing the Minister for Sport, postponed till 15 March 2016.

13 **COMMITTEE—EXTENSION OF TIME TO REPORT**

The following committee was granted an extension of time to report:

- Economics References Committee—Forestry managed investment schemes, extended to 14 March 2016.

14 **COMMUNITY AFFAIRS LEGISLATION COMMITTEE—LEAVE TO MEET DURING SITTING**

Senator Bushby, by leave and at the request of the Chair of the Community Affairs Legislation Committee (Senator Seselja), moved—That the Community Affairs Legislation Committee be authorised to hold a public meeting during the sitting of the Senate today, from 3.30 pm for the committee’s consideration of the 2015-16 additional estimates.

Question put and passed.

15 **CONSIDERATION OF LEGISLATION**

The Minister for Vocational Education and Skills (Senator Ryan), pursuant to notice of motion not objected to as a formal motion, moved government business notice of motion no. 3—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:

- Aged Care Legislation Amendment (Increasing Consumer Choice) Bill 2016
- Appropriation Bill (No. 3) 2015-2016
- Appropriation Bill (No. 4) 2015-2016
- Tax Laws Amendment (Norfolk Island CGT Exemption) Bill 2016.

Question put and passed.

16 **DEFENCE—SUBMARINES TENDER PROCESS—LEGAL ADVICE—ORDER FOR PRODUCTION OF DOCUMENTS**

Senator McEwen, also on behalf of Senator Xenophon, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1066—That—

(a) the Senate notes that:

(i) on 17 November 2014 the Senate agreed to an order for the production of documents directed at the Minister for Defence for ‘any documents produced by Macroeconomics.com.au Pty Ltd as a result of tender reference DMOCIP/RFT 0315/2012, including economic modelling and other examination of the potential economic impact of the SEA1000 submarine project on the Australian economy, among other subjects’,

(ii) on 23 February 2016 the Minister for Defence rose in the Senate and made a ‘Cabinet-in-Confidence’ related public interest immunity claim with respect to the documents ordered, and...
(iii) on 16 July 1975 the Senate laid out by resolution its position with respect to public interest immunity claims – where paragraph 4 of that resolution makes it clear that, while the Senate may permit claims of public interest immunity to be advanced, it reserves the right to determine whether any particular claim will be accepted; and

(b) there be laid on the table by the Minister for Defence, no later than 15 March 2016, the independent legal advice which grounds the Minister’s public interest immunity claim made in the Senate on 23 February 2016 in relation to the Senate resolution agreed to on 17 November 2014.

Question put and passed.

17 SOCIAL SECURITY AMENDMENT (DIABETES SUPPORT) BILL 2016

Senator Muir, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1067—That the following bill be introduced:


Question put and passed.

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

Question put and passed.

Bill read a first time.

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

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

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

18 SOCIAL ISSUES—HOMELESSNESS

Senator McEwen, at the request of Senator Lines and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1068—That the Senate—

(a) notes that Ruah Community Services has coordinated Perth’s third Registry Week, held between 8 and 19 February 2016, with teams of trained volunteers surveying rough-sleeping homeless people, with the aim of providing the sector a current snapshot of who is homeless in these areas and what their needs are;

(b) commends the City of Perth, the City of Vincent, the Town of Victoria Park, the City of Kwinana, the City of Rockingham, the City of Joondalup and the City of Wanneroo for their participation in the survey; and

(c) condemns the Abbott-Turnbull Government for its inaction on homelessness and affordable housing.

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

Question put and passed.
19 DEFENCE—VIETNAM VETERANS DAY

Senator Lindgren, also on behalf of Senator Reynolds, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1064—That the Senate—

(a) notes that Vietnam Veterans Day:
   (i) is celebrated on 18 August every year,
   (ii) commemorates the service and sacrifice given by almost 60 000 Australians who served in the Vietnam War, including the 521 who were killed and the 3 000 wounded, and
   (iii) was, until 1987, known as Long Tan Day, which commemorated the service of 108 personnel of D Company 6RAR, who on 18 August 1966, with limited supplies and in torrential rain, successfully fought off 2 000 North Vietnamese and Viet Cong troops near the village of Long Tan;
(b) reiterates its sincere appreciation for the service of all veterans of the Vietnam War; and
(c) expresses its regret that many veterans of the Vietnam War did not receive appropriate recognition of their service upon their return to Australia.

Question put and passed.

20 WOMEN—INTERNATIONAL WOMEN’S DAY

Senator Moore, also on behalf of the Minister for Women (Senator Cash) and Senator Waters, pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1069—That the Senate—

(a) notes that:
   (i) 8 March is International Women’s Day (IWD), and that the theme for IWD 2016 is ‘Planet 50-50 by 2030: Step It Up for Gender Equality’,
   (ii) International Women’s Day is a time to celebrate acts of courage and determination by women who have played an extraordinary role in the history of their countries and communities to achieve gender equality, and
   (iii) 2016 marks 40 years since Australia appointed its first Minister Assisting the Prime Minister in Women’s Affairs;
(b) acknowledges:
   (i) the work that UN Women, the United Nations (UN) organisation dedicated to gender equality and the empowerment of women, undertakes to improve the conditions of women, both domestically and internationally,
   (ii) that, despite the many rights and privileges Australian women enjoy, there remain challenges that we must strive to overcome, and
   (iii) that all women have the right to be safe and live without fear of violence, and women’s safety must therefore remain at the forefront of Australia’s national consciousness; and
(c) recognises:
   (i) that in Australia, violence against women is still far too common, with Australian Bureau of Statistics data revealing that one in four women has experienced violence at the hands of a current or former partner, and
(ii) that Australians have an obligation to speak out and protect the human rights of women, both in Australia and overseas.

Question put and passed.

21 EDUCATION—SCHOOL FUNDING—INDEXATION—ORDER FOR PRODUCTION OF DOCUMENTS

Senator McEwen, at the request of Senator Dastyari and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1072—that there be laid on the table by the Minister for Education and Training (Senator Birmingham) and the Minister for Finance and Minister representing the Treasurer (Senator Cormann), no later than 3.30 pm on Tuesday, 15 March 2016, all documents prepared since 15 September 2015, relating to the indexation of total school funding by the consumer price index with allowances for changes in enrolments from the 2018 school year onwards, as referred to in the measure contained in the 2014-15 Budget ‘Students First’—indexation of school funding from 2018.

Question put and passed.

22 SENATE—ELECTORAL LAW CHANGES—ORDER FOR PRODUCTION OF DOCUMENTS

Senator McEwen, at the request of Senator Collins and pursuant to notice of motion not objected to as a formal motion, moved general business notice of motion no. 1070—that there be laid on the table by the Special Minister of State, no later than 2 pm on Thursday, 3 March 2016, documents recording the agreement between the Government and the Australian Greens relating to changes to Senate voting.

Statements by leave: The Leader of the Australian Greens (Senator Di Natale) and Senators Collins and Day, by leave, made statements relating to the motion.

Question put and passed.

23 COMMITTEE MEMBERSHIP

The Deputy President (Senator Marshall) informed the Senate that the President had received a letter requesting changes in the membership of a committee.

The Minister for Vocational Education and Skills (Senator Ryan), by leave, moved—that senators be discharged from and appointed to the Environment and Communications References Committee, as follows:

Substitute members:

Senator Sterle to replace Senator Bullock for the committee’s inquiry into oil or gas production in the Great Australian Bight

Senator Moore to replace Senator Singh on 10 March 2016

Participating members: Senators Bullock and Singh.

Question put and passed.

24 AGED CARE LEGISLATION AMENDMENT (INCREASING CONSUMER CHOICE) BILL 2016

TAX LAWS AMENDMENT (NORFOLK ISLAND CGT EXEMPTION) BILL 2016

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

Message no. 567, dated 2 March 2016—A Bill for an Act to amend the law relating to aged care, and for related purposes.
Message no. 566, dated 2 March 2016—A Bill for an Act to amend the law relating to taxation, and for related purposes.
The Minister for Vocational Education and Skills (Senator Ryan) 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 Ryan moved—That these bills be now read a second time.
On the motion of Senator Ryan the debate was adjourned and the resumption of the debate made an order of the day for a later hour.
Senator Ryan moved—That the bills be listed on the Notice Paper as separate orders of the day.
Question put and passed.

25 APPROPRIATION BILL (NO. 3) 2015-2016
APPROPRIATION BILL (NO. 4) 2015-2016
Messages from the House of Representatives were reported transmitting for the concurrence of the Senate the following bills:
   Message no. 564, dated 2 March 2016—A Bill for an Act to appropriate additional money out of the Consolidated Revenue Fund for the ordinary annual services of the Government, and for related purposes.
   Message no. 565, dated 2 March 2016—A Bill for an Act to appropriate additional money out of the Consolidated Revenue Fund for certain expenditure, and for related purposes.
The Minister for Vocational Education and Skills (Senator Ryan) 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 Ryan moved—That these bills be now read a second time.
On the motion of Senator Ryan the debate was adjourned and the resumption of the debate made an order of the day for a later hour.

26 VETERANS’ AFFAIRS LEGISLATION AMENDMENT (SINGLE APPEAL PATH) BILL 2016
A message from the House of Representatives was reported transmitting for the concurrence of the Senate the following bill:
   Message no. 571, dated 2 March 2016—A Bill for an Act to amend the law relating to military rehabilitation and compensation, and for related purposes.
The Minister for Vocational Education and Skills (Senator Ryan) 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 Ryan 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 first day in the next period of sittings, 10 May 2016.

27 COURTS ADMINISTRATION LEGISLATION AMENDMENT BILL 2015

A message from the House of Representatives was reported agreeing to the following bill without amendment:


28 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. 568, dated 2 March 2016—Parliamentary Joint Committee on Intelligence and Security, Mr Wood in place of Mr Tehan.

Message no. 570, dated 2 March 2016—

Joint Committee on the Broadcasting of Parliamentary Proceedings, Mr Tehan, discharged
Parliamentary Joint Committee on Corporations and Financial Services, Mr CA Laundy, discharged
Joint Standing Committee on Electoral Matters, Mr Buchholz in place of Mr Coleman
Joint Standing Committee on Foreign Affairs, Defence and Trade, Mr Pitt and Mrs Prentice, discharged; and Mrs Griggs, Mr Hastie and Mr Williams, appointed
Joint Committee of Public Accounts and Audit, Mr Taylor, Mr CA Laundy and Mrs Prentice, discharged; and Mr Robert, appointed
Joint Standing Committee on the Parliamentary Library, Mr Taylor, discharged.

29 CORPORATIONS AND FINANCIAL SERVICES—JOINT STATUTORY COMMITTEE—EXTENSION OF TIME TO REPORT

A message from the House of Representatives was reported acquainting the Senate with a resolution of that House:

Message no. 569, dated 2 March 2016, relating to an extension of time to 20 May 2016 for the Parliamentary Joint Committee on Corporations and Financial Services to present its report on its inquiry into the impairment of customer loans.

30 ORDERS FOR PRODUCTION OF DOCUMENTS—STATEMENTS BY LEAVE

Senator Collins, by leave, made further statements relating to a matter raised earlier today concerning orders for the production of documents relating to the restructure of the CSIRO Oceans and Atmosphere division (see entries nos 4 and 7).
Documents: The Minister for Vocational Education and Skills (Senator Ryan) tabled the following documents:

Science and technology—CSIRO Oceans and Atmosphere division—Restructure—Letters to the President of the Senate from the Cabinet Secretary (Senator Sinodinos) [2], dated 3 March 2016, responding to the orders of the Senate of 24 and 29 February 2016.

Senators Collins, Ryan and Day, by leave, also made statements relating to a matter raised earlier today concerning an order for the production of documents relating to Senate electoral law changes (see entry no. 7).

At 12 45pm—

31 Business Services Wage Assessment Tool Payment Scheme Amendment Bill 2016
Order of the day read for the adjourned debate on the motion of the Minister for Communications (Senator Fifield)—That this bill be now read a second time.
Debate resumed.
Question put and passed.
Bill read a second time.
No amendments to the bill were circulated and no senator required that it be considered in committee.
On the motion of the Assistant Minister to the Prime Minister (Senator McGrath) the bill was read a third time.

32 Tax Laws Amendment (Norfolk Island CGT Exemption) Bill 2016
Order of the day read for the adjourned debate on the motion of the Minister for Vocational Education and Skills (Senator Ryan)—That this bill be now read a second time.
Debate resumed.
Question put and passed.
Bill read a second time.
No amendments to the bill were circulated and no senator required that it be considered in committee.
On the motion of the Assistant Minister to the Prime Minister (Senator McGrath) the bill was read a third time.

33 Aged Care Legislation Amendment (Increasing Consumer Choice) Bill 2016
Order of the day read for the adjourned debate on the motion of the Minister for Vocational Education and Skills (Senator Ryan)—That this bill be now read a second time.
Debate resumed.
Question put and passed.
Bill read a second time.
No amendments to the bill were circulated and no senator required that it be considered in committee.

On the motion of the Assistant Minister to the Prime Minister (Senator McGrath) the bill was read a third time.

34 **SENATE—ELECTORAL LAW CHANGES—ORDERS FOR PRODUCTION OF DOCUMENTS—DOCUMENTS**

The Minister for Finance (Senator Cormann) tabled the following documents:

- Senate—Electoral law changes—
  Communications and minutes—Letter to the President of the Senate from the Minister for Finance (Senator Cormann), dated 3 March 2016, responding to the order of the Senate of 2 March 2016 and raising public interest immunity claims, and attachments.
  Letter to the President of the Senate from the Minister for Finance (Senator Cormann), dated 3 March 2016, responding to the order of the Senate agreed to earlier today (see entry no. 22).

*Statements by leave*: Senator Cormann and the Leader of the Opposition in the Senate (Senator Wong), by leave, made statements relating to the matter.

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**At 2 pm**

35 **QUESTIONS**

Questions without notice were answered.

36 **INDUSTRIAL RELATIONS—FAIR WORK COMMISSION—VICE PRESIDENT—STATEMENT BY LEAVE**

The Minister for Employment (Senator Cash), by leave, made a statement informing the Senate of the resignation of Michael Lawler as a presidential member of the Fair Work Commission.

37 **MOTIONS TO TAKE NOTE OF ANSWERS**

Senator Moore moved—That the Senate take note of the answer given by the Minister for Employment (Senator Cash) to a question without notice asked by Senator Moore today relating to domestic violence leave and work-family leave. Debate ensued.

Question put and passed.

Senator Madigan moved—That the Senate take note of the answer given by the Attorney-General (Senator Brandis) to a question without notice asked by Senator Madigan today relating to Australia’s extradition treaty with China.

Question put and passed.

Senator Ludlam moved—That the Senate take note of the answer given by the Attorney-General (Senator Brandis) to a question without notice asked by Senator Ludlam today relating to the civil war in Syria.

Question put and passed.
38 COMMITTEE REPORTS AND GOVERNMENT RESPONSES—TABLEING AND CONSIDERATION PURSUANT TO STANDING ORDER 62(4)

Senator Fawcett, at the request of the chairs of the respective committees, tabled the following documents:

Additional estimates 2014-15—Rural and Regional Affairs and Transport Legislation Committee—Additional information received on 7 July 2015—Infrastructure and Regional Development portfolio.

Budget estimates 2015-16—
Legal and Constitutional Affairs Legislation Committee—Additional information received on 9 February 2016—Attorney-General’s portfolio.
Rural and Regional Affairs and Transport Legislation Committee—Additional information received between 24 June 2015 and 3 March 2016—Agriculture portfolio.
Infrastructure and Regional Development portfolio.

Budget estimates 2015-16 (Supplementary)—
Finance and Public Administration Legislation Committee—Additional information received between 3 February and 1 March 2016—Finance portfolio.
Indigenous issues across portfolios.
Prime Minister and Cabinet portfolio.
Legal and Constitutional Affairs Legislation Committee—Additional information received between 4 December 2015 and 3 March 2016—Attorney-General’s portfolio.
Immigration and Border Protection portfolio.
Rural and Regional Affairs and Transport Legislation Committee—Additional information received between 21 October 2015 and 3 March 2016—Agriculture and Water Resources portfolio.
Infrastructure and Regional Development portfolio.

Additional estimates 2015-16—Legal and Constitutional Affairs Legislation Committee—Additional information received on 2 and 3 March 2016—Attorney-General’s portfolio.

Senator Fawcett, at the request of the Chair of the Standing Committee on Publications (Senator Reynolds), tabled the following report:

PUBLICATIONS COMMITTEE
22ND REPORT

The Publications Committee reports that it has met in conference with the Publications Committee of the House of Representatives.

The Committee, having considered documents presented to the Parliament since 4 February 2016, recommends that the following be printed:

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).
No. 100—HG v Commonwealth of Australia (Department of Immigration and Border Protection).
No. 101—AI v Commonwealth of Australia (Department of Immigration and Border Protection).
No. 102—Kolind v Commonwealth of Australia (Department of Education and Training).
No. 103—Ghahani v Commonwealth of Australia (Department of Immigration and Border Protection).

   Final report, December 2015,
   Summary report, December 2015.

Business of the Senate—1 January to 31 December 2015.

Defence—
   Integrated Investment Program 2016.

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.


Senator Reynolds
Chair
3 March 2016.

Senator Fawcett moved—That the report be adopted.
Question put and passed.

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Senator Fawcett, on behalf of the Joint Standing Committee on Electoral Matters, tabled the following document:


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The Deputy Chair of the Parliamentary Joint Committee on the Australian Commission for Law Enforcement Integrity (Senator Bilyk) tabled the following report and document:


Report ordered to be printed on the motion of Senator Bilyk.
Senator Bilyk moved—that the Senate take note of the report.
Question put and passed.

The Minister for Communications (Senator Fifield) tabled the following document:
Foreign Affairs, Defence and Trade References Committee—Report—Use of unmanned air, maritime and land platforms by the Australian Defence Force—Government response, dated March 2016.
Senator Ludwig moved—that the Senate take note of the document.
Question put and passed.

39 COMMITTEE MEMBERSHIP
The Deputy President (Senator Marshall) informed the Senate that the President had received letters requesting changes in the membership of committees.
The Minister for Communications (Senator Fifield), by leave, moved—that senators be discharged from and appointed to committees as follows:

Environment and Communications Legislation Committee—
Appointed—
Substitute member: Senator Ludlam to replace Senator Waters for the committee’s inquiry into the provisions of the Broadcasting Legislation Amendment (Media Reform) Bill 2016
Participating member: Senator Waters

Environment and Communications References Committee—
Appointed—
Substitute member: Senator McKim to replace Senator Waters for the committee’s inquiry into the commercial use of Tasmanian bumblebees
Participating member: Senator Waters

Finance and Public Administration Legislation Committee—
Appointed—
Substitute member: Senator Rhiannon to replace Senator Rice for the committee’s inquiry into the Commonwealth Electoral Amendment (Political Donations and Other Measures) Bill 2016
Participating member: Senator Rice

Rural and Regional Affairs and Transport Legislation Committee—
Appointed—
Substitute member: Senator Rice to replace Senator Siewert for the committee’s inquiry into the provisions of the Transport Security Amendment (Serious or Organised Crime) Bill 2016
Participating member: Senator Siewert.

Question put and passed.

General business was called on.
40 **COMMONWEALTH ELECTORAL AMENDMENT (DONATIONS REFORM) BILL 2014**

Order of the day read for the adjourned debate on the motion of Senator Rhiannon—
That this bill be now read a second time.
Debate resumed.

*At 6 pm: Debate was interrupted while Senator O’Neill was speaking.*

41 **NOTICE**

The Chair of the Education and Employment Legislation Committee (Senator McKenzie) gave a notice of motion as follows: To move on the next day of sitting—
That the Senate adopt the recommendation contained in the report of the Education and Employment Legislation Committee on the additional estimates 2015-16 that standing order 26(4) be referred to the Procedure Committee for consideration.

42 **DOCUMENTS—ORDERS OF THE DAY—CONSIDERATION**

The following orders of the day relating to documents were considered:

- **Migration Act 1958**—Section 486O—Assessment of detention arrangements—
  Personal identifiers 1002173, 1002181, 1002208, 1002209, 1002221, 1002236,
  1002249, 1002273, 1002283, 1002292, 1002301, 1002328, 1002334, 1002353,
  1002356, 1002364, 1002397, 1002398, 1002410, 1002417, 1002452, 1002466,
  1002516, 1002519, 1002561, 1002602, 1002605, 1002672, 1002673, 1002730,
  1002760, 1002775, 1002856, 1002915, 1002969, 1002974, 1002984, 1003046,
  1003102, 1003156, 1003171, 1003172, 1003187, 1003189, 1003197, 1003211,
  1003213, 1003304, 1003313, 1003416 and 1003453
  —Government response to Ombudsman’s reports. Motion of Senator Lines to take note of document agreed to.

- **Australian Law Reform Commission (ALRC)**—Report No. 129—Traditional rights and freedoms—Encroachments by Commonwealth laws—Final and summary reports. Motion of Senator Ludwig to take note of documents called on.
  On the motion of Senator Lines the debate was adjourned till Thursday at general business.

- **Sydney Airport Demand Management Act 1997**—Quarterly report on the maximum movement limit for Sydney Airport for the period 1 October to 31 December 2015. Motion of Senator Cameron to take note of document called on.
  On the motion of Senator Lines the debate was adjourned till Thursday at general business.

- **Treaty**—*Bilateral*—Treaty on Extradition Between Australia and the People’s Republic of China (Sydney, 6 September 2007)—Text, together with national interest analysis. Motion to take note of document moved by Senator Lines. Debate adjourned till Thursday at general business, Senator Lines in continuation.

*General business concluded.*

43 **COMMITTEE MEMBERSHIP**

The President informed the Senate that he had received a letter nominating a senator to be a member of a committee.

The Minister for Tourism and International Education (Senator Colbeck), by leave, moved—That Senator Lazarus be appointed as a participating member of the Select Committee on Health.

Question put and passed.
44 Committee Reports and Government Responses—Orders of the Day—Consideration

The following orders of the day relating to committee reports and government responses were considered:


Education and Employment References Committee—Feasibility of, and options for, creating a national long service standard, and the portability of long service and other entitlements—Report. Motion of Senator Lines to take note of report called on. Debate adjourned till the next day of sitting, Senator Lines in continuation.

Legal and Constitutional Affairs References Committee—Phenomenon colloquially referred to as ‘revenge porn’—Report. Motion of the chair of the committee (Senator Lazarus) to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Education and Employment References Committee—Access to real learning: the impact of policy, funding and culture on students with disability—Report. Motion of Senator McKenzie to take note of report called on. Debate adjourned till the next day of sitting, Senator Lines in continuation.

Community Affairs References Committee—Report—Grandparents who take primary responsibility for raising their grandchildren—Government response. Motion of Senator Smith to take note of document debated. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Economics References Committee—‘I just want to be paid’: Insolvency in the Australian construction industry—Report. Motion of Senator Cameron to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Economics References Committee—Australia’s innovation system—Report. Motion of Senator Carr to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Foreign Affairs, Defence and Trade—Joint Standing Committee—Empowering women and girls: The human rights issues confronting women and girls in the Indian Ocean-Asia Pacific region—Report. Motion of Senator McEwen to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Environment and Communications Legislation Committee—Final report—Performance, importance and role of Australia Post in Australian communities and its operations in relation to licensed post offices—Government response. Motion of Senator McEwen to take note of document called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Legal and Constitutional Affairs References Committee—Impact of the 2014 and 2015 Commonwealth Budget decisions on the arts—Report. Motion of the chair of the committee (Senator Lazarus) to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

National Disability Insurance Scheme—Joint Standing Committee—Implementation and administration of the National Disability Insurance Scheme—Progress report. Motion of Senator Gallacher to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Rural and Regional Affairs and Transport Legislation Committee—Shipping Legislation Amendment Bill 2015 [Provisions]—Dissenting report from Opposition senators. Motion of Senator McEwen to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Recent Allegations relating to Conditions and Circumstances at the Regional Processing Centre in Nauru—Select Committee—Taking responsibility: conditions and circumstances at Australia’s regional processing centre in Nauru—Report. Motion of Senator Gallacher to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Community Affairs References Committee—Out of home care—Report. Motion of the chair of the committee (Senator Siewert) to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Finance and Public Administration References Committee—Domestic violence in Australia—Report. Motion of Senator Gallacher to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Economics References Committee—Future of Australia’s naval shipbuilding industry: Part 3 – Long-term planning—Report. Motion of Senator McEwen to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Foreign Affairs, Defence and Trade References Committee—Use of unmanned air, maritime and land platforms by the Australian Defence Force—Report. Motion of the chair of the committee (Senator Gallacher) to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Foreign Affairs, Defence and Trade References Committee—Blind agreement: reforming Australia’s treaty-making process—Report. Motion of the chair of the committee (Senator Gallacher) to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

Community Affairs References Committee—Adequacy of existing residential care arrangements available for young people with severe physical, mental or intellectual disabilities in Australia—Report. Motion of the chair of the committee (Senator Siewert) to take note of report called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.

National Broadband Network—Select Committee—Second interim report—Government response. Motion of Senator McEwen to take note of document called on. On the motion of Senator Lines the debate was adjourned till the next day of sitting.
45 **AUDITOR-GENERAL’S REPORTS—ORDERS OF THE DAY—CONSIDERATION**

The following order of the day relating to reports of the Auditor-General was considered:

Auditor-General—Audit report no. 24 of 2015-16—Performance audit—Early intervention services for children with disability: Department of Social Services. Motion of Senator McLucas to take note of document agreed to.

46 **ADJOURNMENT**

The President proposed the question—That the Senate do now adjourn. Debate ensued.

Documents: Senator Simms, by leave, tabled the following documents:

Education—Safe Schools Coalition Australia program—

Letter from the Executive Director, All Out (Mr Beard) to the Prime Minister (Mr Turnbull), dated 1 March 2016, and attachment.

Letter to the President of the Senate from Senators Simms and Rice, dated 3 March 2016, and attachment.

The Senate adjourned at 6.54 pm till Tuesday, 15 March 2016 at 12.30 pm.

47 **ATTENDANCE**

Present, all senators except Senators Birmingham*, Lambie and Ruston* (*on leave).

**ROSEMARY LAING**

Clerk of the Senate